

12th Day
Tuesday, September 16, 2014
7:00 p.m.

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

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

Upon roll call, all Supervisors were present, County Administrator James Marquette and County Attorney Daniel Connors were also present for this evening session.

APPROVAL OF MINUTES:

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

COMMUNICATIONS:

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

A copy of the Sheriff's Cash Receipts Report dated August 27, 2014 totaling \$16,778.65 was received and filed.

A copy of the July 23, 2014 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.

Copy of a Notice of Public Hearing was received from the Wayne County Industrial Development Agency in connection with DNT Express, Inc and DNT Express Realty, LLC, conducted on Thursday, September 11, 2014 at 9:30 a.m. at the Village of Clyde Municipal Building, 6 South Park Street, Clyde.

Copy of a Notice of Public Hearing was received from the Wayne County Industrial Development Agency in connection with NEWCHEM, Inc. and 401 West Shore Holdings, LLC – 2014 Facility, to be conducted on Tuesday, September 23, 2014 at 9:30 a.m. in the conference room at the Newark Village Hall, 100 East Miller Street, Newark.

Copy of a Notice of Public Hearing and Contemplated Deviation was received from the Wayne County Industrial Development Agency in connection with ADVANCED ATOMIZATION TECHNOLOGIES, LLC. to be conducted on Wednesday, September 24, 2014 at 9:30 a.m. at the Village of Clyde Municipal Building, 6 South Park Street, Clyde.

Copies of a certified resolution from the Ontario County Board of Supervisors entitled, "Approval of the Workforce Investment Act Local Plan Modification for Program Year 2014-2015", was received.

Copy of a memorandum from Lindsey Burgess, Self-Insurance Specialist for Wayne County was received providing the Board with an Estimate of Need for 2015 Wayne County Self-Insurance Workers' Comprehension Plan.

A letter was received from the New York State Department of Health acknowledging that the Village of Sodus and the Town of Sodus are hereby consolidated into a single primary registration district, pursuant to Section 4120(2)(a) of the Public Health Law, taking effect immediately.

A copy of the County Auditor's accounts payable report for monthly utilities, miscellaneous payments, including the July warrants for accounts payable totaling \$5,871,329.72 was received and filed.

Mrs. Crane moved, seconded by Mrs. Marini. Motion carried.

PRIVILEGE OF THE FLOOR:

Chairman Hoffman opened the floor at this time for members of the public to address the

Board of Supervisors on items listed on the agenda for action. There was no public comment on agenda items this evening.

PROCLAMATIONS AND CERTIFICATES OF APPRECIATION

Office of the Sheriff's Week - September 21-27, 2014

Supervisor LeRoy read the proclamation in recognition of Sheriffs Week and presented a certified copy to the Sheriff, to celebrate the contributions of the Office of Sheriff and the significant role which it performs in our community.

Supervisor LeRoy, along with George Bastedo, Director of Disaster Preparedness and Greg DeWolf, E-911 Operations Manager took this opportunity to present a proclamation of appreciation to Richard Bond - E911 Dispatcher for his years of dedicated service as a Wayne County E-911 Dispatcher. He will be retiring from the position as dispatcher and continuing on as Part-time Fire Coordinator.

Supervisor Spickerman read the proclamation designating October 5-11, 2014 as Cornell Cooperative Extension Week and National 4-H Week in Wayne County.

PUBLIC HEARING:

The Board held a scheduled Public Hearing on the **Use of the Tax Stabilization Reserve of Wayne County.**

Chairman Hoffman read the rules and procedures that are followed for conducting such hearings for this Board, followed by the Clerk reading the title of the topic at 7:18 p.m. Prior to the Chairman opening the floor for public comment, he requested County Administrator Jim Marquette explain the purpose of this hearing.

Mr. Marquette stated that prior to 2008, the County created a tax stabilization reserve account, since that time the State has allowed municipalities to establish state retirement reserve fund, of which Wayne County did in 2012. Mr. Marquette reviewed the many stipulations set for the use of tax stabilization funds. In consideration of current times, he does not believe it is likely the tax stabilization reserve account will be needed. State law permits municipalities to transfer funds from their tax stabilization accounts into their retirement reserve fund. Mr. Marquette recommended the \$1.6 million in the fund be transferred into the County's retirement reserve account.

At 7:21 p.m., Chairman Hoffman opened the floor for the public, stating that people interested in making comment should come forward to the podium to address the Board.

There was no public comment at that time.

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

Mr. Hammond moved, seconded by Mrs. Crane, that the hearing be closed at 7:22 p.m. Upon roll call, carried.

RESOLUTIONS

RESOLUTION NO. 533-14: AUTHORIZATION TO TRANSFER THE UNEXPENDED BALANCE FROM THE TAX STABILIZATION RESERVE TO THE RETIREMENT CONTRIBUTION RESERVE

Ms. Park presented the following:

WHEREAS, Wayne County established a Tax Stabilization Reserve; and

WHEREAS, the Tax Stabilization Reserve may be utilized for limited circumstances where the County experiences an unanticipated revenue shortfall or increase in expenditures caused by a change in federal or state laws, court orders, etc.; and

WHEREAS, the Tax Stabilization Reserve may also be utilized when the County's tax levy increase exceeds 2.5 percent only to the extent of bringing the tax levy increase to 2.5%; and

WHEREAS, the New York State imposed Property Tax Cap and the Property Tax Freeze has minimized the likelihood that the County will incur a tax levy increase such that the reserve

could be utilized; and

WHEREAS, unexpended balances in the Tax Stabilization Reserve may be transferred to a Retirement Contribution Reserve pursuant to GML Article 2, 6-r 3(d) after a Public Hearing is held; and

WHEREAS, as of December 31, 2013 the Tax Stabilization Reserve balance totaled \$1,620,759; and

WHEREAS, a Public Hearing was held by the Wayne County Board of Supervisors on September 16, 2014 pursuant to Article 2, Section 6-e of the General Municipal Law of the State of New York; and

WHEREAS, the County now wishes to transfer the unexpended balance in the Tax Stabilization Reserve to the Retirement Contribution Reserve; now therefore be it

RESOLVED, that the Wayne County Treasurer is authorized to transfer \$1,620,759 from the Tax Stabilization Reserve to the Retirement Contribution Reserve.

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

RESOLUTION NO. 534-14: AUTHORIZE THE CHAIRMAN OF THE BOARD TO SIGN A CONTRACT WITH FISCAL ADVISORS

Ms. Park presented the following:

WHEREAS, the County of Wayne has employed the services of Fiscal Advisors for items related to Bond Issues; and

WHEREAS, Fiscal Advisors is currently employed as it relates to the County's energy related project and other bond issues for continuing disclosure; and

WHEREAS, the Security and Exchange Commission is now requiring firms like Fiscal Advisors to have written contracts in a specific form; and

WHEREAS, the County of Wayne would like to assist Fiscal Advisors in complying with the Security and Exchange Commission requirements; now, therefore, be it

RESOLVED, the Chairman of the Board is hereby authorized to sign a supplemental contract with Fiscal Advisors that will meet the requirements of the Security and Exchange Commission, with the approval of the County Attorney.

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

RESOLUTION NO. 535-14: AUTHORIZE THE COUNTY TREASURER TO ENGAGE THREE PLUS ONE ADVISORS TO PROVIDE MUNITRUST SERVICES FOR THE COUNTY OF WAYNE

Ms. Park presented the following:

WHEREAS, the County of Wayne and the County Treasurer would like to have its Cash Flow and Treasury Services reviewed; and

WHEREAS, it is expected to increase revenue to the County now and into the future; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to engage the services of Three Plus One Advisors to provide MUNITRUST services for a fee not to exceed \$5,000.

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

RESOLUTION NO. 536-14: CONCUR WITH COUNTY TREASURER'S RECOMMENDATION TO WITHDRAW FROM FORECLOSURE PROCESS AND PLACE IN ROLL SECTION 8

Ms. Park presented the following:

WHEREAS, the County Treasurer has identified certain real property listed below, a copy of which is on file with the Clerk of the Board, that have a barrier to tax enforcement; and

WHEREAS, the Wayne County Treasurer shall file a Certificate of Cancellation which will have the effect of canceling the outstanding delinquent tax liens and shall file a Certificate of Prospective Cancellation setting forth relevant facts with the assessor of the assessing unit of

the town in which said parcels are located, and the Director of Real Property Tax Services; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby concurs with the County Treasurer's recommendations that the following real property parcels listed below be withdrawn from the foreclosure process and placed in the exempt portion of the tax roll (Roll Section 8):

Town/Village	Property Location	Owner	Tax Map #
<u>Town of Galen</u>			
Seq. # 0363	19 Columbia St., V. of Clyde	Kalinski, James	74112-14-338351
Seq. # 0425	2667 Gannett Rd. Galen	Lewis, David	72113-00-414122
<u>Town of Lyons</u>			
Seq. # 0668	39 Shuler St., V. of Lyons	Vandyke, Melvin	71111-13-172491
<u>Town of Palmyra</u>			
Seq. # 1087	4969 Route 31, Palmyra (canal)	VanTroost, Richard	67110-05-039859
<u>Town of Wolcott</u>			
Seq. # 1744	6173 Lake Ave., V. of Wolcott	Wright, Linda	75117-11-746519

Mrs. Deyo moved the adoption of the resolution. Seconded by Mr. Colacino.

