

14th Day
Tuesday, October 16, 2018
9:00 a.m.

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

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

Upon roll call, all Supervisors were present.

County Administrator Richard House and County Attorney Daniel Connors were also present.

APPROVAL OF MINUTES:

Mrs. Crane moved, seconded by Mrs. Jacobs, 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:

Copies of the Sheriff's Office Cash Receipts Reports dated September 20, 2018 totaling \$15,789.24 were received.

A copy of the Petition and Notice of Foreclosure for 2017 Delinquent Town and County taxes was received and filed from the Wayne County Treasurer's Office.

A copy of an Application for Real Property Tax Exemption on Form RP-412-a with attached PILOT agreement was received from the Wayne County Industrial Development Agency for Parkwood Heights, LLC Project, dated September 20, 2018, for property located within the Town of Macedon.

Pursuant to Resolution No. 401-18 adopted by this Board, a letter and signed copy of the Order of Consolidation was received from the NYS Department of Health as confirmation for the Town of Galen to now officially assume all vital statistics registration duties previously exercised by the Village of Clyde. The Town of Galen will maintain all birth, death, and burial permit files formerly maintained by the Village of Clyde as said records for the Town and Village have been consolidated into a single primary district.

A Notice of Public Hearing and Contemplated Deviation, dated for October 24, 2018 at 9:30 a.m. at the Williamson Town Hall, 6380 State Route 21, Williamson, NY from the Wayne County Industrial Development Agency for SOLAR ADVOCATE DEVELOPMENT LLC for an acquisition of property for approximately 16 acres located on 4794 Route 104 in the Town of Williamson.

A copy of a Managerial/Confidential wage comparison study for 2018-2019 was submitted by Steve Groat, Galen Town Supervisor, complied from employment and wage data provided by the Wayne County Human Resource Director.

A copy of the County Auditor's accounts payable report for monthly utilities, miscellaneous payments including the September 2018 warrants for accounts payable, totaling \$3,488,451.29 was received and filed.

PROCLAMATIONS

Supervisor Verkey read a proclamation congratulating the **Newark Jr. Reds 'A Squad' Football Team, Coaches and Cheerleaders** for their participation in the Pro Football Hall of Fame World Youth Championship.

Domestic Violence Awareness Month - October 2018

The proclamation for Domestic Violence Awareness Month was read by Fretchel from the Victims Resource Center of the Finger Lakes. Sheriff Barry Virts addressed the need to raise

public awareness about domestic violence and its effects on families in our communities; requesting all to come together to focus our efforts on increasing awareness about this issue.

George Bastedo, Director of Emergency Management, introduced Judith M Levan, Meteorologist in Charge of the National Weather Service - **Wayne County Storm Ready Recertification**

PRIVILEGE OF THE FLOOR:

Prior to opening the floor for speakers, Chairman LeRoy read the board's guidelines that are followed relating to the privilege of the floor segment of today's meeting. Chairman LeRoy opened the floor at this time for members of the public to address the Board of Supervisors regarding any item listed on the agenda for action.

The following individuals addressed the Board to voice their concerns regarding the proposed resolution to award the bid for home delivered meals to a different vendor. Many concerned residents and active volunteers advocated for Board Members to reject the lower bid submitted by Wayne ARC and to consider awarding the contract to the current vendor, Home Meal Services, Inc. to continue to coordinate the successful program by current staff and volunteers as in the past.

Phil Kringle, Kathy Miller, Monica Deyo, Nancy Wiley, Les Barclay and Karen Breen addressed the board requesting them to not award the home delivered meals contract to Wayne ARC.

Wayne County Attorney Daniel Connors noted that under New York State General Municipal Laws, municipalities are required to bid for service of the value of the Home Delivered Meals contract. Wayne ARC submitted the lowest price for meal preparation and delivery services by nearly \$80,000. A best value analysis was completed by the Department of Aging and Youth; where Wayne ARC outscored Home Meal Services.

Chairman LeRoy welcomed Mr. Thomas Crowley and the Newark Government Class to today's Board Session.

SCHEDULED BUSINESS - Public Hearing for Local Law

Prior to the reading of the scheduled public hearing for the proposed Local Law to Amend Local Law 2-2012 Which Established a Code of Ethics, Chairman LeRoy read the rules and procedures that are followed for conducting hearings for this Board.

The Clerk read the following Notice of Public Hearing at 9:25 a.m. for the Authorization to Amend Local Law 2-2012 Which Established a Code of Ethics

**COUNTY OF WAYNE
NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW**

NOTICE IS HEREBY GIVEN that the Wayne County Board of Supervisors will hold a public hearing on **Tuesday, October 16, 2018 at 9:10 a.m.** in the Supervisors' Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

**COUNTY OF WAYNE - STATE OF NEW YORK
INTRO NO. 3/LOCAL LAW NO. ___ FOR THE YEAR 2018**

A Local Law Authorizing Amendment of the Wayne County Ethics Policy.
BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

SECTION 1. PURPOSE

Officers and employees of the County of Wayne hold their positions to serve and benefit the public, and not for obtaining unwarranted personal or private gain in the exercise and performance of their official powers and duties. The Wayne County Board of Supervisors recognizes that, in furtherance of this fundamental principle, there is a need for clear and reasonable standards of ethical conduct. This code of ethics establishes those standards.

The Wayne County Board of Ethics will decline to comment on, offer an opinion on or otherwise interfere with the decision(s) of any other municipality or government (including school districts) made by other Boards of Ethics within Wayne County.

The Wayne County Board of Ethics will, if asked by the governing body of any Wayne County municipality or government (including school districts), act as their Boards of Ethics but only in those instances where they do not have their own Board of Ethics.

SECTION 2. DEFINITIONS

- (a) "Board" means the governing board of a municipality and any municipal administrative board (e.g. planning board, zoning of board of appeals), commission, or other agency or body comprised of two or more municipal officers or employees.
- (b) "Code" means this code of ethics.
- (c) "Interest" means a direct or indirect financial or material benefit, but does not include any benefit arising from the provision or receipt of any services generally available to the residents or taxpayers of the municipality or an area of the municipality, or a lawful class of such residents or taxpayers. A municipal officer or employee is deemed to have an interest in any private organization when he or she, his or her spouse, or a member of his or her household, is an owner, partner, member, director, officer, employee, or directly or indirectly owns or controls more than 5% of the organization's outstanding stock.
- (d) "Municipality" means the County of Wayne. The word "municipal" refers to the municipality.
- (e) "Municipal officer or employee" means a paid or unpaid officer or employee of the County of Wayne, including, but not limited to, the members of any municipal board.
- (f) "Relative" means a spouse, child, step-child, parent, step-parent, brother, sister, step-sibling, sibling's spouse, mother-in-law, father-in-law, sister-in-law, brother-in-law, son-in-law, daughter-in-law, uncle, aunt, nephew, niece, first cousin, domestic partner or other household member of a municipal officer or employee, and individuals having any of these relationships to the spouse of the officer or employee.

SECTION 3. APPLICABILITY

This code of ethics applies to the officers and employees of the County of Wayne, and shall supersede any prior municipal code of ethics. The provisions of this code of ethics shall apply in addition to all applicable State and local laws relating to conflicts of interest and ethics including, but not limited to, article 18 of the General Municipal Law and all rules, regulations, policies and procedures of the County of Wayne.

SECTION 4. PROHIBITION ON USE OF MUNICIPAL POSITION FOR PERSONAL OR PRIVATE GAIN

No municipal officer or employee shall use his or her municipal position or official powers and duties to secure a financial or material benefit for himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.

SECTION 5. DISCLOSURE OF INTEREST IN LEGISLATION AND OTHER MATTERS

- (a) Whenever a matter requiring the exercise of discretion comes before a municipal officer or employee, either individually or as a member of a board, and disposition of the matter could result in a direct or indirect financial or material benefit to himself or herself, a relative, or any private organization in which he or she is deemed to have an interest, the municipal officer or employee shall disclose in writing the nature of the interest.
- (b) The disclosure shall be made when the matter requiring disclosure first comes before the municipal officer or employee, or when the municipal officer or employee first

- acquires knowledge of the interest requiring disclosure, whichever is earlier.
- (c) In the case of a person serving in an elective office, the disclosure shall be filed with the governing board of the municipality. In all other cases, the disclosure shall be filed with the person's supervisor or, if the person does not have a supervisor, the disclosure shall be filed with the municipal officer, employee or board having the power to appoint to the person's position. In addition, in the case of a person serving on a municipal board, a copy of the disclosure shall be filed with the board. Any disclosure made to a board shall be made publicly at a meeting of the board and must be included in the minutes of the meeting.

SECTION 6. RECUSAL AND ABSTENTION

- (a) No municipal officer or employee may participate in any decision or take any official action with respect to any matter requiring the exercise of discretion, including discussing the matter and voting on it, when he or she knows or has reason to know that the action could confer a direct or indirect financial or material benefit on himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.
- (b) In the event that this section prohibits a municipal officer or employee from exercising or performing a power or duty:
- (1) if the power or duty is vested in a municipal officer as a member of a board, then the power or duty shall be exercised or performed by the other members of the board; or
 - (2) if the power or duty that is vested in a municipal officer individually, then the power or duty shall be exercised or performed by his or her deputy or, if the officer does not have a deputy, the power or duty shall be performed by another person to whom the officer may lawfully delegate the function.
 - (3) if the power or duty is vested in a municipal employee, he or she must refer the matter to his or her immediate supervisor, and the immediate supervisor shall designate another person to exercise or perform the power or duty.

SECTION 7. PROHIBITION INAPPLICABLE; DISCLOSURE, RECUSAL AND ABSTENTION NOT REQUIRED

- (a) This code's prohibition on use of a municipal position (section 4), disclosure requirements (section 5), and requirements relating to recusal and abstention (section 6), shall not apply with respect to the following matters:
- (1) adoption of the municipality's annual budget;
 - (2) any matter requiring the exercise of discretion that directly affects any of the following groups of people or a lawful class of such groups:
 - (i) all municipal officers or employees;
 - (ii) all residents or taxpayers of the municipality or an area of the municipality; or
 - (iii) the general public; or
 - (3) any matter that does not require the exercise of discretion.
- (b) Recusal and abstention shall not be required with respect to any matter:
- (1) which comes before a board when a majority of the board's total membership would otherwise be prohibited from acting by section 6 of this code;
 - (2) which comes before a municipal officer when the officer would be prohibited from acting by section 6 of this code and the matter cannot be lawfully delegated to another person.

SECTION 8. INVESTMENTS IN CONFLICT WITH OFFICIAL DUTIES

- (a) No municipal officer or employee may acquire the following investments:
- (1) investments that can be reasonably expected to require more than sporadic recusal and abstention under section 6 of this code; or
 - (2) investments that would otherwise impair the person's independence of judgment in the exercise or performance of his or her official powers and duties.

- (b) This section does not prohibit a municipal officer or employee from acquiring any other investments or the following assets:
 - (1) real property located within the municipality and used as his or her personal residence;
 - (2) less than five percent of the stock of a publicly traded corporation; or
 - (3) bonds or notes issued by the municipality and acquired more than one year after the date on which the bonds or notes were originally issued.

