

11th Day  
Monday, August 13, 2018  
11:00 a.m.

The August Board meeting was held on Opening Day of the 163<sup>rd</sup> 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 Supervisors Kolczynski and Robusto who were absent this morning. County Administrator Richard House and County Attorney Daniel Connors were also in attendance.

The Chairman welcomed everyone attending today; and thanked Pamela Ferranti, President of the Wayne County Fair with accommodating and hosting the County Board Meeting at this location as their warm hospitality and accommodations are truly appreciated.

**APPROVAL OF MINUTES:**

Mr. Miller moved, seconded by Mrs. Crane, 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 July 19, 2018 totaling \$14,241.57 was received.

A letter of resignation was received from Marjorie M. Bridson, Republican Election Commissioner for the Wayne County Board of Elections, effective July 31, 2018.

A letter from the Wayne County Republican Executive Committee was received, designating John M. Zornow as Republican Election Commissioner of the Wayne County Board of Elections, serving the remainder of Ms. Bridson's term through December 31, 2018.

A copy of the July 26, 2018 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 Notice of Public Hearing and financial assistance contemplated by the Wayne County Industrial Development Agency, dated for August 16, 2018 at 9:30 a.m. at the Town of Ontario Town Hall, 1850 Ridge Road, Ontario, NY for OPTIPRO SYSTEMS, INC. project for an acquisition of property for approximately 2.940 acres located at 6368 Dean Parkway in the Town of Ontario.

A Notice of Public Hearing and financial assistance contemplated by the Wayne County Industrial Development Agency, dated for August 17, 2018 at 9:30 a.m. at the Wolcott Town Hall, 6070 Lake Avenue, Wolcott, NY for HOLLYGROVE SOLAR, LLC project for an acquisition of property for approximately 23 acres located at 7233 Route 104A in the Town of Wolcott.

A copy of a letter addressed to the Palmyra Town Board, from Palmyra Neighbors for Health and Safety was received regarding concerns to address 'Industrially Polluted Lands', including abandoned municipal sites, with expectations for plan of action to share information to designate such areas.

A thank you letter was received from Sandra Sloane, Clerk of the Board, for the beautiful flowers received from board members and friends of the Court House.

A copy of the County Auditor's accounts payable report for monthly utilities, miscellaneous

payments including the July warrants for accounts payable, totaling \$5,595,732.72 was received and filed.

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

Chairman LeRoy welcomed Assemblyman Robert Oaks and Senator Pamela Helming, thanking them both for joining us today.

Assemblyman Oaks addressed the Board to discuss current issues in Wayne County; and took this opportunity to thank County Board Members and departments for their continuous support of the years, as it has been a pleasure and honor to serve the residents of this district.

He fondly reflected on his career of 40 plus years of public service, starting as Wayne County Youth Director and Wayne County Clerk, before being elected to the Assembly in 1993. Thank you.

Senator Helming updated Board Members of the many community events and projects that she and her staff have been working on for the 54<sup>th</sup> NYS Senate District. The Senator thanked Assemblyman Oaks for his years of dedicated service to Wayne County and his district; and for his help and guidance that he had shown to her, since her election as Senator.

#### **PRESENTATION OF AWARDS**

Lindsey Gerstenslager, District Manager and Ron Thorn, Conservation Field Manager for the Wayne County Soil and Water Conservation District presented Elizabeth Claypoole, Cornell Cooperative Extension of Wayne County's Executive Director and Agricultural Issue Leader was named the **Agriculture Environmental Steward of 2018.**

Lindsey Gerstenslager and Ron Thorn were happy to announce and present the award of **Conservation Farm of the Year for 2018** to Empire Farms, operated by the DeMay family, Jason and Amber DeMay.

The NYS 4-H Outstanding Lifetime Volunteer Award was presented to Kathy Eckert, presented by Elizabeth Claypoole, Exec. Dir for the Cornell Cooperative Extension of Wayne County and Nigel Gannon from the NYS 4-H Office.

Amanda Talma - 4-H parent and volunteer, along with Katie Brown - 4-H alumni and local business owner of KMB Equine, took this opportunity to share their experiences with the 4-H Program in Wayne County.

#### **PUBLIC HEARING**

11:20 Proposed 2019-2023 Capital Plan for Wayne County

Prior to the opening of today's scheduled hearing for 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 2019-2023 Capital Plan:

#### **COUNTY OF WAYNE NOTICE OF PUBLIC HEARING**

#### **2019-2023 CAPITAL PLAN FOR WAYNE COUNTY**

NOTICE IS HEREBY GIVEN THAT the Wayne County Board of Supervisors will conduct a Public Hearing at **11:10 a.m. on Monday, August 13, 2018** 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:

<http://web.co.wayne.ny.us/wp-content/uploads/2018/07/Capital-Plan-2019-2023-2018-07-10.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.

Advertised date: July 18, 2018  
Lyons, New York

Sandra J. Sloane, Clerk  
Wayne County Board of Supervisors

Prior to opening the Public Hearing, Mr. Ken Blake, Fiscal Assistant, addressed the Board to briefly explain the 2019-2023 Capital Plan. A copy of the Plan was previously provided to Supervisors and available to the public showing the total project costs just over \$41 million, with a County cost of \$16 million 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.

Mr. Blake further emphasized that the 2019-2023 Capital Plan is simply a planning instrument and not an appropriations or funding commitment.

At 11:49 a.m., Chairman LeRoy opened the floor for the public to address the Board regarding the proposed 2019-2023 Capital Plan, and asked there was any interest, to come forward.

Ms. Mary Ellen Fava of the Town of Sodus commented that she did not realize the Wayne County Capital Plan was being presented today; and requested time to review the plan before the Board makes a decision to adopt it.

Chairman LeRoy responded to Ms. Fava, stating that the Notice of Public Hearing was well advertised in both of the County's official newspapers. The Wayne County Capital Plan was initially presented and reviewed by Board members within scheduled committees that met in June. Further, a Special Board Meeting was advertised and held on August 8 to exclusively discuss this Capital Plan.

Ms. Fava requested the Board to Table the resolution until she was able to review the plan.

The Chairman expressed regret that the Board would not be considering her request; stating that they were prepared to present and consider the adoption of the proposed 2019-2023 Wayne County Capital Plan today.

After the request for additional comments on the Capital Plan was made, Chairman LeRoy asked for a motion to close the hearing.

Mr. Chatfield moved, seconded by Mr. Deming, that the hearing be closed at 11:51 a.m. Upon roll call, carried.

**RESOLUTION NO. 394-18: AUTHORIZATION TO DISPOSE OF SURPLUS EQUIPMENT IN THE VETERANS SERVICE AGENCY DEPARTMENT**

Mr. Verno presented the following:

WHEREAS, the Wayne County Department of Veterans Service Agency has items that have outlived their usefulness, are broken and/or no longer needed by this department as listed below:

1 IBM Correcting Selectric II Typewriter #3670672

1 Remington Rand Typewriter #04798

Now, therefore, be it

RESOLVED, that the equipment listed above is declared surplus and shall be disposed of in accordance with County Policy.

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

**RESOLUTION NO. 395-18: AUTHORIZATION TO SUBMIT 2018 OFFICE OF CHILDREN AND FAMILY SERVICES RESOURCE ALLOCATION PLAN FOR THE DEPARTMENT OF AGING AND YOUTH**

Mr. Verno presented the following:

WHEREAS, the Department of Aging and Youth receives funding from NY State Office of Children and Family Services to support the Youth Bureau and various youth service programs in Wayne County; and

WHEREAS, NY State Office of Children and Family Services requires the Chairman of the Board of Supervisors to sign the OCFS Resource Allocation Plan in order to receive the funding; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the OCFS Resource Allocation Plan for the year 2018.

