

9th Day
Monday, August 12, 2019
11:00 a.m.

The August Board meeting was held on Opening Day of the 164th Annual Wayne County Fair at the Village of Palmyra Fairgrounds, with Chairman Steven LeRoy presiding.

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

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

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

APPROVAL OF MINUTES:

Mrs. Crane moved, seconded by Mrs. Pagano, 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 below:

A copy of the Sheriff's Office Cash Receipts Report dated 7/18/19 totaling \$17,195.71 was received.

A letter was received from Senator Pamela Helming, acknowledging the adoption of several Wayne County resolutions, including requesting legislation opposing the new paper bag tax in the county and expressing support to the National Oceanic and Atmospheric Administration for the designation of the 'Lake Ontario National Marine Sanctuary'.

An introduction letter was received from Danielle Barber, RN and Executive Director of the Laurel House Comfort Care Home in Newark, NY. They are a non-profit home in partnership with Hospice, serving the residents and their families in need, during a resident's final days of life.

Copy of an adopted resolution was received from the Seneca County Board of Supervisors regarding the endorsement of C. Mitchell Rowe for appointment to the Finger Lakes Workforce Investment Board.

Notification from the NYS Dept. of Public Service regarding public statement hearings to gather input regarding RG&E and NYSEG's proposed rate increases for services, to take effect April 2020.

A copy of the July 25, 2019 Professional Advisory Committee Meeting Minutes were received and filed as per State requirements, after being accepted by the Wayne County Health and Medical Services Committee.

A copy of the County Auditor's accounts payable report for monthly utilities, miscellaneous payments including the July warrants for accounts payable, totaling \$5,283,179.85 was received and filed.

Mr. Verkey moved, seconded by Mrs. Jacobs. Motion carried.

Chairman LeRoy and introduced Pamela Ferranti, President of the Wayne County Fair. Ms. Ferranti introduced Jennifer Evans, the 2019 Wayne County Fair Apprentice from the Town of Macedon, welcoming everyone in attendance today on this opening day of the Wayne County Fair.

Chairman Leroy thanked Ms. Ferranti for accommodating and hosting the County Board Meeting to convene at the Wayne County Fair; as the opportunity is something we look forward to and truly appreciate.

Chairman LeRoy welcomed and introduced Senator Pamela Helming and Assemblyman Brian Manktelow, thanking them both for joining us today.

Senator Helming thanked everyone and updated Board Members of the many community events and projects that she and her staff have been working, including conducting several scheduled Mobile Office Hours. The Senator will be in Newark on Wednesday, September 18 from 4 to 6 p.m. at Erie Shore Landing Café, 50 East Avenue. She noted that these mobile meetings provide great opportunities to connect personally with local residents, elected officials, businesses, and organizations and to hear firsthand what was on the minds with regard to New York State matters.

Senator Helming commended Lesa Osipovitch, E911 Dispatcher, a recipient of a Liberty Medal, the highest honor bestowed upon an individual by the New York State Senate.

Assemblyman Manktelow thanked County Board Members and staff for their support and the invitation to be here today, as he has many fond memories of attending board meetings when serving as the Lyons Town Supervisor. The Assemblyman noted that he will continue to serve our community to support job growth to help make upstate New York a better place to do business, work, and raise families. never forgetting our veterans

PUBLIC HEARING - Proposed 2020-2024 Capital Plan for Wayne County

Mr. Ken Blake, Fiscal Assistant, addressed the Board to briefly explain the 2020-2024 Capital Plan. A copy of the Plan was previously provided to Supervisors and available to the public showing the total project costs over a five-year period. It was noted that this plan was reviewed during a joint Committee meeting of the Finance, Economic Development/Planning, Public Works and Public Safety Committees on June 18, and on file with the Clerk of the Board.

Mr. Blake further emphasized that the 2020-2024 Capital Plan is simply a planning instrument and not an appropriations or funding commitment.

Prior to the opening of today's scheduled hearing this morning, Chairman LeRoy took this opportunity to read the Board's procedures that are followed for all County public hearings. Further, he requested that persons interested in addressing the Board with their comments to come forth to the microphone in the front.

The Clerk read the Notice of Public Hearing scheduled this morning regarding proposed 2020-2024 Capital Plan:

**COUNTY OF WAYNE
NOTICE OF PUBLIC HEARING
2020-2024 CAPITAL PLAN FOR WAYNE COUNTY**

NOTICE IS HEREBY GIVEN THAT the Wayne County Board of Supervisors will conduct a Public Hearing at **11:05 a.m. on Monday, August 12, 2019** at the Wayne County Fair, W. Jackson Street, Palmyra, New York 14522, to consider public comments concerning revisions to the capital plan for Wayne County. The proposed Capital Plan is a planning instrument and not an appropriations or funding commitment.

Copies of the proposed Capital Plan are on file with the Clerk of the Board and may be inspected at the County Court House during normal business hours; and also by referring to the Wayne County website at:

<https://web.co.wayne.ny.us/wp-content/uploads/2019/07/Capital-Plan.pdf>

All interested parties are invited to attend the public hearing or to provide written comments to the Clerk of the Board, which written comments will be considered at the hearing.

The Historic Courthouse is in compliance with accessibility standards under the Americans with Disabilities Act. Hearing disabled persons who wish to attend should call Sandy or Debbie at 315-946-5400 at least 48 hours prior to the hearings to make arrangements for an interpreter.

Dated: July 19, 2019
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

Chairman LeRoy opened the floor for public comment at 11:41 a.m., requesting citizens to come forth with their comments. There was no interest in commenting on the proposed capital plan.

After a second request for comment was made, Chairman LeRoy asked for a motion to close the hearing.

Mr. Verkey moved, seconded by Mrs. Crane, that the hearing be closed at 11:42 a.m. Upon roll call, carried.

PRESENTATION OF AWARDS

Lindsey Gerstenslager, District Manager and Ron Thorn, Conservation Field Manager of the Wayne County Soil and Water Conservation District presented **Patricia VanLare** an award for the **Agriculture Environmental Steward of 2019**.

Senator Pam Helming also honored Ms. VanLare with the presentation of a New York State Senate Proclamation. Both Senator Helming and Assemblyman Manktelow congratulated Mrs. VanLare for her many years of dedicated service to the WC Soil and Water District and the residents of Wayne County.

Ms. Gerstenslager was happy to announce and present the award and sign for display for **Conservation Farm of the Year for 2019 to the Humbert Family**.

Upon receipt of this award, Mark Humbert thanked everyone and proudly introduced his family.

Senator Pam Helming presented a New York State Senate Proclamation honoring Humbert Family Farm. Assemblyman Manktelow also congratulated the Humbert Family for their hard work and dedication in receiving the honor of **Conservation Farm of the year for 2019**.

Wayne County Soil and Water District - 75th Anniversary

Supervisor Ken Miller presented a proclamation to the Wayne County Soil and Water District for their 75th Anniversary, established on February 21, 1944, for the conservation of the natural resources in Wayne County.

Ms. Gerstenslager thanked the Board, stating that to commemorate the occasion, they would be planting 75 ten year-old trees within the Wayne County District.

RECESS

At 12:02 p.m., Chairman LeRoy called for the Board take a ten (10) minute break.

REGULAR SESSION

The Board resumed Regular Session at 12:17 p.m.