Mr. Groat moved, seconded by Mr. Miller that resolution be amended by removing the parcel listed as Sequence No. 0426 because of a possible error in identification.

Motion carried.

Upon roll call, adopted.

RESOLUTION NO. 537-14: AUTHORIZATION TO ADVERTISE SEALED BIDS FOR COUNTY PROPERTY

Ms. Park presented the following:

WHEREAS, certain Properties acquired by the County of Wayne by tax deed were sold at public auction held June 11, 2014; and

WHEREAS, the first and 2nd Bidders declined to purchase said properties; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby authorized and directed to advertise by sealed bid the following properties by sealed bid.

SEQ#	TOWN/VILLAGE	TAX ID#	LOCATION
670	LYONS	71111-13-178487	43 Shuler St.

RESOLVED, that the advertising shall run two times in the The Times of Wayne County and the Sun and Record and be in the same format, style and format as customarily utilized by Real Property Tax Services in the tax foreclosure auction process. Said advertising charges shall be a charge to Account A1364, "Expenses on Prop Acquired For", Line 54000; and be it further

RESOLVED, all bids and deposits must be submitted with Wayne County's bid forms, which are available at the Real Property Tax Services office and all bids, deposits and bid forms must be submitted to the Wayne County Attorney's Office, 26 Church St, Lyons, NY 14489, no later than October 17, 2014 at 3:00pm.

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

RESOLUTION NO. 538-14: ESTABLISHING TOWN EQUALIZATION RATES FOR 2015 COUNTY TAXES

Ms. Park presented the following:

RESOLVED, pursuant to Section 804 of the Real Property Tax Law, that the following rates recommended by the County Finance Committee of the Wayne County Board of Supervisors are hereby adopted and established as the County Equalization rates for the towns in Wayne County for the year 2013 to affect the 2014 County taxes:

Arcadia	99.00	Palmyra	100.00
Butler	100.00	Rose	100.00
Galen	93.00	Savannah	84.00
Huron	100.00	Sodus	100.00
Lyons	100.00	Walworth	100.00
Macedon	100.00	Williamson	100.00
Marion	100.00	Wolcott	100.00
Ontario	100.00		

and be it further

RESOLVED, in accordance with the provision of subdivision 2 of Section 804 of the Real Property Tax Law, that within five (5) days of the date of the adoption of this resolution, the Clerk of the Board shall transmit to each town, on a form prescribed by the State Board of Real Property Services, a written notification of the County equalization rate established for each town.

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

RESOLUTION NO. 539-14: AMEND THE 2014 BUDGET FOR GAS AND ELECTRIC RATE INCREASES AND INCREASED USAGE AS A RESULT ABOVE NORMAL DEGREE DAYS

Ms. Park presented the following:

WHEREAS, that the National Oceanic and Atmospheric Administration reported that the measurement of Heating Degree-Days for New York State for the first three months of 2014, resulting in significantly colder weather than historical averages; and

WHEREAS, that the colder weather caused increased demand for energy to heat homes and businesses, resulting in Gas and Electric supply rates that were higher than normal; and

WHEREAS, that as a result of the colder weather in conjunction with the higher Gas and Electric rates, the cost of heating Wayne County buildings was higher than anticipated; and

WHEREAS, the County is desirous in increasing department energy budgets to cover the increased costs; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to transfer \$68,872 from the Nursing Home Unassigned E Fund Balance; and, further be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to amend the 2014 Budget as follows:

Increase the following accounts by the respective Amounts

Org	Object	Project	Gas		Electric	
			Amount	Object	Project	Amount
A10104	54210		57	54220		558
A10404	54210		5	54220		46
A10414	54210		8	54220		0
A11654	54210		221	54220		280
A11674	54210		53	54220		0
A11704	54210		54	54220		529
A12304	54210		10	54220		95
A13204	54210		7	54220		66
A13254	54210		113	54220		0
A13554	54210		168	54220		86
A14104	54210		416	54220		2,372

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of Wayne County, subject to the County Attorney's approval as to form and content, with the Ontario County Board of Supervisors and the Board of Trustee of Finger Lakes Community College authorizing FLCC to offer college courses in Wayne County during the period 9/1/14-8/31/15, provided, however, that no cost shall be incurred to Wayne County for the operation of such courses except for the allocable portion of the operating expenses for students residing in Wayne County attending FLCC in accordance with Section 6305 of the Education Law.

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

RESOLUTION NO. 541-14: AMENDING THE 2014 BUDGET FOR FUNDING OF NURSING HOME PERSONAL SERVICES, RETIREMENT, AND SOCIAL SECURITY BUDGETS

Ms. Park presented the following:

WHEREAS, Resolution No. 418-14 authorized amending the 2014 Budget to allocate \$448,073 of General Fund Contingencies to departments for Personal Services and Benefit Budget increases for bargaining unit contract settlements that took place during 2014; and

WHEREAS, the resolution authorized transferring \$158,248 of those General Fund Contingencies to the Enterprise Fund to fund Wayne County Nursing Home Enterprise Fund increases; and

WHEREAS; the County is desirous in using the Enterprise Fund's Unassigned Fund Balance to fund the Enterprise Fund increases instead of General Fund Contingencies, thus reducing the use of General Fund Contingencies by \$158,248 from \$448,073 to \$289,825; now, therefore, be it

RESOLVED, that the Wayne County Treasurer's Office is hereby authorized to transfer \$158,248 from the Nursing Home unassigned E Fund Balance; and be it further

RESOLVED, that the budget adjustments in Resolution No. 418-14 for the following accounts be revised to read the following amounts:

A1990 – Contingent Fund General

(Appropriations)

\$158,248 to 54000 Contractual Expense

A9901 – Interfund Transfers

(Appropriations)

\$158,248 from 59500 Transfer to Nursing Home

E6000 – Nursing Home

(Revenues)

\$158,248 from 45031 Interfund Transfer

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

RESOLUTION NO. 542-14: AUTHORIZATION TO REPAIR SHERIFF'S VEHICLE

Ms. Park presented the following:

WHEREAS, a 2008 Sheriff's Vehicle, Plate No.: WCSO146, was damaged when it collided with another vehicle; and

WHEREAS, said vehicle was at fault for the accident and the County was fully reimbursed; and

WHEREAS, said reimbursement check was deposited in line item A19310 42270; and

WHEREAS, Repair quotes were received as follows:

Mack's Body Shop	\$6,105.55
Bells	\$7,015.02
Gallina's Collision	\$5,532.33

now, therefore, be it

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

A1931 Liability and Casualty
\$5,532.33 to .42680 Insurance Recoveries
\$5,532.33 to .54998 Liability and Casualty

RESOLVED, that the repair quote from Gallina's Collision in the amount of Five Thousand Five Hundred Thirty Two and 33/100 (\$5,532.22) is hereby accepted for the repair of said vehicle and that the Wayne County Treasurer is authorized to pay the sum of Five Thousand Five Hundred Thirty Two and 33/100 (\$5,532.22) for the repair of said vehicle, from Account No. A19314 54998 (Liability & Casualty) as directed by the Wayne County Attorney.

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

RESOLUTION NO. 543-14: AUTHORIZATION TO REPAIR VEHICLES WITH INSURANCE RECOVERIES

Ms. Park presented the following:

WHEREAS, the current process for repairing county-owned vehicles requires authorization from the Wayne County Board of Supervisors for each vehicle repair that exceeds \$5,000; and

WHEREAS, Resolution No. 326-10 established a procedure for authorizing repairs not exceeding \$5,000 on County-owned vehicles; and

WHEREAS, in the event that another party is liable for damages resulting from a motor vehicle accident, the County obtains three independent repair estimates and pursues recoveries from the liable party and its automobile insurance carrier; and

WHEREAS, in such cases, the full repair amount is usually recovered in this process; and

WHEREAS, awaiting authorization from the Board of Supervisors for repairs exceeding \$5,000 results in delays in vehicles being returned to service; now, therefore, be it

RESOLVED, that the Wayne County Self-Insurance Specialist and/or the Wayne County Attorney is hereby authorized to approve the repair of a vehicle when the full repair amount has been recovered from the liable party.