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

**RESOLUTION NO. 396-18: AUTHORIZATION FOR THE DIRECTOR OF THE DEPARTMENT OF AGING AND YOUTH TO SIGN 2018 OFFICE OF FAMILY AND CHILDREN SERVICES (OCFS) BUDGET AMENDMENTS**

Mr. Verno presented the following:

WHEREAS, the NY State Office of Family and Children Services Resource Allocation Plan stipulates that the Chief Executive may authorize the Youth Bureau Director to sign OCFS Youth Bureau budget amendments; and

WHEREAS, this authorization must be given in writing and filed annually with the State OCFS Regional Office; and

WHEREAS, the Board of Supervisors will still approve all County budget modifications by the current procedure; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors authorizes the Director of the Department of Aging and Youth, Penny Shockley, to sign the OCFS budget amendments for the 2018 program year.

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

**RESOLUTION NO. 397-18: AUTHORIZE MEMORANDUM OF UNDERSTANDING WITH WAYNE COUNTY DEPARTMENT OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR COOPERATIVE DIVERSION PROCEDURES FOR THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES**

Mr. Verno presented the following:

WHEREAS, New York State requires the designation of a lead agency for the Person in Need of Supervision (PINS) process; and

WHEREAS, the Wayne County Probation Department has acted in this capacity for the past few years; and

WHEREAS, there needs to be in place specified procedures for the PINS population;

now, therefore, be it

RESOLVED, that the Commissioner of the Wayne County Department of Social Services is hereby authorized to sign a Memorandum of Understanding for Cooperative Diversion Procedures between the Wayne County Department of Probation and Correctional Alternatives and the Wayne County Department of Social Services for the time period 7/1/18–6/30/21.

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

**RESOLUTION NO. 398-18: AUTHORIZATION TO SIGN AGREEMENT WITH CHILD CARING INSTITUTION –THE WILLIAM GEORGE AGENCY FOR CHILDREN'S SERVICES, INC. FOR 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 The William George Agency for Children's Services, Inc. for the timeframe 7/1/18-6/30/21 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 \$3,450,000 or \$1,150,000 per year.

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

**RESOLUTION NO. 399-18: AUTHORIZATION TO SIGN AGREEMENT WITH CHILD CARING INSTITUTION – VILLA OF HOPE (ST. JOSEPH'S VILLA) FOR 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 Villa of Hope (St. Joseph's Villa) for the timeframe 7/1/18-6/30/21 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 \$2,250,000 or \$750,000 per year.

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

**RESOLUTION NO. 400-18: AUTHORIZATION TO MODIFY NURSING HOME BUDGET AND CALL A PORTION OF THE NURSING HOME BONDS**

Mr. Baldrige presented the following:

WHEREAS, in fiscal years 2016 and 2017 the County Nursing Home received numerous IGT payments for prior years that were due to the Nursing Home; and

WHEREAS, these payments have resulted in the County Nursing Home accumulating a substantial fund balance; and

WHEREAS, the Nursing Home Administrator, Nursing Home Comptroller, County Treasurer's Office, and Bond advisors, have discussed paying off some of the Bonds issued to build the nursing home; and

WHEREAS, the interest rate on the final 3 years of bonds (2030,2031,2032) have an interest rate of 4.25%, which is the highest interest rate of any of the outstanding bonds on the Nursing Home, and

WHEREAS, to the principal due for those final 3 years is \$2,550,000.00; and

WHEREAS, the next call date for these bonds is December 1, 2018; now, therefore, be it

RESOLVED, the Wayne County Board of Supervisors authorized the County's bond advisors Fiscal Advisors & Marketing, Inc to issue any necessary notices and draft any necessary documents to call the following bonds:

CUSIP Number \*945829\* CW7 \$850,000.00

CUSIP Number \*945829\* CX7 \$850,000.00

CUSIP Number \*945829\* CY3 \$850,000.00

and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to sign any necessary documents for this bond call subject to the County Attorney's approval; and be it further

RESOLVED that the County Treasurer is authorized to transfer \$2,550,000.00 from the Nursing Fund Balance; and be it further

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

**E6000 Wayne County Nursing Home**

(Appropriations)

\$2,550,000.00 to .54909 [0000 Depreciation]

Mr. Spickerman moved the adoption of the resolution. Seconded by Mr. Groat.

Mr. Baldrige requested support for this resolution as the Nursing Home is now better off financially due to the numerous IGT payments that have been made. It is proposed to pay off some of the Bonds issued that were used to build the nursing home to help reduce the operation debt further.

Upon roll call, adopted.

**RESOLUTION NO. 401-18: APPROVING CONSOLIDATION OF VITAL STATISTICS REGISTRAR DISTRICTS**

Mr. Baldrige presented the following:

WHEREAS, the New York State Department of Health is urging Towns and Villages to consolidate their Vital Statistics Registrar Districts; and

WHEREAS, the Village Board of the Village of Clyde adopted Resolution No. 30-2018 on June 26, 2018 approving the consolidation of the Village of Clyde and Town of Galen into one primary Vital Statistics Registrar District under the Town's Vital Registration District # 5852; and

WHEREAS, Section 4120 of the New York State Public Health Law requires the approval of the legislative body of the County where such districts are located when Vital Statistics Registrar Districts are consolidated; and

WHEREAS, the formal consolidation of these Vital Statistics Registration Districts will benefit the public by eliminating questions as to in which district records should be filed, and will not result in the loss of any needed services; now, therefore, be it

RESOLVED, as follows:

SECTION 1: That the Wayne County Board of Supervisors hereby approves the consolidation of the Town of Galen and the Village of Clyde Vital Statistics Registration Districts into one District, known as Vital Registration District 5852.

SECTION 2: That certified copies of this Resolution shall be forwarded to the Town of Galen and the Village of Clyde, and to all others deemed necessary and proper parties.

SECTION 3: That this Resolution shall take effect immediately upon adoption.

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

**RESOLUTION NO. 402-18: AUTHORIZATION TO PURCHASE ITEMS WITH PERFORMANCE INCENTIVE AWARD FUNDS FOR WAYNE COUNTY PUBLIC HEALTH**

Mr. Baldrige presented the following:

WHEREAS, Wayne County Public Health (WCPH) received a Performance Incentive Award from the NYS Department of Health (NYSDOH) for an amount of \$48,000; and

WHEREAS, to receive the Performance Incentive Award funds, WCPH is required to purchase items and then seek reimbursement from the NYSDOH via the Article 6 State Aid Performance Incentive quarterly vouchering process; and

WHEREAS, WCPH has identified educational, public health promotional, and equipment items to purchase with the Performance Incentive Award funds. These items are:

- Public Health Emergency Preparedness educational items to distribute \$1,216.13
- Immunization Cool Cube portable refrigerator - \$882.00
- Immunization Cool Cube portable freezer - \$629.00
- Public Health Conference Room furniture from Caitlin Office Interiors & Design, Inc  
NYS Contract #PC66275 - \$13,676.40
- 30 - Hon Nesting Chairs
- 8 – Hon 6' Nesting Tables with Modesty Panel
- 5 – Hon Guest Chairs
- 1 – Hon Task Chair

now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to purchase the above listed items at a cost not to exceed \$16,403.53 and seek reimbursement from the NYSDOH Article 6 State Aid Performance Incentive vouchering process

**A4010 Public Health**

(Revenues)

\$16,403.53 to 43401 Public Health Article 6 State Aid

(Appropriations)

\$14,892.53 to A40104. 54600 Contractual Expense

\$1,511 to A40114. 54443 PHS Immunization Clinic

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

**RESOLUTION NO. 403-18: 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, the County is required to provide transportation for children in the Early Intervention and the Pre-K programs, and currently holds a contract with the Wayne-Finger Lakes BOCES through June 30, 2018 to provide such service within Wayne 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 provide such service within Wayne County beginning on July 1, 2018 to June 30, 2019, with the option to renew contract for two (2) additional one (1) year periods, upon mutual agreement, the transportation rate will be \$43.00 per child per day with a minimum charge of \$129.00 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 for 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, 2018 to June 30, 2019, with the option to renew contract for two (2) additional one (1) year periods, upon mutual agreement, for the amount of \$43.00 per child per day with a minimum charge of \$129.00 when transporting fewer than three children on any particular route, subject to the approval of the County Attorney as to form and content.