SECTION 9. PRIVATE EMPLOYMENT IN CONFLICT WITH OFFICIAL DUTIES

No municipal officer or employee, during his or her tenure as a municipal officer or employee, may engage in any private employment, including the rendition of any business, commercial, professional or other types of services, when the employment:

- (a) can be reasonably expected to require more than sporadic recusal and abstention pursuant to section 6 of this code;
- (b) can be reasonably expected to require disclosure or use of confidential information gained by reason of serving as a municipal officer or employee;
- (c) violates section 805-a (1)(c) or (d) of the General Municipal Law; or
- (d) requires representation of a person or organization other than the municipality in connection with litigation, negotiations or any other matter to which the municipality is a party.

SECTION 10. FUTURE EMPLOYMENT

- (a) No municipal officer or employee may ask for, pursue or accept a private post-government employment opportunity with any person or organization that has a matter requiring the exercise of discretion pending before the municipal officer or employee, either individually or as a member of a board, while the matter is pending or within the 30 days following final disposition of the matter.
- (b) No municipal officer or employee, for the one-year period after serving as a municipal officer or employee, may represent or render services to a private person or organization in connection with any matter involving the exercise of discretion before the municipal office, board, department or comparable organizational unit for which he or she serves.
- (c) No municipal officer or employee, at any time after serving as a municipal officer or employee, may represent or render services to a private person or organization in connection with any particular transaction in which he or she personally and substantially participated while serving as a municipal officer or employee.

SECTION 11. PERSONAL REPRESENTATIONS AND CLAIMS PERMITTED

This code shall not be construed as prohibiting a municipal officer or employee from:

- (a) representing himself or herself, or his or her spouse or minor children before the municipality; or
- (b) asserting a claim against the municipality on his or her own behalf, or on behalf of his or her spouse or minor children.

SECTION 12. USE OF MUNICIPAL RESOURCES

- (a) Municipal resources shall be used for lawful municipal purposes. Municipal resources include, but are not limited to, municipal personnel, and the municipality's money, vehicles, equipment, materials, supplies or other property.
- (b) No municipal officer or employee may use or permit the use of municipal resources for personal or private purposes, but this provision shall not be construed as prohibiting:
 - (1) any use of municipal resources authorized by law or municipal policy;
 - (2) the use of municipal resources for personal or private purposes when provided to a municipal officer or employee as part of his or her compensation; or
 - (3) the incidental use during the business day of municipal telephones and computers for necessary personal matters such as family care and changes in work schedule.
- (c) No municipal officer or employee shall cause the municipality to spend more than is reasonably necessary for transportation, meals or lodging in connection with official travel.

SECTION 13. INTERESTS IN CONTRACTS

- (a) No municipal officer or employee may have an interest in a contract that is prohibited by section 801 of the General Municipal Law.
- (b) Every municipal officer and employee shall disclose interests in contracts with the municipality at the time and in the manner required by section 803 of the General Municipal Law.

SECTION 14. NEPOTISM

Except as otherwise required by law:

- (a) No municipal officer or employee, either individually or as a member of a board, may participate in any decision specifically to appoint, hire, promote, discipline or discharge a relative for any position at, for or within the municipality or a municipal board.
- (b) No municipal officer or employee may directly supervise a relative in the performance of their official powers or duties.

SECTION 15. POLITICAL SOLICITATIONS

- (a) No municipal officer or employee shall directly or indirectly compel or induce a subordinate municipal officer or employee to make, or promise to make, any political contribution, whether by gift of money, service or other thing of value, including endorsing a specific candidate or party, or signing a petition.
- (b) No municipal officer or employee may act or decline to act in relation to appointing, hiring or promoting, discharging, disciplining, or in any manner changing the official rank, status or compensation of any municipal officer or employee, or an applicant for a position as a municipal officer or employee, on the basis of giving or withholding or neglecting to make any contribution of money or service or any other valuable thing for any political purpose.

SECTION 16. CONFIDENTIAL INFORMATION

No municipal officer or employee who acquires confidential information in the course of exercising or performing his or her official powers or duties may disclose or use such information unless the disclosure or use is required by law or in the course of exercising or performing his or her official powers and duties.

SECTION 17. GIFTS

Definition:

For purposes of this section, a "gift" includes anything of value, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form. The value of a gift is the gift's fair market value, determined by the retail cost of the item or a comparable item. The fair market value of a ticket entitling the holder to food, refreshments, entertainment, or any other benefit is the face value of the ticket, or the actual cost to the donor, whichever is greater. Determination of whether multiple gifts from a single donor exceed seventy-five dollars (\$75.00) must be made by adding together the value of all gifts received from the donor by an officer or employee during the twelve-month period preceding the receipt of the most recent gift.

Solicitation/Acceptance/Receipt of Gifts:

- (a) No municipal officer or employee shall solicit, accept or receive a gift in violation of section 805-a (1)(a) of the General Municipal Law as interpreted in this section.
- (b) No municipal officer or employee may directly or indirectly solicit any gift for personal use or gain.
- (c) No municipal officer or employee, for personal use or gain, may accept or receive any gift (including cash, checks, gift cards/certificates, or any other item of value), or multiple gifts from the same donor, when:
 - (1) the gift reasonably appears to be intended to influence the officer or employee in the exercise or performance of his or her official powers or duties;
 - (2) the gift could reasonably be expected to influence the officer or employee in the exercise or performance of his or her official powers or duties; or
 - (3) the gift is intended as a reward for any official action on the part of the officer or employee.

Perceived Intent:

- (1) A gift to a municipal officer or employee is presumed to be intended to influence the exercise or performance of his or her official powers or duties when the gift is from a private person or organization that seeks municipal action involving the exercise of discretion by or with the participation of the officer or employee.
- (2) A gift to a municipal officer or employee is presumed to be intended as a reward for official action when the gift is from a private person or organization that has obtained municipal action involving the exercise of discretion by or with the participation of the officer or employee during the preceding twelve months.

Allowable Gifts:

This section does not prohibit any other gift, including:

- (1) gifts made to the municipality;
- (2) gifts from a person with a family or personal relationship with the officer or employee when the circumstances make it clear that the personal relationship, rather than the recipient's status as a municipal officer or employee, is the primary motivating factor for the gift;
- (3) gifts given on special occasions, such as marriage, illness, or retirement, which are modest, reasonable and customary;
- (4) unsolicited advertising or promotional material of little intrinsic value, such as pens, pencils, note pads, and calendars;
- (5) awards and plaques having a value of seventy-five dollars (\$75.00) or less which are publicly presented in recognition of service as a municipal officer or employee, or other service to the community; or
- (6) meals and refreshments provided when a municipal officer or employee is a speaker or participant at a job-related professional or educational conference or program and the meals and refreshments are made available to all participants.

SECTION 18. BOARD OF ETHICS

- (a) There is hereby established a board of ethics for the municipality. The board of ethics shall consist of five members, a majority of whom shall not be officers or employees of the municipality, but at least one of whom must be a municipal officer or employee. The members of such board of ethics shall be appointed by the Wayne County Board of Supervisors, serve five (5) year terms, and receive no salary or compensation for their services as members of the board of ethics.
- (b) The initial terms of this appointment shall be as follows:
Appointment #1 – County Employee – term expires 12/31/2019
Appointment #2 – term expires 12/31/2020
Appointment #3 – term expires 12/31/2021
Appointment #4 – term expires 12/31/2022
Appointment #5 – term expires 12/31/2023

Subsequent terms of each appointment will expire five (5) years from the expiration dates listed above. Members of the Board of Ethics may be appointed to one (1) additional five year term.

- (c) The board of ethics shall meet annually with the County Attorney to review the responsibilities of the appointment.
- (d) The board of ethics shall render advisory opinions to the officers and employees of the County of Wayne with respect to article 18 of the General Municipal Law and this code. Such advisory opinions must be rendered pursuant to the written request of any such officer or employee under such rules and regulations as the board of ethics may prescribe. The board of ethics shall have the advice of legal counsel employed by the board, or if none, the municipality's legal counsel. In addition, the board of ethics may make recommendations with respect to the drafting and adoption of a code of ethics, or amendments thereto, upon the request of the Wayne County Board of Supervisors.

- (e) Opinions reached by the BOE are to be given to the person requesting the opinion only. If further investigation or any legal action is to be taken, the matter will be referred to the County Attorney and or the County District Attorney. A copy of the BOE decision is to be kept under seal by the County Attorney.

SECTION 19. POSTING AND DISTRIBUTION

- (a) The Chairman of the Board for the County of Wayne must promptly cause a copy of this code, and a copy of any amendment to this code, to be posted publicly and conspicuously in each building under the municipality's control. The code must be posted within ten days following the date on which the code takes effect. An amendment to the code must be posted within ten days following the date on which the amendment takes effect.
- (b) The Chairman of the Board for the County of Wayne must promptly cause a copy of this code, including any amendments to the code, to be distributed to every person who is or becomes an officer and employee of the County of Wayne.
- (c) Every municipal officer or employee who receives a copy of this code or an amendment to the code must acknowledge such receipt in writing. Such acknowledgments must be filed with the Clerk of the Wayne County Board of Supervisors, who must maintain such acknowledgments as a public record.
- (d) The failure to post this code or an amendment to the code does not affect either the applicability or enforceability of the code or the amendment. The failure of a municipal officer or employee to receive a copy of this code of ethics or an amendment to the code, or to acknowledge receipt thereof in writing, does not affect either the applicability or enforceability of the code or amendment to the code.

SECTION 20. ENFORCEMENT

Any municipal officer or employee who violates this code may be censured, fined, suspended or removed from office or employment in the manner provided by law.

SECTION 21. EFFECTIVE DATE

This local law takes effect immediately.

SECTION 22. INDIVIDUAL DEPARTMENTAL CODE OF ETHICS/STANDARDS OF CONDUCT

Individual county departments may have additional Code of Ethics or Standards of Conduct policies that are specific to their department's mission. Department Heads may form their own Code of Ethics Committee to address ethics issues pertinent to their charge.

Chairman LeRoy opened the floor for public comment at 9:26 a.m. for this hearing where there was no interest from the public to make comment at this time.

An additional request for public comment was made by the Chairman. Being none, he asked for a motion to close the hearing at 9:28 a.m.

Mr. Chatfield moved, seconded by Mr. Verno, that the hearing be closed. Upon roll call, carried.

Ad-Hoc Committee Assignment

Chairman LeRoy announced that an Ad-Hoc Committee had been established and will be called the **Residency Requirement Review Committee**.

Members to serve - Supervisor Crane has been appointed as committee chair, serving with Supervisors Verno and Verkey.

RECESS

Chairman LeRoy requested the board recess for 10 minutes, prior to the Hexagon presentation at 10:00 a.m. Carried.

REGULAR SESSION

The Board resumed regular session at 10:17 a.m.

Presentation by Hexagon Safety and Infrastructure of Madison, Alabama

Hexagon Safety and Infrastructure (Hexagon) is the developer of the CAD, Mobile Data Computer, and Records Management System Software currently utilized by Wayne County and were requested to come to today's board session and address the Board with concerns for the overall completion of this project.

