

8th Day
Tuesday, April 20, 2010
9:00 a.m.

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

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

Upon roll call, all Supervisors were present, except Supervisors Crane, Miller, Collier, LeRoy and Park, who were absent.

County Administrator James Marquette and County Attorney Daniel Wyner were also present.

APPROVAL OF MINUTES:

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

COMMUNICATIONS:

The Clerk read the following:

A copy of the Sheriff's Cash Receipts Report for the period March 19 through April 13, 2010 totaling \$28,125.31 was received and filed.

A copy of the County Auditor's accounts payable report for April 2010 totaling \$6,166,817.32 was received and filed.

A letter from NYSAC, acknowledging the receipt and forwarding a copy of adopted Resolution No. 241-10: Oppose New York Power Authority Great Lakes Offshore Wind Project.

A letter from Senator Nozzolio, sharing the Boards formal opposition to the New York Power Authority's proposal to place wind turbine on Lake Ontario.

Copy of an adopted Resolution was received from the Town Board of Palmyra regarding the proposed closing of the Butler Minimum Correctional Facility in the Town of Butler to encourage the State of New York to expand and maintain the facility as a viable location for offenders

A copy of a certified resolution from Mayor Vicky Daly of the Village of Palmyra was received regarding the potential threat and impact of an Electromagnetic Pulse event on vulnerable and largely unprotected infrastructure that exists in Wayne County and New York State by an attack from potential adversaries.

A letter was received from Walworth Town Supervisor, Robert Plant, regarding the matter of establishing Veterans' Court in Wayne County. Mr. Plant noted that until County Judges are committed to this program, he recommends that a small working group be organized to work with established programs and report their findings back to the Public Safety committee on a regular basis.

A resolution in support of Rail Transportation Services for Rensselaer County was received, seeking additional federal funding to improve rail service to our communities.

A resolution was received from the Essex County Board of Supervisors, calling on the Governor of the State of New York to enforce the collection of sales taxes on tobacco sold on Indian Lands.

A copy of a Chemical Dependence Operating Certificate was received and filed, pertaining to the Wayne Substance Abuse Services Program.

A letter was received from Patricia Alena, Lyons Heritage Society, thanking the Board for their support and effort in saving the Hotchkiss Building and transferring ownership of the building to the Village of Lyons after its restoration.

A letter was received from the NYS Office of Parks, Recreation and Historic Preservation, regretfully informing the Board that the application submitted for the B. Forman Park Erosion Control Project under the Environmental Protection Fund has not been selected for funding.

A letter from Joseph Rabito, Deputy Commissioner of the Office of Community Renewal,

was received regarding their concerns regarding program administration and project files when their office conducted a Comprehensive Monitoring visit for Wayne County's 2004 grant project.

A letter was received from Community Action in Self Help, Inc. requesting funding for the proposed Wayne County Mobile Home Replacement Initiative, to assist low-income mobile home owners to qualify for replacements.

A letter was received from Helen Camp, a Wayne County taxpayer and resident, regarding her concerns and opposition of burdening all tax payers of Wayne County with the costs of funding the construction of a canal trail for Lyons and Newark.

Mr. Plant moved, seconded by Mr. Lauderdale, that the Communications be received and filed. Upon roll call, carried.

BIDS:

Wayne County Highway Department

- Concrete Gutters and Sidewalks - Knickerbocker Road Project
- Rubber Tired Excavator and Mower

Mr. Plant moved, seconded by Mr. Hammond, that the bids be referred to the appropriate committees for review. Upon roll call, carried.

ANNUAL REPORTS:

WC Stop DWI Program

WC Public Health Services

WC Buildings and Grounds

WC E911 Communications

WC ALS Services

WC Sheriff Department

WC Water and Sewer Authority Letter of Communication and Management Letter for 2009

WC Water and Sewer Authority Basic Financial Statements for Years ended 2008 and 2009

WC Industrial Development Agency Financial Statements

WC Nursing Home and Rehab Center

Western Finger Lakes Solid Waste Management Authority

Wayne Behavioral Health Network

Mr. Plant moved, seconded by Mrs. Bender, that all reports be received and filed. Upon roll call, carried.