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

RESOLUTION NO. 544-14: AUTHORIZATION TO DECLARE EQUIPMENT SURPLUS FROM THE PUBLIC DEFENDER'S OFFICE

Mr. LeRoy presented the following:

WHEREAS, the Public Defender's Office currently has surplus equipment that is no longer needed as many of the items are broken, outdated or no longer in use; and

WHEREAS, the Wayne County Public Defender previously received a grant from the Division of Criminal Justice Services. The Grant term was from April 1, 2007 through March 31, 2009 and is referenced by New York State Contract Number C078582 and DCJS Contract Number LG07078582; and

WHEREAS, during the term of said Grant/Contract, technology equipment was purchased and some of those equipment items purchased under the DCJS Contract are now broken, outdated and no longer in use; and

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

- 3- HP 6710 Notebook Computers, Serial Numbers: CNU80805YN, CNU80805Y9, and CNU80805YK
- 2- Dell GX280 and 2- GX260 personal computers: SERVICE TAG NUMBERS: FTV4D61, D8KRW61, 7BKRW61 and 5LQG721
- 2- HP Laser-Jet P1505 printers; Serial Numbers VND3B14744 and VND3B14749
- 1- Lexmark color laser printer, Serial Number: 9427TFP
- 1- HP LaserJet 1005 printer; Serial Number VND3CO2686
- 1- HP LaserJet 2430DTN printer; Serial Number CNDJC58264
- 1- DELL laptops, Service Tag Numbers: 10VCMJ1 and 7PMCMJ1

1- HP Laser Jet 2100 printers: Serial Numbers: USGX108181, USGZ299133
now, therefore, be it

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

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

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

RESOLUTION NO. 545-14: AUTHORIZE TECHNICAL DECONTAMINATION AND HAZARD ASSESSMENT TEAM APPOINTMENTS

Mr. LeRoy presented the following:

WHEREAS, the Technical Decontamination and Assessment Team was established pursuant to Resolution No. 490-06; now, therefore, be it

RESOLVED, upon recommendation of the Wayne County Fire Coordinator and the Director of Emergency Management, the following appointment is hereby terminated:

Richard Cobb, Town of Galen

and be it further

RESOLVED, that the following individuals are hereby appointed to the Technical Decontamination and Assessment Team:

Suzan Ray, Town of Williamson

Peter Willis, Town of Williamson

Jason DeVito, Town of Lyons

Joseph Firendino, Town of Lyons

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

RESOLUTION NO. 546-14: AUTHORIZATION TO APPLY FOR 2014-2015 PUBLIC SAFETY ANSWERING POINTS (PSAP) GRANT

Mr. LeRoy presented the following:

WHEREAS, Wayne County is eligible to apply for funding for the 2014-2015 PSAP Grant program; and

WHEREAS, the application period for the grant is until September 26, 2014; and

WHEREAS, Wayne County is desirous of participating in this grant program; and

WHEREAS, this grant requires no local match; now, therefore, be it

RESOLVED, that the Director of Emergency Management or his designee is authorized to apply for the 2014-2015 Public Safety Answering Points (PSAP) Grant.

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

RESOLUTION NO. 547-14: AUTHORIZATION TO TRANSFER FUNDS AND PURCHASE KIOSK TERMINAL FOR E911 COMMUNICATIONS

Mr. LeRoy presented the following:

WHEREAS, Wayne County E911 is a 24 x 7 operation; and

WHEREAS, Wayne County is desirous of automating time and attendance functions;

and

WHEREAS, the first step of this process is to purchase a Kiosk Terminal and associated software that is compatible with existing systems; and

WHEREAS, the unions representing the employees of the unit are in support of this improvement; and

WHEREAS, the cost to purchase a new unit is \$2,900; now, therefore, be it

RESOLVED, that the Director of Disaster Preparedness or his designee is authorized to contract sole source with Visual Computer Solutions, Inc. for the required Kiosk Terminal, including software; and be it further

RESOLVED, that the Treasurer is authorized to transfer said funds:

A3642 E911

(Appropriations)

\$2,900 from .54475 Software

\$2,900 to .52500 Other Equipment

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

RESOLUTION NO. 548-14: AUTHORIZATION FOR THE PURCHASE OF DEHUMIDIFIERS FOR THE BACKUP EOC AND 911 CENTER

Mr. LeRoy presented the following:

WHEREAS, the Backup EOC and 911 Center are each in need of a dehumidifier at a total cost of \$493 for the 2 dehumidifiers, and which have already been received and installed; and

WHEREAS, the 2014 Equipment Addendum for Emergency Management included two rolling White Boards for a total of \$700 which will not be purchased; and

WHEREAS, the Director of Emergency Management is desirous in using the funds intended for the White Boards to purchase the dehumidifiers, now, therefore, be it

RESOLVED, that the payment for the purchase two dehumidifiers at a total cost of \$493 is authorized from account A35402.52000 Equipment & Other Capital Outlay.

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

RESOLUTION NO. 549-14: AUTHORIZATION FOR THE SHERIFF TO PURCHASE A WRISTBAND SYSTEM FOR THE JAIL

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Sheriff's Office currently utilizes a wristband system for inmate identification in the Wayne County Jail; and

WHEREAS, the current wristbands are not very sturdy and quickly become fragile and fall off or can be easily taken off by inmates; and

WHEREAS, the Sheriff is requesting to purchase a new wristband system that creates wristbands that are highly durable, tear and stretch proof, water resistant and will last a much greater time; and

WHEREAS, the cost of the new system is \$2,525.00, which will be paid for with jail revenue funds, with no cost to County taxpayers; now therefore, be it

RESOLVED, that the Sheriff is hereby authorized to purchase a wristband system for inmates in the Wayne County Jail at a cost of \$2,525.00, to be paid for with jail revenue funds, at no cost to County taxpayers.

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

RESOLUTION NO. 550-14: AUTHORIZATION TO AWARD CONTRACT TO KOESTER ASSOCIATES INC. FOR INSTALLATION OF SEWER SCREENING PLANT SCREW PRESS CONVEYOR

Mr. Miller presented the following:

WHEREAS, Resolution No. 192-14 establish a Screening Plant Screw Press Conveyor install project; and

WHEREAS, the Superintendent of Public Works has advertised for bids for said project to be installed in the Route 31 Sewer Screening Plant; and

WHEREAS, bids were received and publicly opened by the Clerk of the Board on August 28, 2014 at 11:00 am; and

WHEREAS, the following bids were received:

KOESTER ASSOCIATES INC.	\$72,850.00
3101 Seneca Turnpike	

Canastota, NY 13032

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 Koester Associates Inc for the installation of a screw press conveyor system for a cost of \$72,850.00.

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

RESOLUTION NO. 551-14: AUTHORIZATION FOR PUBLIC WORKS SUPERINTENDENT TO SELL SURPLUS VEHICLES VIA ON-LINE AUCTION

Mr. Miller presented the following:

WHEREAS, the Superintendent of Public Works wishes to sell through online auction two vehicles previously declared surplus; and

WHEREAS, the Vehicle Identification Numbers are:

2002 Chevy Tahoe VIN 1GNEK13Z62J322212

2002 Chevy Tahoe VIN 1GNEK13Z32J328727

now, therefore, be it

RESOLVED, that the Superintendent of Public Works is hereby authorized to sell the two vehicles referenced herein via on-line auction with the net proceeds of said auction to be deposited in A9999.42665.

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

RESOLUTION NO. 552-14: AUTHORIZE DESIGNATION OF TOURISM PROMOTION AGENT

Mr. Spickerman presented the following:

WHEREAS, county authorized Tourist Promotion Agency (TPA) is required to make applications and receive funds for most New York State tourism grant programs; now, therefore, be it

RESOLVED, that the Wayne County Office of Tourism and Promotion is hereby designated as the 2015 TPA for the purpose specified in the New York State Promotion Act; and be it further

RESOLVED, that the Director of Wayne County Office of Tourism and Promotion, Christine Worth, is hereby designated as Project Director for Wayne County for 2015.

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

RESOLUTION NO. 553-14: RESOLUTION AUTHORIZING INDUSTRIAL DEVELOPMENT SITE FUNDS FOR PUBLIC INFRASTRUCTURE IMPROVEMENTS

Mr. Spickerman presented the following:

WHEREAS, the Board of Supervisors has established a program for aid for industrial site development within the County for the purposes of promoting the economic welfare and prosperity of County residents through increased employment and expansion of the tax base; and

WHEREAS, Advanced Atomization Technologies has proposed a major capital investment over two years for facility improvements at the Clyde facility, along with equipment investment, and job goals of approximately 87 new and 317 retained; now, therefore, be it

RESOLVED, that, the County shall provide funding from the Industrial Site Development Fund to the Wayne County Industrial Development Agency to assist with the improvements to the public roadway between Save-a-lot and AAT, and such other public improvements including the re-location of utility poles and lines, sidewalks, etc., the total not to exceed \$100,000, to be distributed at such time as the local municipalities have shown an equal

expenditure of funds or in-kind, along with a matching amount invested in this improvement by the company; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute any agreements or documents necessary to implement the resolution on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 554-14: AUTHORIZATION TO AMEND THE 2014 BUDGET FOR WAYNE COUNTY TOURISM

Mr. Spickerman presented the following:

WHEREAS, The Christmas Tree Farmers Assoc. of NY contacted Wayne County Office of Tourism regarding Christmas Tree Growers Advertising; and

WHEREAS, Christmas Tree Farmers Assoc. of NY offered \$3,000 to support the Wayne County Holiday Traditions marketing campaign; and

WHEREAS, the 2014 Wayne County Budget does not reflect the additional revenue and appropriations; and

WHEREAS, the Director of Tourism is desirous in amending the 2014 Wayne County Tourism Budget to reflect the increased revenue and appropriations amounts; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to amend the 2014 County Budget as follows:

A6410 Publicity (Tourism)

(Revenue)

\$3,000 to 42089 Departmental Income

(Appropriations)

\$3,000 to 54402 Advertising

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

RESOLUTION NO. 555-14: AUTHORIZATION TO ENTER INTO COLLECTIVE BARGAINING WITH THE WAYNE COUNTY SHERIFF'S EMPLOYEES' ASSOCIATION

Mrs. Crane presented the following:

WHEREAS, the Wayne County Sheriff's Employees' Association (Association) collective bargaining agreement expires on December 31, 2014; 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 extends the current contract with Hancock & Estabrook, LLP to include these negotiations with the Association.