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

**RESOLUTION NO. 404-18: AUTHORIZATION TO EXECUTE A CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH TO PERFORM PUBLIC HEALTH EMERGENCY PREPAREDNESS ACTIVITIES**

Mr. Baldrige presented the following:

WHEREAS, Wayne County Public Health (WCPH) currently holds a grant with New York State Department of Health (NYSDOH), Health Research Inc. to perform mandated Public Health Emergency Preparedness activities; and

WHEREAS, WCPH will receive a base award of \$84,661 for the contractual period of July 1, 2018 through June 30, 2019; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contractual agreement with the NYSDOH Health Research Inc. via the Grants Gateway system, for the amount of \$84,661 for the period of July 1, 2018 through June 30, 2019, subject to the approval from the County Attorney as to form and content, for WCPH to perform Public Health Emergency Preparedness activities.

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

**RESOLUTION NO. 405-18: AUTHORIZATION TO DISPOSE OF EQUIPMENT FOR WAYNE COUNTY PUBLIC HEALTH**

Mr. Baldrige presented the following:

WHEREAS, Wayne County Public Health (WCPH) has the following equipment items that are in poor working condition and require disposing of:

- 2001 HP Deskjet Printer, SN# SG1B81310K
- 2010 HP Compaq Personal Computer, Model AT496AV, SN# 2UAD3008FR

now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to declare the equipment items listed above in poor working condition and need of disposal as per the Wayne County Surplus Equipment Disposition Policy.

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

**RESOLUTION NO. 406-18: APPOINTING MEMBERS TO SERVE ON THE WAYNE COUNTY BOARD OF ETHICS**

Mrs. Crane presented the following:

WHEREAS, Local Law No. 2 of 2012 adopted a revised Ethics Policy for the County of Wayne, and increased the membership on the local County Board of Ethics from three (3) members to five (5) members; and

WHEREAS, said Board members shall serve without compensation at the pleasure of the Wayne County Board of Supervisors; and

WHEREAS, a majority of the Board of Ethics shall not be officers or employees of the County of Wayne, but at least one of whom must be a municipal officer or employee of the County of Wayne; and

WHEREAS, Resolution No. 447-13 established the members of the County Board of Ethics and Resolution No. 327-15 filled a vacancy on the County Board of Ethics; and

WHEREAS, the individuals name by Resolution No. 447-13 and 327-15 were contacted and two (2) existing members have indicated a desire to continue to serve as a member of the County Board of Ethics and that currently three (3) vacancies exist; and

WHEREAS, the Government Operations Committee recommended community members to be contacted and those individuals have agreed to accept appointment to said Wayne County Board of Ethics; now, therefore be it

RESOLVED, that the individuals are hereby appointed to serve a member of the Wayne County Board of Ethics, to serve at the pleasure of the Wayne County Board of Supervisors without compensation:

Current members:

Ms. Penny Shockley, municipal officer or employee of the County of Wayne;

Honorable Maurice Strobridge, County Judge (Retired)

New members:

Pastor Timothy Young

Honorable Christian Tertinek, former Mayor of Sodus Point

Honorable Dennis Kehoe, County Judge (Retired)

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

**RESOLUTION NO. 407-18: AUTHORIZATION TO EXECUTE AND ACCEPT AN INTER MUNICIPAL AGREEMENT BETWEEN WAYNE COUNTY AND MUNICIPALITIES PARTICIPATING IN THE DIGITAL IMAGING SHARED SERVICES PROJECT**

Mrs. Crane presented the following:

WHEREAS, Wayne County has decided to support and host a shared services digital imaging project; and

WHEREAS, interested municipalities are invited to participate in said project; and

WHEREAS, a necessary step in the implementation of this shared services project is for the County to agree to specific memorandums of understanding with specific Municipalities; and

WHEREAS, these memorandums outline the nature of the management of this project and do not involve any additional expenditures on the part of the County; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an Inter municipal agreement between interested municipalities and on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content.

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

**RESOLUTION NO. 408-18: AUTHORIZATION TO INCREASE PETTY CASH FUND AMOUNT FOR MOTOR VEHICLE DEPARTMENT**

Mrs. Crane presented the following:

WHEREAS, The Motor Vehicle Department which is used for start-up money for making change; and

WHEREAS, the auditors from the State Department of Motor Vehicles have suggested the Wayne County increase the petty cash fund so they do not have to use the previous day's money; now, therefore, be it

RESOLVED, that the petty cash fund of the Department of Motor Vehicles is hereby increased from \$510 to \$1,210; and be it further

RESOLVED, that the County Clerk is hereby authorized and directed to withhold \$700 for the purpose of increasing the petty cash fund from the general fund deposit which is forwarded to the County Treasurer and to notify the Treasurer of the transaction.

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

**RESOLUTION NO. 409-18: ESTABLISHING STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS TO COMPLY WITH NYS RETIREMENT LAW**

Mrs. Crane presented the following:

WHEREAS, New York State has issued regulations (§315.4) concerning the establishment of a standard work day and additional reporting requirements for elected and appointed officials who begin new terms of office on or after August 12, 2009; and

WHEREAS, the Board has reaffirmed Resolution No. 452-93 (08/17/93) establishing a standard work day of six (6) hours for the Wayne County Board of Supervisors and for part-time appointed officials who are not subject to collective bargaining agreements; and

WHEREAS, the Board has established a standard work day of seven (7) or eight (8) hours as noted for other elected or appointed officials; and

WHEREAS, the following officials have been elected or appointed after August 12, 2009 and therefore are subject to the §315.4 regulations; now, therefore, be it

RESOLVED that the County of Wayne hereby establishes the following as standard workdays for elected officials and will report the following days worked to the New York State and Local Employee's Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body:

<b>Elected Officials</b>	<b>Standard Work Day (hours)</b>	<b>Name</b>	<b>SS# (last four digits)</b>	<b>Reg. #</b>	<b>Tier 1</b>	<b>Current term of office</b>	<b>Record of Activities Result</b>	<b>Not submitted</b>
County Clerk	7	Michael Jankowski	2207	37074010	No	1/1/18-12/31/21	22.62	
District Attorney	7	Michael Calarco	3242	36572956	No	1/1/18-12/31/21	22.93	
Supervisor	6	Nicholas Deming	5543	41500075	No	1/1/18-12/31/19	4.99	
Supervisor	6	Susan Jacobs	1924	41787995	No	1/1/18-12/31/21	6.11	
Supervisor	6	Laurie Crane	9083	41470501	No	1/1/18-12/31/19	5.97	
Supervisor	6	Kenneth Miller	0295	43444371	No	1/1/16-12/31/19	8.89	
Supervisor	6	Steven LeRoy	0943	41243890	No	1/1/16-12/31/19	13.25	
Supervisor	6	Frank Robusto	2422	62027487	No	1/1/18-12/31/19	1.00	

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

**RESOLUTION NO. 410-18: AUTHORIZATION TO ENTER INTO COLLECTIVE BARGAINING WITH CIVIL SERVICE EMPLOYEES ASSOCIATION, WAYNE COUNTY SUPERVISORY EMPLOYEES**

Mrs. Crane presented the following:

WHEREAS, the Civil Service Employees Association, Supervisory Unit collective bargaining agreement will expire on December 31, 2018; and

WHEREAS, the Union President has notified the County that the unit 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, 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 Estebrook LLP to be the County's chief spokesman and negotiator for these negotiations.