RESOLUTION NO. 408-19: AUTHORIZATION TO REMOVE AND REAPPOINT YOUTH BOARD MEMBERS

Mr. Verno presented the following:

WHEREAS, Tracy Migliore, representing Delphi Rise, requests to be removed as a member of the Wayne County Youth Board due to changes in circumstances; and

WHEREAS, Michael Muscolino, representing Alex Eligh Community Center; term as a member of the Wayne County Youth Board is completed, and

WHEREAS, Debra DeRue, representing town of Williamson; term as a member of the Wayne County Youth Board is completed, and

WHEREAS, Edward Hunt, representing Wayne Behavioral Health Network; term as a member of the Wayne County Youth Board is completed, and

WHEREAS, Jessica Spence, representing Cornell Cooperative Extension; term as a

member of the Wayne County Youth Board is completed, therefore be it

RESOLVED, request authorization from the Chairman of the Board of Supervisors to reappoint Michael Muscolino, Debra DeRue, Edward Hunt and Jessica Spence to the Wayne County Youth Board for a term of three years, and further be it

RESOLVED, Tracy Migliore be removed from the Youth Board

Michael Muscolino
696 Filkins Rd.
Newark, NY 14513

Debra DeRue
3307 West Ridge Rd.
Williamson, NY 14589

Edward Hunt
Wayne Beh Health Network
1519 Nye Rd.
Lyons, NY 14489

Jessica Spence
1581 Route 88 N
Newark, NY 14513

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

RESOLUTION NO. 409-19: AUTHORIZATION TO CONTRACT WITH WAYNE COUNTY SCHOOL DISTRICTS FOR THE FAMILY AND COMMUNITIES TOGETHER PROGRAM FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Verno presented the following:

WHEREAS, the Families and Communities Together (FACT) Program is designed to assist families that have children exhibiting emotional and/or behavioral issues. FACT serves children in grades K through 8. The primary goal of FACT is to prevent out of home placements by providing intensive case management services; and

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

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the Department of Aging and Youth for the provision of FACT services with the schools listed below in the amount specified, for the contract year from September 1, 2019 through August 31, 2020, subject to the County Attorney's approval as to form and content.

School	Youth Served	Total Cost
Sodus	6	\$6,000
NR/Wolcott	10	\$ 10,000
Lyons	9	\$ 9,000
Clyde	5	\$ 5,000
Pal Mac	10	\$ 10,000
Marion	1	\$1,000
Red Creek	3	\$ 3000
Newark	6	\$ 6,000
Wayne	3	\$ 3,000
Total	53	\$53,000

Mr. Emmel moved the adoption of the resolution. Seconded by Mrs. Crane. Upon roll call, adopted.

RESOLUTION NO. 410-19: AUTHORIZATION TO TERMINATE THE DIETITIAN CONTRACT WITH GERALDINE MORSE AND INITIATE CONTRACT WITH LESLIE ELLIOTT FOR DIETITIAN SERVICES FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Verno 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 is mandated to provide 12 hours of registered dietitian services per week for meal analysis, menu creation, nutrition education services and provision of nutrition counseling to seniors that have been assessed nutritionally at risk; and

WHEREAS, the Department was notified that Geraldine Morse is retiring and requests to terminate her contract effective July 31, 2019; and

WHEREAS, Leslie Elliott, RD., meets the specific qualifications and expertise desired and has agreed to contract with Wayne County for dietitian services; and

WHEREAS, the terms and conditions of the contract with Leslie Elliot will remain the same as the current dietitian contract, with the hourly rate remaining at 45.64 per hour for 12 hours per week; 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 Leslie Elliott, RD., for the period of August 15, 2019 through December 31, 2019, to provide the required dietary services at the hourly rate of \$45.64; and be it further

RESOLVED, that the total of all payments shall not exceed \$11,867.

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

RESOLUTION NO. 411-19: AUTHORIZATION FOR THE DEPARTMENT OF AGING AND YOUTH TO SUBMIT THE 2019 UNMET NEED GRANT

Mr. Verno presented the following:

WHEREAS, the Department has been informed that the NY State 2019 budget has procured additional funding, in the amount of \$15 million, to meet the unmet long term care needs throughout the state, of which \$17,376 has been allocated to Wayne County Department of Aging and Youth; and

WHEREAS, the Unmet Need grant has already been applied to the 2019 Wayne County budget, pursuant to Resolution No. 402-19; and

WHEREAS, the Chairman of the Board is required to sign the 2019 Unmet Need grant application due in August 2019; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the Unmet Need grant application for the year 2019.

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

RESOLUTION NO. 412-19: APPROVAL OF MEMBERS FOR THE SENIOR ADVISORY COUNCIL FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Verno presented the following:

WHEREAS, the Department of Aging and Youth is required to maintain an advisory council of seniors and senior serving agencies to advise the Department's plans for senior services; and

WHEREAS, Board Members for the Senior Advisory Council must be appointed by the Board of Supervisors; now, therefore be it

RESOLVED, that the following individuals be appointed to serve on the advisory council through December 31, 2020:

Sharon Celentano	Macedon
Bob Hanson	Newark
Donna Johnson	Wayne CAP, Lyons
Chuck Martin	Marion
Marlene Martin	Marion
David Nussbaumer	Palmyra
Sue Nussbaumer	Palmyra
Mae Pitts	Williamson
Alice Reynolds	Walworth

Jim Switzer Ontario

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

RESOLUTION NO. 413-19: AUTHORIZATION TO SIGN AGREEMENT WITH CHILD CARING INSTITUTION PATHWAYS, INC. THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES

Mr. Verno presented the following:

WHEREAS, the Wayne County Department of Social Services (DSS) needs to place children in child caring institutions, at times, to promote their health and safety; and

WHEREAS, payment for these services is not determined by the county but is dictated by New York State; and

WHEREAS, it has been the practice of DSS to have in place contracts with various child caring institutions to facilitate a child's placement on a timely basis; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement with Pathways, Inc. for the time frame 7/1/19-6/30/22 for the purchase of foster care for children, subject to the County Attorney's approval as to form and content for an amount not to exceed \$375,000.

Mr. Emmel moved the adoption of the resolution. Seconded by Mrs. Crane. Upon roll call, adopted.

RESOLUTION NO. 414-19: AUTHORIZE OUT-OF-TITLE PAY TO COMPUTER SERVICES ASSISTANT AT THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES

Mr. Verno presented the following:

WHEREAS, the position of Information Technology Coordinator became vacant on 11/23/18; and

WHEREAS, the duties of the Information Technology Coordinator are integral and necessary for the proper functioning of the Information Technology Department and the physical plant of the Wayne County Department of Social Services; and

WHEREAS, the Computer Services Assistant fulfilled these duties; and

WHEREAS, the Computer Services Assistant is eligible for out-of-title pay for this and the Interim Commissioner has made a request for same; now, therefore, be it

RESOLVED, that the Computer Services Assistant who fulfilled the duties of Information Technology Coordinator on a temporary basis is hereby authorized to receive out-of-title pay for the timeframe January 1, 2019 through July 31, 2019; and be it further

RESOLVED, that the Treasurer is hereby authorized and directed to make the following 2019 budget adjustments:

A60100 – Social Services

\$ 2,937.14 from A60101.51380 Information Technology Coordinator

\$ 2,937.14 to A60101.51229 Computer Services Assistant

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

RESOLUTION NO. 415-19: AUTHORIZATION TO CREATE AND FILL THE POSITION OF A PART-TIME VETERANS SERVICE OFFICER IN THE VETERANS SERVICE OFFICE AND AMEND BUDGET

Mr. Verno presented the following:

WHEREAS, Veterans Service Officer assists Veterans and their dependents on questions relating to Veterans benefits, files benefit claims, and counseling Veterans and their dependents on burial related claims; and

WHEREAS, the Wayne County Veterans Service Agency currently services 2,400 of 7,600 Veterans within our county; and

WHEREAS, Veterans Service Agency would be able to outreach more Veterans in our county, by visiting nursing homes, long-term care facilities, American legion/VFW posts, and

Veterans homes; and

WHEREAS, Veteran Service Agency is requesting a start date of August 26, 2019; and

WHEREAS, the Veteran Service Agency request an increase of 2019 salary and benefit budget of \$7,520; now, therefore, be it

RESOLVED, that as of August 26, 2019 one (1) Veteran Service Officer PT position be hereby created in the Veteran Service Office; and be it further

RESOLVED, that the County Treasurer is authorized to amend the 2019 Budget as follows:

A1990 Contingency Budget General

(Appropriations)

\$7,520 from 54000 Contractual Expenses

A6510 Veteran Services

(Appropriations)