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

RESOLUTION NO. 556-14: AUTHORIZATION TO DECLARE EQUIPMENT AS SURPLUS FOR THE WAYNE COUNTY ATTORNEY'S OFFICE

Mrs. Crane presented the following:

WHEREAS, Wayne County Attorney's Office has a Scanjet 5550c scanner which is no longer repairable; and

WHEREAS, Wayne County Attorney's Office wishes to declare the Scanjet 5550c scanner as surplus equipment; now, therefore, be it

RESOLVED; that the County Attorney is hereby authorized to declare said Scanjet 5550c scanner as equipment surplus; and be it further

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

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

RESOLUTION NO. 557-14: AUTHORIZATION TO ENGAGE OUTSIDE COUNSEL - PUBLIC EMPLOYEES RELATIONS BOARD (PERB)

Mrs. Crane presented the following:

WHEREAS, Wayne County from time to time has the need for the assistance of outside legal counsel regarding various complaints filed against Wayne County alleging improper labor practices falling within the purview of the Public Employees Relations Board (PERB); and

WHEREAS, such complaints require the expeditious preparation and filing of formal pleadings to protect and safeguard the legal position of the County of Wayne; and

WHEREAS, the Wayne County Attorney's Office, and the County Administrator are recommending that authority to engage legal counsel to represent the interests of the County of Wayne in such proceedings be given to the County Attorney, in order to more expeditiously secure legal counsel for the County in such matters, rather than expend time in pursuing authorization through the normal committee and full Board authorization process in each individual case; now therefore be it

RESOLVED, that the Board of Supervisors authorizes the Wayne County Attorney to retain legal counsel for the above stated purpose and further authorizes the Chairman of the Board to execute any necessary documentation, subject to the County Attorney's approval as to form and content; and be it further

RESOLVED, that the County Treasurer is authorized to amend the 2014 County Budget as follows:

A 1990 – CONTINGENT FUND GEN:

\$3,000 from .54000 Contractual Expense

A1420 – COUNTY ATTORNEY

\$3,000 to .54400 Contracted Services

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

RESOLUTION NO. 558-14: AUTHORIZATION TO AMEND S FUND 2014 BUDGET LINE ITEMS

Mrs. Crane presented the following:

WHEREAS, the 2014 County Budget within the S Fund requires an amendment to cover workers' compensation claims expenses and settlements; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to transfer \$748,000 from the unappropriated Self Insurance S Fund balance; and be it further

RESOLVED, that the County Treasurer is authorized to amend the 2014 Wayne County Budget as follows:

S1720 Workers Comp / Benefits

(Appropriations)

\$748,000 to .54000 Contractual Expenses

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

RESOLUTION NO. 559-14: AUTHORIZATION TO AMEND MS FUND 2014 BUDGET LINE ITEMS

Mrs. Crane presented the following:

WHEREAS, the 2014 County Budget within the MS Fund requires an amendment to cover an actuarial study that was performed and completed in 2014; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to amend the 2014 Wayne County Budget as follows:

MS Wayne County Health Trust

(Appropriations)

\$6,000 from MS90601.58400 Hospitalization

\$6,000 to MS17104.54501 Accountants and Auditors

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

RESOLUTION NO. 560-14: RETURNING THE POSITION OF COUNTY HISTORIAN TO THE MANAGERIAL/CONFIDENTIAL SALARY SCHEDULE

Mrs. Crane presented the following:

WHEREAS, the Board adopted Resolution No. 382-14 establishing Managerial/Confidential (M/C) wage and salary pay grades; and

WHEREAS, this resolution placed the County Historian in hourly wage pay grade 4; and

WHEREAS, the nature of the Historian's work is such that it is more appropriate that the position be treated as salaried; and

WHEREAS, the Director of Human Resources has determined that the County Historian position may be classified as "exempt" (salaried) under the Fair Labor Standards Act (FLSA); and

WHEREAS, the County Historian and the County Administrator both support returning the position to a salaried basis; and

WHEREAS, the previously approved hourly rate for the Historian is \$18.96 which annualizes to \$34,640; now, therefore, be it

RESOLVED, that the 2014 Schedule B is hereby amended to establish the following annual salary range for pay grade 4 based on annualizing the previously adopted hourly rates:

Minimum	Midpoint	Maximum
\$34,640	\$40,687	\$46,753

and be it further

RESOLVED, that the position of County Historian will be placed in the Management/Confidential salary schedule ("schedule B") at the annual rate of \$34,640 effective September 26, 2014.

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

RESOLUTION NO. 561-14: AUTHORIZATION TO ISSUE REQUEST FOR PROPOSALS FOR VENDING MACHINE PLACEMENT IN COUNTY FACILITIES

Mrs. Crane presented the following:

WHEREAS, there are numerous vending machines located in Wayne County facilities; and

WHEREAS, previously there has been no formal process to authorize the placement of vending machines; and

WHEREAS, placement of vending machines should be formally authorized and a contractual relationship established with the vending company; and

WHEREAS, the vending policy has been revised and will be utilized as part of the vending RFP; and

WHEREAS, it is anticipated that a substantial portion of the County proceeds from vending machines will be utilized toward providing incentives through a Wellness Program; and

WHEREAS, a working group to facilitate revising the Vending Policy and to coordinate vending in County Buildings has been formed by the County Administrator; now therefore be it

RESOLVED, that the County Administrator is authorized to issue a Request for

Proposals for the Placement of Vending Machines in County Buildings.

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

RESOLUTION NO. 562-14: REVISED VENDING MACHINE POLICY FOR WAYNE COUNTY

Mrs. Crane presented the following:

WHEREAS, Resolution No. 63-12 established the Wayne County Vending Machine Policy; and

WHEREAS, the Public Health Director, Nursing Home Administrator, and County Administrator have reviewed the Vending Machine Policy for possible revisions; and

WHEREAS, the revisions are recommended in order to increase the awareness of the benefits of healthy eating and provide realistic guidelines; and

WHEREAS, the Policy is recommended in order to ensure that County employees and the general public who visit or have business to conduct in county buildings have healthy choices in the vending machines placed within those buildings; now, therefore, be it

RESOLVED, that the following Vending Machine Policy is hereby adopted by the Wayne County Board of Supervisors and that the policy must be attached to any future Request for Proposals for Vending Machines to be placed on county premises:

WAYNE COUNTY VENDING MACHINE POLICY

POLICY

Employees and visitors will be provided healthy food and beverage options within vending machines within the buildings owned or leased by Wayne County within the guidelines established herein.

PURPOSE

Sugar sweetened beverages have been found to be one of the leading causes of childhood and adult obesity. 71.7% of adults in Wayne County are overweight or obese. Sugary beverages such as sports drinks, sodas, and sweetened teas provide extra calories throughout the day while providing little to no nutritional benefit. Providing changes to the drinks that are available in vending machines can reduce the intake of these unnecessary calories. The maximum recommended daily intake of sugar for adults is 40 grams (or approximately 10 teaspoons).

Vending machines are popular places in the working environment to get a quick snack or drink during the work day. A small mid-morning or mid-afternoon snack can actually be very beneficial for a proper diet. However, vending machines are all too often full of empty calorie foods and drinks that do more harm than good. Bags of chips, candy bars, non-diet sodas and sugary drinks are regular offenders in the vending machine world.

Limiting or even eliminating these options can help aid the reduction of obesity within the workplace environment. By adding healthy choices for both food and beverage, and reducing unhealthy options, healthy diets can easily be promoted every single day. Studies show that, when given the option, a majority of people will make the healthier choice for food or drink from a vending machine.

ESTABLISHED GUIDELINES

1. **Beverage Specific Vending Machines**

- ❖ Beverage specific vending machines must offer options that contain 25 calories or less per 8oz serving with exception to skim or 1% milk. 50% of beverage machines will consist of healthy, low calorie options.
- ❖ Only 50% of beverage machine will consist of sugar sweetened beverages (for example: Coca-Cola, Pepsi, Gatorade). These options must be placed in the bottom choice selections of the machine.

- ❖ Healthy options must be priced less than or equal to the sugar sweetened beverage options.
- 2. Snack Specific Vending Machines**
- ❖ When placing a snack specific vending machine within Wayne County Departments, 50% of the contents must be foods to encourage healthier nutrition choices.
 - The Healthy Snack Options must meet the following nutrient requirements:
 - Calories: not more than 200 calories
 - Sodium: not more than 230mg of sodium
 - Fat: total fat not more than 35% of calories.
 - Sugar: not more than 35% of weight from total sugars
 - Only 50% of the vending machine can consist of food options outside of the above nutrient requirements and must be placed on the bottom rows of the vending machine.
 - Healthy options must be priced less than or equal to options that do not meet the above nutrient requirements.
- 3. Non-perishable Food Specific Vending Machines**
- ❖ For county facilities that may serve the public outside the normal business hours, a non-perishable food vending machine may be placed for visitors and staff to access.
 - ❖ The non-perishable food cannot contain greater than 350 calories per package.
- and be it further
 RESOLVED, that Resolution No. 63-12 is hereby repealed.
 Mr. Spickerman moved the adoption of the resolution. Seconded by Mrs. Deyo. Upon roll call, adopted.

RESOLUTION NO. 563-14: AUTHORIZATION TO SUBMIT A STD CLINIC CLOSURE PLAN TO THE NEW YORK STATE DEPARTMENT OF HEALTH

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) currently operates a New York State Department of Health (NYSDOH), Article 28 approved Sexually Transmitted Disease (STD) clinic; and

WHEREAS, WCPH has noted a significant reduction in attendance to the STD Clinic throughout 2014 and wishes to submit a Closure Plan to the NYSDOH; and

WHEREAS, WCPH is required by the NYSDOH to ensure that STD testing is provided within the county and is currently in discussion with the Finger Lakes Community Health Centers to perform this task; and

WHEREAS, the Closure Plan requires a 90 day process and would therefore make the pending closure date to be December 31, 2014; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to submit a Closure Plan to the NYSDOH for approval to close the STD Clinic as of December 31, 2014.