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

**RESOLUTION NO. 411-18: AUTHORIZATION TO ESTABLISH 2019 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 2019 for the Self-Insured Workers Compensation Plan:

Wayne County	\$ 1,103,945	Village of Clyde	\$ 7,896
Town of Arcadia	\$ 40,147	Village of Newark	\$ 149,403
Town of Butler	\$ 20,526	Village of Palmyra	\$ 51,174
Town of Galen	\$ 8,783	Village of Red Creek	\$ 1,686
Town of Huron	\$ 43,306	Village of Sodus	\$ 26,869
Town of Lyons	\$ 38,094	Village of Sodus Point	\$ 9,926
Town of Macedon	\$ 67,604	Village of Wolcott	\$ 7,892
Town of Marion	\$ 18,004		
Town of Ontario	\$ 156,016		
Town of Palmyra	\$ 37,073		
Town of Rose	\$ 17,424		
Town of Savannah	\$ 7,683		
Town of Sodus	\$ 47,599		
Town of Walworth	\$ 85,193		
Town of Williamson	\$ 42,165		
Town of Wolcott	\$ 11,592		

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

Prior to presenting the August resolutions for the Public Works Committee, Palmyra Town Supervisor Ken Miller welcomed everyone to the 163<sup>rd</sup> Annual Wayne County Fair, commenting that it was great to see everyone today.

**RESOLUTION NO. 412-18: AUTHORIZATION TO DISPOSE OF SURPLUS COUNTY VEHICLE**

Mr. Miller presented the following:

WHEREAS, the Highway Department has taken delivery of a new 6-Wheel dump truck, and, and

WHEREAS, the Superintendent of Public Works has determined that the following vehicle should be declared surplus and disposed of as noted:

VEHICLE/ITEM	DISPOSAL
1995 Mack 6 Wheel Dump Truck	VIN 1M2P288C3SM019686 (HW) Auction

now, therefore be it

RESOLVED, that the vehicle listed above be sold at an upcoming public auction, Municipal online auction or sold to another Municipality in accordance with the County's Equipment Disposition policy.

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

**RESOLUTION NO. 413-18: AUTHORIZATION TO EXECUTE AGREEMENT WITH CORPORATE FLOORS U.S.A., INC FOR THE REPLACEMENT OF LOBBY FLOORING AT THE WAYNE COUNTY JAIL**

Mr. Miller presented the following:

WHEREAS, the 2018 Buildings & Grounds budget included funds for improvements to the entrance at the Wayne County Jail located at 7368 Route 31. Lyons, NY; and

WHEREAS, the project included the replacement of the lobby tile and rubber flooring; and

WHEREAS, the Deputy Superintendent of Public Works has received a proposal from Corporate Floors U.S.A, Inc under the NYS OGS Contract # PC6779 for the materials and labor to replacement of the flooring at a cost of \$11,574.00, and

WHEREAS, the cost is within the budgeted project amount and Corporate Floors has performed work for the County in the past and has done satisfactory work; 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 Corporate Floors U.S.A, Inc for the amount of \$11,574.00.

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

**RESOLUTION NO. 414-18: AUTHORIZATION TO ACCEPT TRANSFER OF THE EADES ROAD BRIDGE FROM THE TOWN OF WOLCOTT**

Mr. Miller presented the following:

WHEREAS, the Town of Wolcott currently owns and maintains the bridge on Eades Road (BIN 2210750) over Red Creek; and

WHEREAS, this bridge was rehabilitated by a contractor as part of a locally administered federal aid project; and

WHEREAS, the Town of Wolcott has requested that the Wayne County Highway Department take ownership and maintenance responsibility of the bridge; and

WHEREAS, as described in the Wayne County Bridge Ownership Policy (RES 280-15) the Superintendent of Public Works has reviewed bridge documents including design plans and has performed a final inspection of the bridge; and

WHEREAS, the Superintendent of Public Works feels that this structure is in very good condition and will require only routine maintenance to assure a long life; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to accept ownership and maintenance responsibility on behalf of the County of Wayne, of the Eades Road bridge over Red Creek in the Town of Wolcott; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized and directed to execute any and all legal and/or other documents necessary to effectuate this transfer of ownership of the Eades Road Bridge over Red Creek from the Town of Wolcott to

the County of Wayne.

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

**RESOLUTION NO. 415-18: AUTHORIZATION TO PREPARE A CHANGE ORDER WITH CLOUGH HARBOUR ASSOCIATES (CHA) FOR THE CONSULTANT SERVICES FOR THE ARCADIA ZURICH ROAD BRIDGE PROJECT IN ARCADIA**

Mr. Miller presented the following:

WHEREAS, this project (PIN 476069) is federally funded and included on the current Transportation Improvement Plan; and

WHEREAS, the project shares will be 80% federal and 20% Local funds, but the project may receive State Marchiselli funds (15%) which will make the Local share only 5%; and

WHEREAS, the scope of work has recently changed from a rehabilitation project to a bridge replacement project, and

WHEREAS, CHA has proposed an increase in fee of \$70,000 which has been approved by the NYSDOT; and now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a change order on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with CHA for the design services associated with the rehabilitation of the Arcadia-Zurich Road Bridge over the Ganargua Creek in the Town of Arcadia, and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$14,000 from the Unassigned D Fund Balance, and, further be it

RESOLVED, that the County Treasurer is hereby authorized to amend the 2018 County Budget as follows

**D9999 – OTHER:**

(Revenue)

\$56,000 to .44511 Marchiselli Funds - Federal (80%)

**D5112 – ROAD CONSTRUCTION:**

(Appropriations)

\$70,000 to .52923 Arcadia Zurich Bridge Project

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

**RESOLUTION NO. 416-18: AUTHORIZATION TO APPROVE CHANGE ORDER WITH SKANEX PIPE SERVICES, INC FOR ADDITIONAL MANHOLE REHABILITATION WORK**

Mr. Miller presented the following:

WHEREAS, Resolution No. 557-17 authorized an agreement with Skanex Pipe Services, Inc for rehabilitation of seven manholes and one wet well that had been severely damaged by the buildup of hydrogen sulfide gas; and

WHEREAS, due to timing and the change in the season Skanex was not able to start the project until the spring of this year; and

WHEREAS, once Skanex began the rehabilitation it was discovered that additional repair work is needed to repair with the inverts and the manhole walls that was not included in their original proposal; and

WHEREAS, Skanex Inc has provide a change order cost of \$4,642.50 for the additional rehabilitation work bring the total cost of the project up to \$33,182.82; and

WHEREAS, the Deputy Superintendent of Public Works has identified some saving 2018 Buildings & Grounds project budget line from the two County Museum projects of approximate \$9,000 and would recommend utilizing these savings to cover the additional rehabilitation work, now, therefore, be it

RESOLVED, the Superintendent of Public Works is authorized to sign change order with Skanex Pipe Services for additional repair work not to exceed \$4,642.50 and to use the

saving identified above to cover the cost of the additional work.