PRIVILEGE OF THE FLOOR:

Chairman Hoffman opened the floor at this time for members of the public to address the Board of Supervisors on items listed on the agenda for action. There was no public comment.

PROCLAMATIONS:

On behalf of the Wayne County Board, Supervisor Brian Manktelow read the following proclamations:

National Infant Immunization Week – April 24th – May 1

National Nursing Home Week - May 9th – 15th

Nurses' Week – May 6th -12th

One Stop Month - May 2010

Sheriff Virts read proclamations for recognition of Police Officer Week – May 9th – 15th and Correction Officer Week – May 2nd – 8th.

Deborah Coons, Coordinator of the Wayne County Victim/Witness Services read the proclamation for National Crime Victims' Rights Week - April 18th – 24th

On behalf of the Board, Sheriff Virts read a proclamation for Sexual Assault Awareness/Prevention Month and Child Abuse Prevention Month – April 2010

The Clerk read the following Notice of Public Hearing that was scheduled for 9:15 a.m.

**WAYNE COUNTY BOARD OF SUPERVISORS
NOTICE OF PUBLIC HEARING**

**REGARDING THE ANNUAL REVIEW PERIOD FOR INCLUSION OF LAND
IN A CERTIFIED AGRICULTURAL DISTRICT**

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Board of Supervisors of Wayne County, State of New York, on Tuesday, April 20, 2010 at 9:15 a.m. in the Supervisors Chambers, Wayne County Courthouse, 26 Church Street, Lyons, New York, regarding the ANNUAL REVIEW PERIOD FOR INCLUSION OF LAND IN A CERTIFIED AGRICULTURAL DISTRICT. The hearing will be held to consider the recommendations of the Wayne County Agriculture and Farmland Protection Board and any proposed modifications to existing agricultural districts.

The following farmland property is proposed by the owners to be included in the existing Agricultural District No. 1 within the respective municipality:

<u>Tax ID Num</u>	<u>Municipality</u>	<u>Name</u>	<u>Acres</u>	<u>Parcel Location</u>
74120-00-533024	Huron	Kowalski Kathleen& Richard	11.86	Dutch Street Rd

A tax map illustrating the proposed district modifications and recommendations of the Wayne County Agriculture and Farmland Protection Board may be examined, during regular business hours, in the Wayne County Planning Department, Second Floor, 9 Pearl St., Lyons, N.Y. 14489 or on the County website www.co.wayne.ny.us/Departments/planningdept/planningdept.htm.

All interested parties and citizens will be heard by representatives of the Wayne County Board of Supervisors at the public hearing.

For further information please call the Wayne County Planning Department at (315) 946-5919.

Dated: March 18, 2010
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

The Chairman opened the floor for public comment.

Ora Rothfuss, Wayne County Sr. Planner and Wayne County Ag Development Specialist addressed the Board to read the findings submitted by the Wayne County Agricultural Development; and was available to answer questions.

After time was given for all interested people to be heard, Mr. Colacino moved, seconded by Mr. Plant, that the public hearing be closed. Upon roll call, carried.

PROCLAMATION OF APPRECIATION:

Supervisor William Hammond and Wayne County Real Property Tax Director, Shirley Bement, along with the Board, presented a Proclamation of Appreciation to Nelson Claeysen for his 38 years of dedication and service to the Wayne County Real Property Tax Services Department and the citizens of Wayne County.

Chairman Hoffman requested the Board to take a short recess at 9:32 a.m.

The Board resumed regular session at 9:37 a.m.