Representations from Hexagon in attendance were Anna Thorneberry, VP of Services, TJ McGee, Sales, Greg Giurintano, Program Manager and Ben VanHorn, Industrial Consultant. Dylan Maybee: Project Manager for the County's CAD/MDT/RMS project stated this \$1.26 million project was supposed to have a cutover date of October 15th; that did not occur. The CAD link is operational with minor issues being worked out. Mr. Maybee said the system is often redundant and issues need to be corrected. The County submits service requests to Hexagon, but they do not fit noted problems. He stated the need to have issues brought forth addressed. Hexagon Representatives addressed the Board stating they are a little behind schedule with this project, and they have assigned new resources to this project. Minor issues are still being worked out with the address server and development of the National Incident-Based Reporting System to meet New York State requirements. No exact dates are being given for project completion.

Dylan the system is often redundant, these need to be identified and corrected. We put in service requests, but they are not being done. Need to have issues we bring forth to you addressed.

Sheriff Virts voiced concern with no set completion date and the amount of training his staff has undergone to learn the new system that does not operate to the expectations of the Sheriff's Office. He stated the new mobile radio system is cumbersome and time consuming for Deputies to use, he would like to have a more efficient and effective system designed. Hexagon Representatives said they would take steps to correct this problem. Supervisor Baldrige questioned what discount the County would receive from Hexagon for everyday they are late on completing this project? He then noted the potential safety issues when the radio communication system in a Deputies vehicle is not operating well. Hexagon Representatives said they are a team now assigned to the Wayne County project and will be looking into issues discussed today and those forwarded and they would like this to be a successful project. It was stated a new Project Manager will be brought on staff. Supervisor LeRoy stated the County invested a lot of money into this project that has proven not to be acceptable to users, even after three years of work. He noted the time County staff have spent on this project in the hopes of expediting its completion.

Emergency Services Director George Bastedo informed Supervisors Hexagon has been very good to deal with; however, he is concerned with the amount of time it takes to obtain pricing when additional equipment is desired and Hexagon staff does not stay on a job through its completion or fix. They come in and work for a designated amount of time on a job and leave before the issue is resolved. A Hexagon representative said the time delay with pricing would be reduced and a Hexagon team member will be assigned to Wayne County to see through on issues. Information Technology Director Matt Ury said there are 12 notable items that need to be complete for this project that he has brought forth and they have not been resolved. Sheriff Virts commended the time Wayne County employees have dedicated to this project.

Supervisor Verkey voice concern with the information that cannot be obtained through CAD Mobile Units. Supervisor Crane asked if Hexagon Reps. should be on-site with Deputies to review what their actual needs are with their mobile units. Supervisor Manktelow said Hexagon was not doing the job they had contracted to do for the County. He questioned why County employees are spending so much time on this project that should be done by Hexagon. He noted that the project has become a waste of taxpayer money.

REGULAR BUSINESS

RESOLUTION NO. 478-18: DETERMINATION OF TYPE II ACTION STATE ENVIRONMENTAL QUALITY REVIEW ACT – WILLIAMS STREET RENOVATION PROJECT

Mr. Manktelow presented the following:

WHEREAS, Resolution No. 417-18 authorized the renovation of the County office building located at 16 William Street in Lyons; and

WHEREAS, Resolution No. 477-18 authorized retaining Bond Counsel and Bond Advisors to issue bonds to fund the renovation of 16 William Street; and

WHEREAS, the Project is subject to classification under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, replacement, rehabilitation or reconstruction of a structure or a facility, in kind on the same site, including upgrading buildings to meet building and fire codes are classified as Type II under the Department of Environmental Conservation SEQR Regulations (6 NYCRR §617.5(c)(2)); and

WHEREAS, the SEQR Regulation (6 NYCRR §617.5 (a)) declares Type II Actions to be actions that have no significant impact on the environment and require no further review under SEQR; now, therefore, be it

RESOLVED, that Wayne County, acting as Lead Agency, has determined that the project fits within the parameters of the Type II criteria, and therefore, no further SEQRA processing is required.

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

RESOLUTION NO. 479-18: AUTHORIZATION TO SHARE DEFENSE COSTS FOR REAL PROPERTY TAX ASSESSMENT REVIEW PROCEEDINGS (ARTICLE 7 LITIGATION) – Sodus Properties, LLC

Mr. Manktelow presented the following:

WHEREAS, proceedings to review real property tax assessments are annually commenced against assessing units, namely the Towns of Wayne County; and

WHEREAS, County taxes are based upon assessments established by the assessing units; and

WHEREAS, the County tax levy is, therefore, affected by any court ordered or stipulated reduction in assessed valuation; and

WHEREAS, this Board approved Resolution No. 444-95, amended by Resolution No. 700-06, which was amended by Resolution No. 688-07 which was again amended by Resolution No. 307-10 and subsequently amended by Resolution No. 591-15 and again amended by 524-17 which defined standards and procedures for County participation in litigation involving challenges to real property assessments; and

WHEREAS, a request from the Town of Sodus has been received by the Real Property Tax Services Director and reviewed and recommended by the Director and the County Attorney; and

WHEREAS, the written request from the Town of Sodus does include statement of fact that the **Town of Sodus and the Sodus Central School District** have resolved for their respective Board approval to share in the defense costs for Real Property Tax Assessment review Article 7 proceedings, now, therefore, be it

RESOLVED, that the County of Wayne will participate in providing financial assistance for litigation challenges of real property tax assessments per the provisions of Resolution No. 524-17 for the following Town and their respective petition:

<u>TOWN</u>	<u>Property Owner</u>	<u>Parcel ID#</u>	<u>Index</u>	<u>#(s)</u>
Sodus	Sodus Properties, LLC	69119-00-296244	CV082849	– 2018

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

RESOLUTION NO. 480-18: AUTHORIZATION TO SHARE DEFENSE COSTS FOR REAL PROPERTY TAX ASSESSMENT REVIEW PROCEEDINGS (ARTICLE 7 LITIGATION) – Swiird Preservation, LLC

Mr. Manktelow presented the following:

WHEREAS, proceedings to review real property tax assessments are annually commenced against assessing units, namely the Towns of Wayne County; and

WHEREAS, County taxes are based upon assessments established by the assessing units; and

WHEREAS, the County tax levy is, therefore, affected by any court ordered or stipulated reduction in assessed valuation; and

WHEREAS, this Board approved Resolution No. 444-95, amended by Resolution No. 700-06, which was amended by Resolution No. 688-07 which was again amended by Resolution No. 307-10 and subsequently amended by Resolution No. 591-15 and again amended by Resolution No. 524-17 which defined standards and procedures for County participation in litigation involving challenges to real property assessments; and

WHEREAS, a request from the Town of Sodus has been received by the Real Property Tax Services Director and reviewed and recommended by the Director and the County Attorney; and

WHEREAS, the written request from the Town of Sodus does include statement of fact that the **Town of Sodus, Village of Sodus and the Sodus Central School District** have resolved for their respective Board approval to share in the defense costs for Real Property Tax Assessment review Article 7 proceedings, now, therefore, be it

RESOLVED, that the County of Wayne will participate in providing financial assistance for litigation challenges of real property tax assessments per the provisions of Resolution No. 524-17 for the following Town and their respective petition:

TOWN	Property Owner	Parcel ID#	Index #(s)
Sodus	Swiird Preservation, LLC	68117-08-997922	CV082764 – 2018

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

RESOLUTION NO. 481-18: TAX REFUND – ERROR ON TAX ROLL

Mr. Manktelow presented the following:

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

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

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

TOWN OF WOLCOTT

2018 Tax Roll

Account No. 77119-00-262194

Assessed to: Shattuck, David J & Diana L

Total Tax Difference: \$ 102.82 Total County Tax Difference: \$ 73.42

Corrected Total Tax: \$ 211.78

and be it further

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

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

RESOLUTION NO. 482-18: ESTABLISHING A DATE FOR PUBLIC HEARING ON THE 2019 WAYNE COUNTY TENTATIVE BUDGET

Mr. Manktelow presented the following:

WHEREAS, the Tentative Budget for the County of Wayne for the fiscal year beginning January 1, 2019, will be presented to the Board of Supervisors by November 15, 2018; now, therefore, be it

RESOLVED, pursuant to Section 359 of the County Law of the State of New York as follows:

- SECTION 1. A public hearing on the tentative budget shall be held in the Supervisors' Chambers at the County Court House, 26 Church Street, Lyons, New York, on Tuesday, December 4, 2018 at 7:05 pm. Copies of the tentative budget on which the public hearing will be held, will be available in the Clerk of the Board of Supervisors' office after November 15, 2018 and may be inspected or procured therein by any interested person during business hours.
- SECTION 2. At least five (5) days' notice of such hearing shall be given by the Clerk of the Board of Supervisors by posting such notice on the bulletin board in the County Court House and by publication of such notice in the official newspapers of the County.
- SECTION 3. The notice of public hearing shall include a statement of maximum salary that may be fixed and payable during said fiscal year to the members of the Board of Supervisors and the Chairman, respectively.

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

RESOLUTION NO. 483-18: AUTHORIZATION TO EXECUTE AN INTERMUNICIPAL AGREEMENT: LOCAL DEVELOPMENT CORPORATION (LDC) – ADMINISTERED THROUGH WC PROBATION DEPARTMENT AND DEPARTMENT OF SOCIAL SERVICES

Mr. Verkey presented the following:

WHEREAS, New York State passed legislation as part of the 2017-2018 New York State Budget requiring implementation of new raise the age (RTA) laws by counties beginning on 10/01/18 with anticipated reimbursement of associated costs to counties; and

WHEREAS, a group of New York State counties are organizing to create the "Raise the Age Compliance Coalition" in accordance with Section 119-o of New York State Municipal Law; and

WHEREAS, the RTA laws of New York require counties to develop and have available various levels of juvenile detention; and

WHEREAS, County law section 218-a authorizes a contract between one or more counties providing for the joint establishment, operation and maintenance by such counties of a joint county detention facility; and

WHEREAS, Not-For-Profit Corporation Law section 1411 allows any one or more counties of the state to create a Local Development Corporation to be incorporated by public officers or private individuals and operated for exclusively charitable or specific public purposes; and

WHEREAS, Wayne County is desirous of entering into an Inter-Municipal Agreement with a consortium of counties to create a Local Development Corporation for the purpose of recommending how to develop, establish, operate maintain and fund a new joint county detention facility; and

WHEREAS, participation in this Inter-Municipal Agreement will not bind the county to contribute funds or resources to acquire and/or construct any detention facility but will require a shared contribution to the cost of creating such corporation for which appropriated funds from the 2018 Department of Social Services Consultants Expense Fund account, A60104.54520, will be used; now, therefore, be it

RESOLVED, that The Chairman of the County Legislature is authorized to sign an Inter-

Municipal Agreement, subject to the County Attorney's approval of form and content, with a consortium of counties for the purposes listed above.

