

13th Day
Tuesday, October 17, 2017
9:00 a.m.

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

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

Upon roll call, all Supervisors were present, except Supervisor Pagano who was absent.

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

APPROVAL OF MINUTES:

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

COMMUNICATIONS:

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

A copy of the Sheriff's Office Cash Receipts Report dated September 21, 2017 totaling \$15,855.33 was received.

A copy of a resolution from Lewis County Board of Legislators entitled, "Resolution Supporting Statewide Ballot Proposal No. 3 that will Create a Land Account to Address Specific Public Health and Safety Concerns for Use by Towns, Villages and Counties Having No Viable Alternative other than Using Forest Preserve Land," was received.

A thank you letter was received from the Family of Lawrence Nichols, a resident of the Wayne County Nursing Home, thanking all for the wonderful care he receives from the dedicated nurses and nursing home staff

A copy of the Petition and Notice of Foreclosure for 2016 Delinquent Town and County taxes was received and filed from the Wayne County Treasurer's Office.

A copy of the County Auditor's accounts payable report for monthly utilities, miscellaneous payments including the September 2017 warrants for accounts payable, totaling \$4,667,322.57 was received and filed.

Mr. Manktelow moved, seconded by Mr. Miller. Motion carried.

PROCLAMATIONS

Domestic Violence Month – October 2017

The proclamation for Domestic Violence Awareness Month was read by Nelly DeVelder with Martha Bailey and Carman 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 our community; requesting all to come together to focus our efforts on increasing awareness about this issue.

Sheriff Virts and the Victims Resource Center of the Finger Lakes asks that you to wear purple to show your support for victims and survivors of domestic violence on Thursday, October 19th.

Deputy Sheriff Thomas Munzert

Sheriff Virts and John Smith, Supervisor of the Town of Ontario and Chairman of the Wayne County Public Safety Committee presented a proclamation to Deputy Sheriff Thomas Munzert for his quick response in rescuing Mrs. Cassleman from her vehicle that had gone into a pond at 6405 Bloom Road in the Town of Arcadia in February 2017.

Sheriff Virts also presented a Meritorious Conduct Medal to Deputy Munzert for bravery and courage in performing his duties beyond the normal course of duty.

INTRODUCTION

Rick Bond, Wayne County Fire Coordinator introduced Ryan Wickens, NYS Forest Rangers, Region 8 Division of Forest Protection for Wayne and Monroe Counties

Mr. Wickens noted his agency is dedicated to the fire protection and stewardship for Wayne and Monroe counties. In addition, the Department provides varied emergency services with local governments to enforce New York's Environmental Conservation Laws, including those relating to environmental quality, hunting, fishing and trapping and protection of natural resources.

Forest Rangers organize and conduct wildland search and rescue missions, prevent and suppress forest fires and act as stewards of public lands.

PRESENTATION

David Zorn, Executive Director of the Genesee/Finger Lakes Regional Planning Council distributed information to board members and reflected on the Council's 40th year anniversary of the 9 county region. He emphasized the importance of identifying efficiencies and effectiveness in working together in developing comprehensive economic development strategies.

Wayne County has had success in utilizing low-interest loan funding available, water resource for quality and quantity programs; storm water mitigation; CRS post-flooding recreation programs at Sodus Point, Brownsfield work, Census Programs and Regional Population Programs to map changes for school district evaluation programs. Mr. Zorn noted that the Local Update of Census Addresses (LUCA) program is the only opportunity offered to tribal, state, and local governments to review and comment on the U.S. Census. Action items are to include clean energy community programs where matching funds will be available; and the Regional Outreach Community Workshop held two times a year.

PRIVILEGE OF THE FLOOR:

Chairman LeRoy opened the floor at this time for members of the public to address the Board of Supervisors on items listed on the agenda for action.

There was no other public comment on agenda items this evening.

UNFINISHED BUSINESS

Res. No. 332-17: Authorization to Create Supervisor of Children with Special Needs Position (TABLED-6/20/17)

Supervisor Baldrige, Chairman of the Wayne County Health and Medical Services Committee, informed the Board that the proposed Resolution No. 332-17 will remain on the table.

SCHEDULED BUSINESS:

RESOLUTION NO. 486-17: AUTHORIZATION TO CREATE AND FILL A PERMANENT FULL-TIME SOCIAL SERVICES ATTORNEY

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Department of Social Services is mandated to protect Child Welfare and provide Child Support Services by New York State; and

WHEREAS, the Legal process is an integral component of meeting this mandate as well as securing Federal and State revenue; and

WHEREAS, sufficient staffing of the Legal area of Social Services is necessary to do both; and

WHEREAS, the Legal area has been insufficiently staffed throughout 2017; and

WHEREAS, the temporary full-time DSS attorney position that was created on April 18, 2017 (Resolution No. 210-17) has only been able to be filled on a part-time basis for a small percentage of the time despite concerted ongoing efforts to do so; and

WHEREAS, the full-time DSS Attorney who was out on medical leave (from: March 24, 2017 to August 21, 2017) is only able to work on a part-time basis and plans to retire shortly;

and

WHEREAS, we have been unsuccessful at attracting applicants for a temporary full-time attorney position; and

WHEREAS, there is room in the budget to hire a permanent full-time attorney to assist the Legal area of Social Services with the backlogs and potential sanctions and/or revenue loss created by the 2016 and 2017 understaffing; and

WHEREAS, due to the Department's salary expenses running under budget there will be no need for additional appropriations to cover the cost of the additional Attorney position; therefore be it

RESOLVED, that the Commissioner of Social Services is hereby authorized to create and fill a permanent full-time Social Services Attorney position; and be it further

RESOLVED, that the permanent full-time Social Services Attorney position presently held by the DSS attorney who was out on medical leave will terminate upon her retirement.

Mrs. Marini moved the adoption of the resolution. Seconded by Mrs. Crane.

Mr. Manktelow emphasized that this resolution is creating another full-time DSS Attorney position due to medical leave, as a full-time position is necessary to cover legal matters sufficiently. He further noted that the attorney position will be abolished upon her retirement.

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

RESOLUTION NO. 487-17: AUTHORIZATION TO EXECUTE CONTRACT WITH GENESEE REGION HOME CARE – ONTARIO COUNTY D/B/A HOME CARE PLUS FOR PERSONAL CARE SERVICES PROGRAM FOR THE WAYNE COUNTY DEPT OF SOCIAL SERVICES

Mr. Manktelow presented the following:

WHEREAS, the Personal Care Services Program (PCSP) is a mandated Medicaid Program; and

WHEREAS, the New York State Department of Health (DOH) has revised and updated its model contract; and

WHEREAS, the new PCSP model reflects changes to the Personal Care Services Program between 1979 and 2005, new Federal HIPAA compliance requirements, as well as changes resulting from the transfer of this program from NYS DSS to NYS DOH in 1999, and this model contract is written pursuant to Title 11 of Article 5 of the New York Social Service Laws and Title XIX of the United States Social Security Act; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into a contract, subject to review by the County Attorney, with Genesee Region Home Care – Ontario County D/B/A Home Care Plus for the provision of the Personal Care Services Program for the timeframe October 1, 2017 and ending September 30, 2018.