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

**RESOLUTION NO. 417-18: AUTHORIZATION TO APPROVE 16 WILLIAM ST RENOVATION PROJECT AND FUND PROJECT**

Mr. Miller presented the following:

WHEREAS, the Wayne County Board of Supervisor adopted Resolution No. 33-18 authorizing an agreement with SWBR Architects for detailed design for the renovation of 16 William Street Office Building in the Town of Lyons; and

WHEREAS, SWBR has provided conceptual plans to the County and are currently working on detailed drawings and specifications; and

WHEREAS, SWBR along with the Deputy Superintendent of Public Works have estimated the total renovation cost to be \$6,976,000 and

WHEREAS, SWBR is expected to have final bid documents ready by early November 2018; and

WHEREAS, in order to keep the project moving forward the Superintendent of Public Works recommends that the Board of Supervisors approves and establishes the 16 Williams Street Renovation project and fully fund it; and

WHEREAS, the Board of Supervisors has already funded \$292,720 in the 2018 Buildings & Grounds Operating budget for the detailed design by SWBR; and

WHEREAS, the remaining \$6,683,280 still needs to be funded; and

WHEREAS, it is the recommendation from the County Building & Space Committee and the Superintendent & Deputy Superintendent of Public Works to proceed with the much needed renovation of 16 William Street; now, therefore, be it

RESOLVED, the Wayne County Board of Supervisors hereby approves the 16 William Street renovation project and establishes the project account; and be it further

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized and directed to advertise for bid in accordance with specifications prepared by the Superintendent of Public Works and subject to the Purchasing Clerk and County Attorney's approval 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 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; and be it further

RESOLVED, that the County Treasurer is authorized to transfer \$6,683,280 from the Unassigned General Fund Balance, and be it further

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

**A9950 Transfer to Capital Fund Projects**

(Appropriations)

\$ 6,683,280 to 52774 (B4REV – William St Renovation)

**H1933 Building Renovation Projects**

(Revenues)

\$6,683,280 to 45031 Interfund Transfer (B4REV – William St Renovation)

\$6,388,780 to 52000 Equipment & Other Cap Outlay (B4REV – William St

Renovation)

\$150,000 to 52100 Furniture & Furnishings (B4REV – William St Renovation)

\$40,000 to 52549 Utilities (B4REV – William St Renovation)

\$0 to 52571 Construction Management (B4REV – William St

Renovation)

\$0 to 52573 Architect/Engineer (B4REV – William St Renovation)

\$28,000 to 52576 Miscellaneous (B4REV – William St Renovation)

\$0 to 52583 Contingencies (B4REV – William St Renovation)

\$0	to	52813	General Trades (B4REV – William St Renovation)
\$0	to	52814	HVAC (B4REV – William St Renovation)
\$0	to	52815	Electrical (B4REV – William St Renovation)
\$0	to	52816	Plumbing (B4REV – William St Renovation)
\$54,000	to	54465	Rental – Office Space (B4REV – William St Renovation)
\$22,500	to	54400	Contracted Services (B4REV – William St Renovation)

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

**RESOLUTION NO. 418-18: AUTHORIZATION TO EXECUTE AGREEMENT WITH FINGERLAKES GARAGE DOOR CO, INC FOR THE REPLACEMENT OF OVERHEAD DOORS AT THE WAYNE COUNTY JAIL**

Mr. Miller presented the following:

WHEREAS, the Deputy Superintendent of Public Works has identified the two Sallyport overhead doors located at the Wayne County Jail to be in deteriorating condition and should be replaced; and

WHEREAS, these doors are approximately 30 years old and are used numerous times a day to securely move inmates in and out of the facility and is critical that these doors are functional at all times; and

WHEREAS, the Deputy Superintendent of Public Works has received the following proposals to replace the doors:

<b>FingerLakes Garage Doors Co. Inc</b>	<b>\$ 14,940.00</b>
10269 Old Rt. 31 West Clyde, NY 14433	

<b>Overhead Door Company</b>	<b>\$ 15,480.00</b>
4002 New Court Ave Syracuse, NY 13206	

<b>Upstate Garage Doors</b>	<b>\$ 18,950.00</b>
3951 Buffalo Rd Newark, NY 14513	

WHEREAS, the cost of the door replacement will be paid for out of 2018 Building & Grounds maintenance funds; 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 FingerLakes Garage Door Co. Inc for the amount of \$14,940.00.

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

**RESOLUTION NO. 419-18: AUTHORIZATION TO AWARD TERM CONTRACTS FOR CONSTRUCTION ADMINISTRATION SERVICES FOR VARIOUS FUTURE COUNTY PROJECTS**

Mr. Miller presented the following:

WHEREAS, the Superintendent of Public Works has issued a Request for Proposal for Construction Administration as per the needs of the Public Works Department for various projects, meeting a predetermined criteria for the purpose of putting firms on a term contract for future needed services; and

WHEREAS, five proposals were received in response to the RFP; and

WHEREAS, A Committee conducted an extensive review of qualifications received for these services; and

WHEREAS, as a result of the evaluation of the proposals, the Committee

recommended term contracts be approved for Watchdog Building Partners and Liro Engineers to provide said services; and

WHEREAS, once a project is identified needing these services a fee with negotiated with one of the firms listed above; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby accepts the recommendation of the Committee; and be it further

RESOLVED, that the term of the contracts shall be three years; 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 Watchdog Building Partners and Liro Engineers.

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

**RESOLUTION NO. 420-18: AUTHORIZATION TO AMEND CONTRACT WITH FIRSTLIGHT FOR TEMPORARY PRIVATE FIBER CONNECTION**

Mr. Miller presented the following:

WHEREAS, the County has approved the 16 William St Renovation Project; and

WHEREAS, during the renovation the County will have to relocate the staff within that building; and

WHEREAS, it is the County's intents to utilize available office space in the downtown area; and

WHEREAS, it will be required to have a private fiber connection between that said office space and the County network throughout the duration of the a project to conduct daily business; and

WHEREAS, the Director of I.T. currently has a contract in place for fiber services with FirstLight and has obtained a proposal to add fiber services for the relocation to the existing contract; and

WHEREAS, FirstLight has provided said proposal of a onetime fee of \$500 plus monthly service charge of \$900.00 with a minimum 24 month service term; and

WHEREAS, FirstLight has also noted that it will take approx. 120 days to implement said service; and

WHEREAS, it is anticipated that the County will need to vacate 16 William Street in early 2019; and

WHEREAS, it is important that County signs the proposed agreement with FirstLight to ensure adequate time for the private fiber connection will be established prior to the relocation; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to amend the contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with FirstLight for temporary private fiber service at a onetime fee of \$500 plus monthly service charge of \$900.00 with a minimum 24 month service term; and be it further

RESOLVED, that the temporary fiber service shall be terminated at either the end of the 24 month service term or the completion of the 16 William St Renovation Project, whichever is later.

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

**RESOLUTION NO. 421-18: AUTHORIZATION TO SET SALARY FOR THE FIRST ASSISTANT PUBLIC DEFENDER POSITION**

Mr. Verkey presented the following:

WHEREAS, a candidate has been chosen to fill the vacant position of Assistant Public Defender full-time; and

WHEREAS, the Board of Supervisors adopted Resolution No. 388-14 establishing

implementing procedures for the Managerial Confidential Salary Plan; and

WHEREAS, these implementing procedures reserve certain salary decisions to the Board of Supervisors, including setting a promotional salary rate that is above the first 25% of a positions assigned pay grade rate; and

WHEREAS, the candidate chosen by the Public Defender to fill this position is currently a full-time Public Defender in another New York County with approximately 26 years of various experience as a lawyer, and 7 years of experience as a full time Public Defender; and

WHEREAS, the chosen candidate also has a Masters in Social work, earned at the same time as their law degree, and has done extensive work related to Public Defense in that capacity; and

WHEREAS, said candidate has for the last 7 years written, filed and argued numerous criminal appeals on behalf of indigent clients in the Fourth Department, Appellate division; and

WHEREAS, the Director of Human Resources and the Public Defender have consulted and calculated that the appropriate annual salary for 2018 should be set at \$92,000 with an anticipated increase of up to 3% after 6 months of successful probationary employment; and

WHEREAS, budgeted funds are presently available for such position for the remainder of 2018; now, therefore, be it

RESOLVED, that the Public Defender is hereby authorized to offer a 2018 annual salary of up to \$92,000 to the above-referenced experienced candidate, the title being a Grade 10 Managerial and Confidential position of First Assistant Public Defender full-time.