\$6,430 to 51712 Veterans Services Officer Part-time

\$598 to 58100 Retirement

\$492 to 58200 Social Security

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

RESOLUTION NO. 416-19: AUTHORIZATION TO PARTICIPATE IN A NEW YORK STATE OFFICE OF MENTAL HEALTH PILOT PROJECT, AND TO ESTABLISH A BUSINESS ASSOCIATE AGREEMENT BETWEEN WAYNE COUNTY BEHAVIORAL HEALTH NETWORK, THE WAYNE COUNTY SHERIFF'S OFFICE, AND ZOOM VIDEO COMMUNICATIONS, INC

Mr. Baldrige presented the following:

WHEREAS, the New York State Office of Mental Health (OMH) has selected the Wayne County Sheriff's Office and Wayne County Behavioral Health Network (WBHN) to jointly participate, at no cost to the County, in a State OMH pilot project involving an innovative police-telehealth initiative; and

WHEREAS, the pilot project will involve a select small group of Wayne County Sheriff's Deputies who will be equipped with an iPad device, which at the discretion of the Deputy will be able to be used when the Deputy responds to mental health related incident in the community, and when the Deputy determines they would like to electronically connect (via telehealth technology) with a WBHN clinician who will then via the iPad be able to provide a behavioral health related assessment and consultation to the Deputy while the s/he is in the field at the incident location in order to assist the Deputy in addressing the behavioral health needs of the involved individual; and

WHEREAS, OMH has contracted with Zoom Video Communications, Inc., to provide the telehealth technology platform that will be used for this project, and as such, a Business Associate Agreement (BAA) is required between the County Departments involved and Zoom Communications, Inc.; and

WHEREAS, the BAA will define how the parties involved will comply with relevant Federal and State confidentiality standards, including but not limited to: the Health Insurance Portability and Accountability Act of 1996 ("HIPAA"); 45 CFR part 160 and part 164, subparts A and E (the "Privacy Rule"); 45 C.F.R. Part 160 and Subparts A and C of Part 164 (the "Security Rule"), and The Health Information Technology for Economic and Clinical Health Act (the "HITECH Act"); now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the Wayne County Sheriff's Office and Wayne County Behavioral Health Network to participate in this Office of Mental Health Pilot Project, and the Chairman of the Board is authorized to sign a Business Associate Agreement, pending County Attorney review and approval, on behalf of Wayne County Behavioral Health Network and the Wayne County Sheriff's Office, with Zoom Communications, Inc. effective for the period August 20, 2019 to August 19, 2020.

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

RESOLUTION NO. 417-19: AUTHORIZATION TO CONTRACT WITH HEALTH RESEARCH, INC FOR WAYNE COUNTY PUBLIC HEALTH TO PERFORM PUBLIC HEALTH EMERGENCY PREPAREDNESS ACTIVITIES

Mr. Baldrige presented the following:

WHEREAS, Wayne County Public (WCPH) is required by the New York State Department of Health (NYSDOH) to perform Public Health Emergency Preparedness activities; and

WHEREAS, funding for such activities comes from Health Research, Inc (HRI); and

WHEREAS, WCPH's current contract with HRI expired on 6/30/19 and HRI has sent a contract renewal for the period of July 1, 2019 to June 30, 2020 for an amount not to exceed \$80,645; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract with Health Research, Inc. for WCPH to perform Public Health Emergency Preparedness activities, for the period of July 1, 2019 to June 30, 2020 for an amount not to exceed \$80,645, subject to the approval of the County Attorney as to form and content.

Mrs. Crane moved the adoption of the resolution. Seconded by Mrs. Jacobs. Upon roll call, adopted.

RESOLUTION NO. 418-19: AUTHORIZATION TO EXECUTE A CONTRACT WITH OSWEGO CITI BOCES FOR THE PROVISION OF VISION THERAPY SERVICES FOR CHILDREN WITH HANDICAPPING CONDITIONS THROUGH THE WAYNE COUNTY PUBLIC HEALTH DEPARTMENT

Mr. Baldrige presented the following:

WHEREAS, pursuant to Section 4410 of the Education Law, Wayne County Public Health (WCPH) is required to contract with providers of Related Services for children with handicapping conditions; and

WHEREAS, WCPH wishes to contract with Oswego CiTi BOCES for the provision of Vision Therapy Services for the period of July 1, 2019 to June 30, 2020 at the following rates:

- Vision Therapy \$130.63 / .5 hour
- Consultation - \$210 / consult
- Evaluation - \$315 / evaluation

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Oswego County BOCES for the period of July 1, 2019 to June 30, 2020 for the provision of Vision Therapy services at \$130.63 / .5 hour session, Consultation - \$210 / consult, and Evaluation - \$315 / evaluation, subject to the approval of the County Attorney as to form and content and meeting insurance requirements.

Mrs. Jacobs moved the adoption of the resolution. Seconded by Mr. Verkey. Upon roll call, adopted.

RESOLUTION NO. 419-19: AUTHORIZATION TO CONTRACT WITH WAYNE-FINGER LAKES BOCES FOR TRANSPORTATION FOR THE EARLY INTERVENTION AND THE PRE-K PROGRAMS

Mr. Baldrige presented the following:

WHEREAS, pursuant to Education Law, Section 4410, Subdivision 8, "the municipality in which a preschool child resides shall, beginning with the first day of service, provide either directly or by contract for suitable transportation"; and

WHEREAS, pursuant to Education Law, Section 4410, (1)(g), "municipality' means a county outside the City of New York; and

WHEREAS, Wayne County School Districts provide transportation for children in the Early Intervention and Pre-K programs; and

WHEREAS, the County currently contracts with Wayne-Finger Lakes BOCES to manage invoicing and payment for services, as a pass through entity, between the Districts and the County; and

WHEREAS, transportation is required for the following sites: Wayne County Chapter ARC facility located in Newark, programs at the Red Creek Central School, the Williamson Central School, the Stepping Stones Learning Center program at the Children's Continuous Care in Macedon, and within Wayne County for Childcare; and

WHEREAS, the Director of Public Health is desirous in entering into a new contract with Wayne Finger Lakes BOCES to facilitate such service within Wayne County beginning on July 1, 2019 to June 30, 2020, with the option to renew contract for two (2) additional one (1) year periods, upon mutual agreement, the transportation rate will be \$44.00 per child per day with a minimum charge of \$132.00 when transporting fewer than three children on any particular route; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with the Wayne - Finger Lakes BOCES to invoice the County and distribute payment to the Districts for the transportation of children in the Early Intervention and Pre – K programs to the Wayne County Chapter ARC facility in Newark, programs at the Red Creek Central School, the Williamson Central School, the Stepping Stones Center program at the Children's Continuous Care in Macedon, and within Wayne County for Childcare, beginning on July 1, 2019 to June 30, 2020, with the option to renew contract for two (2) additional one (1) year periods, upon mutual agreement, for the amount of \$44.00 per child per day with a minimum charge of \$132.00 when transporting fewer than three children on any particular route, subject to the approval of the County Attorney as to form and content and meeting insurance requirements.