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

RESOLUTION NO. 488-17: AUTHORIZATION TO SIGN AGREEMENT WITH CHILD CARING INSTITUTION – THE WILLIAM GEORGE AGENCY FOR CHILDREN'S SERVICES INC FOR THE WAYNE COUNTY DEPT OF SOCIAL SERVICES

Mr. Manktelow presented the following:

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

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

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

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement with The William George Agency for Children's Services, Inc. for the time frame 7/1/17-6/30/18 for the purchase of foster care for children, subject to the

County Attorney's approval as to form and content for an amount not to exceed \$1,150,000.
Mr. Chatfield moved the adoption of the resolution. Seconded by Mrs. Crane. Upon roll call, adopted.

RESOLUTION NO. 489-17: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO CREATE ONE PART-TIME STAFF PSYCHIATRIST POSITION & SET SALARY

Mr. Baldrige presented the following:

WHEREAS, earlier this year one of the part-time staff psychiatrists at Wayne Behavioral Health Network resigned to retire from employment; and

WHEREAS, the vacancy and the allocated time & funding associated with this position was only partially filled by a new hire, however a balance of funding remains available for an additional staff resource and

WHEREAS, as a result of the national, state, and local workforce shortage of available psychiatrists, the Mental Health Department has been challenged to recruit and hire psychiatric professional staff; and

WHEREAS, the department has long experienced significant difficulty in recruiting and fully filling various professional positions, and given the situation of the large volume & demand for services, along with the combined remaining unfilled staff vacancy allocation, this results in a significant strain on the daily operations of the department including the medical psychiatric services; and

WHEREAS, the Director for Mental Health now has the opportunity to hire a part-time psychiatrist, and therefore the Director would like to create an additional part-time Staff Psychiatrist position, which would utilize the remaining budgeted funds/hours of the vacated position and not result in any added costs to the budget by utilizing existing budgeted funds; and

WHEREAS, this newly created part-time position will continue to generate significant budgeted revenue to offset the expense of the position, and will be funded within existing budget resources, along with providing for vital medical services; therefore, be it

RESOLVED, that the Mental Health Dept. is authorized to create & fill one part-time Staff Psychiatrist position with an hourly pay rate of \$140 per hour.

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

RESOLUTION NO. 490-17: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO ABOLISH ONE FULL-TIME STAFF SOCIAL WORKER POSITION AND CREATE ONE FULL-TIME COMMUNITY MENTAL HEALTH PROFESSIONAL POSITION AND AMEND THE 2017 BUDGET

Mr. Baldrige presented the following:

WHEREAS, the Mental Health Department currently has a vacant full-time Staff Social Worker position which is budgeted in the 2017 Budget and is approved to fill; and

WHEREAS, the department has been unable over the past few months to recruit appropriately qualified candidates for this vacant position and likewise there is not a current civil service list of eligible candidates for either of these titles; and

WHEREAS, the Director of Mental Health has determined the need continues to exist for this professional behavioral health position, and therefore would like to abolish the one vacant full-time Staff Social Worker position and create one full-time Community Mental Health Professional position, which by doing so will expand the potential pool of qualified licensed professionals who can equally fulfill this role; therefore, be it

RESOLVED, that the Mental Health Department is authorized to abolish one full-time position titled Staff Social Worker, and to create and fill one full-time position titled Community Mental Health Professional; and be it further

RESOLVED, that the Wayne County Treasurer is authorized to make the following 2017 Budget amendment:

Account No. A4300 – Behavioral Health

(Appropriations)

\$10,035 from 51322.M2120 Staff Social Worker

\$10,035 to 51325.M2110 CMHP-Community Mental Health Professional

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

RESOLUTION NO. 491-17: AUTHORIZATION TO CONTRACT WITH REIMBURSEMENT CONSULTANT FOR THE WAYNE COUNTY NURSING HOME

Mr. Baldrige presented the following:

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

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

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

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement to the contract on behalf of the Wayne County Nursing Home, subject to the County Attorney's approval as to form and content for the period January 1, 2018 – December 31, 2018 at a cost not to exceed \$4,750 calculated at \$110.00 per hour plus mileage.

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

RESOLUTION NO. 492-17: AUTHORIZATION TO RENEW CONTRACT WITH S2AY RURAL HEALTH NETWORK FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Baldrige presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to renew its contract with S2AY Rural Health Network for the purpose of providing Quality Assurance and Quality Improvement services, administration of various public and private grants, data collection for Community Health Assessments, retain services of an In-service Coordinator as independent contractor and sharing the cost with the S2AY Rural Health Network partnership that includes Steuben, Schuyler, Ontario, Seneca, and Yates Counties; and

WHEREAS, WCPH's share is \$18,000 for the period covering January 1, 2018 through December 31, 2018; and

WHEREAS, WCPH wishes to declare the S2AY Rural Health Network as a Sole Source vendor for this service; 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 Wayne County Public Health with S2AY Rural Health Network for the period of January 1, 2018 through December 31, 2018 at a cost not to exceed \$18,000, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 493-17: AUTHORIZATION TO EXECUTE CONTRACT WITH NEW RELATED SERVICES PROVIDER FOR WAYNE COUNTY PUBLIC HEALTH - RUTH E. VANGORDER

Mr. Baldrige presented the following:

WHEREAS, the County must contract for the provision of related services for preschool age children with handicapping conditions pursuant to Section 4410 Education Law; and

WHEREAS, Wayne County Public Health (WCPH) has identified a new provider and wishes to contract with Ruth E. VanGorder for the period of September 1, 2017 to June 30, 2018 for the following services:

- Occupational Therapy \$70 / .5hr
- Group (up to 5) \$40 / .5hr / child
- Coordination of Services \$20 / .5hr

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Ruth E. VanGorder, for the provision of the following Related Services: Occupational Therapy at \$70 / .5hr, Group (up to 5) at \$40 / .5hr / child, and Coordination of Services at \$20 / .5hr, for the period of September 1, 2017 to June 30, 2018, subject to the approval of the County Attorney as to form and content and meeting insurance requirements.