RESOLUTION NO. 242-10: AUTHORIZATION TO PURCHASE PERSONAL EMERGENCY

RESPONSE SYSTEM UNITS

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Department of Aging and Youth currently provides Personal Emergency Response System (PERS) units to 155 frail and elderly residents of Wayne County; and

WHEREAS, PERS units increase seniors' ability to remain safe and independent in their own homes and apartments and decrease the need for costlier institutional placements; and

WHEREAS, the demand for PERS units has risen over the past year and approximately ten seniors at any given time are eligible for units but the Department does not have enough units available; and

WHEREAS, the Department wishes to purchase ten additional units to serve seniors on the waiting list and five additional units for use as replacements and backups; and

WHEREAS, the required funds to purchase the additional 15 units are available through the special T-96 account. This account was created from donations from PERS recipients; now, therefore, be it

RESOLVED, that the Director of the Department of Aging and Youth is hereby authorized and directed to purchase 15 Linear 2400 personal emergency response units from Doyle Security, currently the exclusive supplier of PERS equipment to the Department of Aging and Youth, for a cost not to exceed \$5,220.

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

RESOLUTION NO. 243-10: AUTHORIZE AGREEMENT BETWEEN WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH AND GROUP WORKCAMPS FOUNDATION – 2010 WEEK OF HOPE PARTNER ORGANIZATION

Mr. Manktelow presented the following:

WHEREAS, the Group Work camps Foundation Week of Hope Partner Organization has been providing volunteers for service projects; and

WHEREAS, Wayne County Department of Aging and Youth desires to renew the agreement with Group Work camps Foundation for volunteering services; and

WHEREAS, the department desires to utilize volunteers for minor home repair and landscaping projects for the elderly and recreation projects for youth for the summer of 2010; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign said agreement with Group Work Camps Foundation Week of Hope Partner Organization for the purpose of providing volunteers for service projects during the summer of 2010, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 244-10: AUTHORIZATION TO AMEND CONTRACT WITH NURSEFINDERS FOR THE WAYNE COUNTY NURSING HOME

Mr. Manktelow presented the following:

WHEREAS, Resolution No. 787-09 authorized a contract with Nursefinders for the services of agency nurses for the Wayne County Nursing Home as needed; and

WHEREAS, the Wayne County Nursing Home does utilize supervising RN's from Nursefinders as well as occasional overtime for agency staff as required; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized and directed to execute an amendment to the current contract on behalf of the Wayne County Nursing Home with Nursefinders to include the RN Specialty rate and overtime rates as follows:

RN Specialty	\$57.50 per hour	\$86.25 per hour overtime
RN	\$49.50 per hour	\$74.25 per hour overtime
LPN	\$39.50 per hour	\$59.25 per hour overtime

and be it further

RESOLVED, these rates are to be effective as of January 1, 2010 through December 31, 2010 subject to the County Attorney's approval as to form and content.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 245-10: AUTHORIZATION FOR THE PURCHASE OF REPLACEMENT PHONES FOR WAYNE COUNTY NURSING HOME

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Nursing Home and Wayne County IT Department have updated and evaluated the need for Resident Care phones for the 2010 year; and

WHEREAS, replacements for the current resident care phone system are no longer manufactured and only refurbished phones are available; and

WHEREAS, more phones have reached the end of their useful life; and

WHEREAS, the Wayne County Nursing Home and Wayne County IT determined that the purchase of 12 refurbished phones and batteries for the phones at a cost of \$3,498 would serve the Nursing Home and allow the nursing staff to continue to communicate with residents and each other; and

WHEREAS; the Wayne County Nursing Home has in the 2010 Budget the purchase of 5 new phones, for a total of \$3,500; now, therefore, be it

RESOLVED, that Wayne County Nursing Home 2010 Budget equipment addendum be amended to 12 refurbished phones & batteries; and be it further

RESOLVED, that the Wayne County IT Department is hereby authorized to purchase said equipment for the Wayne County Nursing Home.