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

RESOLUTION NO. 564-14: AUTHORIZATION TO REJECT AND RE-BID FOR THE PURCHASE AND INSTALLATION OF TWO (2) BATHING TUBS FOR THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, the Board of Supervisors have duly advertised for bids for the purchase, delivery and installation of Two (2) Bathing Tubs for the Wayne County Nursing Home in accordance with the provisions of Section 103 of the General Municipal Law; and

WHEREAS, the Clerk of the Board of Supervisors opened the only bid for Two (2) Bathing Tubs on August 22, 2014 and the results are listed below:

DIRECT SUPPLY

6767 N. Industrial Road
Milwaukee, WI 53223

1 - Right Hand Door, end opening spa with reservoir \$11,512.65
1 - Left Hand Door, end opening spa with reservoir \$11,512.65

WHEREAS, the bid received by Direct Supply does not include installation of the equipment; and

WHEREAS, it is to the best interest of the Wayne County Nursing Home to reject and re-bid for the Two (2) Bathing Tubs; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to reject and rebid for the Two (2) Bathing Tubs.

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

RESOLUTION NO. 565-14: AUTHORIZATION TO ENTER INTO MEMORANDUM OF AGREEMENT WITH THE CSEA GENERAL UNIT REGARDING CERTIFIED NURSING ASSISTANT ASSIGNED TO TRANSPORTATION AT THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, representatives of Wayne County (County) have met with representatives of the CSEA General Unit regarding Certified Nursing Assistant assigned to help transport Wayne County Nursing Home residents to medical appointments; and

WHEREAS, representatives of both parties find that it would be more efficient for the one Certified Nursing Assistant assigned full time to this role to also handle the scheduling of these appointments; and

WHEREAS, CSEA and the County have discussed this and agree that upon execution of this agreement by both parties, the one Certified Nursing Assistant assigned full time to provide this role will receive additional compensation of \$0.35/hour for the additional work of scheduling these appointments; and

WHEREAS, the agreement will take effect on the first day of the next payroll period following execution by the parties; and

WHEREAS, the agreement will not be retroactive; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign the agreement with the CSEA for the Certified Nursing Assistant's role assigned to transport residents to medical appointments to receive additional compensation for the additional work of scheduling appointments as referenced herein, subject to form and content approved by the County Attorney.

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

RESOLUTION NO. 566-14: AUTHORIZATION TO ENTER INTO MEMORANDUM OF AGREEMENT WITH THE CSEA GENERAL UNIT REGARDING REGISTERED NURSE SUPERVISION AT THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, representatives of Wayne County (County) have met with representatives of the CSEA General and Supervisory Units regarding the needs of the Nursing Home to provide 24 hour Registered Nurse supervision at the Wayne County Nursing Home; and

WHEREAS, representatives of both parties recognize that the Nursing Home experiences vacant shifts which it by New York State law cannot mandate Registered Nurses to fill; and

WHEREAS, the parties recognize that the County Nursing Home employs Registered Nurses who can be designated as a Supervising Registered Nurse if certain requirements are met; and

WHEREAS, a registered nurse who has worked for the Wayne County Nursing Home for at least six months and has completed a supervisory orientation program may agree to be designated as the Supervising Registered Nurse; and

WHEREAS, a registered nurse designated as the Supervising Registered Nurse will receive a stipend of \$3.00/hour for each hour the Registered Nurse works as the designated Supervising Registered Nurse; and

WHEREAS, the agreement will take effect on the first day of the next payroll period following execution by the parties; and

WHEREAS, the agreement will not be retroactive; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign the agreement with the CSEA for a registered nurse designated as the Supervising Registered Nurse to receive a stipend of \$3.00/hour for each hour the Registered Nurse works as the designated Supervising Registered Nurse as referenced herein, subject to form and content approved by the County Attorney.

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

RESOLUTION NO. 567-14: PURCHASE OF CHEMICAL STORAGE CABINET AND WET/DRY VACUUM FOR THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, the Wayne County Nursing Home in order to meet certain regulatory and safety requirements has identified the need for a Chemical Storage Cabinet and Wet/Dry Vacuum; and

WHEREAS, the Wayne County Nursing Home has quotes for Chemical Storage Cabinet at \$705.00 and Wet/Dry Vacuum at \$947.00; and

WHEREAS, that the 2014 Equipment Addendum includes \$6000.00 for Bariatric Shower Chair which came in under budget by \$875.00 that can be used to fund the purchase and installation of the Chemical Storage Cabinet; and

WHEREAS, that the 2014 Equipment Addendum includes \$5000.00 for Mattresses which came in under budget by \$1529.00 that can be used to fund the purchase and installation of the Wet/Dry Vacuum; now, therefore be it

RESOLVED, that the quote submitted by Grainger for Chemical Storage Cabinet at \$705.00 and Wet/Dry Vacuum at \$947.00, in accordance with the specifications, is hereby accepted; and be it further

RESOLVED, that the Wayne County Nursing Home Administrator is hereby authorized and directed to execute a purchase order on behalf of the Wayne County Nursing Home with Grainger for a total cost not to exceed \$1652.00.

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

RESOLUTION NO. 568-14: AUTHORIZATION TO ADVERTISE FOR REQUEST FOR PROPOSALS FOR THE PURCHASE OF FIRE EXTINGUISHER CABINETS FOR THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, the Wayne County Nursing Home in order to meet new regulatory and safety requirements has identified the need for additional Fire Extinguisher Cabinets; and

WHEREAS, the new Fire Extinguisher Cabinets must match existing Fire Extinguisher Cabinets; and

WHEREAS, the 2014 Equipment Addendum includes \$10,000.00 for a Lawn Mower which came in under budget by \$3489.54 that can be used to fund the purchase and installation of the Fire Extinguisher Cabinets; now, therefore, be it

RESOLVED, that the Wayne County Nursing Home Administrator is hereby authorized to issue a Request for Proposals to obtain written quotes for Fire Extinguisher Cabinets.

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

RESOLUTION NO. 569-14: AUTHORIZING A CONTRACT WITH HEALTHCARE

DOCUMENTATION AND DEVELOPMENT, INC. FOR WEB-BASED LEARNING, EDUCATIONAL, DOCUMENTATION AND QUALITY ASSURANCE TOOLS ("HEALTHCARE ACADEMY AND READYQ APPLICATIONS") AT THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, the Wayne County Nursing Home desires to enter into an agreement with Healthcare Documentation and Development, Inc. for web-based learning, educational, documentation and quality assurance tools ("Healthcare Academy and ReadyQ Applications") at the Wayne County Nursing Home effective October 1, 2014 to September 31, 2015; and

WHEREAS, the Nursing Home shall pay the Contractor for services performed in accordance to the terms and conditions as set forth in the contract for the annual fee of \$3000; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract with Healthcare Documentation and Development, Inc. for web-based learning, educational, documentation and quality assurance tools ("Healthcare Academy and ReadyQ Applications") at the Wayne County Nursing Home effective October 1, 2014 to September 30, 2015 for the annual fee of \$3,000, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 570-14: AUTHORIZATION TO SIGN SERVICE AGREEMENT WITH CERTIFIED LANGUAGES INTERNATIONAL, LLC

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) is required by Article 28 regulations to have a policy and procedure to address interpretation and translation needs of our clients; and

WHEREAS, WCPH employs a part-time Bilingual Community Health Worker who provides interpretation and translation services for Spanish speaking individuals; and

WHEREAS, WCPH has identified an occasional need for interpretation and translation services for clients who speak other foreign languages as their primary native language; and

WHEREAS, WCPH has identified Certified Languages International, LLC who can provide interpretation services via phone for several foreign languages at a cost of \$1.45 per minute, 24 hours per day and translation services priced separately based on word count, language and document; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to sign the Service Agreement between Wayne County Public Health and Certified Languages International to provide interpretation services via phone at a rate of \$1.45 per minute, 24 hours per day and translation services priced separately based on word count, language and document, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 571-14: AUTHORIZATION TO RETAIN LEGAL REPRESENTATION FOR AN OFFICE OF THE MEDICAID INSPECTOR GENERAL APPEALS HEARING

Mr. Groat presented the following:

WHEREAS, the Office of the Medicaid Inspector General completed an audit of the Wayne County Nursing Home's Medicaid rate for the rate period May 14, 2005 through December 31, 2008; and

WHEREAS, the Wayne County Nursing Home will also exercise its right to challenge this action and determination by requesting an administrative hearing; and

WHEREAS, the Wayne County Nursing Home desires to retain representation for the administrative hearing; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to contract with John Darling at an hourly rate of \$400 per hour, for the provision of legal representation of the Wayne County Nursing Home in the administrative hearing to be conducted in relation to the

County's appeal of the final audit report of the Office of the Medicaid Inspector General of the Wayne County Nursing Home's Medicaid rate for the rate period May 14, 2005 through December 31, 2008, said services to be as needed for the duration of the appeal process subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 572-14: AUTHORIZATION TO CONTRACT WITH REIMBURSEMENT CONSULTANT - TERRY COTTON

Mr. Groat presented the following:

WHEREAS, Terry Cotton, 1235 Hunters Run, Victor, NY 14564 provides technical advice regarding nursing home reimbursement; and

WHEREAS, services will be needed through the end of the contract to analyze reimbursement methodology changes implemented by State and Federal agencies and Office of Medicaid Inspector General review; and

WHEREAS, these services include technical assistance on any issue with reimbursement or operations, Medicaid rate sheets review, preparation of rate appeals, staff educational sessions on key issues and procedures, preparation for any potential audit where supporting work papers will be needed, preparation and review of cost reports, and reimbursement methodology changes review and analysis; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisor's be authorized and directed to execute an agreement to the contract on behalf of the Wayne County Nursing Home, subject to the County Attorney's approval as to form and content for the period January 1, 2015 – December 31, 2017 at a cost not to exceed \$17,500, calculated at \$110.00 per hour plus out of pocket expenses.