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

RESOLUTION NO. 494-17: AUTHORIZATION TO CONTRACT WITH SUSAN MUSCOLINO TO PROVIDE COUNTY REPRESENTATION AT COMMITTEE ON PRESCHOOL SPECIAL EDUCATION MEETINGS FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Baldrige presented the following:

WHEREAS, Wayne County Public Health (WCPH) currently contracts with Susan Muscolino to provide Wayne County representation at Committee on Preschool Special Education (CPSE) meetings at school districts for Wayne County children enrolled in the Preschool Supportive Health Services Program (Pre-K); and

WHEREAS, this contract has not been renewed since 2004; and

WHEREAS, WCPH would like to renew this contract to reflect county implemented contract changes, eliminate mileage and to provide an increase in hourly rate; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Susan Muscolino, 696 Filkins Road, Newark, NY 14513, for the period of September 1, 2017 to June 30, 2018, to provide representation to the CPSE meetings at school districts that Wayne County children are enrolled in for WCPH's Pre-K program as needed, at an hourly rate of \$27.75, which includes travel time, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 495-17: AUTHORIZATION TO EXECUTE AGREEMENT WITH REGIONAL PRIMARY CARE NETWORK'S COMMUNITY DENTISTRY PROGRAM FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Baldrige presented the following:

WHEREAS, the Regional Primary Care Network (RPCN) Community Dentistry Program provides school-based dental services to children who might not otherwise receive care; and

WHEREAS, RPCN has signed MOUs to provide dental services for school aged children at the following locations: Newark Head Start, Clyde Head Start, Huron Head Start, Lyons Head Start, Sodus Head Start, Marion Central School District, Creative Environment Children's Learning Center, Lyons Central School District, Newark Central School District, Wayne-Finger Lakes BOCES (Newark and Williamson), North Rose-Wolcott Central School District, Red Creek Central School District, Roosevelt Children's Center, Sodus Central School District, Clyde-Savannah Central School District and Palmyra-Macedon Central School District; and

WHEREAS, Wayne County Public Health (WCPH) provides \$2,000 for disposable dental supplies for this program; now, therefore, be it

RESOLVED that the Chairman of the Board of Supervisors is hereby authorized to execute an agreement with Regional Primary Care Network's Community Dentistry Program for Wayne County Public Health to provide \$2,000 for disposable dental supplies for the 2017 – 2018 school year, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 496-17: AUTHORIZATION TO EXECUTE CONTRACT WITH NEW RELATED SERVICES PROVIDER FOR WAYNE COUNTY PUBLIC HEALTH - JENNIFER A. THOMSON

Mr. Baldrige presented the following:

WHEREAS, the County must contract for the provision of related services for preschool age children with handicapping conditions pursuant to Section 4410 Education Law; and

WHEREAS, Wayne County Public Health (WCPH) has identified a new provider and wishes to contract with Jennifer A. Thomson for the period of September 1, 2017 to June 30, 2018 for the following services:

- Speech Therapy \$70 / .5hr
- Group (up to 5) \$40 / .5hr / child
- Coordination of Services \$20 / .5hr

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Jennifer A. Thomson, for the provision of the following Related Services: Speech Therapy at \$70 / .5hr, Group (up to 5) at \$40 / .5hr / child, and Coordination of Services at \$20 / .5hr, for the period of September 1, 2017 to June 30, 2018, subject to the approval of the County Attorney as to form and content and meeting insurance requirements.

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

RESOLUTION NO. 497-17: AUTHORIZATION TO CONTRACT WITH S2AY RURAL HEALTH NETWORK FOR MEMBERSHIP INTO THE FINGER LAKES PUBLIC HEALTH ALLIANCE

Mr. Baldrige presented the following:

WHEREAS, Wayne County Public Health (WCPH) receives assistance from the S2AY Rural Health Network via the Finger Lakes Public Health Alliance (FLPHA) with coordination and communication of emergency public health planning; and

WHEREAS, WCPH wishes to renew its membership to FLPHA period of January 1, 2018 to December 31, 2018 for the amount of \$2,000; and

WHEREAS, WCPH wishes to declare the S2AY Rural Health Network as a Sole Source vendor for this service; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with the S2AY Rural Health Network for membership to the Finger Lakes Public Health Alliance for emergency public health planning for the period of January 1, 2018 to December 31, 2018 for the amount of \$2,000, subject to the County Attorneys approval of form and content.

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

RESOLUTION NO. 498-17: AUTHORIZATION TO EXECUTE A CONTRACT WITH JAMES MCGUINNESS & ASSOCIATES, INC FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Baldrige presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to simplify its process of managing the Preschool/School Supportive Health Services Program (Pre-K) by purchasing a computer software package; and

WHEREAS, WCPH has worked with IT and other membership NYSACHO counties to

identify a software package that can perform electronic transmission of STACS to NYSED, electronic preparation of Therapist/Agency payments, automatic electronic AVL claiming (State Aid), and Medicaid billing; and

WHEREAS, the McGuinness Preschool Program, produced by James McGuinness & Associates, Inc., has been identified to perform such tasks and more, as identified below:

- Electronic transmission of STACS to NYSED; and
- Therapist/Agency service attendance entry; and
- Therapist attendance logs; and
- Child transportation functions; and
- Exhaustive auditing functions; and
- Electronic preparation of Therapist/Agency payments; and
- Automatic reconciliation for NYSED rate changes; and
- Progressive cross-correlation against NYSED's database; and
- Automatic AVL claiming; and
- Financial Forecasting; and
- Extensive Management Reports; and
- Medicaid Claiming.

and

WHEREAS, WCPH would like to establish the McGuinness Preschool Program, produced by James McGuinness & Associates, Inc. as a Sole Source product due to the fact it is the only product identified to be able to do the needed functions; and

WHEREAS, WCPH wishes to establish a contract for the period of October 1, 2017 to September 30, 2020 at an amount not to exceed \$79,250, which includes the licensure, support and maintenance and training; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with James McGuinness & Associates, Inc to purchase the McGuinness Preschool Program for the period of October 1, 2017 to September 30, 2020, for an amount not to exceed \$79,250, which includes the licensure, support and maintenance, and training, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 499-17: AUTHORIZATION TO PURCHASE PAPER, ENVELOPES AND OFFICE SUPPLIES FOR COUNTY DEPARTMENTS

Mrs. Crane presented the following:

WHEREAS, the County purchases large amounts of paper, envelopes, and office supplies during the year making these purchases subject to competitive bidding, and

WHEREAS, the Purchasing Clerk has identified a paper, envelopes, and office supplies bid awarded by Madison County that the County may purchase through, and

WHEREAS, Madison County awarded bids to Dupli (Paper) Graphic, Hummel's Office Plus, Oneida Office Supply, Quill, The Tree House, and W B Mason Co Inc., now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contracts with Dupli (Paper) Graphic, Hummel's Office Plus, Oneida Office Supply, Quill, The Tree House, and W B Mason Co Inc. for the purchase of paper, envelopes, and office supplies for the term of 10/1/17-6/29/18 subject to the terms and conditions of the Madison County contract and subject to the County Attorney's approval.

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

RESOLUTION NO. 500-17: ADOPTION 2018 SALARY SCHEDULE FOR THE BOARD OF SUPERVISORS AND THE CHAIRMAN OF THE BOARD

Mrs. Crane presented the following:

WHEREAS, the County of Wayne Local needs to establish a salary for members of the Board of Supervisors and the Chairman of the Board of Supervisors for 2018; and

WHEREAS, the Board of Supervisors adopted Resolution No. 613-14 which established a multi-year salary schedule in 2014; and

WHEREAS, the Budget Officer will allocate sufficient funds for the salaries listed below for 2018; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby adopts the following salary schedule for the Board of Supervisors and the Chairman of the Board for the year 2018, effective January 1, 2018:

| | |
|-----------------------|----------|
| Supervisors | \$16,258 |
| Chairman of the Board | \$21,905 |

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

RESOLUTION NO. 501-17: AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE CROWLEY COMPANY FOR HISTORIC DOCUMENT RESTORATION AND DIGITAL SCANNING

Mrs. Crane presented the following:

WHEREAS, Wayne County is in need of a number of historic documents to be preserved and digitized; and

WHEREAS, the Wayne County Office of the Historian has received a \$3,500 Hoffman Foundation Grant; and

WHEREAS the Office of the County Historian has received a services proposal from The Crowley Company for historic records preservation and digitization for \$5,982; and

WHEREAS the County Historian's Office also received two other quotes from Biel's Information Technology Systems Corporation and Iris Resources for \$7,450 and \$2,595, respectively; and

WHEREAS, Iris Resources has withdrawn their quote; and

WHEREAS, the County Historian is satisfied that The Crowley Company has the necessary skills and expertise to complete this project; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an agreement for historic document restoration and digital scanning on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with The Crowley Company for \$5,982; and

RESOLVED, that said agreement shall commence on November 1 2017 for the duration of one year with an option to renew for two additional years.