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

RESOLUTION NO. 484-18: AUTHORIZATION TO EXPEND FUNDS UNDER THE 2017 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT PROGRAM, AND TO EXECUTE A CONTRACT WITH FINGER LAKES COMMUNICATIONS FOR THE PURCHASE AND INSTALLATION OF EQUIPMENT FOR THE DEVELOPMENT OF THE WAYNE COUNTY PUBLIC SAFETY RADIO SYSTEM AT THE WOLCOTT SITE

Mr. Verkey presented the following:

WHEREAS, the Public Safety Radio Committee previously identified the need for making improvements to the transmit and receive capability of the radio communications system within and near the Town of Wolcott as a priority project; and

WHEREAS, efficient and economical solutions to this situation have been investigated, with the solution chosen being to enter into a lease agreement with Wayne County Eggs to allow the construction of a radio tower with associated equipment and antennas with the execution of a land lease agreement between the County and Wayne County Eggs previously authorized by Board of Supervisors resolution 391-18; and

WHEREAS, Board of Supervisors Resolution No. 355-17 declared Finger Lakes Communications to be the single source vendor to be utilized for radio communications infrastructure projects, and

WHEREAS, funding will be utilized from 2017 Statewide Interoperable Communications Grant; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors shall be authorized to execute a contract with Finger Lakes Communication Company of Auburn, NY, for the work in relation to the Wolcott Communication site, in association with Finger Lakes Communication Company quote 106010628, at a total cost not to exceed \$195,551, with said contract to be approved by the County Attorney as to form and content.

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

RESOLUTION NO. 485-18: AUTHORIZATION TO AWARD BID FOR WOLCOTT TOWER SITE GENERATOR PROJECT

Mr. Verkey presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bid(s) for the Wolcott Site generator project at the County Courthouse at 26 Church Street in Lyons, NY and the bids were opened on Monday, October 1, 2018 at 2:00 p.m. and the following bids were received:

O'Connell Electric Victor, NY	\$70,000.00
Joe Tavano Electric Clyde, NY	\$65,967.00
Colacino Industries Newark, NY	\$79,725.81

and

WHEREAS, the 911 Project Manager has reviewed the bids and recommends that the bid be awarded to Joe Tavano Electric for the cost of \$65,967; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute the contract with Joe Tavano Electric on behalf of the

County of Wayne, subject to the County Attorney's approval as to form and content.
Mr. Verno moved the adoption of the resolution. Seconded by Mr. Chatfield. Upon roll call, adopted.

RESOLUTION NO. 486-18: AUTHORIZATION TO EXECUTE AGREEMENT WITH MODERN MASONRY FOR THE INSTALLATION OF CONCRETE FLOOR AT THE WAYNE COUNTY WEIGHTS AND MEASURES STORAGE BUILDING

Mr. Miller presented the following:

WHEREAS, the 2018 Weights and Measures budget included funds for installation of a new storage building; and

WHEREAS, the construction of the building will be performed in-house by Public Works staff and is anticipated to be completed in October; and

WHEREAS, once the building is construction a concrete floor will need to be installed:
and

WHEREAS, the Deputy Superintendent of Public Works issued a request for proposals for said concrete work and received the following proposals;

Modern Masonry	\$4,500.00
2042 Daboll Rd	
Clyde, NY 14433	

RoadTek LLC	\$6,007.04
4846 Route 104	
Williamson, NY 14589	

and

WHEREAS, Modern Masonry has performed work with the County in the past and has done satisfactory work and their proposed cost is within the budgeted project amount; 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 Modern Masonry for the amount of \$4,500.00.

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

RESOLUTION NO. 487-18: AUTHORIZATION TO DISPOSE OF SURPLUS COUNTY EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT

Mr. Miller presented the following:

WHEREAS, the Public Works Department has recently replaced the emergency generator at the Brantling Tower Site; and

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

EQUIPMENT	DISPOSAL
1999 Onan 45kW Propane Generator S# L990033001	Auction

now, therefore, be it

RESOLVED, that the equipment 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.

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

RESOLUTION NO. 488-18: AUTHORIZATION TO ENTER INTO A SUPPLEMENTAL

AGREEMENT WITH THE NYSDOT FOR REIMBURSEMENT ON THE ARCADIA ZURICH ROAD BRIDGE REHABILITATION PROJECT

Mr. Miller presented the following:

WHEREAS, the Arcadia Zurich Road bridge Rehabilitation project in Arcadia, Identification Number (PIN) 4760.96, was initially authorized for \$74,000 at a funding ratio of 80% federal funds and 15% Marchiselli funds and 5% local funds; and

WHEREAS, a supplemental agreement is required due to the change in scope from a rehabilitation project to a replacement project and will add another \$143,500 to the total project funding amount, and

WHEREAS, the NYS Highway law authorizes the Commissioner of Transportation to use Federal aid available under the Federal aid highway acts and provides for the consent to and approval by the Municipality/Sponsor of any such project under the Federal aid highway program which is not on the State highway system before such Project is commenced; and

WHEREAS, the County of Wayne desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of \$7,175 (5%) for this supplemental agreement; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes the County of Wayne to pay the first instance 100% of the federal and non-federal share of the cost of design work for the project or portions thereof; and be it further

RESOLVED, that the Chairman of the Wayne county Board of Supervisors is hereby authorized and directed to execute a supplemental contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State for the Arcadia Zurich Road bridge rehabilitation project (PIN 4760.96), and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$17,600, 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)

\$114,800 to .44511 Marchiselli Funds - Federal (80%)

\$21,525 to .43511 Marchiselli Funds - State (15%)

D5112 – ROAD CONSTRUCTION:

(Appropriations)

\$143,500 to .52923 Arcadia Zurich Bridge Project

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

RESOLUTION NO. 489-18: AUTHORIZATION TO GRANT EASEMENT TO CROSS COUNTY PROPERTY TO BRUCE AND THERESA MAY, 3177 JAGGER ROAD, PALMYRA

WHEREAS, Bruce and Theresa May anticipate purchasing property located at 3177 Jagger Road in the Town of Palmyra; and

WHEREAS, this property is bisected by a County owned corridor which is 50' in width and that was once used as a railroad; and

WHEREAS, the County corridor is not currently used for any purpose; and

WHEREAS, Mr. and Mrs. May wish to obtain an easement for access across the County property which extends across the entire length of the property at 3177 Jagger Road (approximately 468'); and

WHEREAS, the Superintendent of Public Works agrees that this easement for access is appropriate and will not limit the future use of the County corridor; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an easement for access to Bruce and Theresa May, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 490-18: AUTHORIZATION TO ENTER INTO AGREEMENT WITH ROADTEK LLC FOR DRIVEWAY INSTALLATION AT 6441 JOY ROAD, SODUS

Mr. Miller presented the following:

WHEREAS, the Superintendent of Public Works has solicited for price quotes to construct a driveway at 6441 Joy Road in Sodus; and

WHEREAS, this new driveway is needed as a result of a sight distance improvement that the Wayne County Highway department performed at this location; and

WHEREAS, the following proposals were obtained based on the proposed scope of work:

RoadTek LLC	\$9,932.00
Grandpa's Nursery	No Bid
All County Construction	No Bid
LaValley Brothers Construction	No Bid

and

WHEREAS, it is important to complete the driveway construction to be able to complete the project; and

WHEREAS, the Superintendent of Public Works is satisfied with the past performance of RoadTek LLC; now, therefore, be it

RESOLVED, that the price quote submitted by RoadTek LLC in the amount of \$9932.00 in accordance with specifications, is hereby accepted; and be it further

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

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

RESOLUTION NO. 491-18: ADOPTING 2019 SALARY SCHEDULE FOR COUNTY OFFICERS AND DEPARTMENT HEADS

Mrs. Crane presented the following:

WHEREAS, the Government Operations Committee has reviewed the 2019 salaries, in the schedule below, for County Officers and Department Heads and is recommending them to the Board of Supervisors; now, therefore be it

RESOLVED, that the Board of Supervisors hereby adopts the following schedule for certain County Officers and Department Heads for the year 2019, effective January 1, 2019:

NAME	SALARY	TITLE	
COUNTY OFFICERS – Term Elected			
		Treasurer	\$88,524
Virts	Barry	Sheriff	\$117,675
Calarco	Michael	District Attorney	\$183,350
Jankowski	Michael	County Clerk	\$88,521
COUNTY OFFICERS – Term Appointed			
House	Rick	County Administrator	\$124,903
Connors	Daniel	County Attorney	\$115,293
Correia	Andrew	Public Defender	\$103,530
Rooney	Kevin	Superintendent of Public Works	\$106,617
McCrossen	M. Josh	Commissioner of Social Services	\$104,544

Schmitt	Patrick	Management Assistant/Co. Auditor	\$82,061
Ambroz	Karen	Director of Real Property Tax Services	\$72,522
Alquist	Mark	Election Commissioner	\$13,295
Zornow	John	Election Commissioner	\$13,295

DEPARTMENT HEADS – Appointed

Pincelli	Brian	Director of Econ Development & Planning	\$102,639
Devlin	Diane	Director of Public Health	\$102,189
Haitz	James	Director of Mental Health	\$109,613
Vinnik	Denis	Nursing Home Administrator	\$100,751
Ury	Matt	Director of Information Technology	\$88,864
Ameele	Mark	Director of Probation	\$80,142
Bastedo	George	Director of Emergency Management	\$92,751
Shockley	Penny	Director of Aging & Youth	\$73,818
Worth	Christine	Director of Tourism & Promotion	\$66,553
Eldridge	Jason	Director of Veterans Services (FT)	\$55,890
Molisani	Richard	Director of Weights & Measures	\$64,703

and be it further

RESOLVED that those salaries listed herein that are required to be adjusted by Local Law shall become effective pursuant to the Local Law.

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

Mrs. Crane moved, seconded by Mr. Verno that the Resolution be amended, changing the salary of the Wayne County Treasurer from \$88,521 to \$84,000. Upon roll call to amend the resolution, all Supervisors voted Aye except Supervisors Groat and Robusto who voted Nay. Motion carried.

Upon roll call on the amended resolution, all Supervisors voted Aye, except Supervisors Groat and Robusto who voted Nay. The Chairman declared the Resolution adopted.

RESOLUTION NO. 492-18: SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW PROVIDING FOR CHANGES IN SALARIES OF CERTAIN COUNTY OFFICERS DURING THEIR TERM OF OFFICE (2019)

Mrs. Crane presented the following:

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

WHEREAS, the Government Operations Committee is recommending 2019 Salaries as listed below; now, therefore be it

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors shall hold a public hearing on Tuesday, November 20, 2018 at 9:05 a.m. in the Supervisors Chambers in the County Court House, Lyons, New York, on the proposed local law:

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

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

SECTION 1. The annual salary of the County Clerk shall be \$88,521 effective January 1, 2019.

SECTION 2. The annual salary of the Sheriff shall be \$117,675 effective January 1, 2019.

SECTION 3. The annual salary of the District Attorney shall be \$183,350 effective January 1, 2019

SECTION 4. The annual salary of the Public Defender shall be \$103,530 effective January 1, 2019.

SECTION 5. The annual salary of the County Administrator shall be \$124,903 effective January 1, 2019

SECTION 6. The annual salary of the Director of Real Property Tax Services shall be \$72,522 effective January 1, 2019.

SECTION 7. The annual salary of the County Attorney shall be \$115,293 effective January 1, 2019.

SECTION 8. The annual salary of the Election Commissioner shall be \$13,295 effective January 1, 2019.

SECTION 9. The annual salary of the Election Commissioner shall be \$13,295 effective January 1, 2019.

SECTION 10. The annual salary of the Commissioner of Social Services shall be \$104,544 effective January 1, 2019.