Mrs. Crane moved the adoption of the resolution. Seconded by Ms. Park

Mr. Groat moved, seconded by Mrs. Crane that the RESOLVED clause be amended by adding the words "per year" after \$17,500. Motion carried.

Upon roll call, adopted.

RESOLUTION NO. 573-14: AUTHORIZING MEMORANDUM OF AGREEMENT BETWEEN ISLAND PEER REVIEW ORGANIZATION (IPRO) AND THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, Island Peer Review Organization is authorized by the Medicare program to provide expert healthcare quality improvement service to continue its work with nursing homes to improve healthcare services for Medicare beneficiaries in the state of New York.

WHEREAS, the current contract between the Wayne County Nursing Home and the Island Peer Review Organization expired July 31, 2014; and

WHEREAS, effective August 1, 2014 IPRO entered into a new contract with the Centers of Medicare & Medicaid Services to conduct activities required under the Medicare 11th Scope of Work, and

WHEREAS, the Wayne County Nursing Home is renewing said contract as required by IPRO for the period of August 1, 2014 to July 31, 2019; and

WHEREAS, the county incurs no cost; now therefore be it

RESOLVED, the Wayne County Nursing Home Administrator is authorized to execute the agreement by electronic submission as required by IPRO to review medical services provided to Medicare beneficiaries in the state of New York effective August 1, 2014 to July 31, 2019.

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

WHEREAS, WCPH occasionally is required to sign a "Hold Harmless Agreement" indemnifying the facility free and harmless from any and all claims or actions for damages or loss to property, etc.; now, therefore, be it

RESOLVED, that the ~~Director of Public Health~~ is hereby authorized to sign "Hold Harmless Agreements" with facilities that will host a WCPH community flu clinic, when required. Subject to the approval of the County Attorney as to form and content.

Mr. Groat moved, seconded by Mrs. Crane that the resolution be amended as follows, changing the title and the authority of certain clauses from Wayne County Public Health and the Director to County of Wayne and the Chairman of the Board, as follows:

"RESOLUTION NO. 576-14: AUTHORIZATION FOR CHAIRMAN OF THE BOARD TO SIGN INDEMNIFICATION AGREEMENTS WHEN REQUIRED BY FACILITIES FOR COMMUNITY FLU CLINICS"

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) holds several community flu clinics at facilities within the county; and

WHEREAS, the County of Wayne occasionally is required to sign a "Hold Harmless Agreement" indemnifying the facility free and harmless from any and all claims or actions for damages or loss to property, etc; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to sign "Hold Harmless Agreements" with facilities that will host a WCPH community flu clinic, when required, subject to the approval of the County Attorney as to form and content."

Motion carried.

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

RESOLUTION NO. 577-14: AUTHORIZATION TO PREPARE AND ISSUE A REQUEST FOR PROPOSAL (RFP) FOR THE PROVISION OF PERSONAL EMERGENCY RESPONSE SERVICES"

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Department of Aging and Youth receives State, Federal, County funding and private contributions to administer the Personal Emergency Response System (PERS) Program for 170 assessed frail and disabled residents of Wayne County; and

WHEREAS, PERS units increase the ability of frail individuals to remain safe and independent in their own homes and decrease the need for costlier institutional placements; and

WHEREAS, the current 170 PERS units and the Osborn Hoffman receiver base units (housed at Wayne County 911) are owned by Wayne County and are not compatible with new digital technology provided by local cable television operators and other service providers; and

WHEREAS, the PERS units and receivers will need to be replaced at a significant cost to achieve digital technology compatibility; and

WHEREAS, it may be more cost advantageous to Wayne County to contract the PERS services out to a provider that specializes in this service; and

WHEREAS, the Department of Aging and Youth is requesting authorization to solicit RFP's to contract the PERS services out to a provider that specializes in this service; now, therefore, be it

RESOLVED, the Department of Aging and Youth is hereby authorized to prepare RFP specifications for the provision of PERS services; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized to publically open the RFP responses at the time and place specified in the RFP document, and to present a record of the RFP at the next meeting of the Board of Supervisors following the RFP opening.

Ms. Park moved the adoption of the resolution. Seconded by Mrs. Crane.

Mr. Manktelow moved, seconded by Mr. Smith, that the title of the resolution be amended so that the committee could have the opportunity to review the proposal before it is disseminated to the public, as follows”:

“AUTHORIZATION TO PREPARE A REQUEST FOR PROPOSAL (RFP) FOR THE PROVISION OF PERSONAL EMERGENCY RESPONSE SERVICES”

Motion carried
Upon roll call, adopted.

RESOLUTION NO. 578-14: AUTHORIZATION TO PURCHASE A 12-PASSENGER VAN FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

WHEREAS, the Department of Aging and Youth provides transportation to older adults five days per week; and

WHEREAS, the Department provides approximately 3,000 rides to medical appointments, agency appointments, senior centers, and various other essential destinations to 100 older adults annually; and

WHEREAS, the Department of Aging and Youth’s current van has traveled 130,000 miles; and

WHEREAS, expenses to keep the van and equipment in working condition are expected to increase as is downtime for repairs; and

WHEREAS, the Department request authorization to order a replacement for this vehicle at New York State pricing; and

WHEREAS, Shepherd Ford states it will take six months from time of order to build the van. The cost of the van will come out of the 2015 budget and no down payment is required at time of order, therefore be it

RESOLVED that the Department of Aging and Youth is authorized to order one Ford Type IA van, model Phoenix PH3DF210 for a cost not to exceed \$43,500.

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

RESOLUTION NO. 579-14: AUTHORIZATION TO AMEND 2014 FAMILY COUNSELING OF THE FINGER LAKES CONTRACT AND AMEND COUNTY BUDGET

Mr. Manktelow presented the following:

WHEREAS, The Wayne County Department of Aging and Youth contracts with Family Counseling Service of the Finger Lakes, Inc., for the provision of family and youth counseling services for youth who are experiencing risk factors such as school failure, truancy, poor social/family relations, and/or acting out behavior; and

WHEREAS, the Bullis Foundation awarded the Department \$10,000 for the provision of individual Anger Management Counseling Services for youth at risk and Family Counseling of the Finger Lakes is qualified to provide these Services; and

WHEREAS, the Bullis Foundation increase the grant award by \$1,000, the balance of the funds are currently reflected in the 2014 County Budget; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an amended contract for the period January 1, 2014 through December 31, 2014, on behalf of the County of Wayne, subject to the County Attorney’s approval as to form and content, with the Family Counseling of the Finger Lakes, Inc. in the amount of \$10,000 for the provision of Anger Management Counseling for Wayne County Youth, further be it

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to make the following adjustments to the 2014 Wayne County Budget:

A7310 –Youth Budget
(Revenue)
\$1000 to 42760 FACT Program
(Appropriation)
\$1000 to 54400 Contracted Services

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

RESOLUTION NO. 580-14: AUTHORIZATION TO SIGN A SERVICE AGREEMENT WITH SHRED-IT, USA LLC FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Manktelow presented the following:

WHEREAS, the Department of Aging and Youth requires to shred confidential documents on a regular basis and does not own a shredder; and

WHEREAS, Shred-It, USA LLC provides a mobile shredding service and could accommodate the Department's shredding needs on a quarterly basis; and

WHEREAS, the cost for the service is \$56.75 per pick-up; now, therefore, be it

RESOLVED, that the Board of Supervisors is hereby authorizes the Director of Aging and Youth to sign a service agreement with Shred-It, USA LLC to provide the service.

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

RESOLUTION NO. 581-14: AUTHORIZE CONTRACT WITH VICTIM RESOURCE CENTER OF THE FINGER LAKES, INC. FOR DOMESTIC VIOLENCE SERVICES

Mr. Manktelow presented the following:

WHEREAS, Services for victims of Domestic Violence and their families/children are an important component of reducing child abuse; and

WHEREAS, Victim Resource Center has worked in collaboration with Wayne DSS and Wayne CAP to provide services which ameliorate the effects of family violence; and

WHEREAS, this partnership has been effective with the families served; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to execute a contract on behalf of the County of Wayne and the Wayne County Department of Social Services, subject to the County Attorney's review as to form and content, with the Victim Resource Center of the Finger Lakes, Inc. for Domestic Violence Services at a cost not to exceed \$21,250 for the time frame 7/1/14-6/30/15.