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

RESOLUTION NO. 502-17: AUTHORIZE SUBMISSION OF AN APPLICATION TO GENESEE TRANSPORTATION COUNCIL 2018-2019 UNIFIED PLANNING WORK PROGRAM

Mr. Spickerman presented the following:

WHEREAS, The Genesee Transportation Council (GTC) is the designated Metropolitan Planning Organization (MPO) responsible for transportation policy, planning, and investment decision making in the Genesee-Finger Lakes Region; and

WHEREAS, GTC is now accepting applications for transportation planning funding requests through the 2018-2019 Unified Planning Work Program (UPWP); and

WHEREAS, the UPWP provides federal funds for transportation planning activities undertaken by GTC, its member agencies, and other municipalities throughout the nine-county Genesee-Finger Lakes Region; now; and

WHEREAS, the Economic Development and Planning Department is interested in pursuing funding for transportation planning related funding; now, therefore, be it

RESOLVED, the Board of Supervisors authorizes the submission of a 2018-2019 Unified

Planning Work Program (UPWP) application requesting grant funding from the Genesee Transportation Council (GTC); and be it further

RESOLVED, that said application shall be prepared and filed under the direction and supervision of the

County Economic Development and Planning Office; and be it further

RESOLVED, that the County will provide a match of funding up to \$75,000 as a cash match to this grant proposal; and be it further

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

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

RESOLUTION NO. 503-17: AUTHORIZE SUBMISSION OF AN APPLICATION TO THE EPA 2018 BROWNFIELD ASSESSMENT PROGRAM

Mr. Spickerman presented the following:

WHEREAS, The Comprehensive Environmental Response, Compensation and Liability Act (CERCLA or the Superfund Law) was amended by the Small Business Liability Relief and Brownfields Revitalization Act (Brownfields Law) to include section 104(k), which provides federal financial assistance for brownfields revitalization, including grants for assessment, cleanup, and revolving loan funds; and

WHEREAS, Assessment Grants provide funding for developing inventories of brownfields, prioritizing sites, conducting community involvement activities, conducting site assessments, and developing cleanup plans and reuse plans related to brownfield sites; and

WHEREAS, The Federal Environmental Protection Agency (EPA) is now accepting applications to the 2018 Brownfield Assessment Grant Program; and

WHEREAS, Applicants may apply for up to \$200,000 in hazardous substances funding or up to \$200,000 in petroleum funding. Applicants applying for both hazardous substances funding and petroleum funding may request a combined total up to \$300,000; and

WHEREAS, the Economic Development and Planning Department is interested in pursuing funding to assess brownfield sites in communities in the County to be determined; now, therefore, be it

RESOLVED, the Board of Supervisors authorizes the submission of a 2018 Brownfield Assessment Grant application requesting grant funding from the EPA; and be it further

RESOLVED, that said application shall be prepared and filed under the direction and supervision of the

County Economic Development and Planning Office; and be it further

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

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

RESOLUTION NO. 504-17: AUTHORIZATION TO ABOLISH FULL-TIME CLERK TYPIST TEMP AND CREATE PART-TIME CLERK TYPIST TEMPORARY IN THE TOURISM OFFICE

Mr. Spickerman presented the following:

WHEREAS, The current Clerk Typist in the Tourism Office is on a Medical Leave and is expected to return to work part time for an undetermined time period; and

WHEREAS, the Clerk Typist position is a critical position in the Tourism Office, the office needing constant coverage; and

WHEREAS, the Civil Service/Human Resources Department has reviewed this proposed change, the Clerk Typist Part time temporary position would not receive benefits; now,

therefore, be it

RESOLVED, that a part time temporary Clerk Typist, no benefits (CSEA bargaining unit, Pay Grade 8,) be created beginning when FT Clerk Typist is able to return to work part time and then the position will be abolished when the current Clerk Typist is able to return full time.

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

RESOLUTION NO. 505-17: RESOLUTION TO INCREASE STATE SUPPORT FOR CORNELL COOPERATIVE EXTENSION COUNTY ASSOCIATIONS IN THE STATE OF NEW YORK

Mr. Spickerman presented the following:

WHEREAS, Cornell Cooperative Extension is a formal collaboration between the National Institute of Food and Agriculture at USDA, New York State, County Governments and the Citizens of the State that has served to apply unbiased, research-based knowledge from Cornell, New York's Land Grant University, to the needs of New Yorkers and their communities for over 100 years; and

WHEREAS, local extension educators are key community partners in helping to implement state initiatives including maximizing agriculture and local food systems, strengthening the economy, promoting healthier eating habits and access to good nutrition, fighting poverty particularly in rural areas, protecting water quality and stewardship of the York's natural resources, building opportunity through STEM based youth education and leadership skills in 4-H, promoting renewable energy options while protecting farmland resources, and partnering where appropriate in Taste NY initiatives to promote tourism and local food and farm businesses, and

WHEREAS, support from Federal, State and County sources is essential to the continued success of locally-governed county cooperative extension associations; and

WHEREAS, state appropriations for county cooperative extension associations to match county government appropriations as authorized by Section 224 (8) of the County Law have remained stagnant for seventeen years; and

WHEREAS, state funding is needed to ensure that the Cornell Cooperative Extension system can equitably work for all New York residents through increased resources to support rural, suburban, and urban community development needs; now, therefore, be it

RESOLVED, that the Board of Supervisors of Wayne County supports increasing the State appropriation for Cornell Cooperative Extension associations to \$8 million; with such funds to be distributed directly to the associations through Cornell University as agent for the state as provided by law.