SECTION 11. The annual salary of the Superintendent of Public Works shall be \$106,617 effective January 1, 2019.

SECTION 12. The annual salary of the County Auditor shall be \$82,061 effective January 1, 2019.

SECTION 13. An incumbent holding a position subject to the provisions of Sections 1 through 12 of this local law at the time during the period from the effective date of the salary increase for such position until the time when basic annual salaries are first paid pursuant to this local law for such services in excess of the compensation actually received therefore, shall be entitled to a lump sum payment for the difference between the salary to which such incumbent was entitled for such service and the compensation actually received therefore. Such lump-sum payment shall be made as soon as practicable after this local law becomes effective.

SECTION 14. If any clause, sentence, paragraph, part or provision of this local law shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its effect and operation to the clause, sentence, paragraph, part or provision thereof directly involved in the controversy in which such judgment is rendered.

SECTION 15. This local law is adopted subject to a permissive referendum, and the Clerk of the Board of Supervisors shall give public notice thereof, in the manner provided by law.

SECTION 16. This local law shall take effect on the date it is filed in the Office of the Secretary of State as provided in Section 27 of the Municipal Home Rule Law of the State of New York and shall be deemed to have been in full force and effect from and after January 1, 2019.

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

RESOLUTION NO. 493-18: ADOPTING 2019 SALARY SCHEDULE FOR SPECIFIED COUNTY MANAGERIAL EMPLOYEES NOT SUBJECT TO COLLECTIVE BARGAINING AGREEMENTS

Mrs. Crane presented the following:

WHEREAS, the Government Operations Committee has determined 2019 wages for managerial employees not subject to collective bargaining agreements and is recommending them, in the schedule below, to the Board of Supervisors; now, therefore be it

RESOLVED, that the Board of Supervisors hereby adopts the following schedule for County Managerial Employees not subject to collective bargaining agreements for the year 2019 effective January 1, 2019:

NAME	TITLE	SALARY
Shaw David	Assistant DA FT 1st	\$93,730
Duguay Kimberly	Assistant PD FT	\$92,000

Fosdick	Jeffrey	Undersheriff	\$96,077
Bentley	Shelly	Deputy DSS Commissioner	\$91,054
Bennett	Gary	Social Services Attorney	\$101,811
Blake	Kenneth	Fiscal Assistant	\$84,439
Kolczynski	Scott	Deputy Superintendent PW	\$77,216
Sklenar	Stephen	Chief Deputy	\$89,296
Rivera	Coriza	Deputy Director of Probation	\$70,482
Lee	James	ALS Director	\$81,999
Thomas	Christopher	Senior Program Supervisor	\$74,298
Isaac	Sandra	Director of Nursing-NH Deputy Director Econ Development	\$87,199
Handel	Sherri		\$77,000
Callahan	Christine	Assistant DA FT 2nd	\$79,184
Rosekrans	Bruce	Assistant DA FT 3rd	\$71,489
Williams	Mark	Assistant District Attorney (PT)	\$41,650
Fox	Tracy	Assistant District Attorney (PT)	\$43,060
Kadien	Scott	Assistant District Attorney (PT)	\$42,640
Hanna	Arline	Assistant PD FT	\$71,359
Gilsenan	John	Assistant PD FT	\$68,640
Dahan	Samantha	Assistant PD FT	\$62,000
Grow	John	Assistant Public Defender (PT)	\$37,487
Hendricks	William	Assistant Public Defender (PT)	\$37,487
Chambers	Peter	Assistant Public Defender (PT)	\$37,308
Youngman	Richard	Assistant Public Defender (PT)	\$37,487
Hammond	Erin	Assistant County Attorney	\$73,128
Petrus	Andrea	Dep Director IT	\$74,072
DeWolf	Greg	E911 Operations Manager	\$73,441
Hunt	Edward	Deputy Director of Mental Health	\$73,441
Castellano-Gates	Jamie	Program Supervisor	\$63,786
Combs	Arick	Program Supervisor	\$63,786
Smith	Kelly	Supervising Social Worker	\$63,222
Ersteniuk	Eileen	Supervising Social Worker	\$63,222
Frey	Brian	Asst Engineering Mgr-Highways	\$74,394
Maure	Heather	1st Assistant DSS Attorney	\$73,097
McCormick	Jacqueline	2nd Assistant DSS Attorney Director of Administrative Services	\$70,850
Shipley	Abigail		\$62,400
Blair	Michelle	Residential Services Director	\$64,991
Boughton	Wanda	Assistant Director of Nursing	\$72,521
Palis	Alina	Comptroller-NH	\$67,632

Sams	Brian	Self-Insurance Specialist	\$54,465
DiSanto	Daniel	E911 Technology Coordinator	\$58,588
Wizeman	Timothy	General Highway Foreman	\$64,355
Switzer	Angela	Head Social Welfare Examiner	\$64,749
Riggs	Michelle	Coordinator of Nurse Training	\$67,426
McGonical	Kathy	Deputy Director, Youth Agricultural Development	\$65,590
Rothfuss	Ora	Specialist	\$66,550
Bornheimer	Jody	Deputy County Treasurer	\$64,703
Cahoon	Kathleen	2nd Deputy County Treasurer	\$51,054
Kalinski	Christine	Personnel Assistant	\$59,416
Watrous	Dennis	Info Systems Tech Coordinator	\$57,427
Wheeler	Isaac	Staff Development Coordinator	\$48,872
Hasseler	Tanya	Business Outreach Coordinator	\$49,348
Corteville	Jamie	Fiscal Officer	\$60,000
Sloane	Sandra	Clerk of the Board of Supervisors	\$52,043
Williams	Sarah	Victim/Witness Coordinator	\$44,965
Golding	Kimberly	Sentencing Specialist	\$47,497
DiSanto	Michele	Deputy County Clerk	\$51,289
Brandt	Juliet	Deputy County Clerk 2nd	\$51,288
Borrelli	Kelly	Deputy Election Commissioner	\$52,077
Krebbeks	Joyce	Deputy Election Commissioner	\$52,077
Bond	Richard	Fire Coordinator (PT)	\$33,697
Liddle	William	EMS Coordinator (PT)	\$42,072
NagPaul	Arun	Medical Director (PHCP)	\$15,453
Fladd	Donna	Psychiatric Nurse Practitioner	\$97,795
Rowe	Elizabeth	Psychiatric Nurse Practitioner	\$94,091
Pappa	Lisa	Psychiatric Nurse Practitioner	\$96,350
Rusu	Iustinian	Staff Psychiatrist	\$222,200
Pidor	Haidee	Staff Psychiatrist	\$222,200
Yearwood	Renoldo	Staff Psychiatrist	\$208,075
Reynolds	James	Supervising Psychologist	\$94,575

Mr. Verno moved the adoption of the resolution. Seconded by Mr. Deming. Upon roll call, all Supervisors voted Aye, except Supervisors Groat and Robusto who voted Nay. Mr. Kolczynski Abstained from voting. The Chairman declared the Resolution adopted.

RESOLUTION NO. 494-18: ADOPTING 2019 WAGE SCHEDULE FOR COUNTY CONFIDENTIAL SUPPORT STAFF AND PART-TIME STAFF NOT SUBJECT TO COLLECTIVE BARGAINING AGREEMENTS

Mrs. Crane presented the following:

WHEREAS, the Government Operations Committee has determined 2019 wages for Confidential Support Staff not subject to collective bargaining agreements and is recommending them, in the schedule below, to the Board of Supervisors; now, therefore be it

RESOLVED, that the Board of Supervisors hereby adopts the following schedule for County Support Staff not subject to collective bargaining agreements for the year 2019 effective January 1, 2019:

Full-time Per Hour:

Liseno	Debbie	Secretary, Board of Supervisors	\$25.75
Koller	Darcey	Secretary, District Attorney	\$23.46
Tyler	Lori	Secretary, District Attorney	\$20.82
Fox-Groat	Kathy	Secretary, Public Defender	\$25.70
Smith	Dawn	Secretary, DSS Commissioner	\$23.36
Evans	Peter	County Historian PT	\$24.72
Fralick	Megan	Secretary, County Attorney	\$25.07
Savage	Christina	Personnel Clerk	\$22.85
Patchen-Loveless	Kelley	Secretary, County Administrator	\$22.29
Venturino	Mariah	Secretary, County Clerk	\$18.97
Forest	Chasidy	Secretary, County Attorney	\$19.45
Gensler	Jenell	Senior Personnel Clerk	\$21.76
Chardeen	Betty	Secretary, Sheriff Office	\$22.29
Fasano	Giovanna	Secretary, Nursing Home	\$22.53
Scott	Kristen	Internal Audit Clerk	\$17.14
Robinson	Mindy	Election Clerk	\$19.79
Johnson	Jennifer	Election Clerk	\$19.79

Part-time Per Hour:

Urban	Maureen	Personnel Clerk (PT)	\$16.39
St. Martin	Matthew	Asst. DSS Attorney, Part-time	\$42.25
Wyner	Dan	Assistant County Attorney (PT)	\$53.26
Allen	Mary	Nurse Practitioner	\$80.00
Crane	Peter	Jail Physician PT	\$115.00
Syrett	James	Medical Director (EM)	\$115.00
Morgan	Charles	Physician PT	\$145.00
Hoyt	Richard	Psychologist PT	\$125.00
Kandlikar	Meera	Psychiatrist	\$145.00
Gibbons	Patrick	Psychiatrist	\$145.00
Morris	Owen	Nurse Practitioner PT	\$105.00
Marini	Patricia	Compliance Officer	\$25.75
Compton	Hugh	Rabid Animal Responder	\$25.00
Spiess	Greg	Rabid Animal Responder	\$25.00
Luckenbach	Thomas	Rabid Animal Responder	\$25.00

Howard	Robert	Animal Control Officers	\$6,575.00
Littlefield	Thomas	Animal Control Officers	\$6,575.00
		Correction Officer (PT–Trainee)	\$17.10
		Correction Officer(1 year)	\$21.20
		Deputy Sheriff (PT - Trainee)	\$17.69
		Deputy Sheriff (1 year)	\$21.79
		Receptionist (sub)	\$12.92
		Work Program Supervisor	\$16.23
		Resident Attendant	\$10.40

\$11.10

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

Mrs. Crane moved, seconded by Mr. Verno that the Resolution be amended, changing the rate of salary for Resident Attendant for the WC Nursing Home from \$10.40 to the minimum wage of \$11.10 per hour. Upon roll call to amend the resolution, all Supervisors voted Aye. Motion carried.

Upon roll call on the amended resolution, all Supervisors voted Aye. Mr. Groat Abstained from voting. The Chairman declared the Resolution adopted.

RESOLUTION NO. 495-18: ADOPTION OF AMENDMENT OF LOCAL LAW 2-2012 WHICH ESTABLISHED A CODE OF ETHICS

Mrs. Crane presented the following:

WHEREAS, Local Law No. 2 of 2012 established a Code of Ethics; and

WHEREAS, the Wayne County Board of Supervisors desires to establish term limits for the members of the Board of Ethics; now, therefore, be it

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law, the Board of Supervisors held a public hearing on Tuesday, October 16, 2018, at 9:10 a.m. in the Supervisors Chambers located at 26 Church Street, Lyons, New York 14489 on the following proposed local law, be amended as follows:

**COUNTY OF WAYNE – STATE OF NEW YORK
LOCAL LAW NO. 3 FOR THE YEAR 2018**

A Local Law Authorizing Amendment of the Wayne County Ethics Policy.