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

RESOLUTION NO. 420-19: ACCEPTING BIDS FOR THE PURCHASE OF ELECTRONIC MEDICAL RECORDS AND FINANCIAL SOFTWARE FOR THE WAYNE COUNTY NURSING HOME

Mr. Baldrige presented the following:

WHEREAS, the Board of Supervisors have duly advertised for bids for the purchase of electronic medical record and financial software for the Wayne County Nursing Home in accordance with the provisions of Section 103 of the General Municipal Law; and

POINT CLICK CARE	Base Price	Implementation & Training	Integration Fees	Total
Monthly	One- time Cost	One- time Cost		
2019 \$5,897.85	\$21,700.00	\$1,650.00		\$29,247.85

CANTATA	Base Price	Implementation & Training	Integration Fees	Total
Monthly	One-time Cost	One- time Cost		
2019 \$4,003.00	\$23,250.00	\$3,545.00		\$30,798.00

CRITERIA	WEIGHT
Total cost of licensing and implementation	20%
Product and system performance (as demonstrated during 4 hour presentation)	20%
Ability to meet all RFP criteria	20%
Continuing cost of licensing/user fees	10%
References	5%
Detailed plan for Data conversion from all existing softwares	5%
Training and support capability	10%
Experience with NYS health industry regulations and agencies	10%

SCORE	INTERPRETATION
5	Very Satisfactory
4	Satisfactory
3	Fair
2	Poor
1	Very Poor

<u>CRITERIA</u>	<u>POINT CLICK CARE</u>			<u>CANTATA</u>	
	<u>Weight</u>	<u>Score</u>	<u>Total</u>	<u>Score</u>	<u>Total</u>
Total cost of licensing and implementation	0.2	4	0.8	3	0.6
Product and system performance (as demonstrated during 4 hour presentation)	0.2	5	1	2	0.4
Ability to meet all RFP criteria	0.2	5	1	3	0.6
Continuing cost of licensing/user fees	0.1	4	0.4	4	0.4
References	0.05	5	0.25	2	0.1
Detailed plan for Data conversion from all existing softwares	0.05	4	0.2	3	0.15
Training and support capability	0.1	5	0.5	3	0.3
Experience with NYS health industry regulations and agencies	0.1	5	0.5	1	0.1
Total Score			4.65		2.65

WHEREAS, the nursing home advertised for proposals with a grading scale outlined in the RFP titled "method of award"; the nursing home reviewed all proposals and assigned a grade to each measure; and

WHEREAS, the bid received by Point Click Care received a higher score after the RFPs were evaluated to meet the specifications as outlined in the RFP; and

WHEREAS, the bid by Point Click Care has a higher monthly licensing cost the program has many more capabilities that are included in the base price than Cantata; now, therefore, be it

RESOLVED, that said bid is hereby accepted for the amount of \$29,247.85 and the contract for the purchase of electronic medical records and financial software for the Wayne County Nursing Home is hereby awarded to Point Click Care; and be it further

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes the nursing home administrator to approve individual change orders that increase the project cost up to \$5,000 and is within the budgeted amount for said project; and be it further

RESOLVED, that any change order that increases the project cost in excess of \$5,000 each must be approved in advance by the Health & Medical Committee Chairman and the County Administrator and shall not exceed the budget amount.

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

RESOLUTION NO. 421-19: AUTHORIZATION TO PURCHASE 2 DESKS FOR HUMAN RESOURCE OFFICE AND AMEND THE 2019 BUDGET

Mrs. Crane presented the following:

WHEREAS, the Human Resource Department has 2 existing desks that needs replacement due to wear and tear; and

WHEREAS, the 2019 budget included appropriations with estimates for Police and Deputy Sheriff physical fitness examinations has not been utilized fully due to number of candidates sent to the academy decreased; and

WHEREAS, quotes have been received for the replacement of 2 desks (unit 1 \$ 2,185.43 – unit 2 \$1,531.72) totaling \$3,717.15; and

WHEREAS, the Human Resource Director is desirous to amend the 2019 Budget to apply \$3,717.15 from Fees for service-non-employee contractual appropriations to Office Equipment to fund the purchase of 2 new desks; now, therefore, be it

RESOLVED, that the Human Resource Office is authorized to purchase 2 desk units at a cost net to exceed 3717.15; and be it further

RESOLVED, that the Wayne County Treasurer is authorized to amend the 2019 Budget as follows:

A1430 Human Resource Department

(Appropriations)

\$3,717.15 from 54500 Fees for service-non-employee

\$3,717.15 to 52200 Office Equipment

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

RESOLUTION NO. 422-19: AUTHORIZATION FOR THE ADOPTION OF MANAGERIAL/CONFIDENTIAL POSITION PAY GRADE FOR SENIOR PAYROLL CLERK

Mrs. Crane presented the following:

WHEREAS, the Board of Supervisors adopted Resolution No. 382-14 establishing pay grades for the Managerial Confidential (M/C) positions in place at that time; and

WHEREAS, the Board of Supervisors adopted Resolution No. 622-18 to renew contact with Public Section HR Consultants LLC to provide services including the rating of new positions that may be created in the M/C employee group; and

WHEREAS, through contract negotiations the position of Senior Payroll Clerk was removed from contract and placed within the M/C employee group; and

WHEREAS, Public Section HR Consultants LLC has studied and rated the position and recommends placement in M/C pay grade 4; now, therefore, be it

RESOLVED, that the position of Senior Payroll Clerk is hereby placed in M/C pay grade 4.

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

RESOLUTION NO. 423-19: AUTHORIZATION FOR THE ADOPTION OF MANAGERIAL/CONFIDENTIAL POSITION PAY GRADE FOR PAYROLL CLERK

Mrs. Crane presented the following:

WHEREAS, the Board of Supervisors adopted Resolution No. 382-14 establishing pay grades for the Managerial Confidential (M/C) positions in place at that time; and

WHEREAS, the Board of Supervisors adopted Resolution No. 622-18 to renew contact with Public Section HR Consultants LLC to provide services including the rating of new positions that may be created in the M/C employee group; and

WHEREAS, through contract negotiations the position of Payroll Clerk was removed from contract and placed within the M/C employee group; and

WHEREAS, Public Section HR Consultants LLC has studied and rated the position and recommends placement in M/C pay grade 3; now, therefore, be it

RESOLVED, that the position of Payroll Clerk is hereby placed in M/C pay grade 3.

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

RESOLUTION NO. 424-19: AUTHORIZATION TO AMEND THE 2019 BUDGET DUE TO LEGAL COSTS FOR THE HUMAN RESOURCE DEPARTMENT

Mrs. Crane presented the following:

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

WHEREAS, the 2019 budget was established with an amount of \$60,500 to cover these services and with extensive time period on contract negotiations which included 3 units and arbitrations the funds have been depleted with a present negative balance of \$ 25,327.69; and

WHEREAS, the County will continue legal services from Hancock Estabrook, LLP for services to negotiate outstanding contracts with 3 additional units; and

WHEREAS, the Human Resource Director is desirous to amend the 2019 Budget to add \$60,000 Budget Appropriations to cover anticipated costs of continuation of negotiations and arbitrations; now, therefor be it

RESOLVED, that the Wayne County Treasurer is authorized to amend the 2019 Budget as follows:

A1990 Contingent Fund General

(Appropriations)

\$60,000 from 54000 Contractual Expenses

A1430 Human Resource Departments

(Appropriations)

\$60,000 to 54486 Union Contracts

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

RESOLUTION NO. 425-19: AUTHORIZATION TO SUSPEND COUNTY CONTRIBUTIONS TO DISABILITY SELF-INSURANCE FUND

Mrs. Crane presented the following:

WHEREAS, the County's disability self-insurance assets were previously combined with the Wayne County Healthcare Trust in the MS Fund; and

WHEREAS, on January 1, 2019, the County created the MD Fund specifically for the disability self-insurance program, separating it from the Healthcare Trust; and

WHEREAS, the disability insurance MD Fund currently has \$695,000 in cash, and receives approximately \$20,000 in revenue annually from employee contributions and \$125,000 from employer contributions; and

WHEREAS, the annual expenditures for the disability insurance program have averaged \$80,000 for the past five years, netting approximately \$65,000 annually to fund balance and adding to an already excessive cash balance in the fund; and

WHEREAS, if the County did not contribute to the MD Fund, expenses would exceed revenues by roughly \$60,000 annually; and

WHEREAS, the Insurance Specialist and County Treasurer advise the board to suspend County contributions towards the disability self-insurance fund through FY 2020, in an effort to reduce the cash balance to an appropriate amount; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to suspend monthly County contributions to the disability self-insurance MD Fund for the remainder of FY 2019 and the entire FY 2020, as a measure to reduce the disability fund balance to an amount more reflective of annual expenditures.