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

RULE 14 RESOLUTIONS

RESOLUTION NO. 582-14: AUTHORIZATION A MEMORANDUM OF AGREEMENT WITH THE WAYNE COUNTY SHERIFF'S EMPLOYEES ASSOCIATION REGARDING 207-c PROCEDURES

Mrs. Crane presented the following:

WHEREAS, the Board of Supervisors adopted Resolution 204-14 authorizing the retention of outside counsel to resolve a Public Employment Relations Board (PERB) complaint filed by the Wayne County Sheriff's Employees Association (WCSEA) about procedures implementing General Municipal Law section 207-c.; and

WHEREAS, the County, the County Sheriff, and the WCSEA have reached agreement on new 207-c procedures dated July 31, 2014; and

WHEREAS, the WCSEA notified the County on September 4, 2014 that they had ratified the procedures; and

WHEREAS, once the County ratifies the 207-c procedures, the WCSEA will withdraw the PERB charge; therefore, be it

RESOLVED that these final 207-c procedures are hereby adopted by the County effective immediately.

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

RESOLUTION NO. 583-14: AUTHORIZATION TO AMEND RESOLUTION NO. 380-14 TO ADD BUS MONITOR TO AN ESTABLISHED BUS ROUTE FOR A CHILD WITH A PHYSICALLY HANDICAPPING CONDITION

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to amend Resolution No. 380-14 to add a bus monitor to the established Durham Transportation 1A bus route; and

WHEREAS, the cost to add a bus monitor is \$110.00 per day; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to amend Resolution No. 380-14 to add a bus monitor to the established Durham Transportation 1A bus route, at a cost of \$110.00 per day, beginning September 1, 2014 to August 31, 2016, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 584-14: AUTHORIZATION TO RENEW CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION ADMINISTRATION DUTIES

Mr. Groat presented the following:

WHEREAS, Wayne County Public Health (WCPH) is mandated by the New York State Department of Health (NYSDOH) to perform administrative duties and oversight of the Wayne County Early Intervention Program; and

WHEREAS, WCPH wishes to renew contract no. C027518 with the NYSDOH, for the period of October 1, 2014 to September 30, 2015, for an amount of \$42,407; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to submit an Early Intervention Program budget for approval to the NYSDOH for the amount of \$42,407, for the period of October 1, 2014 to September 30, 2015; and, be it further

RESOLVED, once the budget is approved by the NYSDOH, the Chairman of the Board of Supervisors is hereby authorized to execute the Early Intervention Administration contract no. C027518 with the NYSDOH, for the amount of \$42,407, for the period of October 1, 2014 to September 30, 2015, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 585-14: AMENDING RESOLUTION NO. 484-14 AND AUTHORIZING REBID OF THE REACH IN FREEZER FOR THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS, pursuant to Resolution No. 341-14, the Board of Supervisors authorized the advertisement for the purchase and installation of one (1) planetary mixer, one (1) reach-in freezer and one (1) convection steamer as a package for the Wayne County Nursing Home; and

WHEREAS, pursuant to Resolution No. 484-14, the Board of Supervisors accepted the bid submitted by Douglas Food Stores, Inc. for the total bid price of \$35,713.90 for the purchase and installation of said kitchen equipment, in accordance with the specifications; and

WHEREAS, the Reach-in Freezer Victory Refrigeration Model VF-SA-3D has been discontinued and Douglas Food Stores, Inc. is not able to obtain this piece of equipment, in accordance with the specifications; now, therefore, be it

RESOLVED, that Resolution No. 484-14 be amended to no longer include the reach-in freezer, thereby reducing the accepted bid by \$5,963.00 to \$29,750.90; 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 Wayne County Nursing Home, subject to the County Attorney's approval as to form and content with Douglas Food Stores, Inc. for a total cost not to exceed \$29,750.90; and be it further

RESOLVED, that the Wayne County Nursing Home Administrator is hereby authorized and directed to prepare specifications to request proposals for the purchase and installation of a reach-in freezer and removal of old freezer with the approval of the County Attorney as to content and form.

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

Mrs. Crane questioned Mr. Manktelow's request regarding Resolution No. 577-14, entitled: "**AUTHORIZATION TO PREPARE A REQUEST FOR PROPOSAL (RFP) FOR THE PROVISION OF PERSONAL EMERGENCY RESPONSE SERVICES.**"

Mrs. Crane asked if this resolution would need to be presented to the Board for approval to send out these bids, as she noted that only the title was changed with the requested amendment; and that the body of the document was not amended, as intended.

Mr. Marquette noted that he is aware of this; however, Mr. Manktelow's requests to review the final documents for the request for proposals will be addressed in the next Human Services committee.

OTHER BUSINESS

Mr. Miller moved, seconded by Mrs. Crane that six (6) resolutions be allowed on the floor under Other Business. Upon roll call, all Supervisors voted Aye. Motion carried.

RESOLUTION NO. 586-14: AUTHORIZATION TO AMEND RESOLUTION NO. 442-14 THAT AWARDED THE BID FOR THE INSPECTION, TESTING SERVICES AND REPLACEMENT OF FIRE EXTINGUISHERS AND KITCHEN SUPPRESSION SYSTEMS

Mr. Miller presented the following:

WHEREAS, the Clerk of the Board duly advertised and publicly opened bids on April 24, 2014 for inspection, testing services and the replacement of fire extinguishers and kitchen suppression systems for Wayne County; and

WHEREAS, pursuant to Resolution No. 442-14, the Wayne County Board of Supervisors awarded separate components of the bid to the apparent low bidders on July 15, 2014, as follows:

Millennium Fire Extinguisher

Fire extinguisher inspection and testing	\$1,450.00
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Fire Fighting Equipment Co.

Kitchen suppression inspection and testing	\$ 816.00
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and

WHEREAS, the bid received from Millennium Fire Extinguisher has been deemed non-responsive/non-conforming by the County Attorney for failure to comply with the County's insurance requirements as stated in the Request for Bids, and the County Attorney is recommending to the Board that this bid be rejected; now, therefore, be it

RESOLVED, that Resolution No. 442-14 is hereby amended to reject the bid received from Millennium Fire Extinguisher and award both components of this bid to Fire Fighting Equipment Co. as the lowest bidder meeting the specifications of the Request for Bids; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Fire Fighting Equipment Co. for a total cost of \$3,016.00 for the first two years of service, for the inspection, testing services and replacement

of fire extinguishers and kitchen suppression for Wayne County systems.

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

Mrs. Crane questioned the bid award and the amounts of all the bids received. County Attorney Dan Connors explained that after several attempts, Millennium Fire Extinguisher did not meet the County's insurance requirements and recommended that the full bid be awarded to Fire Fighting Equipment Company. They have been awarded the Kitchen Suppression Inspection and Testing portion of this bid request; and have met all insurance requirements.

RESOLUTION NO. 587-14: RESOLUTION TO MEMORIALIZE REQUEST FOR PARTICIPATION FROM NEW YORK STATE ASSOCIATION OF COUNTIES (NYSAC) AND OTHER COUNTIES REGARDING LITIGATION EXPENSES

Mrs. Crane presented the following:

WHEREAS, the County of Wayne is a party to litigation now pending in Bankruptcy Court for the Western District of New York, which poses a debtor's legal challenge to New York State Real Property Tax Law, Article 11 Tax Foreclosure procedures; and

WHEREAS, the pending legal challenge to Real Property Tax Law, Article 11 Tax Foreclosure procedures has statewide ramifications for those counties utilizing RPTL, Article 11 procedures for Real Property Tax collection, such that other counties beyond the County of Wayne will be impacted by the decision in this case; and

WHEREAS, an adverse decision in this pending Bankruptcy Proceeding would largely incapacitate those counties now utilizing RPTL, Article 11 Tax Foreclosure proceedings from continuing to use such procedures; and

WHEREAS, the financial cost of the legal fees incurred in defending Wayne County's interest in preserving the RPTL, Article 11 Tax Foreclosure procedures has become substantial, with substantially higher legal fees to be anticipated should the case be appealed should an adverse decision from the Bankruptcy Court be forthcoming; now therefore, be it

RESOLVED, that the Board of Supervisors of the County of Wayne calls upon NYSAC and the other counties in the State of New York which shall be impacted by the decision to be rendered in this matter to share in the litigation costs, including attorney's fees, incurred in the defense of this Bankruptcy Proceeding.