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

SECTION 1. PURPOSE

Officers and employees of the County of Wayne hold their positions to serve and benefit the public, and not for obtaining unwarranted personal or private gain in the exercise and performance of their official powers and duties. The Wayne County Board of Supervisors recognizes that, in furtherance of this fundamental principle, there is a need for clear and reasonable standards of ethical conduct. This code of ethics establishes those standards.

The Wayne County Board of Ethics will decline to comment on, offer an opinion on or otherwise interfere with the decision(s) of any other municipality or government (including school districts) made by other Boards of Ethics within Wayne County.

The Wayne County Board of Ethics will, if asked by the governing body of any Wayne County municipality or government (including school districts), act as their Boards of Ethics but only in those instances where they do not have their own Board of Ethics.

SECTION 2. DEFINITIONS

- (a) "Board" means the governing board of a municipality and any municipal administrative board (e.g. planning board, zoning of board of appeals), commission, or other agency or body comprised of two or more municipal officers or employees.
- (b) "Code" means this code of ethics.
- (c) "Interest" means a direct or indirect financial or material benefit, but does not include any benefit arising from the provision or receipt of any services generally available to the residents or taxpayers of the municipality or an area of the municipality, or a lawful class of such residents or taxpayers. A municipal officer or employee is deemed to have an interest in any private organization when he or she, his or her spouse, or a member of his or her household, is an owner, partner, member, director, officer, employee, or directly or indirectly owns or controls more than 5% of the organization's outstanding stock.
- (d) "Municipality" means the County of Wayne. The word "municipal" refers to the municipality.
- (e) "Municipal officer or employee" means a paid or unpaid officer or employee of the County of Wayne, including, but not limited to, the members of any municipal board.
- (f) "Relative" means a spouse, child, step-child, parent, step-parent, brother, sister, step-sibling, sibling's spouse, mother-in-law, father-in-law, sister-in-law, brother-in-law, son-in-law, daughter-in-law, uncle, aunt, nephew, niece, first cousin, domestic partner or other household member of a municipal officer or employee, and individuals having any of these relationships to the spouse of the officer or employee.

SECTION 3. APPLICABILITY

This code of ethics applies to the officers and employees of the County of Wayne, and shall supersede any prior municipal code of ethics. The provisions of this code of ethics shall apply in addition to all applicable State and local laws relating to conflicts of interest and ethics including, but not limited to, article 18 of the General Municipal Law and all rules, regulations, policies and procedures of the County of Wayne.

SECTION 4. PROHIBITION ON USE OF MUNICIPAL POSITION FOR PERSONAL OR PRIVATE GAIN

No municipal officer or employee shall use his or her municipal position or official powers and duties to secure a financial or material benefit for himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.

SECTION 5. DISCLOSURE OF INTEREST IN LEGISLATION AND OTHER MATTERS

- (b) Whenever a matter requiring the exercise of discretion comes before a municipal officer or employee, either individually or as a member of a board, and disposition of the matter could result in a direct or indirect financial or material benefit to himself or herself, a relative, or any private organization in which he or she is deemed to have an interest, the municipal officer or employee shall disclose in writing the nature of the interest.
- (b) The disclosure shall be made when the matter requiring disclosure first comes before the municipal officer or employee, or when the municipal officer or employee first acquires knowledge of the interest requiring disclosure, whichever is earlier.
- (c) In the case of a person serving in an elective office, the disclosure shall be filed with the governing board of the municipality. In all other cases, the disclosure shall be filed with the person's supervisor or, if the person does not have a supervisor, the disclosure shall be filed with the municipal officer, employee or board having the power to appoint to the person's position. In addition, in the case of a person serving on a municipal board, a copy of the disclosure shall be filed with the board. Any disclosure made to a board shall be made publicly at a meeting of the board and

must be included in the minutes of the meeting.

SECTION 6. RECUSAL AND ABSTENTION

- (a) No municipal officer or employee may participate in any decision or take any official action with respect to any matter requiring the exercise of discretion, including discussing the matter and voting on it, when he or she knows or has reason to know that the action could confer a direct or indirect financial or material benefit on himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.
- (b) In the event that this section prohibits a municipal officer or employee from exercising or performing a power or duty:
 - (1) if the power or duty is vested in a municipal officer as a member of a board, then the power or duty shall be exercised or performed by the other members of the board; or
 - (2) if the power or duty that is vested in a municipal officer individually, then the power or duty shall be exercised or performed by his or her deputy or, if the officer does not have a deputy, the power or duty shall be performed by another person to whom the officer may lawfully delegate the function.
 - (3) if the power or duty is vested in a municipal employee, he or she must refer the matter to his or her immediate supervisor, and the immediate supervisor shall designate another person to exercise or perform the power or duty.

SECTION 7. PROHIBITION INAPPLICABLE; DISCLOSURE, RECUSAL AND ABSTENTION NOT REQUIRED

- (a) This code's prohibition on use of a municipal position (section 4), disclosure requirements (section 5), and requirements relating to recusal and abstention (section 6), shall not apply with respect to the following matters:
 - (1) adoption of the municipality's annual budget;
 - (2) any matter requiring the exercise of discretion that directly affects any of the following groups of people or a lawful class of such groups:
 - (i) all municipal officers or employees;
 - (ii) all residents or taxpayers of the municipality or an area of the municipality; or
 - (iii) the general public; or
 - (3) any matter that does not require the exercise of discretion.
- (b) Recusal and abstention shall not be required with respect to any matter:
 - (1) which comes before a board when a majority of the board's total membership would otherwise be prohibited from acting by section 6 of this code;
 - (2) which comes before a municipal officer when the officer would be prohibited from acting by section 6 of this code and the matter cannot be lawfully delegated to another person.

SECTION 8. INVESTMENTS IN CONFLICT WITH OFFICIAL DUTIES

- (a) No municipal officer or employee may acquire the following investments:
 - (1) investments that can be reasonably expected to require more than sporadic recusal and abstention under section 6 of this code; or
 - (2) investments that would otherwise impair the person's independence of judgment in the exercise or performance of his or her official powers and duties.
- (b) This section does not prohibit a municipal officer or employee from acquiring any other investments or the following assets:
 - (1) real property located within the municipality and used as his or her personal residence;
 - (2) less than five percent of the stock of a publicly traded corporation; or
 - (3) bonds or notes issued by the municipality and acquired more than one year after the date on which the bonds or notes were originally issued.

SECTION 9. PRIVATE EMPLOYMENT IN CONFLICT WITH OFFICIAL DUTIES

No municipal officer or employee, during his or her tenure as a municipal officer or employee, may engage in any private employment, including the rendition of any business, commercial, professional or other types of services, when the employment:

- (a) can be reasonably expected to require more than sporadic recusal and abstention pursuant to section 6 of this code;
- (b) can be reasonably expected to require disclosure or use of confidential information gained by reason of serving as a municipal officer or employee;
- (c) violates section 805-a (1)(c) or (d) of the General Municipal Law; or
- (d) requires representation of a person or organization other than the municipality in connection with litigation, negotiations or any other matter to which the municipality is a party.

SECTION 10. FUTURE EMPLOYMENT

- (a) No municipal officer or employee may ask for, pursue or accept a private post-government employment opportunity with any person or organization that has a matter requiring the exercise of discretion pending before the municipal officer or employee, either individually or as a member of a board, while the matter is pending or within the 30 days following final disposition of the matter.
- (b) No municipal officer or employee, for the one-year period after serving as a municipal officer or employee, may represent or render services to a private person or organization in connection with any matter involving the exercise of discretion before the municipal office, board, department or comparable organizational unit for which he or she serves.
- (c) No municipal officer or employee, at any time after serving as a municipal officer or employee, may represent or render services to a private person or organization in connection with any particular transaction in which he or she personally and substantially participated while serving as a municipal officer or employee.

SECTION 11. PERSONAL REPRESENTATIONS AND CLAIMS PERMITTED

This code shall not be construed as prohibiting a municipal officer or employee from:

- (a) representing himself or herself, or his or her spouse or minor children before the municipality; or
- (b) asserting a claim against the municipality on his or her own behalf, or on behalf of his or her spouse or minor children.

SECTION 12. USE OF MUNICIPAL RESOURCES

- (a) Municipal resources shall be used for lawful municipal purposes. Municipal resources include, but are not limited to, municipal personnel, and the municipality's money, vehicles, equipment, materials, supplies or other property.
- (b) No municipal officer or employee may use or permit the use of municipal resources for personal or private purposes, but this provision shall not be construed as prohibiting:
 - (1) any use of municipal resources authorized by law or municipal policy;
 - (2) the use of municipal resources for personal or private purposes when provided to a municipal officer or employee as part of his or her compensation; or
 - (3) the incidental use during the business day of municipal telephones and computers for necessary personal matters such as family care and changes in work schedule.
- (c) No municipal officer or employee shall cause the municipality to spend more than is reasonably necessary for transportation, meals or lodging in connection with official travel.

SECTION 13. INTERESTS IN CONTRACTS

- (a) No municipal officer or employee may have an interest in a contract that is prohibited by section 801 of the General Municipal Law.
- (b) Every municipal officer and employee shall disclose interests in contracts with the municipality at the time and in the manner required by section 803 of the General Municipal Law.

SECTION 14. NEPOTISM

Except as otherwise required by law:

- (a) No municipal officer or employee, either individually or as a member of a board, may participate in any decision specifically to appoint, hire, promote, discipline or discharge a relative for any position at, for or within the municipality or a municipal board.
- (b) No municipal officer or employee may directly supervise a relative in the performance of their official powers or duties.

SECTION 15. POLITICAL SOLICITATIONS

- (a) No municipal officer or employee shall directly or indirectly compel or induce a subordinate municipal officer or employee to make, or promise to make, any political contribution, whether by gift of money, service or other thing of value, including endorsing a specific candidate or party, or signing a petition.
- (b) No municipal officer or employee may act or decline to act in relation to appointing, hiring or promoting, discharging, disciplining, or in any manner changing the official rank, status or compensation of any municipal officer or employee, or an applicant for a position as a municipal officer or employee, on the basis of giving or withholding or neglecting to make any contribution of money or service or any other valuable thing for any political purpose.

SECTION 16. CONFIDENTIAL INFORMATION

No municipal officer or employee who acquires confidential information in the course of exercising or performing his or her official powers or duties may disclose or use such information unless the disclosure or use is required by law or in the course of exercising or performing his or her official powers and duties.

SECTION 17. GIFTS

Definition:

For purposes of this section, a "gift" includes anything of value, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form. The value of a gift is the gift's fair market value, determined by the retail cost of the item or a comparable item. The fair market value of a ticket entitling the holder to food, refreshments, entertainment, or any other benefit is the face value of the ticket, or the actual cost to the donor, whichever is greater. Determination of whether multiple gifts from a single donor exceed seventy-five dollars (\$75.00) must be made by adding together the value of all gifts received from the donor by an officer or employee during the twelve-month period preceding the receipt of the most recent gift.