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

RESOLUTION NO. 426-19: AUTHORIZATION TO ESTABLISH 2020 WORKERS' COMPENSATION PLAN PREMIUM-EQUIVALENTS

Mrs. Crane presented the following:

WHEREAS, the County of Wayne is required to establish premium-equivalents annually for the Self-Insured Workers Compensation Plan; and

WHEREAS, said premium-equivalents shall be adopted by the Wayne County Board of Supervisors for each member of the Self-Insured Workers Compensation Plan; now, therefore, be it

RESOLVED, that the County of Wayne hereby adopts the following premium-equivalents for 2020 for the Self-Insured Workers Compensation Plan:

Wayne County	\$	1,078,651	Village of Clyde	\$	6,586
Town of Arcadia	\$	34,694	Village of Newark	\$	131,768
Town of Butler	\$	26,060	Village of Palmyra	\$	54,120
Town of Galen	\$	7,770	Village of Red Creek	\$	1,449
Town of Huron	\$	31,607	Village of Sodus	\$	6,006
Town of Lyons	\$	34,958	Village of Sodus Pt.	\$	8,641

Town of Macedon	\$	71,585	Village of Wolcott	\$	10,803
Town of Marion	\$	16,345			
Town of Ontario	\$	126,733			
Town of Palmyra	\$	34,278			
Town of Rose	\$	9,916			
Town of Savannah	\$	6,913			
Town of Sodus	\$	18,818			
Town of Walworth	\$	35,278			
Town of Williamson	\$	37,014			
Town of Wolcott	\$	10,007			

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

RESOLUTION NO. 427-19: AUTHORIZATION TO EXECUTE ADDENDUM TO CONTRACT WITH US IMAGING FOR BACK SCANNING SERVICES FOR THE WAYNE COUNTY CLERKS OFFICE

Mrs. Crane presented the following:

WHEREAS, Wayne County prior to 2001, all deeds, mortgages and other vital recordings are preserved in bound paper books and backed up with microfilm; and

WHEREAS, the Office of the County Clerk has determined that it is very much in the interest of the people of Wayne County to preserve and secure these records for future generations and a digital copy of these records should be created; and

WHEREAS, the County has entered into an agreement with US Imaging to digitally image said records; and

WHEREAS, in the process of scanning the records it became apparent that a number of books had not been included in the initial project proposal; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an addendum to the agreement with US Imaging for additional digital imaging services on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with US Imaging to be billed in the following years 2020; \$ 344,670; 2021; \$375,290; and be it further

RESOLVED, that said agreement shall commence on October 1-2019 for a duration of three years.

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

RESOLUTION NO. 428-19: AUTHORIZATION TO ENTER INTO COLLECTIVE BARGAINING WITH THE WAYNE COUNTY SHERIFF'S COURT OFFICERS' ASSOCIATION

Mrs. Crane presented the following:

WHEREAS, the Wayne County Sheriff's Court Officers' Association (Court Security Unit) collective bargaining agreement expires on December 31, 2019; and

WHEREAS, the Association has notified the County that it desires to negotiate a successor agreement; and

WHEREAS, Wayne County also desires to negotiate this agreement, now, therefore be it

RESOLVED, that the Chairman of the Board is hereby authorized to appoint three members of the Board, the County Administrator, the County Sheriff or his designee, and the Director of Human Resources to be members of the County's negotiating team; and be it further

RESOLVED, that the Board of Supervisors hereby designates counsel from the firm of Hancock Estabrook, LLP to be the County's chief spokesman and negotiator for these

negotiations.

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

RESOLUTION NO. 429-19: AUTHORIZATION TO DECLARE VEHICLE SURPLUS IN THE PUBLIC WORKS DEPARTMENT

Mr. Miller presented the following:

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

2009 Ford Crown Vic (SO 159) VIN 2FAHP71V99X139890 Auction

now, therefore, be it

RESOLVED, that the vehicle listed above is hereby declared surplus and is to be sold as scrap or sold at auction, in accordance with the County's Equipment Disposition policy.

Mrs. Crane moved the adoption of the resolution. Seconded by Mr. Emmel. Upon roll call, adopted.

RESOLUTION NO. 430-19: AUTHORIZATION TO OBTAIN PERMANENT EASEMENTS FOR HIGHWAY PROJECTS

Mr. Miller presented the following:

WHEREAS, the Highway Department has a need to obtain several permanent easements for highway projects where work will extend beyond the right-of-way; and

WHEREAS, staff from the Highway Department have met with the residents and have developed maps and descriptions to be filed with the County Clerk's office; and

WHEREAS, the list below identifies the property owners that will require easements:

Gregory & Donna Holder 75120-19-533172 8293 East Port Bay Road, Wolcott NY
Paul & Jennifer Rothfuss 64116-00-879894 5682 Ridge Chapel Road Williamson, NY
DFF Realty Holdings, LLC 64116-00-788954 5546 Pease Road Williamson, NY

Mrs. Pagano moved the adoption of the resolution. Seconded by Mrs. Crane. Upon roll call, adopted.

RESOLUTION NO. 431-19: AUTHORIZATION TO AMEND 2019 COUNTY ROADS BUDGET FOR ADDITIONAL CHIPS FUNDING

Mr. Miller presented the following:

WHEREAS, the New York State Department of Transportation has approved and allocated additional CHIPS Funds for the 2019-2020 Fiscal Year; and

WHEREAS the CHIPS program has granted an additional \$387,397.37 from the Extreme Winter Recovery (EWR) program; and

WHEREAS, the County originally budgeted \$3,200,000 for 2019; and

WHEREAS, Resolution No. 275-19 amended the budget to \$3,280,772.15; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2019 D County Roads Fund Budget as follows:

D51122 Road Construction
(Appropriations)
\$387,397.37 to .52600 Highway Construction
D99990 – Other

(Revenues)
\$387,397.37 to .43501 Consolidated Highway Aid

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

RESOLUTION NO. 432-19: AUTHORIZATION TO SIGN A MEMORANDUM OF UNDERSTANDING WITH SODUS POINT FOR EXTENDED MAINTENANCE AT SODUS POINT PARK

Mr. Miller presented the following:

WHEREAS, the Village of Sodus Point has expressed interest in extending the dates in which the restroom facilities are available at the Wayne County Sodus Beach Park; and

WHEREAS, the County will not have available staff to extend this season; and

WHEREAS, the Village of Sodus Point has offered to maintain this facility after the Labor Day weekend; and

WHEREAS, the Village of Sodus Point is willing to sign a Memorandum of Understanding (MOU) that outlines the responsibilities and liabilities of the County and of the Village; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign the MOU documents, subject to the review and approval of the County Attorney.

Mr. Verkey moved the adoption of the resolution. Seconded by Mrs. Crane. Upon roll call, adopted.

RESOLUTION NO. 433-19: AUTHORIZATION TO ENTER INTO AGREEMENT WITH SRI FIRE SPRINKLER, LLC TO PROVIDE QUARTERLY SPRINKLER INSPECTION AND MAINTENANCE SERVICES

Mr. Miller presented the following:

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

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

and

WHEREAS, the Superintendent of Public Works has received price proposals from the following vendors to provide this service for three years commencing September 1st 2019;

Davis-Ulmer	\$15,765.00
Simplex Grinnell	\$11,353.79
SRI Fire Sprinkler, LLC	\$9,348.00

now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content with SRI Fire Sprinkler, LLC for a three-year contract period from September 1, 2019 to August 31, 2022 at a total cost of \$9,348.00.

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

RESOLUTION NO. 434-19: AUTHORIZATION TO FILL A FULL TIME ASSISTANT DISTRICT ATTORNEY POSITION AND SET SALARY

Mr. Verkey presented the following:

WHEREAS, the demands of the office of the District Attorney have increased significantly; and

WHEREAS, these demands require experienced and well trained staff; and

WHEREAS, the full-time position would create a stronger and more efficient DA office to manage the increased work load; and

WHEREAS, there will be a vacancy in one of the full time ADA positions as of September 1, 2019, in position number 51027; and

WHEREAS, this position will not be subject to a merit increase during the 2020 budget year, but upon satisfactory completion of a 6 month probationary period and positive evaluation the salary will be set at \$81,163.00; now, therefore, be it

RESOLVED, that the District Attorney's Office is authorized to fill said full time position and set salary at up to \$ 79,184.00 and the District Attorney is authorized to hire and fill this existing position commencing September 1, 2019; and be it further

RESOLVED, that upon satisfactory completion of a 6 month probationary period and positive evaluation that said salary will increase to \$ 81,163.00.