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

RESOLUTION NO. 506-17: AUTHORIZATION TO AWARD ON-DEMAND TERM CONTRACT FOR ROOF REPAIR SERVICES

Mr. Miller presented the following:

WHEREAS, the Public Works Department from time to time is in need of a certified roofing contractor to make timely repairs to any one of multiple building roof systems around the County; and

WHEREAS, the Purchase Policy requires that all contractors performing work on County property must have a contract and proper insurance on file; and

WHEREAS, the Deputy Superintendent of Public Works issued a Request for Qualifications (RFQ) for On- Demand Roof Repair Services no solicit contractors; and

WHEREAS, 3 contractors were contacted and provided the request for qualifications; and

WHEREAS, only Elmer W. Davis responded to the RFQ by the due date stated in the specifications; and

WHEREAS, Elmer W. Davis has performed work on many of the County roof systems and

does meet the certification requirements as listed in the specification; and

WHEREAS, the Superintendent and the Deputy Superintendent of Public Works are satisfied with Elmer W. Davis past performance and recommend an on-demand term agreement be award to them; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby accepts the recommendation of the Superintendent of Public Works and authorizes the County Attorney and Superintendent of Public Works to prepare contract with said firm; and be it further

RESOLVED, that the contract shall be limited to a maximum cost of \$10,000 for a single Roof service or repairs; and be it further

RESOLVED, that any repair over the \$10,000.00 shall require the Superintendent to obtain three quotes unless it is deemed an emergency and a high risk or danger to life; and be it further

RESOLVED, that the term of the contracts shall be three years; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute the contracts with the Elmer W. Davis.

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

RESOLUTION NO. 507-17: AUTHORIZATION TO SIGN CONTRACT WITH FINGER LAKES SECURITY SYSTEMS

Mr. Miller presented the following:

WHEREAS, the Finger Lakes Security Systems has installed panic system in many of the County owned buildings; and

WHEREAS, these system are currently installed in the Court House, Hall of Justice, County Office Building #4 (Treasuries), County Office Building #3 (Clerks), Department of Social Services, and the Public Safety Building; and

WHEREAS, from time to time the County is in need of repair or modification to the these systems which requires an authorized installer to perform the work and make these adjustment; and

WHEREAS, the Purchase Policy requires that all contractor performing work on County property must have a contract and proper insurance on file; and

WHEREAS, past history show that this annual service and maintenance cost is below \$3,000; and

WHEREAS, per the Purchase Policy, public work cost below \$3,000 discretionary spending is allowed with just a contract; and

WHEREAS, it is the recommendation of the Superintendent Public Works to issues a contract to Finger Lakes Security System for as needed maintenance and repairs to the County Panic system; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract with Finger Lakes Security Systems on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 508-17: AUTHORIZATION TO EXECUTE CONTRACT TO REMOVE AND DISPOSE OF WASTE PAINT MATERIALS FOR THE PUBLIC WORKS DEPARTMENT

Mr. Miller presented the following:

WHEREAS, the Superintendent of Public Works has solicited price proposals from vendors to remove and dispose of diluted roadway striping paint and the following price proposals were received:

| | |
|-------------------------|---------|
| NRC | \$6,862 |
| Sun Environmental Corp. | \$3,985 |

Now, therefore be it

RESOLVED, that the proposal submitted by Sun Environmental Corp. in the amount of

\$3,985 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 Sun Environmental Corp. in accordance with the bid acceptance.

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

RESOLUTION NO. 509-17: AUTHORIZATION TO AWARD CONTRACT AND AMEND BUDGET FOR EXTERIOR BRICK AND FAÇADE REPAIRS & REPLACEMENT AT 9 PEARL STREET IN THE TOWN OF LYONS

Mr. Miller presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bid(s) for Wayne County Office Building Façade Renovation Project at 9 Pearl Street in Lyons, NY and the bids were opened on Friday, September 15th, 2017 at 2:00 p.m. and the following bids were received:

| Bidders: | Total Base Bid |
|---|-----------------------|
| Frank Mariancci 6905 Route 5&20 Bloomfield, NY 14469 | \$455,200.00 |
| Raymond Kelley 1383 State Route 96 Waterloo, NY 13165 | \$300,112.00 |
| Heritage Masonry 222 Midler Park Drive Syracuse, NY 13206 | \$497,445.00 |
| Lupini Construction 6081 Trenton Road Utica, NY 13502 | \$591,420.00 |
| Cornerstone Restoration Corp 4 Beechbrook Lane Rochester, NY 14625 | \$192,923.00 |
| Ganem Contracting Corp. 2023 Route 9 Bloomfield, NY 14469 | \$678,000.00 |

WHEREAS, originally the project account was initial setup with \$100,000.00 as at the time is was unknown the extent of work and exact cost of the project, and

WHEREAS, the project total cost is now \$258,000 leaving a short fall of \$158,000 (Bid amount, Architect and contingency); now therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract with Cornerstone Restoration Corp for a cost of \$192,923.00 on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content; and be it further

RESOLVED, that the Wayne County Treasurer is authorized to transfer \$158,000.00 from the General Fund Unassigned Fund Balance; and be it further

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

A9950 Transfer to Capital Fund Projects

(Appropriations)

| | | |
|--|-------|------------------------------------|
| \$158,000 to 52774 Build Renov Cap Proj H1933 - Building Renovation Cap. Project (Revenues) | PERL2 | 9 Pearl Exterior Cornice & Masonry |
| \$158,000 to 45031 Interfund Transfers (Appropriations) | PERL2 | 9 Pearl Exterior Cornice & Masonry |
| \$ 112,723 to 52000 Equip & Other Cap Outlay | PERL2 | 9 Pearl Exterior Cornice & Masonry |
| \$ 25,027 to 52583 Contingencies | PERL2 | 9 Pearl Exterior Cornice & Masonry |
| \$ 20,250 to 54400 Contracted Services | PERL2 | 9 Pearl Exterior Cornice & Masonry |

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

RESOLUTION NO. 510-17: AUTHORIZATION TO APPROVE CHANGE ORDERS ON THE HIGHWAY ROOF REPLACEMENT AND 9 PEARL STREET FAÇADE RENOVATION PROJECTS

Mr. Miller presented the following:

WHEREAS, the Highway Roof Replacement Project and the 9 Pearl Street Façade Renovation project have been awarded; and

WHEREAS, every effort will be made to avoid change orders, but it is possible that change orders may occur in either one of the projects; and

WHEREAS, it is beneficial to allow the Superintendent of Public Works to approve and sign change orders up to \$5,000.00 so that the project does not suffer from time delays; now, therefore, be it

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

RESOLVED, that the Superintendent of Public Works shall present a monthly record of any change orders that have been approved to the Board of Supervisors; and be it further

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

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

RESOLUTION NO. 511-17: AUTHORIZATION TO AWARD CONTRACT FOR ASBESTOS ABATEMENT IN THE BASEMENT OF THE PUBLIC SAFETY BUILDING

Mr. Miller presented the following:

WHEREAS; Resolution No. 514-16 authorized the Superintendent of Public Works to prepare bid specifications and advertise; and

WHEREAS; the Clerk of the Board of Supervisors has duly advertised for bid(s) for Wayne County Abatement in the basement of the Public Safety Building at 7376 Route 31 in Lyons, NY and the bids were opened on Friday, September 29th, 2017 at 2:00 p.m. and the following bids were received:

| <u>Bidders:</u> | <u>Total Base Bid</u> | <u>Alternate #1</u> |
|---|-----------------------|------------------------|
| AAC Contracting Inc. 175 Humboldt St. Rochester, NY 14610 | \$109,000 | Deduct \$30,000 |
| Sessler Environmental Services, LLC. 30 Vantage Point Drive, Suite 4 | \$64,880 | Add: \$21,000 |