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

**RESOLUTION NO. 422-18: AUTHORIZATION TO CONTRACT WITH VICTOR B. CHAMBERS, ESQ. TO ACT AS ASSIGNED COUNSEL ADMINISTRATOR (APPELLATE COUNSEL)**

Mr. Verkey presented the following:

WHEREAS, Resolution No. 653-17 authorized Wayne County to enter into an agreement with Victor B. Chambers, Esq. to act as Assigned Counsel Administrator regarding Appellate Counsel to review, audit and recommend approval or disapproval of claims filed by attorneys appointed pursuant to Article 18B of the County Law at a rate of seventy-five (\$75.00) per hour for a term that commenced on January 1, 2018 and terminated June 30, 2018; and

WHEREAS, Mr. Chambers is willing to continue to provide said services to the County at the same rate of seventy-five (\$75.00) per hour for a term commencing July 1, 2018 through December 31, 2018; now, therefore, be it

RESOLVED, that Chairman of Wayne County Board of Supervisors is authorized to enter into an agreement subject to the County Attorney's review and approval with Victor B. Chambers, Esq. to provide the County with services consisting of Appellate Counsel Administrator to assign appellate counsel and to review, audit, recommend approval or disapproval of claims pursuant to Article 18B of the County law. Compensation shall be at a rate of seventy-five (\$75.00) an hour. The term of said agreement shall commence July 1, 2018 and terminate December 31, 2018.

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

**RESOLUTION NO. 423-18: AUTHORIZATION TO ADVERTISE FOR BIDS FOR SHERIFF'S BOAT**

Mr. Verkey presented the following:

WHEREAS, in 2017 the Sheriff's Office boat docked on Sodus Bay caught fire and was declared irreparable; and

WHEREAS, insurance proceeds and grant opportunities are available to fund a replacement boat; now therefore be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized to advertise for bids for a new Sheriff's boat in accordance with specifications prepared by the Sheriff's Office and filed with the Purchasing Clerk; and be further

RESOLVED, that the Clerk of the Board of Supervisors and Purchasing Clerk are hereby directed to publicly open the bids at the time specified in the Advertisement for Bids; and to present a record of the bids at the next meeting of the Board of Supervisors following the bid opening.

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

**RESOLUTION NO. 424-18: AUTHORIZATION TO SIGN AN AGREEMENT WITH THE WAYNE – FINGER LAKES BOARD OF COOPERATIVE EDUCATION SERVICES FOR A DEPUTY SHERIFF SCHOOL RESOURCE OFFICER AND AMEND THE 2018 COUNTY BUDGET**

Mr. Verkey presented the following:

WHEREAS, the Wayne - Finger Lakes Board of Cooperative Education Services, hereinafter referred to as the District, is desirous in entering into 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, is initially requesting to enter into an agreement with the County for such SRO commencing September 1, 2018 through December 31, 2018; and

WHEREAS, the District is further requesting to enter into an agreements with the County and Sheriff for such full-time Deputy Sheriff SRO for the six month time periods of January 1, 2019 through June 30, 2019; and

WHEREAS, the Collective Bargaining Agreement (CBA) with the Wayne County Sheriff's Police Officers' Association Union will be under negotiation and any agreements with the Wayne – Finger Lakes Board of Cooperative Education Services will have a clause allowing for modifications to such agreements relating to any change(s) in said CBA; and

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

WHEREAS, the Sheriff is requesting that the 2018 County Budget be amended and that 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 September 1, 2018 through December 31, 2018; 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, containing a clause for modifications based on possible changes in the current collective bargaining agreement with the Wayne County Sheriff's Police Officers' Association union, for the time period of September 1, 2018 through December 31, 2018, and for January 1, 2019 through June 30, 2019, at no cost to County taxpayers, upon review and approval of the County Attorney; and further, be it

RESOLVED, that the County Treasurer is hereby authorized to amend the 2018 County Budget as follows:

A3114-ROAD PATROL:

(revenues)

\$ 26,992.00 to .42770 SRO Reimbursement

(appropriations)

\$ 16,800.00 to .51376 Deputy Sheriff

\$ 2,400.00 to .52300 Motor vehicle

\$ 400.00 to .52500 Other equipment

\$ 800.00 to .54114 Car Expense  
\$ 320.00 to .54187 Uniforms  
\$ 2,168.00 to .58100 Payments to NYS Retirement  
\$ 1,286.00 to .58200 Payments to Social Security  
\$ 2,706.00 to .58400 Hospitalization  
\$ 52.00 to .58600 Disability  
\$ 8.00 to .58901 Employee Assistance Program  
\$ 52.00 to .58903 HRA

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

**RESOLUTION NO. 425-18: AUTHORIZATION TO AMEND BUDGET AND EXPEND FUNDS FOR FIRE TRAINING BUILDING REPAIRS**

Mr. Verkey presented the following:

WHEREAS, the 2018 operating budget contains \$100,000 for the expansion of the Fire Training Building; and

WHEREAS, the Fire Training Building expansion will not occur in 2018; and

WHEREAS, \$13,500 has been paid this year for the design of the expansion leaving an unspent balance of \$86,500; and

WHEREAS, existing sections of the Fire Training Building require repairs that were intended to be proposed in the 2019 operating budget at a total cost of \$37,000 (cost estimates provided by Public Works):

- Repair of exterior walls near the main entrance: \$4,000.00 (materials only, in-house labor)
- Replacement of floor tiles in classrooms and hallway: \$21,000 (contracted out)
- Replacement of three (3) garage door panels: \$12,000 (contracted out)

and

WHEREAS, implementing these repairs in 2018 will reduce the 2019 operating budget request accordingly; and

WHEREAS, the Director of Emergency Management is desirous in completing the above repairs in 2018 and transferring the remaining balance of \$49,500 to General Fund Contingencies; now, therefore, be it

RESOLVED, that the Superintendent of Public Works or his designee is hereby authorized to complete said repairs in accordance with Wayne County Purchasing Policy; and be it further

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

**A3410 Mutual Aid**

(appropriations)

\$49,500 from 54396 Bldg Maint – Work Orders

**A1990 Contingency Fund General**

(appropriations)

\$49,500 to 54000 Contractual Expenses

**A1615 Buildings & Grounds**

(appropriations)

\$37,000 to 41278 Materials Charges

\$37,000 to 54439 Projects

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

**RESOLUTION NO. 426-18: AUTHORIZATION TO UTILIZE SOCIAL MEDIA FOR THE WAYNE COUNTY DEPARTMENT OF EMERGENCY MANAGEMENT SERVICES 911 DIVISION**

Mr. Verkey presented the following:

WHEREAS, the Employee Handbook on Information Security's policy on Acceptable Use of Social Media outlines the process for other Wayne County departments to follow when creating social media accounts; and

WHEREAS, the 911 Division of the Department of Emergency Management Services wishes to utilize social media to push out relevant educational and emergency information to the public that use these social media tools and use social media presence as a tool to gain situational awareness; and

WHEREAS, the Director of Emergency Management has submitted a Business Case Justification to the County Attorney and the County Administrator as directed by the Acceptable Use of Social Media policy; now, therefore, be it

RESOLVED, that the 911 Division of the Department of Emergency Management Services is hereby authorized to utilize social media in compliance with the Wayne County Employee Handbook on Information Security Guidelines.