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

RESOLUTION NO. 435-19: AUTHORIZATION TO EXPEND FUNDS UNDER THE 2018 PUBLIC SAFETY ANSWERING POINT (PSAP) GRANT PROGRAM

Mr. Verkey presented the following:

WHEREAS, the County of Wayne was awarded a 2018 Public Safety Answering Point Grant in the amount of \$163,422 and accepted said grant in Resolution No. 387-19; and

WHEREAS, a microwave backhaul system is required to improve tower site security; and WHEREAS, research has resulted in vendor pricing ranging as high as \$250,000 for said system; and

WHEREAS, a Cambium Networks system that meets the county's needs is available via group purchasing contract at a price not to exceed \$117,000; and

WHEREAS, the vendor for this system will be Saia Communications; and

WHEREAS, grant funds are available within the 2018 PSAP grant account to support \$99,935 of this project with the balance being funded by existing funds in the H1934 Radio Project fund; now, therefore be it

RESOLVED, that the Director of Emergency Management, or his designee, is hereby authorized to procure the items stated above, in accordance with county purchasing policy.

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

RESOLUTION NO. 436-19: AUTHORIZATION TO EXPEND GRANT FUNDS AND PURCHASE SWITCHES FOR BACKUP 911 CENTER

Mr. Verkey presented the following:

WHEREAS, the addition of workstations at the Backup 911 Center will require two new 48 port switches; and

WHEREAS, funds for the purchase of this equipment are available in the 2018 State Homeland Security Grant; now, therefore, be it

RESOLVED, the Director of Disaster Preparedness or his designee is hereby authorized to purchase said switches in accordance with Wayne County Purchasing Policy.

Mrs. Crane moved the adoption of the resolution. Seconded by Mr. Deming. Upon roll call, adopted.

RESOLUTION NO. 437-19: AUTHORIZATION TO AMEND BUDGET AND PURCHASE EQUIPMENT FOR THE PUBLIC SAFETY RADIO SYSTEM

Mr. Verkey presented the following:

WHEREAS, all communications tower sites owned and operated by the County have at least one piece of equipment known as the Harris Corporation NetXpress, with such NetXpress units essential for the proper operation of the Wayne County Public Safety Radio System; and

WHEREAS, the County currently has no stock of spare NetXpress units, with a failure of one unit recently adversely affecting operations at one of the tower sites; and

WHEREAS, Resolution 355-17 declared Finger Lakes Communication Company of Auburn, NY as the single source vendor authorized to perform maintenance, service, equipment replacement, and upgrades to the public safety radio system infrastructure, which includes the radio dispatch consoles of 911, the microwave or other signal transmission network, and tower site equipment such as the transmitters and receivers; now, therefore, be it

RESOLVED, that in accordance with Wayne County Purchasing Policy and the above

referenced single source declaration, one Harris NetXpress LX unit shall be purchased and equipped from Finger Lakes Communication Company of Auburn, NY, at a cost not to exceed \$3705, and be it further

RESOLVED, that the County Treasurer is hereby authorized to amend the 2019 County Budget as follows:

A3643 Public Safety Communications

(Appropriations)

\$3,705 from .54533 Mobile Computer Supply/Repair

\$3,705 to .52500 Other Equipment

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

RESOLUTION NO. 438-19: AUTHORIZATION TO EXECUTE COOPERATIVE PURCHASING AGREEMENT WITH THE STATE OF TEXAS

Mr. Verkey presented the following:

WHEREAS, Wayne County has the opportunity to join a State of Texas cooperative purchasing agreement at no county cost for the purpose of improving upon the efficiency of procurement while satisfying the requirements of the County Purchasing Policy; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to sign an agreement with the State of Text to establish a cooperative purchasing agreement, subject to the County Attorney's approval.

Mrs. Crane moved the adoption of the resolution. Seconded by Mrs. Pagano. Upon roll call, adopted.

RESOLUTION NO. 439-19: AUTHORIZATION TO EXECUTE AN AFFILIATION AGREEMENT WITH ROBERTS WESLEYAN COLLEGE FOR A STUDENT SOCIAL WORK INTERN FOR THE PUBLIC DEFENDERS OFFICE

Mr. Verkey presented the following:

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

WHEREAS, the Public Defender has agreed to have MARK S. McCLOSKEY, an undergraduate student at Roberts Wesleyan College, 2301 Westside Drive, Rochester, New York 14624, participate in a social work internship program with the Wayne County Public Defender's Office; and

WHEREAS, the typical internship of this nature consists of 400 hours of work during two semesters of college, therefore, the approximate dates said intern would be working with the Public Defender's Office would be from August 26, 2019, through May 31, 2020, supervised by Kimberly Golding, Sentence Mitigation Specialist; and

WHEREAS, said internship is dependent upon an Affiliation Agreement between the County of Wayne and Roberts Wesleyan College; and

WHEREAS, the Public Defender is requesting an Affiliation Agreement between the County of Wayne and Roberts Wesleyan College be executed; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an Affiliation Agreement for a student internship with Roberts Wesleyan College, 2301 Westside Drive, Rochester, New York 14624, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 440-19: AUTHORIZATION TO ACCEPT BID FOR FLAME RESISTANT TACTICAL UNIFORMS FOR THE WAYNE COUNTY SHERIFF'S OFFICE

Mr. Verkey presented the following:

WHEREAS, the Clerk of the Board of Supervisors duly advertised for bids for the purchase and shipment of flame resistant tactical uniforms for the Office of the Sheriff; and

WHEREAS, sealed bids were due by 2:00 p.m. on June 10th, 2019, at which time only one bid was received and publicly opened from Federal Eastern International in the amount of \$3,558.00; and

WHEREAS, the bid submitted meets the requirements set forth in the specifications; now, therefore, be it

RESOLVED, that the bid submitted by Federal Eastern International is hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors and Sheriff are hereby authorized and directed to execute a contract not to exceed \$3,558.00 on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Federal Eastern International.

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

RESOLUTION NO. 441-19: AUTHORIZATION TO RESCIND RESOLUTION NOS. 384-19 AND 386-19 FOR THE WAYNE COUNTY SHERIFF'S OFFICE

Mr. Verkey presented the following:

WHEREAS, the Board of Supervisors adopted Resolution Nos. 384-19 and 386-19 on July 16, 2019 that authorized the Chairman of the Board of Supervisors and Sheriff to sign School Resource Officer (SRO) agreements for the July 1, 2019 through June 30, 2020 school year, and included financial information pertaining to those contracts that was in budget adjustment format with instructions for the County Treasurer to adjust the 2019 Budget; and

WHEREAS, that the 2019 Adopted Budget included appropriations for the 2019 contract costs, and the 2020 contract costs will be requested in the 2020 Budget; and

WHEREAS, the Wayne County Sheriff is desirous in rescinding Resolution Nos. 384-19 and No. 386-19, and presenting revised resolutions for the signature authorizations only, and excluding 2019 Budget adjustments; now, therefore be it

RESOLVED, that Resolution Nos. 384-19 and No. 386-19 are hereby rescinded.

Mrs. Crane moved the adoption of the resolution. Seconded by Mrs. Pagano. Upon roll call, adopted.