Rochester, NY 14624

| | | |
|--|-----------------|------------------|
| NRC 1260 Scottsville Rd. Suite 102 Rochester, NY 14624 | \$68,115 | \$160,000 |
|--|-----------------|------------------|

WHEREAS, there is still contingences funds remaining from the 911 Relocation project that will be utilized to pay for the abatement; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract with Sessler Environmental Services, LLC for the base bid cost of \$64,880.00 on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content; and be it further

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

RESOLUTION NO. 512-17: AUTHORIZATION FOR THE CHAIRMAN OF THE BOARD TO ENTER INTO A LICENSING RENEWAL AGREEMENT WITH CELLEBRITE, INC. FOR THE WAYNE COUNTY PROBATION DEPARTMENT

Mr. Smith presented the following:

WHEREAS, Wayne County Probation operates a Forensics Investigations Unit; and

WHEREAS, there is a need to renew the license agreement with Cellebrite INC., for software (UFED 4PC Ultimate SW upgrade and future maintenance) to continue operations; and

WHEREAS, a Trust and Agency Account (TE2047) has been established to access said funds, and

WHEREAS, the cost of the Software Renewal is \$3,700.00; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a license agreement from December 19, 2017 through December 18, 2018, with Cellebrite, INC., 7 Campus Drive, Suite 210, Parsippany, New Jersey 07054, the County Attorney has reviewed and approved the agreement.

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

RESOLUTION NO. 513-17: AUTHORIZATION FOR THE CHAIRMAN OF THE BOARD TO ENTER INTO A LICENSING RENEWAL AGREEMENT WITH MAGNET FORENSICS FOR THE WAYNE COUNTY PROBATION DEPARTMENT

Mr. Smith presented the following:

WHEREAS, Wayne County Probation operates a Forensics Investigations Unit; and

WHEREAS, a Single Source Resolution for Magnet Forensics was filed back in March of 2017; and

WHEREAS, there is a need to update modules, and renew the license agreement with Magnet Forensics software to continue operations, the renewal with updates will be effective through March 31, 2019; and

WHEREAS, a Trust Agency Account (TE2047) has been established to access said funds; and

WHEREAS, the cost of the Software Renewal and associated training is \$6,698.00; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a license agreement from date of approval through March 31,2019, with Magnet Forensics, 13800 Coppermine Road, Suite 314, Herndon, VA 20171, subject to the County Attorney's approval to form and content.

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

RESOLUTION NO. 514-17: AUTHORIZATION TO MODIFY BUDGET AND PURCHASED VEHICLE FOR THE WAYNE COUNTY EMERGENCY MANAGEMENT OFFICE

Mr. Smith presented the following:

WHEREAS, the Wayne County Emergency Management Office currently has a 2011 Chevrolet Tahoe with 65,000 miles; and

WHEREAS, there is an immediate need to transfer this Vehicle to ALS Services; and
WHEREAS, the Department is desirous of purchasing a smaller replacement vehicle which can still be used to transport four radiological field team members with equipment and also be equipped with cross band radio equipment (which will be transferred from the Tahoe); and

WHEREAS, it is desirable to purchase a vehicle which can be utilized as a backup ALS Fly car, with the possibility of being transferred to ALS services at some point in the future; and

WHEREAS, up to this time, NYS Contract vendors and other group purchasing vendors have been unable to provide a price quote due to model year changes; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to amend the 2017 County Budget as follows:

A1990 Contingent Fund General

(Appropriations)

\$32,998 from 54000 Contractual Expenses

A3640 Emergency Management

(Appropriations)

\$32,998 to 52300 Motor Vehicles

and be it further

RESOLVED, that the Director of Emergency Management is authorized to purchase a Ford Explorer in accordance with Wayne County Purchasing Policy at a price not to exceed \$32,998; and be it further

RESOLVED, that the Director will transfer the vehicle being replaced to the ALS Services division.

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

Mr Miller requested to address the board, stating that he will not support this resolution as he feels that reviews need to be done to see what roll EMS will be to in Wayne County; and address concerns of equalized coverage of Fly Cars in certain areas.

Mr. Smith respects Mr. Miller's position, however feels it would be wise to support this resolution at this time.

Upon roll call, all Supervisors voted Aye, except Supervisor Miller who voted Nay. Absent – Supervisor Pagano. The Chairman declared the Resolution adopted.

RESOLUTION NO. 515-17: AUTHORIZATION TO ENTER INTO MEMORANDUM OF UNDERSTANDING (MOU) WITH CIVIL SERVICE EMPLOYEES ASSOCIATION, INC. FOR THE E-911 EMERGENCY COMMUNICATIONS DEPARTMENT

Mr. Smith presented the following:

WHEREAS, the E-911 Emergency Communications Department must maintain twenty-four hour supervisory coverage; and

WHEREAS, the staffing study conducted by Mission Critical Partners in 2014 recommended 5.4 employees to staff one position on a 24/7 basis; and

WHEREAS, the Department is authorized to have five Public Safety Dispatch Supervisors to maintain said coverage; and

WHEREAS, the five Public Safety Dispatch Supervisors have been able to maintain nearly adequate coverage, but at great personal expense and exhaustion; and

WHEREAS, the Department has created a program to select, train, and utilize Public Safety Dispatchers on a limited basis and scope to supplement supervisory coverage; and

WHEREAS, this program will compensate a Public Safety Dispatcher trained as a Lead Dispatcher with 0.5 hours of regular pay for each Watch (for any duration exceeding 2 hours); and

WHEREAS, there is informal agreement with the CSEA to implement this program; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a MOU with the CSEA for the creation of the E-911 Lead Dispatcher Program reflecting the compensation referenced herein, subject to form and content approved by the County Attorney.

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

RESOLUTION NO. 516-17: DECLARATION OF SINGLE SOURCE VENDORS FOR E911 TRAINING

Mr. Smith presented the following:

WHEREAS, Wayne County E911 has a need to conduct quality training for its employees; and

WHEREAS, E911 is desirous of using nationally recognized vendors to provide the training; and

WHEREAS, the instructional topics will vary based on the evolving needs of E911; and WHEREAS, only certain training vendors are capable of meeting the specific needs of E911, with the program content and instructional backgrounds required varying by vendor; and

WHEREAS, E911 has identified vendors which are capable of delivering the necessary training topics in the needed format; now, therefore, be it

RESOLVED, that, in accordance with Wayne County purchasing policies, the Wayne County Board of Supervisors hereby declares the following vendors to be single source to be authorized to deliver training content to E911 on a recurring basis: (1) Association of Public Safety Communications Officials of Daytona Beach, FL, (2) National Emergency Number Association of Alexandria, VA, (3) The Healthy Dispatcher (Adam Timm) of Santa Monica, CA, (4) Denise Amber Lee Foundation of Venice, FL, (5) Kimberly A. Miller and Associates, LLC of Fort Collins, CO, and (6) Powerphone, Inc. of Madison, CT; and be it further

RESOLVED, that, in association with the above declaration of a single source for such E911 training, competitive bids for E911 training shall not be sought unless it is determined by the Director of Disaster Preparedness and 911 Operations Manager that it may be advantageous to do so; and be it further

RESOLVED, that such single source declaration shall remain in effect until such time as this resolution may be later rescinded by the Board of Supervisors.