Solicitation/Acceptance/Receipt of Gifts:

- (a) No municipal officer or employee shall solicit, accept or receive a gift in violation of section 805-a (1)(a) of the General Municipal Law as interpreted in this section.
- (b) No municipal officer or employee may directly or indirectly solicit any gift for personal use or gain.
- (c) No municipal officer or employee, for personal use or gain, may accept or receive any gift (including cash, checks, gift cards/certificates, or any other item of value), or multiple gifts from the same donor, when:
 - (1) the gift reasonably appears to be intended to influence the officer or employee in the exercise or performance of his or her official powers or duties;
 - (2) the gift could reasonably be expected to influence the officer or employee in the exercise or performance of his or her official powers or duties; or
 - (3) the gift is intended as a reward for any official action on the part of the officer or employee.

Perceived Intent:

- (1) A gift to a municipal officer or employee is presumed to be intended to influence the exercise or performance of his or her official powers or duties when the gift is from a private person or organization that seeks municipal action involving the exercise of discretion by or with the participation of the officer or employee.
- (2) A gift to a municipal officer or employee is presumed to be intended as a reward for official action when the gift is from a private person or organization that has

obtained municipal action involving the exercise of discretion by or with the participation of the officer or employee during the preceding twelve months.

Allowable Gifts:

This section does not prohibit any other gift, including:

- (1) gifts made to the municipality;
- (2) gifts from a person with a family or personal relationship with the officer or employee when the circumstances make it clear that the personal relationship, rather than the recipient's status as a municipal officer or employee, is the primary motivating factor for the gift;
- (3) gifts given on special occasions, such as marriage, illness, or retirement, which are modest, reasonable and customary;
- (4) unsolicited advertising or promotional material of little intrinsic value, such as pens, pencils, note pads, and calendars;
- (5) awards and plaques having a value of seventy-five dollars (\$75.00) or less which are publicly presented in recognition of service as a municipal officer or employee, or other service to the community; or
- (6) meals and refreshments provided when a municipal officer or employee is a speaker or participant at a job-related professional or educational conference or program and the meals and refreshments are made available to all participants.

SECTION 18. BOARD OF ETHICS

- (a) There is hereby established a board of ethics for the municipality. The board of ethics shall consist of five members, a majority of whom shall not be officers or employees of the municipality, but at least one of whom must be a municipal officer or employee. The members of such board of ethics shall be appointed by the Wayne County Board of Supervisors, serve five (5) year terms, and receive no salary or compensation for their services as members of the board of ethics.
- (b) The initial terms of this appointment shall be as follows:
Appointment #1 – County Employee – term expires 12/31/2019
Appointment #2 – term expires 12/31/2020
Appointment #3 – term expires 12/31/2021
Appointment #4 – term expires 12/31/2022
Appointment #5 – term expires 12/31/2023

Subsequent terms of each appointment will expire five (5) years from the expiration dates listed above. Members of the Board of Ethics may be appointed to one (1) additional five year term.

- (c) The board of ethics shall meet annually with the County Attorney to review the responsibilities of the appointment.
- (d) The board of ethics shall render advisory opinions to the officers and employees of the County of Wayne with respect to article 18 of the General Municipal Law and this code. Such advisory opinions must be rendered pursuant to the written request of any such officer or employee under such rules and regulations as the board of ethics may prescribe. The board of ethics shall have the advice of legal counsel employed by the board, or if none, the municipality's legal counsel. In addition, the board of ethics may make recommendations with respect to the drafting and adoption of a code of ethics, or amendments thereto, upon the request of the Wayne County Board of Supervisors.
- (e) Opinions reached by the BOE are to be given to the person requesting the opinion only. If further investigation or any legal action is to be taken, the matter will be referred to the County Attorney and or the County District Attorney. A copy of the BOE decision is to be kept under seal by the County Attorney.

SECTION 19. POSTING AND DISTRIBUTION

- (a) The Chairman of the Board for the County of Wayne must promptly cause a copy of this code, and a copy of any amendment to this code, to be posted publicly and conspicuously in each building under the municipality's control. The code must be

posted within ten days following the date on which the code takes effect. An amendment to the code must be posted within ten days following the date on which the amendment takes effect.

- (b) The Chairman of the Board for the County of Wayne must promptly cause a copy of this code, including any amendments to the code, to be distributed to every person who is or becomes an officer and employee of the County of Wayne.
- (c) Every municipal officer or employee who receives a copy of this code or an amendment to the code must acknowledge such receipt in writing. Such acknowledgments must be filed with the Clerk of the Wayne County Board of Supervisors, who must maintain such acknowledgments as a public record.
- (d) The failure to post this code or an amendment to the code does not affect either the applicability or enforceability of the code or the amendment. The failure of a municipal officer or employee to receive a copy of this code of ethics or an amendment to the code, or to acknowledge receipt thereof in writing, does not affect either the applicability or enforceability of the code or amendment to the code.

SECTION 20. ENFORCEMENT

Any municipal officer or employee who violates this code may be censured, fined, suspended or removed from office or employment in the manner provided by law.

SECTION 21. EFFECTIVE DATE

This local law takes effect immediately.

SECTION 22. INDIVIDUAL DEPARTMENTAL CODE OF ETHICS/STANDARDS OF CONDUCT

Individual county departments may have additional Code of Ethics or Standards of Conduct policies that are specific to their department's mission. Department Heads may form their own Code of Ethics Committee to address ethics issues pertinent to their charge.

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

Mr. Groat asked if members of the Board have a copy of the County's Ethics Policy.

The Clerk of the Board responded that an updated copy of the Wayne County Ethics Policy and other important information is distributed to all board members at the beginning of each year, on the day of the Organizational Board Meeting in January.

RESOLUTION NO. 496-18: DESIGNATION OF TERMS OF APPOINTMENT FOR 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 named 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, Resolution 406-18 appointed the five (5) members to the Board of Ethics; and

WHEREAS, a public hearing was scheduled and held on the proposed amendment Section 18(b) of the Ethics Policy which designates terms of appointment for the members was adopted by the Board; now, therefore, be it

RESOLVED, that terms of the appointed members of the Wayne County Board of Ethics, to serve at the pleasure of the Wayne County Board of Supervisors without compensation are as follows:

Ms. Penny Shockley, term expiration 12/31/2019
Honorable Maurice Strobridge, term expiration 12/31/2020
Pastor Timothy Young, term expiration 12/31/2021
Honorable Christian Tertinek, term expiration 12/31/2022
Honorable Dennis Kehoe, term expiration 12/31/2023

Subsequent terms of each appointment will expire five (5) years from the expiration dates listed above. Members of the Board of Ethics may be appointed to one (1) additional five year term.

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

RESOLUTION NO. 497-18: AUTHORIZATION TO TRANSFER FUNDS FROM THE CONTINGENT ACCOUNT TO THE LIABILITY AND CASUALTY LINE ITEM IN THE COUNTY ATTORNEY'S BUDGET (A19314.54998)

Mrs. Crane presented the following:

WHEREAS, the County Attorney's Office had budgeted \$50,000 for 2018 for its Liability and Casualty line item in the County Attorney's budget (A19314.54998) from which repair of County owned vehicles are paid; and

WHEREAS, the County has expended \$49,382 from this line item through October 1, 2018; and

WHEREAS, the County Attorney believes that an additional \$20,000 will be required for the remainder of 2018; now, therefore, be it

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

A1990- CONTINGENT FUND GENERAL

(Appropriations)

\$20,000 from .54000 Contractual Expense

A1931 – LIABILITY & CASUALTY RESERVE

(Appropriations)

\$20,000 to .54998 Liability & Casualty

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

RESOLUTION NO. 498-18: AUTHORIZATION TO DECLARE EQUIPMENT SURPLUS IN BOARD OF SUPERVISORS OFFICE

Mrs. Crane presented the following:

WHEREAS, the Wayne County Board of Supervisors has a dated laptop computer (Wayne County ID #004209) that was formerly utilized by the Deputy Clerk of the Board and is no longer utilized and recommends that it be declared surplus; now, therefore, be it

RESOLVED, that the laptop computer in the Supervisors Office is hereby declared surplus in accordance with Wayne County Policy.

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

RESOLUTION NO. 499-18: AUTHORIZING COMMUNITY-WIDE TRANSFER AGREEMENT FOR THE WAYNE COUNTY NURSING HOME

Mr. Baldrige presented the following:

WHEREAS, New York State Department of Health regulations requires transfer agreements between various levels of care; and

WHEREAS, Pandion Optimization Alliance, formerly Rochester Regional

Healthcare Association, provides transfer agreements on a community wide basis; and
WHEREAS, the current agreement between the Wayne County Nursing Home and the Rochester Regional Healthcare Association expires December 31, 2018; and, now, therefore be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute an agreement on behalf of the Wayne County Nursing Home with the Pandion Optimization Alliance, formerly Rochester Regional Healthcare Association, for the provision of timely patient transfers on a community-wide basis effective from January 1, 2019 to December 31, 2021 at an annual fee of \$50.

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

RESOLUTION NO. 500-18: AUTHORIZATION TO CONTRACT WITH P & NP COMPUTER SERVICES, INC. FOR THE WAYNE COUNTY NURSING HOME

Mr. Baldrige presented the following:

WHEREAS, P & NP Computer Services, Inc. provides software and maintenance for billing, clinical and resident financial module, and employee management system; and

WHEREAS, the current agreement between Wayne County Nursing Home and P & NP Computer Services, Inc. expires December 31, 2018; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute an agreement on behalf of the Wayne County Nursing Home with P & NP Computer Services, Inc., for the provision of software and maintenance for billing, clinical and resident financial module, and employee management system effective from January 1, 2019 to December 31, 2019 at an annual fee of \$5,578.50.

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

RESOLUTION NO. 501-18: AUTHORIZATION TO PURCHASE ITEMS WITH PERFORMANCE INCENTIVE 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:

- PH Emergency Preparedness educational items to distribute from Channing Bete - \$544.23
- High Speed HDMI Cable, 10ft, for the Smart Board - \$7.99
- Electric Height – Adjustable Mobile Stand for the Smart Board - \$1,531.15

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 \$2,083.37 and seek reimbursement from the NYSDOH Article 6 State Aid Performance Incentive vouchering process.