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

**RESOLUTION NO. 427-18: AUTHORIZATION TO EXECUTE AN AGREEMENT WITH COMMERCIAL ACCEPTANCE COMPANY FOR APPLICABLE ACCOUNTS OF WAYNE COUNTY ADVANCED LIFE SUPPORT**

Mr. Verkey presented the following:

WHEREAS, MedEx Billing of LeRoy, NY is the contracted billing agency for Wayne County Advanced Life Support; and

WHEREAS, in accordance with established policies, certain patient accounts handled by MedEx Billing are forwarded to a collection agency for further attempts to collect payments due for services provided by Wayne County Advanced Life Support; and

WHEREAS, the collection agency currently utilized by MedEx for Wayne County is CBCS, and

WHEREAS, MedEx Billing is proposing no changes to the policies established regarding account collection, but strongly recommends that the collection agency utilized by MedEx for Wayne County ALS accounts be changed to Commercial Acceptance Company; and

WHEREAS, Commercial Acceptance Company has proposed a collection commission of 25% for first placement accounts, and 45% on all secondary accounts; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute an agreement between the County of Wayne and Commercial Acceptance Company, of Camp Hill, PA, for the provision of collection service for applicable accounts of Wayne County Advanced Life Support, with said agreement subject to the approval of the County Attorney as to form and content.

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

**RESOLUTION NO. 428-18: AUTHORIZATION TO AMEND BUDGET AND PURCHASE ZETRON UPGRADE FOR WAYNE COUNTY 911**

Mr. Verkey presented the following:

WHEREAS, Wayne County 911 had intended to budget a hardware upgrade to nine (9) five-year old 911 Zetron Radio System Workstations in the 2019 budget; and

WHEREAS, Zetron, the system manufacturer, has advised Wayne County that currently recommended system software upgrades cannot be implemented until these workstations have been replaced; and

WHEREAS, it is in the best interest of system operation to implement these upgrades in 2018; now, therefore, be it

RESOLVED, that the Director of Emergency Management or his designee is authorized to purchase nine (9) 911 Zetron Radio System Workstations; and be it further

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

adjustments:

**A1990 Contingency Fund General**

(Appropriations)

Amount	Object	Description
\$21,190 from	54000	Contractual Expenses

**A3642 E911**

(Appropriations)

Amount	Object	Description
\$15,590 to	52500	Other Equipment
\$ 5,600 to	54400	Contracted Services

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

Mr. Verno, Chairman of the Human Services Committee requested for this opportunity for an introduction.

Jason Eldridge, Director of Wayne County Veterans Services reported that he has filled a vacant position in his department; and introduced Renee Maybe as the new Veterans Services Officer, starting today. Welcome.

**RESOLUTION NO. 429-18: AUTHORIZATION TO AMEND CAPITAL PROJECT**

**ACCOUNT BUDGETS**

Mr. Manktelow presented the following:

WHEREAS, an analysis of H Fund Capital Project accounts should be completed periodically and the status of project accounts be reviewed; and

WHEREAS, the County Auditor has completed this analysis and recommends that the following budgets adjustments be made; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to amend the H Fund Capital Projects budget as follows:

**H1933 Building Renovations**

(revenue)

\$412,860.72 from .43024 ILS15 – Indigent Legal Services Fund  
\$212,547.72 to .43025 ILS15 – Court Facility Incentive Aid  
\$155,142.00 to .43025 ILS16 – Court Facility Incentive Aid  
\$ 82,571.00 to .43025 ILS17 – Court Facility Incentive Aid

(appropriations)

\$228,656.37 from .54000 DEM01 – Contractual Expenses  
\$228,656.37 to .59100 DEM01 – Transfer – General Fund  
\$ 1,964.84 to .52000 E911A – Equipment & Other Cap Outlay  
\$ 3,330.84 from .52100 E911A – Furniture & Furnishings  
\$ 13,905.83 from .52201 E911A – Computer Equipment  
\$ 8,585.63 from .52576 E911A – Miscellaneous  
\$118,664.29 from .52583 E911A – Contingencies  
\$ 1,593.00 from .52813 E911A – General Trades  
\$ 54,316.00 to .52814 E911A – HVAC  
\$ 7,944.00 to 52815 E911A – Electrical  
\$ 16,278.00 to .52816 E911A – Plumbing & Fire Protection  
\$ 10.32 from .52826 E911A – Building Permits  
\$ 166.03 from .54116 E911A – Computer Supplies  
\$ 6,576.84 to .54400 E911A – Contracted Services  
\$ 59,176.26 to .59100 E911A – Transfer – General Fund  
\$ 10,131.08 from .52000 Elev9 – Equipment & Other Cap Outlay  
\$ 10,130.63 to .54520 Elev9 – Consultants  
\$ 0.45 to .59100 Elev9 – Transfer – General Fund  
\$182,430.16 from .52200 HSB1 – Office Equipment

\$182,430.16 to .59100 HSB1 – Transfer – General Fund  
\$ 1,070.00 from .54400 ICF – Contracted Services  
\$ 1,070.00 to .59100 ICF – Transfer – General Fund  
\$ 493.37 from .52000 ILS15 – Equipment & Other Cap Outlay  
\$ 2,985.32 from .52573 ILS15 – Architect/Engineer  
\$ 14,300.39 from .52576 ILS15 – Miscellaneous  
\$ 97,278.28 from .52583 ILS15 – Contingencies  
\$ 24,662.96 to .52813 ILS15 – General Trades  
\$ 4,335.33 to .52814 ILS15 – HVAC  
\$ 8,357.00 to .52815 ILS15 – Electrical  
\$115,102.07 to .59100 ILS15 – Transfer – General Fund

**H1924 Roofs/Bldg**

(appropriations)

\$11,355.80 to .52200 Jail3 – Office Equipment  
\$ 7.25 to .52571 Jail3 – Construction Manager  
\$16,108.30 from .52583 Jail3 – Contingencies  
\$ 5,863.88 to .52813 Jail3 – General Trades  
\$ 2,075.00 from .54400 Jail3 – Contracted Services  
\$ 956.37 to .59100 Jail3 - Transfer – General Fund

**H1956 Community Safety Equipment**

(appropriations)

\$11,211.53 from .52500 Jail4 – Other Equipment  
\$ 4,261.20 to .54116 Jail4 – Computer Supplies  
\$ 5,169.09 to .54520 Jail4 – Consultants  
\$ 1,781.24 to .59100 Jail4 - Transfer – General Fund

**H5106 Hwy Expans**

(revenue)

\$ 100.00 to .42770 HWY14 – Miscellaneous Revenues  
(appropriations)  
\$ 1,470.36 to .52573 HWY14 – Architect/Engineer  
\$46,896.13 from .52583 HWY14 – Contingencies  
\$35,418.44 to 52813 HWY14 – General Trades  
\$ 6,527.72 to .52814 HWY14 – HVAC  
\$ 103.00 from .52815 HWY14 – Electrical  
\$ 3,676.31 to .52816 HWY14 – Plumbing & Fire Protection  
\$ 6.30 to .59100 HWY14 - Transfer – General Fund

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

**RESOLUTION NO. 430-18: AUTHORIZATION TO TRANSFER H FUND CAPITAL PROJECT ACCOUNTS BALANCES AND CLOSE PROJECTS**

Mr. Manktelow presented the following:

WHEREAS, an analysis of H Fund Capital Project accounts should be completed periodically and the status of project accounts be reviewed; and

WHEREAS, the County Auditor has completed this analysis and discussed the projects status with County Departments in charge of the projects; and