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

RESOLUTION NO. 517-17: AUTHORIZATION TO APPLY FOR FEMA HAZARD MITIGATION GRANT PROGRAM FOR THE WAYNE COUNTY EMERGENCY MANAGEMENT OFFICE

Mr. Smith presented the following:

WHEREAS, Wayne County is eligible to participate in the FEMA Hazard Mitigation Grant Program; and

WHEREAS, due to a history of power outages that negatively impact Wayne County Governmental Offices and operations, there is a need for backup power generators at certain critical county buildings/locations to maintain continuity of government; and

WHEREAS, the Hazard Mitigation Grant Program is a competitive grant program that can provide 75% funding to assist in the costs associated with this project with the remaining 25% match being fulfilled by in-kind services and/or county contribution; now, therefore, be it

RESOLVED, that the Director of Emergency Management is authorized to prepare and sign a letter of intent to the NYS Department of Homeland Security and Emergency Services indicating Wayne County's desire to participate in the Hazard Mitigation Grant Program; and be it further

RESOLVED, that the Director of Emergency Management is authorized to apply for said grant for the procurement and installation of the aforementioned backup power generators when available.

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

RESOLUTION NO. 518-17: AUTHORIZATION TO ACCEPT 2017 EMERGENCY MANAGEMENT PERFORMANCE GRANT

Mr. Smith presented the following:

WHEREAS, NYS has advised the Director of Emergency Management that \$39,896 has been awarded to Wayne County under the 2017 Emergency Management Performance Grant Program for which a 100% local match is required; and

WHEREAS, Wayne County Emergency Management has included this amount as a 2018 operating budget revenue in line A36400.44305; and

WHEREAS, said grant will be used to offset the salary of the Director of Emergency Management; now, therefore, be it

RESOLVED, that the Director of Emergency Management is authorized to accept the 2017 Emergency Management Performance Grant and the Chairman of the Board of Supervisors is authorized to sign the required contract, subject to the review and approval of the County Attorney.

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

RESOLUTION NO. 519-17: AUTHORIZATION TO TRANSFER FUNDS AND PURCHASE SURVEY METERS FOR THE WAYNE COUNTY EMERGENCY MANAGEMENT OFFICE

Mr. Smith presented the following:

WHEREAS, Wayne County currently utilizes five Ludlum Model 17 survey meters for high range radiological surveys; and

WHEREAS, two of these units have failed and are in need of replacement; and

WHEREAS, the Model 17 units have been replaced by Model 9-3 survey meters at a cost of \$1763.02 each; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to modify the 2017 budget as follows:

A3640 Emergency Management

(Appropriations)

| Amount | Object | | Object Name |
|---------------|---------------|--|--------------------|
| \$3,527 | from .54116 | | Field Supplies |
| \$3,527 | to .52500 | | Other Equipment |

and be it further

RESOLVED, that the Director of Emergency Management is authorized to purchase two Model 9-3 survey meters in accordance with Wayne County Purchasing Policy.

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

RESOLUTION NO. 520-17: AUTHORIZATION TO PURCHASE ANTI-RANSOMWARE SOFTWARE FOR E911 AND PUBLIC SAFETY RADIO COMMUNICATIONS SERVERS, DESKTOPS AND MDT'S

Mr. Smith presented the following:

WHEREAS, ransomware attacks have compromised various local government servers across the country; and

WHEREAS, Wayne County IT has recommended the purchase of Sophos Cloud Server Protection Advanced and Central Endpoint Intercept X to protect Wayne County Public Safety server and desktop infrastructure, including E911 and Public Safety Radio System Communications Servers, 911 Desktops, and MDTs against such attack; now, therefore, be it

RESOLVED, the Director of Emergency Management Services or his designee purchase a three year license of Sophos Cloud Server Protection Advanced in the amount of \$6,366 and purchase a three year license of Sophos Central Endpoint Intercept X in the amount of \$4,900 in accordance with Wayne County purchasing policy.

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

RESOLUTION NO. 521-17: AUTHORIZATION TO DECLARE SOLE SOURCE AND PURCHASE HEXAGON ANNUAL SERVICE CONTRACT FOR THE WAYNE COUNTY EMERGENCY MANAGEMENT OFFICE

Mr. Smith presented the following:

WHEREAS, Hexagon Safety and Infrastructure is the developer of the CAD, Mobile Data Computer, and Records Management System Software currently utilized by Wayne County, selling and servicing its software direct; and

WHEREAS, Hexagon Safety and Infrastructure originally quoted \$145,000 for an annual service contract plus an additional \$50,000 per year for installation of major software upgrades on a three year cycle; and

WHEREAS, the CAD and Mobile portions of this software went live on ~~September 12, 2017; and~~

WHEREAS, the RMS portion of this project is scheduled to be implemented in four months; and

WHEREAS, the adjusted cost of the annual service contract is \$117,328.13 for a performance period from 11/1/17 to 10/31/18 for CAD and Mobile only; and

WHEREAS, payment of this service contract is necessary for continuing product support; now, therefore, be it

RESOLVED, that in accordance with Wayne County purchasing policies, the Wayne County Board of Supervisors hereby declares Hexagon Safety and Infrastructure of Madison, Alabama, the sole source provider of the Wayne County 911 CAD, Mobile, and RMS software systems; and be it further

RESOLVED, that the Director of Emergency Management is authorized to prepare a purchase order for payment of said invoice in accordance with Wayne County purchasing policies.

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

Mr. Verkey moved, seconded by Mr. Verno to correct and amend the third WHEREAS clause, from September 12, 2017 to September 12, 2016, as follows:

“WHEREAS, the CAD and Mobile portions of this software went live on September 12, 2016; and “

Upon roll call to amend the resolution. Motion carried.

Mr. Smith addressed the Board to note that although this is a tender subject regarding certain problems with ‘bugs and differences’, it is important to note that as Wayne County continues to fully develop the CAD System, this necessary service contract reflects a pro-rated amount to continue product support for full implementation in the near future.

Upon roll call, all Supervisors voted Aye, except Supervisors Verkey, Spickerman and Marini who voted Nay. Absent – Supervisor Pagano. The Chairman declared the Resolution adopted.

RESOLUTION NO. 522-17: ESTABLISHING A DATE FOR PUBLIC HEARING ON THE 2018 WAYNE COUNTY TENTATIVE BUDGET

Mrs. Marini presented the following:

WHEREAS, the Tentative Budget for the County of Wayne for the fiscal year beginning January 1, 2018, will be presented to the Board of Supervisors by November 15, 2017; 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 5, 2017 at 7:10 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, 2017 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.

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

RESOLUTION NO. 523-17: ADOPTING NEW CORONER'S FEE SCHEDULE FOR BODY REMOVAL AND TRANSPORTATION SERVICES

Mrs. Marini presented the following:

WHEREAS, the Coroner's fee schedule for removal and transportation of bodies by funeral directors was last increased in January, 2001, pursuant to Resolution No. 754-00; now, therefore, be it

RESOLVED, that the removal and transportation fee be set at \$250.00, plus body bag as needed, effective November 1, 2017; and be it further

RESOLVED, that exigent circumstance reimbursement shall be reviewed by the Finance Committee on a case by case basis for presentation of the Board of Supervisors for reimbursement.