A4010 Public Health

(Revenues)

\$552.22 to 43401 Public Health Article 6 State Aid

(Appropriations)

\$552.22 to 54600 Contractual Expense

A4018 PH Education

(Revenues)

\$1,531.15 to 43401 Public Health Article 6 State Aid

(Appropriations)

\$1,531.15 to 54581 Primary Preventive

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

RESOLUTION NO. 502-18: AUTHORIZATION TO RENEW LEASE WITH REGIONAL PRIMARY CARE NETWORK FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Baldrige presented the following:

WHEREAS, the Regional Primary Care Network (RPCN), currently leases 1651 square feet of space in the Health Service Building for their Dental Center and Community Dentistry Program; and

WHEREAS, RPCN wishes to renew this lease for the next five years at the annual rate set by the Wayne County Public Works Department; and

WHEREAS, that the annual rates set by the Wayne County Public Works Department are based on an annual square footage space analysis and the Venesky Space Occupancy Cost Analysis report used to calculate Maintenance in Lieu of Rent (MLR) square footage rate values; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a lease for RPCN for the amount of 1651 square feet in the Health Services Building for the period of September 1, 2018 to August 31, 2023, at a rate set annually by the Wayne County Public Works Department, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 503-18: AUTHORIZATION TO ACCEPT BID FOR THE PROVISION OF HOME DELIVERED MEALS FOR THE WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH (TABLED – 10/16/18)

Mr. Verno presented the following:

WHEREAS, As part of the Older American’s Act, the Wayne County Department of Aging and Youth receives funding from the NY State Office of Aging and Title III-C federal funds for the provision of home delivered meals (HDM) for frail elderly residents in Wayne County; and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for request for proposals from potential home delivered meal providers, and the bids were received and officially opened on Wednesday September 5, 2018 at 2:30 p.m., for the provision of home delivered meals for seniors assessed eligible for the contract period January 1, 2019- December 31, 2019 with the option to renew for two (2) one (1) year periods, and the following bids were received:

Wayne County Bid Results for Home Delivered Meal Services		
Vendor	ARC of Wayne	Home Meal Service, Inc.
Cost per Meal	\$5.09	\$7.54
Total Annual Cost	\$183,240	\$260,840

now, therefore be it

RESOLVED, that the bid proposal submitted by Wayne ARC, in accordance with the specifications and are hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney’s approval as to form and content, with Wayne ARC in accordance with the bid acceptance for the provision of home delivered meals for the Wayne County Department of Aging and Youth in the amount of \$183,240.

Mrs. Crane moved, seconded by Mr. Robusto to TABLE the resolution. Upon roll call,

all Supervisors voted Aye, except Supervisors Spickerman, Groat, Baldrige and Verno who voted Nay.

The Chairman declared the resolution as Tabled. Carried.

RESOLUTION NO. 504-18: AUTHORIZATION TO ACCEPT BID FOR THE PROVISION OF BULK MEAL PREP AND DELIVERY FOR THE WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH

Mr. Verno presented the following:

WHEREAS, the Wayne County Department of Aging and Youth receives funding from the NY State Office of Aging and Title III C federal funds to administer congregate meals at five senior Lunch Clubs in Wayne County, and

WHEREAS, approximately 15,000 bulk meals are required to be offered to adults 60 and older, Monday through Friday at the five Senior Lunch Clubs, and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for request for proposals from potential bulk meal prep and delivery, and the **only** bid received and officially opened on Wednesday August 29, 2018 at 2:30 p.m., and

WHEREAS, the only bidder that submitted a proposal with the requested specifications and with the lowest bid is Wayne ARC at \$4.26 per meal, now, therefore, be it

RESOLVED, that the bid proposal for bulk meal prep and delivery submitted by Wayne ARC, in accordance with the specifications and are hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Wayne ARC in accordance with the bid acceptance for the provision of 15,000 meals prepared and delivered at \$4.26 per meal for the Wayne County Department of Aging and Youth Senior Lunch Clubs in the amount of \$63,900 for the contract period of January 1, 2019 through December 31, 2019, with the option to renew for two (2) one (1) year periods.

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

RESOLUTION NO. 505-18: AUTHORIZATION TO ACCEPT BID FOR THE PROVISION OF HOMEMAKER/CHORE SERVICES FOR THE WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH

Mr. Verno presented the following:

WHEREAS, the Wayne County Department of Aging and Youth receives funding from the NY State Office of Aging for the provision of homemaker/chore services for frail and elderly residents in Wayne County to assist them to remain in their homes; and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for request for proposals from potential elderly in-home care services that can provide the homemaker/chore service, and the bids were received and officially opened on Wednesday September 5, 2018 at 2:30 p.m.; and

WHEREAS, the only bidder that submitted a proposal with the requested specifications and with the lowest bid is Seniors at Home LLC; now, therefore, be it

RESOLVED, that the bid proposal submitted by Seniors at Home LLC, in accordance with the specifications and are hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Seniors at Home LLC in accordance with the bid acceptance for the provision of homemaker/chore services for the Wayne County Department of Aging and Youth in the amount of \$24.00 per hour for a total not to exceed \$43,403 for the period of January 1, 2019 through December 31, 2019, with the option to renew for two (2) one (1) year periods.

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

RESOLUTION NO. 506-18: AUTHORIZATION TO CONTRACT WITH WAYNE COUNTY SCHOOL DISTRICTS FOR THE FAMILY AND COMMUNITIES TOGETHER FOR THE WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH

Mr. Verno presented the following:

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

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

WHEREAS, the Department of Aging and Youth agrees to provide FACT services to a specified number children per school district at a sum of \$750.00 per family; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the Department of Aging and Youth for the provision of FACT services with the schools listed below in the amount specified, for the contract year from July 1, 2018 through June 30, 2019, subject to the County Attorney's approval as to form and content.

School	Youth Served	Total Cost
Sodus	8	\$ 6,000
NR/Wolcott	15	\$ 11,250
Lyons	10	\$ 7,500
Clyde	5	\$ 3,750
Pal Mac	10	\$ 7,500
Marion	1	\$ 750
Red Creek	5	\$ 3,750
Newark	10	\$ 7,500
Wayne	3	\$ 2,250
Williamson	2	\$ 1,500
Total	67	\$ 50,250

Mrs. Jacobs moved the adoption of the resolution. Seconded by Mr. Deming.

Mr. Kolczynski moved, seconded by Mr. Verkey that the listing for Clyde be amended to reflect the correct name of the school district as Clyde/Savannah. Motion carried.

Upon roll call on the amended resolution, the Chairman declared the corrected resolution adopted.

RESOLUTION NO. 507-18: AUTHORIZATION TO CREATE PART-TIME TEMPORARY SERVICES ASSISTANT FOR THE OFFICE OF AGING AND YOUTH

Mr. Verno presented the following:

WHEREAS, The Office Aging and Youth will be understaffed, there is a FT Caseworker retiring 10/31/18, a Sr. Account Clerk will be out for 3 weeks and a Services Assistant working ½ time on an approved FMLA; and

WHEREAS, Aging and Youth would like to create a PT temporary Services Assistant position for the period of 10/16/18 – 12/31/18 to continue constant coverage in the office; and

WHEREAS, the Civil Service/Human Resources Department has reviewed this proposed change and approved the PT Temporary position for a period of less than 3 months. This position would not receive benefits; now, therefore, be it

RESOLVED, that a PT Temporary Services Assistant, no benefits (CSEA bargaining unit, Pay Grade 28) be created to work full time for the period of 10/16/18 – 12/31/18 to continue constant coverage effective with approval from full board; and be it further

RESOLVED, that there will be no additional County cost incurred.

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

RESOLUTION NO. 508-18: AUTHORIZATION TO ENTER INTO MOU WITH DSS, MENTAL HEALTH, AND REGIONAL CENTER FOR INDEPENDENT LIVING REGARDING NY CONNECTS PROGRAM FOR THE OFFICE OF AGING AND YOUTH

Mr. Verno presented the following:

WHEREAS, the Department of Aging and Youth receives funding from NY State Office for Aging to support the NY Connects and NY Connects Expansion and Enhancement program; and

WHEREAS, NY State Office for Aging, through the NY Connects Expansion and Enhancement program requires the Department of Aging and Youth to enter into a Memorandum of Understanding with the Department of Social Services, the regional Independent Living Center and other applicable partners about the local function of the NY Connects program; and

WHEREAS, A Memorandum of Understanding was developed by the local No Wrong Door Team consisting of members from Aging and Youth, Mental Health, Social Services, and the Regional Center for Independent Living, and has been signed by the Independent Living Centers, Mental Health, and Aging and Youth; now, therefore, be it

RESOLVED, that the Commissioner of the Department of Social Services and the Chairman of the Board of Supervisors is hereby authorized and directed to sign the NY Connects Memorandum of Understanding.

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

RESOLUTION NO. 509-18: AGREEMENT WITH THE ARC WAYNE TO PROVIDE OUTREACH ACTIVITIES – HOME ENERGY ASSISTANCE PROGRAM (HEAP) FOR THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES

Mr. Verno presented the following:

WHEREAS, Wayne County Department of Social Services (DSS) is required to contract with an alternate certifier for the Home Energy Assistance (HEAP) Program; and

WHEREAS, New York State requires that there be an "Alternate Certifier" to help potential applicants by collecting and reviewing applications, meeting with applicants as necessary; and

WHEREAS, Wayne DSS receives a limited amount of funds to pay for such services; and

WHEREAS, the ARC Wayne performed these services during the past year in a competent and timely manner; and

WHEREAS, the ARC Wayne and Wayne DSS have indicated a willingness to extend the provision of such services for the 2018-2019 HEAP year by exercising Section V of the original contract; and

WHEREAS, Section V allows the parties to extend the contract for additional periods of time upon mutual written agreement of the parties; now, therefore, be it

RESOLVED, that the Agreement authorized by Resolution No. 480-13 is hereby extended for the timeframe 10/1/18 – 9/30/19 at an amount not to exceed \$26,000 to provide outreach activities as confirmed by mutual written agreement of the parties.

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

RESOLUTION NO. 510-18: AUTHORIZATION TO CREATE ONE TYPIST POSITION WITHIN THE WORKFORCE DEVELOPMENT UNIT OF THE DEPARTMENT OF SOCIAL SERVICES AND ABOLISH ONE ACCOUNT CLERK POSITION

Mr. Verno presented the following:

WHEREAS, the position of Account Clerk presently exists in the Workforce Development Unit of the Department of Social Services; and

WHEREAS, the duties of this position have changed due to changes in New York State rules and regulations; and

WHEREAS, the present duties now more closely match those associated with a Typist position; and

WHEREAS, the position duties have been reviewed by the Human Resource Director, who is certifying that the appropriate Civil Service title is now TYPIST; now, therefore, be it

RESOLVED, that the position of Typist is hereby created in the Workforce Development Unit of the Department of Social Services and upon the creation of the position, the present position of Account Clerk is hereby abolished.

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

RESOLUTION NO. 511-18: AUTHORIZATION TO SIGN AMENDMENT FOR THE STATE VETERANS GRANT

Mr. Verno presented the following:

WHEREAS, the New York State Department of State awarded the Wayne County Veterans Office \$50,000 for the purchase of a van in 2014; and

WHEREAS, the total amount of this grant was not expended on the van purchase, vinyl wrap and vehicle maintenance through the July 31st 2018, the expiration date of the contract; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed, upon review by the County Attorney's Office, to sign an amendment to Contract #M031324 with the New York State Department of State to allow for expenditure of remaining grant funds totaling \$688.46 with the requested grant amendment date of 7/31/19.

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

EXECUTIVE SESSION

Mr. Miller moved, seconded by Mr. Kolczynski that the Board go into executive session at 11:44 a.m. to discuss potential and proposed litigation, requesting several county officers and employees to attend. Motion carried.

REGULAR SESSION

The board resumed regular session at 1:04 p.m.

ADJOURNMENT:

Chairman LeRoy announced that this meeting will recess until **Friday, October 19, 2018 at 9:30 a.m.**

Mr. Miller moved, seconded by Mr. Baldrige that the board adjourn at 1:05 p.m. Carried.

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