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

RESOLUTION NO. 588-14: RESOLUTION AUTHORIZING INSECT SPRAYING, DECLARING A PURCHASING EMERGENCY, AND AMENDING BUDGET

Mr. Groat presented the following:

WHEREAS, on September 8, 2014, the Wayne County Public Health Department received confirmation of a positive test for Eastern Equine Encephalitis in the Town of Rose from the New York State Health Department; and

WHEREAS, since that date another positive test has occurred; and

WHEREAS, Eastern Equine Encephalitis is carried by mosquito; and

WHEREAS, on September 9 2014; the Director of Public Health issued a press release informing the media and the Board of Supervisors of the problem; and

WHEREAS, the Director of Public Health has had multiple consultations with the State Health Department; and

WHEREAS, the Director of Public Health has also consulted with the Chairman of the Board of Supervisors, the Chairman of the Health and Medical Committee, the Supervisor of the Town of Rose, and the County Administrator; and

WHEREAS, on September 12, 2014 Wayne County received a Declaration of Imminent

Threat to Public Health from the Acting Commissioner of the New York State Department of Health; and

WHEREAS, the New York State Health Department is conducting field research and the results of the research and weather conditions will be reviewed to determine whether or not spraying for mosquitos is advisable; and

WHEREAS, because of the declaration, any County expense related to Mosquito Control is 50% reimbursable by the state; and

WHEREAS, it is prudent to authorize the Director of Public Health and the Chairman of the Board of Supervisors to take the necessary steps to facilitate a limited spraying program; and

WHEREAS, if undertaken, spraying would be conducted by a private company licensed to provide such services and public notice will need to be given; now, therefore, be it

RESOLVED, that a Purchasing Emergency will be declared by the Chairman of the Board of Supervisors waiving formal processes for the procurement of spraying services and any related activity; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute the necessary contracts or agreements to facilitate a spraying program within the county, subject to the County Attorney's approval as to form and content; and be it further

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

A1990 Contingent Fund General

(appropriations)

\$18,250 from .54000 Contractual Expenses

A4068 Insect Control

(revenue)

\$18,250 to .43716 State Aid

(appropriations)

\$35,000 to .54000 Contractual Expenses

\$ 1,000 to .54402 Advertising

\$ 500 to .54600 Miscellaneous

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

Mr. Marquette remarked on this request for regional spraying and the notification of residents, due to the confirmation of a positive test for Eastern Equine Encephalitis in the Towns of Rose, Galen and Lyons.

Diane Devlin commented on the company that would be contracted for spraying, the proper time and weather and temperature needed for effectiveness, as well as the type of product that would be used.

Board members had questions and suggestions for residential notification of the communities affected, including the question of *who makes the decision to authorize the spraying*.

Suggestions were discussed regarding contacting residents by utilizing the Reverse E911 notification system that delivers a recorded message when needed, including area school notification systems, as well as "door-to-door" contact for the residents, where and when applicable.

Upon roll call, adopted.

RESOLUTION NO. 589-14: ADJUSTMENT OF SPECIFIED MANAGEMENT AND CONFIDENTIAL EMPLOYEES TO RESOLVE SALARY COMPRESSION WITH EMPLOYEES WHOM THEY SUPERVISE

Mrs. Crane presented the following:

WHEREAS, the Board of Supervisors has adopted a salary plan for the Managerial and Confidential employees group (M/C); and

WHEREAS, certain employees in this group supervise other employees in one or more of the County's collective bargaining units and may also supervise other M/C employees; and

WHEREAS, the County's consultant on the M/C study recommended that a 10% differential be maintained between supervisors and those employees whom they supervise; and

WHEREAS, the adopted M/C Salary Administration Program has sufficient flexibility to allow salary adjustments within the ranges established for 2014; and

WHEREAS, the County Administrator informed the Board of Supervisors on June 17 that a salary compression analysis would be performed and recommendations made to the Board to address all issues identified by the analysis; and

WHEREAS, the Director of Human Resources has completed the analysis and the County Administrator and the Director of Human Resources have reviewed the analysis methodology and recommendations with a subcommittee of the Board; now, therefore, be it

RESOLVED, that the following wage and salary adjustments will be made retroactive to the start of the first full pay period after the June 2014 Board meeting, specifically June 20, 2014:

<u>Name</u>	<u>Pay grade</u>	<u>Adjusted Base Salary Rate</u>
Chabrier, Cathie	11	\$87,754
House, Richard	10	\$91,165
Hetzke, Robert	9	\$82,877
Carr, Lester	9	\$82,877
Acome, Cheryl	9	\$79,777
Thomas, Christopher	8	\$57,519
Devuyst, Renee	8	\$57,519
Templar, Kathy	7	\$50,951

<u>Name</u>	<u>Pay grade</u>	<u>Adjusted Base Wage Rate</u>
Fox-Groat, Kathy	4	\$20.19

Mrs. Marini moved the adoption of the resolution. Seconded by Mr. Smith. Upon roll call, all Supervisors voted Aye. Supervisor Groat Abstained from voting. The Chairman declared the Resolution adopted.

RESOLUTION NO. 590-14: COMPENSATION ADJUSTMENT FOR SPECIFIED MANAGERIAL/CONFIDENTIAL EMPLOYEES

Mrs. Crane presented the following:

WHEREAS, the Board of Supervisors has adopted a Compensation Plan for the Managerial and Confidential employees group (M/C) on June 17, 2014; and

WHEREAS, the M/C Compensation Plan establishes equitable salaries for all M/C employees; and

WHEREAS, the Board of Supervisors adopted Resolution Nos. 450-12 and 654-12 providing a \$3,000 stipend to the Undersheriff, the Chief Deputy, and the Corrections Major in the Office of the Sheriff to promote equity between each of them and the Lieutenants whom they supervise; and

WHEREAS, in 2012 there was no other mechanism available to establish pay equity, but the M/C Compensation Plan now provides the mechanism for establishing and maintaining pay equity between Managerial employees and the employees whom they supervise; and

WHEREAS, the Board of Supervisors has authorized a resolution to resolve salary compression and that resolution includes salary adjustments for the Undersheriff, the Chief Deputy, and the Corrections Major; now, therefore, be it

RESOLVED, that a pro-rated amount of \$1,500 will be paid in November to the Undersheriff, the Chief Deputy, and the Corrections Major for the period of January 1 through June 19, 2014; and be it further

RESOLVED, that the stipend will be eliminated effective June 20, 2014; and be it further

RESOLVED, that the Health Reimbursement Account benefit will continue as authorized by Resolution No. 450-12.

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

RESOLUTION NO. 591-14: STOP DWI STIPEND ENDED FOR SPECIFIED MANAGERIAL/CONFIDENTIAL EMPLOYEE

Mrs. Crane presented the following:

WHEREAS, the Board of Supervisors has adopted a Compensation Plan for the Managerial and Confidential employees group (M/C) on June 17, 2014; and

WHEREAS, the M/C Compensation Plan establishes equitable salaries for all M/C employees; and

WHEREAS, the Board of Supervisors adopted Resolution No. 651-13 providing a \$5,200 stipend to the Undersheriff for taking on the additional work of the Stop-DWI program; and

WHEREAS, the Board of Supervisors has authorized a resolution to resolve salary compression and that resolution includes salary adjustments for the Undersheriff; now, therefore, be it

RESOLVED, that a pro-rated amount of \$2,600 will be paid to the Undersheriff for the Stop-DWI program for the period of January 1 through June 19, 2014; and be it further

RESOLVED, that the stipend will be eliminated effective June 20, 2014.

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

Prior to the conclusion of the Board Meeting, Mrs. Crane moved, seconded by Ms. Park, for the Board to convene as a ***Committee of the Whole*** for discussion regarding Tax Freeze Requirements.

Mr. Marquette addressed the full Board regarding the State's tax rebate program for municipalities that reduce property taxes by consolidating or sharing services—internally or with other municipalities. It was asked if towns would be interested in working with the County on consolidation/shared service programs. Under the adopted property tax freeze, a one percent savings from shared services and government consolidations for all Wayne County municipalities, except schools, would be \$683,000. The State is looking for at least a one percent savings to qualify for their rebate. Figures do not include school districts, as Mr. Marquette was not certain of their participation in consolidation efforts with municipalities. The requirements for a homeowner to be eligible for the proposed State property tax rebate were reviewed. Mr. Marquette noted 2015 would be the first year that the County would qualify for this program, with rebate checks issued to residents in 2016. Various State deadlines related to this program were noted. The County, or any municipality that participates in the rebate program, would have to produce a plan to show how their target savings to taxpayers would be achieved. Savings must be realized on an annual basis and can go back to consolidation/shared service changes that have been implemented since 2012, as long as they show relief to taxpayers. Municipalities can work with each other or on their own to accomplish their goals. This is only a two-year program. Mr. Marquette stated, at this time if the County should reach their savings goal on their own, the average household in the County would receive a \$27 rebate from the State.

Supervisor Hammond questioned if the Board would need to rescind their resolution that allows for them to exceed the State's tax cap in order to qualify for the above mentioned property tax rebate. Mr. Marquette said he believes this to be true; and he will look into the timeframe to take this action.

Chairman Hoffman thanked Mr. Marquette for his presentation and announced that the regular portion of the Board Meeting reconvened at 8:22 p.m.

EXECUTIVE SESSION: Mrs. Crane moved, seconded by Mr. Colacino that the Board go into

Executive Session at 8:23 p.m. to discuss a personnel matter. Upon roll call, carried.

REGULAR SESSION: Mrs. Crane moved, seconded by Mr. LeRoy that the Board resume regular session at 8:35 p.m. Carried.

Prior to adjournment, Supervisor Hoffman informed the Board that there will be a press release issued on Wednesday at 10 a.m. by Monroe County Executive Maggie Brooks and himself in Webster, regarding the implications of proposed PLAN2014 on the southern shore of Lake Ontario.

Supervisor LeRoy informed the Board, at the request of the Tourism Office, he represented Wayne County at the first Bassmaster Fishing Tournament sponsored by the Governor; and won for the largest fish caught at the event.

Mr. Colacino commended the County's Public Works staff for their efforts in renovating the Human Resource Office in the Court House. He stated the area looked very professional and staff should be proud of this accomplishment.

ADJOURNMENT:

Chairman Hoffman announced that the next scheduled meeting of the Board is Tuesday, October 21, 2014 at 9:00 a.m.

Ms. Park moved, seconded by Mr. Kolczynski, that the board adjourn at 8:38 p.m. Carried.

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