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

RESOLUTION NO. 524-17: AMENDING RESOLUTION NOS. 591-15, 444-95, 700-06, 688-07 AND 307-10 ESTABLISHING MINIMUM STANDARDS FOR COUNTY PARTICIPATION IN LITIGATION INVOLVING CHALLENGES TO REAL PROPERTY ASSESSMENTS (ARTICLE 7)

Mrs. Marini presented the following:

WHEREAS, Resolution No. 444-95 established minimum standards for County participation in litigation involving challenges to Real Property Assessments; and

WHEREAS, Resolution No. 700-06 amended Resolution No. 444-95 by increasing the assessed value of the real property in question to more than \$350,000; and

WHEREAS, Resolution No. 688-07 amended Resolution No.700-06 by defining the County schedule for payment of litigation costs on a quarterly basis; and

WHEREAS, Resolution No. 307-10 amended Resolution No. 688-07 by establishing a

requirement for County participation that there must be a minimum assessed value of the real property in question be \$350,000 and a requested change of assessment of Ten (10%), or at least \$50,000 less than the assessed value, and which also required an effective participation date be established by the Board of Supervisors and further provided that prior to that effective date of participation any accrued litigation charges would be the sole responsibility of the Town in which the property resides; and

WHEREAS, Resolution No 591-15 amended Resolution No 307-10 by increasing the minimum assessed value of the real property in question to \$1,000,000, with the further requirement that the requested change of assessment be Ten (10%) percent, or a change of at least \$50,000 less than the assessed value, and which continued the requirement that any accrued litigation charges prior to the effective date of participation established by the Board of Supervisors would be the sole responsibility of the Town in which the property resides; now it is hereby

RESOLVED, that Resolution No. 444-95 as amended by Resolution No. 700-06, Resolution No. 688-07, Resolution 307-10 and Resolution 591-15 is hereby amended to read as follows:

The County of Wayne may participate in providing financial assistance for litigation challenges to real property assessments provided the following Standards are met and the Process is adhered to:

STANDARDS

- The real property in question has a minimum assessed value of \$1,000,000 and the petitioner is desirous either of a change in assessment of ten (10) percent, or a change of at least \$100,000 less than the assessed value.
- The Town, School District and, when applicable, Village in which the property resides have, by Resolution, agree to share the cost of litigation equally with the County.
- The County will share costs of Town Counsel or outside Counsel secured by the Town, but not both.
- Prior to the effective date of participation established by the Wayne County Board of Supervisors any accrued litigation charges will be the sole responsibility of the Town in which the property resides.
- The County Attorney and Real Property Tax Services Director will be consulted regarding appraisals or settlement strategies.
- The respective attorney(s) shall submit a Request for Reimbursement on at least an annual basis, with the request to be submitted no later than December 31 of each calendar year. Said request for reimbursement shall include the dates of services provided, a description of the "activity" or service provided, and amount of time spent by the attorney on the activity or service.

PROCESS

- The Town will present a written request with a Town Resolution, on letterhead, to the County Attorney and the Real Property Tax Services Director. The request will be accompanied by a Resolution from the relevant School District and, when applicable, the relevant Village.
- The request will be reviewed by the Director of Real Property Tax Services and the County Attorney for recommendation to the Finance Committee.
- A recommendation will be presented by the Real Property Tax Services Director, in Resolution transmittal form, to the Finance Committee.
- After the Resolution is approved and an effective participation date established by the County Board of Supervisors, the Attorney or the Town can then begin to submit litigation cost charges to the County Attorney seeking an apportioned payment from Wayne County; and be it further

RESOLVED, the Director of Real Property Tax Services will forward a copy of this resolution to all of the Towns, Villages, and School Districts within Wayne County. After receipt of amended Resolution, it shall be their responsibility to make respective attorney(s) aware of

the billing procedure.

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

RULE 14 RESOLUTION

RESOLUTION NO. 525-17: AUTHORIZATION TO EXECUTE BOUNDARY LINE AGREEMENT WITH ESTATE OF HOWARD TIERSON

Mrs. Crane presented the following:

WHEREAS, the Estate of Howard Tierson owns a parcel of land with the buildings thereon erected lying situate and being located on Nye Road in the Town of Lyons; and

WHEREAS, the County of Wayne owns a parcel of land to the south of said parcel owned by the Howard Tierson Estate that adjoins said parcel; and

WHEREAS, the County of Wayne owns and has erected a vinyl fence running more or less parallel to the south boundary line of the Tierson Estate property, but which deviates from the property boundary line up to 3.9 feet north of the boundary line in one location and up to 4.2 feet south of said boundary line in another location, as depicted on a Map of Survey of lands owned by the Howard D. Tierson Estate prepared by Robert F. Morris, P.L.S. #50275, and dated September 27, 2017, Project No. 02867; and

WHEREAS, the parties desire to fix and definitively establish the boundary line between the two parcels of land; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a boundary line agreement on behalf of Wayne County, subject to the County Attorney's approval as to form and content, pursuant to which neither the County of Wayne nor the Estate of Howard Tierson shall lay claim of title to property lying either to the north or to the south of the south boundary line of the Howard Tierson Estate property as depicted in the survey map referenced above.

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

OTHER BUSINESS

Mr. Chatfield moved, seconded by Mr. Kolczynski that one (1) resolution be allowed on the floor under Other Business. Upon roll call, all Supervisors voted Aye. Absent – Supervisor Pagano. The Chairman declared the motion carried.

RESOLUTION NO. 526-17: AUTHORIZATION TO ACCEPT NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT – Distribution #6, NYS Contract Number C600054

Mr. Smith presented the following:

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

WHEREAS, Wayne County has received notification that the grant in the amount of \$247,713 has been awarded under Contract Number C600054; and

WHEREAS, the term of said Contract Number C600054 is January 1, 2016 through December 31, 2018; and

WHEREAS, this grant funding shall be used in part for continued funding of the salary and benefits of the Public Defender Sentencing Specialist, partial funding for the provision of counsel at first appearance in local court, and renovation of the Public Defender's Office; now, therefore, be it

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

RESOLVED, that the Wayne County Public Defender is authorized to continue funding

from this grant, the salary and benefits of the current Public Defender Sentencing Specialist position and provision of counsel at first appearance in local court over the term of this grant.

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

EXECUTIVE SESSION:

Mrs. Crane moved, seconded by Mr. Miller that the Board go into Executive Session at 9:58 a.m. to discuss collective bargaining. Upon roll call, carried.

REGULAR SESSION:

Mr. Kolczynski moved, seconded by Mr. Verkey that the Board resume regular session at 10:22 a.m. Carried.

ADJOURNMENT:

The next scheduled meeting of the Board is Tuesday, November 21, 2017 at 9:00 a.m.

Mr. Kolczynski moved, seconded by Mrs. Crane, that the board adjourn at 10:24 a.m. Carried.

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