RESOLUTION NO. 442-19: AUTHORIZATION TO SIGN AN AGREEMENT WITH THE WAYNE – FINGER LAKES BOARD OF COOPERATIVE EDUCATION SERVICES FOR A DEPUTY SHERIFF SCHOOL RESOURCE OFFICER

Mr. Verkey presented the following:

WHEREAS, the Wayne - Finger Lakes Board of Cooperative Education Services, hereinafter referred to as the District, is desirous in continuing an agreement with the County of Wayne and Wayne County Sheriff to provide the District (1) FTE Deputy Sheriff School Resource Officer (SRO) at their Wayne Education Center and Wayne Technical and Career Center, located at 4440 Ridge Road, Williamson, NY, funded by the District, which shall include salary, fringe benefits, vehicle expenses, uniforms, training and other related expenses for the twelve months of the school year; and

WHEREAS, the District, through Resolution No. 424-18 entered into an agreement with the County and Sheriff for such SRO that commenced on September 1, 2018 through December 31, 2018, and January 1, 2019 through June 30, 2019; and

WHEREAS, the District is requesting to continue an agreement with the County and Sheriff for such SRO commencing on July 1, 2019 through December 31, 2019, and continue from January 1, 2020 through June 30, 2020; and

WHEREAS, the Sheriff is requesting that an agreement be entered into with the Wayne – Finger Lakes Board of Cooperative Education Services for a full-time Deputy Sheriff SRO for the time period of July 1, 2019 through June 30, 2020, and to include the cost of the position, other position related expenses, plus a 5% administrative charge; and

WHEREAS, such agreements shall contain a clause stating that if funding for the SRO position ceases the position shall be eliminated by attrition; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors and Sheriff are hereby authorized to sign an agreement with the Wayne – Finger Lakes Board of Cooperative Education Services for a full-time Deputy Sheriff SRO, for the time period of July 1, 2019 through June 30, 2020, at no cost to County taxpayers, upon review and approval of the County Attorney.

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

RESOLUTION NO. 443-19: AUTHORIZATION TO SIGN AN AGREEMENT WITH THE WAYNE CENTRAL SCHOOL DISTRICT FOR TWO DEPUTY SHERIFF SCHOOL RESOURCE OFFICERS

Mr. Verkey presented the following:

WHEREAS, the Wayne Central School District, hereinafter referred to as the District, is desirous in continuing an agreement with the County of Wayne and Wayne County Sheriff to provide the District two (2) FTE Deputy Sheriff School Resource Officer (SROs), funded by the District, which shall include salary, fringe benefits, vehicle expenses, uniforms, training and other related expenses for the ten months of the school year; and

WHEREAS, the District, through Resolution No. 363-18 entered into an agreement with the County and Sheriff for such SRO that commenced on September 1, 2018 through December 31, 2018, and January 1, 2019 through June 30, 2019; and

WHEREAS, the District is requesting to continue an agreement with the County and Sheriff for such SRO commencing on September 1, 2019 through December 31, 2019, and continue from January 1, 2020 through June 30, 2020; and

WHEREAS, the Sheriff is requesting that an agreement be entered into with the Wayne Central School District for two (2) full-time Deputy Sheriff SRO for the time period of September 1, 2019 through June 30, 2020, and to include the cost of the position, other position related expenses, plus a 5% administrative charge; and

WHEREAS, such agreements shall contain a clause stating that if funding for the SRO position ceases the position shall be eliminated by attrition; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors and Sheriff are hereby authorized to sign an agreement with the Wayne Central School District for two (2) full-time Deputy Sheriff SRO, for the time period of September 1, 2019 through June 30, 2020, at no cost to County taxpayers, upon review and approval of the County Attorney.

Mrs. Jacobs moved the adoption of the resolution. Seconded by Mr. Emmel. Upon roll call, adopted.

RESOLUTION NO. 444-19: AUTHORIZATION FOR CLARIFICATION OF LOCAL LAW 3 OF 1997

Mr. Verkey presented the following:

WHEREAS, the Wayne County board of Supervisors adopted Local Law No. 3 of 1997 prohibiting any individual from bearing or having in his or her possession, either openly or concealed, any firearm, gun, explosive device or substance, electronic stunning device, lethal or debilitating chemical or gas, or any dangerous or deadly weapon or instrument of any description, including but not limited to a handgun, pistol, target pistol, revolver, rifle, shotgun, dangerous knife, dagger, dirk, razor, stiletto, or imitation pistol, while entering into or while being present in any building owned, leased or operated by the County of Wayne; and

WHEREAS, Local Law No. 3 of 1997 excepted from said prohibitions any authorized peace officer or police officer, as defined in the New York State Criminal Procedure Law, or any other authorized official of the county, state or federal government; and

WHEREAS, the board of Supervisors now wishes to clarify the term “any other authorized official of the county, state or federal government” by delegating the authority to designate such “authorized officials” in accordance with a written policy to be adopted by the Board of

Supervisors; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby granted authorization to appoint a committee consisting of five (5) members of the Wayne County Board of Supervisors, who shall serve as members of a committee which shall be empowered to consider requests made and to grant or deny authority to county employees who wish to be authorized as "officials of the county" to carry and/or possess a firearm while entering and while being present in buildings owned, leased or operated by the County of Wayne; and be it further

RESOLVED, that the committee to be created by this the authority granted to the Chairman by this Resolution shall exercise its discretionary authority in accordance with the specific terms, conditions and requirements of the written policy governing possession of firearms by county employees who are not peace officers or police officers, as defined by New York State of Federal law, as said Policy shall be adopted by the Board of Supervisors and amended from time to time.

Mr. Spickerman moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, all Supervisors voted Aye, except Supervisors Crane and Verno who voted Nay. Absent – Supervisor Kolczynski. The Chairman declared the Resolution adopted.

RESOLUTION NO. 445-19: AUTHORIZATION TO CONTRACT WITH VICTOR B. CHAMBERS, ESQ. TO HIRE A DATA ENTRY OPERATOR/SECRETARY

Mr. Verkey presented the following:

WHEREAS, the New York State Office of Indigent Legal Services (ILS) has approved distribution of funding, that being the Statewide Expansion of Hurrell-Harring April 1, 2018 – March 31, 2023, which authorizes the following payments to be made to the County of Wayne during the fiscal year 2019 for the use of the Wayne County Assigned Counsel Program:

- Distribution 8 for 1/1/2019-12/31/2019 for Assigned Counsel Administrator to have a Data Entry Operator for an amount not to exceed \$15,000.00, and
- Distribution from Statewide Expansion of Hurrell-Harring April 1, 2018-March 31, 2023 for Part-time Secretary/Data Entry Clerk, for an amount not to exceed \$16,200.00

and

WHEREAS, the County of Wayne desires to maintain the necessary staffing to ensure that the data required by ILS is obtained and preserved and that the other necessary record keeping of the Assigned Counsel Program is maintained; and

WHEREAS the County of Wayne has been assured by ILS that the distributions as set forth will be paid; now, therefore, be it

RESOLVED, that the existing contract with Victor B. Chambers, as Administrator of the Assigned Counsel Program, be amended to include an amount not to exceed 31,200.00 for a Data Entry Operator/Secretary, which must be billed separately from Mr. Chambers' administrator fee.

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

RESOLUTION NO. 446-19: TAX REFUND – ERROR ON TAX ROLL

Mrs. Pagano 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 ARCADIA

2017 Tax Roll		
Account No.	68114-13-190478	
Assessed to:	Duval, Larry K	
Total Tax Difference:	\$ 1.45	Total County Tax Difference: \$.79
Corrected Total Tax:	\$ 917.84	
2018 Tax Roll		
Account No.	68114-13-190478	
Assessed to:	Duval, Larry K	
Total Tax Difference:	\$ 1.47	Total County Tax Difference: \$.79
Corrected Total Tax:	\$ 870.42	
2019 Tax Roll		
Account No.	68114-13-190478	
Assessed to:	Duval, Larry K	
Total Tax Difference:	\$ 1.48	Total County Tax Difference: \$.79
Corrected Total Tax:	\$ 831.11	

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.

Mrs. Crane moved the adoption of the resolution. Seconded by Mr. Deming. Upon roll call, adopted.