WHEREAS, the following projects are completed and the unspent portions of the project budgets should be transferred back to the County's General Fund; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to close the following project accounts by transferring \$589,179.22 in cash from the H Fund to the General Fund as follows:

**H1933 Building Renovations**

(appropriations)

\$228,656.37 to .59100 DEM01 – Transfer – General Fund  
\$ 59,176.26 to .59100 E911A – Transfer – General Fund  
\$ 0.45 to .59100 Elev9 – Transfer – General Fund  
\$182,430.16 to .59100 HSB1 – Transfer – General Fund  
\$ 1,070.00 to .59100 ICF – Transfer – General Fund  
\$115,102.07 to .59100 ILS15 – Transfer – General Fund

**H1924 Roofs/Bldg**

(appropriations)

\$ 956.37 to .59100 Jail3 - Transfers-General Fund

**H1956 Community Safety Equipment**

(appropriations)

\$ 1,781.24 to .59100 Jail4 - Transfers-General Fund

**H5106 Hwy Expans**

(appropriations)

\$ 6.30 to 59100 HWY14 – Transfers-General Fund

**A9999-Other**

(revenue)

\$589,179.22 to .45031 Interfund Transfers

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

**RULE 14 RESOLUTION**

**RESOLUTION NO. 431-18: AUTHORIZATION TO CONTRACT WITH VICTOR B. CHAMBERS, ESQ. TO ACT AS ASSIGNED COUNSEL ADMINISTRATOR**

Mr. Verkey presented the following:

WHEREAS, Resolution No. 652-17 authorized a 6 month contract expiring on June 30, 2018 with Victor B. Chambers, Esq. to act as Assigned Counsel Administrator at a rate of \$75.00 per hour for an amount not to exceed \$8,000.00; and

WHEREAS, the New York State Office of Indigent Legal Services (ILS) has approved distribution of funding, that being distribution number 8, which authorizes the following payments to be made to the County of Wayne during the fiscal year 2018 for the use of the Wayne County Assigned Counsel Program:

- Funding for Assigned Counsel Administrator to have a Data entry operator without benefits, for an amount not to exceed \$15,000.00
- Contract for an Assigned Counsel Administrator, without benefits for an amount not to exceed \$19,500.00;

and

WHEREAS, the County of Wayne desires to maintain the Wayne County Assigned Counsel Program and to enter into a contractual agreement with V. Bruce Chambers to continue as Assigned Counsel Administrator through the end of 2018; and

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

RESOLVED, that the existing contract with V. Bruce Chambers to serve as Administrator of the assigned counsel program shall be continued through December 31, 2018 at a total annual compensation of \$16,000.00 for the fiscal year 2018, said compensation to be paid in monthly payments at a rate of \$75.00 per hour, with credit to the County of Wayne for

all payments heretofore received by Victor B. Chambers for said services rendered for fiscal year 2018; and be it further

RESOLVED, that the existing contract with Victor B. Chambers, as Administrator of the Assigned Counsel Program, be amended to include \$15,000.00 for a data entry operator which must be billed separately from Mr. Chambers Administrator fee and will not include benefits.

Mr. Deming moved the adoption of the resolution. Seconded by Mr. Chatfield.

There was some discussion and a request for clarification as to the amount of salary to be paid to the Assigned Counsel Administrator.

Upon roll call, adopted.

#### **OTHER BUSINESS**

Mrs. Crane moved, seconded by Mr. Verno that three (3) resolutions be allowed on the floor under Other Business. Motion Carried.

#### **RESOLUTION NO. 432-18: AUTHORIZATION TO AMEND THE 2018 BUDGET FOR SUPPLEMENTAL MEDICAID UPPER PAYMENT LIMIT (UPL) PAYMENTS AND AFFIRM PAYMENT**

Mr. Manktelow presented the following:

WHEREAS, Wayne County has been informed that monies will be made available for supplemental Medicaid Upper Payment Limit (UPL) payments to public nursing facilities, one of which is the Wayne County Nursing Home; and

WHEREAS, the Wayne County Nursing Home supplemental payment amount is for State fiscal year 2018-2019 for a total of \$6,554,375 of which one half will be distributed in September 2018 and the other half in March 2019; and

WHEREAS, the payment is based on the facility's reported Medicaid days divided by the total Medicaid days for the calendar year 2016; and

WHEREAS, each county is responsible for transferring the local share of 50% to the State prior to the corresponding 100% payment being released to the County Nursing Home; and

WHEREAS, the 2018 Wayne County Budget did not anticipate the Medicaid Upper Payment Limit Payment to the Wayne County Nursing Home, or a County Appropriation for the County 50% local share payment to the State; now therefore be it

RESOLVED, that the County Treasurer is authorized to transfer \$1,638,593.75 from the General Fund Unassigned Fund Balance; and be it further

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

#### **A6102 MMIS Medical Assistance**

\$1,638,593.75 to 54000 Contractual Expenses

and be it further

RESOLVED, that the County Treasurer is authorized to pay the non-federal share on the date specified by the New York State Medicaid Financial Management Office.

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

#### **RESOLUTION NO. 433-18: APPOINTMENT OF ELECTION COMMISSIONER**

Mrs. Crane presented the following:

WHEREAS, a letter of resignation was received from Marjorie M. Bridson for the position of Republican Election Commissioner for the Wayne County Board of Elections, effective July 31, 2018; and

WHEREAS, the term for this position is January 1, 2016 through December 31, 2018; and

WHEREAS, this is a political designation and governed by Election Law; and

WHEREAS, the Wayne County Republican Executive Committee has recommended the

appointment of John M. Zornow, 216 Edgett Street, Newark, New York; and

WHEREAS, the appropriate certificate of party recommendation has been filed with the Clerk of the Board of Supervisors in accordance with Section 3-204 of the Election Law; now, therefore, be it

RESOLVED, pursuant to Sections 3-202 and 3-204 of the Election Law, that John M. Zornow is hereby appointed Republican Election Commissioner of the Board of Elections of the County of Wayne to fill the remainder of a two-year term of office, commencing August 1, 2018 and ending December 31, 2018.

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

Chairman LeRoy took this opportunity to introduce and congratulate John Zornow in this appointment.

Further, the Chairman acknowledged Marjorie Bridson and thanked her for serving as Republican Election Commissioner; wishing her well in the future.

#### **RESOLUTION NO. 434-18: ADOPTION OF THE 2019-2023 CAPITAL PLAN FOR WAYNE COUNTY**

Mr. Miller presented the following:

WHEREAS, the County Administrator submitted the proposed 2019-2023 Capital Plan to the Board of Supervisors on April 30, 2018; and

WHEREAS, a Capital Plan review was conducted by members of the Public Works, Economic Development and Planning, and Finance Committees on June 18, 2018 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 2019-2023 Capital Plan was conducted on August 13, 2018; 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 2019-2023 Capital Plan filed with the Clerk of the Board.

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

Supervisor Verno requested this opportunity to share a letter from Mike Bixby, Fundraiser Chairman for the B. Forman Park Playground Project with their request for community and business leaders to partner with them, requesting donations of food and gift items for their volunteers that will be building a playground in one day on September 27.

Chairman LeRoy again, thanked Senator Helming and Assemblyman Oaks for joining us at the Wayne County Fair.

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

#### **ADJOURNMENT**

A Special Board Meeting will be held on **Tuesday, September 11, 2018 at 11:00 a.m.** in the First Floor Committee Room to convene as a Committee of the Whole to discuss funding options for the **2019-2023 Capital Plan for Wayne County.**

The next scheduled regular meeting of the Board is **Tuesday, September 18, 2018** at

9:00 a.m.

Mr. Chatfield moved, seconded by Mrs. Jacobs, that the board adjourn at 12:18 p.m.  
Carried.

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