RESOLUTION NO. 447-19: AUTHORIZATION TO AMEND PURCHASING CLERK TRAVEL BUDGET

Mrs. Pagano presented the following:

WHEREAS, attending educational conferences that cover topics pertinent to work related functions is important for employee professional development and ability to perform job responsibilities; and

WHEREAS, the New York State Association of Municipal Purchasing Officials (SAMPO) conference covers valuable educational topics and offers networking opportunities; and

WHEREAS, it is advantageous for the Purchasing Clerk to attend the SAMPO conference to learn from the educational classes, exchange information and network with fellow attendees to ensure the most up to date best practices are utilized by the County; and

WHEREAS, a budget adjustment is necessary to appropriate funds for the Wayne County Purchasing Clerk to attend the 2019 SAMPO Fall Conference; now therefore be it

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

A1990 Contingent Fund General

(Appropriations)

\$500 from 54000 Contractual Expenses

A1345 Purchasing Clerk

(Appropriations)

\$500 to 54485 Travel

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

RESOLUTION NO. 448-19: AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH STEWART TITLE INSURANCE COMPANY TO PROVIDE TITLE SEARCH SERVICES AS IT RELATES TO TAX FORECLOSURE PROCEEDINGS FOR THE CALENDAR YEARS 2020 & 2021

Mrs. Pagano presented the following:

WHEREAS, Resolution No. 463-18 awarded title search services for tax foreclosure proceedings to Corning Abstract and Closing Services for 2019 with the option to renew for 2020 and 2021; and

WHEREAS, based on the performance of Corning Abstract and Closing Services, the

County Treasurer after consultation with the County Attorney, did not exercise the renewal option of the contract; and

WHEREAS, Stewart Title Insurance Company formerly known as Monroe-Gorman Title Agency, was the second bidder and has agreed to honor their 2020 and 2021 prices as stated in their original bid; and

WHEREAS, the County Treasurer recommends entering into an agreement with Stewart Title Insurance Company to preform title search work at a cost of \$110.00 for each full search and \$70.00 for each updated search for 2020 and 2021; now therefore be it

RESOLVED, that the Wayne County Board of Supervisors concurs with the County Treasurer's decision of non-renewal of the Corning Abstract and Closing Services contract; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement with Stewart Title Insurance Company to perform title searches for tax foreclosure proceedings for calendar year 2020 and 2021.

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

RESOLUTION NO. 449-19: ACCEPTING TREASURER'S ACCOUNTING OF THE ANNUAL PROPERTY TAX FORECLOSURE AUCTION AND AUTHORIZING TRANSFER OF NET PROCEEDS TO THE WAYNE COUNTY REGIONAL LAND BANK CORPORATION

Mrs. Pagano presented the following:

WHEREAS, Resolution No. 343-18 established the policy of transferring the net proceeds of the annual tax foreclosure auction to the Wayne County Regional Land Bank Corporation after the County Treasurer provides an accounting to the Wayne County Board of Supervisors; and

WHEREAS, the 2019 Wayne County Tax Foreclosure Auction was held on June 12, 2019; and

WHEREAS, the time frame for winning bidders to pick up their parcels has passed and a final accounting has been completed; and

WHEREAS, the County Treasurer presents the following accounting to the Wayne County Board of Supervisors:

<u>Town</u>	<u>Total Expenses</u>	<u>Sold Amount</u>	<u>Profit/Loss</u>
Arcadia	\$ (40,704.79)	\$ 121,500.00	\$ 80,795.21
Butler	\$ -	\$ -	\$ -
Galen	\$ (15,388.59)	\$ 3.00	\$(15,385.59)
Huron	\$ (3,852.00)	\$ 9,000.00	\$ 5,148.00
Lyons	\$ (40,909.65)	\$ 45,254.00	\$ 4,344.35
Macedon	\$ (31,270.45)	\$ 152,001.00	\$120,730.55
Marion	\$ (11,438.47)	\$ 67,000.00	\$ 55,561.53
Ontario	\$ -	\$ -	\$ -
Palmyra	\$ -	\$ -	\$ -
Rose	\$ (9,768.80)	\$ 1,501.00	\$ (8,267.80)
Savannah	\$ (4,024.20)	\$ 5,501.00	\$ 1,476.80
Sodus	\$ (99,734.60)	\$ 155,504.00	\$ 55,769.40
Walworth	\$ (9,046.99)	\$ 10,100.00	\$ 1,053.01
Williamson	\$ (34,072.31)	\$ 49,001.00	\$ 14,928.69
Wolcott	\$ (53,454.85)	\$ 87,502.00	\$ 34,047.15

Total	\$(353,665.70)	\$ 703,867.00	\$350,201.30
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and

WHEREAS, the 2019 Wayne County Tax Foreclosure Auction had net proceeds of \$350,201.30; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors accepts this accounting; and be it further

RESOLVED, pursuant to Resolution No. 343-18, the Wayne County Board of Supervisors hereby authorizes the County Treasurer to issue payment to the Wayne County Regional Land Bank in the amount of **\$350,201.30**, subject to the review and approval of the County Auditor.

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

RESOLUTION NO. 450-19: AUTHORIZATION TO CONVEY PROPERTY BACK TO PREVIOUS OWNER

Mrs. Pagano presented the following:

WHEREAS, the County of Wayne obtained title to property located at 6022 Trillium Trail in the Town of Ontario, tax ID #62117-14-496330 through a Tax Foreclosure proceeding pursuant to a Treasurer’s Deed that was executed on June 3, 2019; and

WHEREAS, the former owners of 6022 Trillium Trail filed a Chapter 13 Bankruptcy proceeding on June 12, 2019, which invoked a stay of further action to collect the unpaid debt for property taxes, and which further created legal authority under the Bankruptcy Code to have the transfer of title to the County of Wayne nullified under the legal theory of “fraudulent transfer” in accordance with the existing case law of the Federal 2nd Circuit Court of Appeals, which created an impediment to allowing the County to auction this parcel; and

WHEREAS, the financial institution that held a mortgages on this property acknowledged receiving notices from the County Treasurer regarding taxes owing on this property and failed to act on the notices to preserve the financial intuitions interest in the property; and

WHEREAS, the financial institution holding the mortgage on the property and the County Attorney, in conjunction with the County Treasurer, have come to an agreement that would allow the previous owners to regain title to said property from the County and would also make the County whole for all the back taxes, including interest and penalties owed; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a quit-claim deed conveying title of this property back to the former owners, along with any and all other required paperwork or forms for said parcel, subject to the approval of the form of the deed by the County Attorney, with the understanding that the financial institution holding the mortgage on said property will pay the full amount of all outstanding taxes, including interest and penalties, owed to the County of Wayne no later than August 30, 2019.

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

RESOLUTION NO. 451-19: ADOPTION OF THE 2020-2024 CAPITAL PLAN FOR WAYNE COUNTY

Mrs. Pagano presented the following:

WHEREAS, the County Administrator submitted the proposed 2020-2024 Capital Plan to the Board of Supervisors on April 16, 2019; and

WHEREAS, a Capital Plan review was conducted by members of the Public Works, Economic Development and Planning, and Finance Committees on June 18, 2019 and at that review meeting and subsequent meetings of those committees, changes were made to the

plan; and

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

WHEREAS, a Public Hearing on the 2020-2024 Capital Plan was conducted on August 12, 2019; and

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

RESOLVED, that the Wayne County Board of Supervisors hereby adopts the 2020-2024 Capital Plan filed with the Clerk of the Board.

Mr. Verkey moved the adoption of the resolution. Seconded by Mr. Deming. Upon roll call, adopted.

Prior to adjournment, Chairman LeRoy announced that Board Members and staff would be lining up for the annual picture outside this tent area.

Chairman LeRoy, again, thanked Senator Helming and Assemblyman Manktelow for joining us at the Wayne County Fair; and reminded everyone that the opening ceremony for the Wayne County Fair is scheduled at 1 pm this afternoon.

ADJOURNMENT

The next regular meeting of the full board will be held **Tuesday, September 24, 2019** at 9:00 a.m., a week later than normal, to accommodate board members to attend the 2019 NYSAC Fall Conference in Sullivan County.

Mr. Chatfield moved, seconded by Mr. Verkey, that the board adjourn at 12:37 p.m. Carried.

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