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

RESOLUTION NO. 246-10: AUTHORIZING THE WAYNE COUNTY NURSING HOME TO CONTRACT WITH SIBLEY NURSING PERSONNEL SERVICES, INC.

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Nursing Home still experiences licensed staff shortage from time to time; and

WHEREAS, the Wayne County Nursing Home is proposing to contract with Sibley Nursing Personnel Service, Inc., Geneva, New York for Registered Nurse and/or Licensed Practical Nurse services as needed effective April 1, 2010 to December 31, 2010; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute an agreement with Sibley Nursing Personnel Service, Inc., Geneva, New York on behalf of the Wayne County Nursing Home for Registered Nurse and Licensed Practical Nurse services effective April 1, 2010 to December 31, 2010 according to the rate schedule of

	<u>Weekday Rate</u>	<u>Weekend Rate</u>
RN	\$45.25 per hour	\$46.25 per hour
LPN	\$32.45 per hour	\$34.00 per hour

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch.

Mr. Manktelow moved, seconded by Mr. Plant, that the resolution be amended to revise the last paragraph in the RESOLVED clause as follows:

Overtime for hours worked in excess of 40 hours in one week and work on holidays are paid at the rate of one-and one half times (1-1/2) the bill rate and subject to the County Attorney's approval as to form and content.

Motion carried.

Upon roll call to adopt the amended resolution. The Chairman declared the resolution adopted.

RESOLUTION NO. 247-10: AUTHORIZING TRANSFER OF LEAVE TIME FOR EMPLOYEE AT THE WAYNE COUNTY NURSING HOME

Mr. Manktelow presented the following:

WHEREAS, Sharon Denk, Sr. Clerk Typist, is in need of sick time due to medical issues; and

WHEREAS, the following employee at the Wayne County Nursing Home is willing to donate leave time to Sharon Denk:

Gerda Despaw – 15 hours

now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to transfer a total of 15 hours of leave time to Sharon Denk as sick leave; and be it further

RESOLVED, that in the event leave is not used it will not revert back to donor.

Mr. Spickerman moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, all Supervisors voted Aye, except Supervisors Hammond and Plant who voted Nay. Absent – Supervisors Crane, Miller, Collier, LeRoy and Park. The Chairman declared the Resolution adopted.

RESOLUTION NO. 248-10: AUTHORIZING THE FILING OF DBA CERTIFICATE FOR THE WAYNE COUNTY NURSING HOME OUTPATIENT THERAPY DEPARTMENT

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Nursing Home has developed a marketing plan to improve its financial condition; and

WHEREAS, it has been determined many Wayne County residents are unaware of the broad range of outpatient therapy services available at the Wayne County Nursing Home; and

WHEREAS, in the interest of promoting the outpatient therapy services it would enhance the marketability to have a separate name for this service; now, therefore, be it

RESOLVED, that the Nursing Home Administrator is hereby authorized to prepare and file a certificate with the NY Department of State establishing the name of the Wayne County Nursing Home outpatient therapy department as Wayne Physical Therapy; and be it further

RESOLVED, that any fee for filing said certificate be authorized and subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 249-10: AUTHORIZING AGREEMENT FOR CLINICAL LABORATORY SERVICES FOR THE WAYNE COUNTY NURSING HOME

Mr. Manktelow presented the following:

WHEREAS, the contract between the County of Wayne and ACM for the provision of lab services will terminate effective May 31, 2010 and;

WHEREAS, the Wayne County Nursing Home recommends a contract with ViaHealth of Wayne Laboratories for the provision of lab services for the period June 1, 2010 to December 31, 2010; and

WHEREAS, the Nursing Home shall pay Contractor for clinical laboratory testing services performed for Nursing Home residents in accordance to the terms and conditions as set forth in the Medicare published fee schedule; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute the agreement with ViaHealth of Wayne Laboratories for the provision of lab services for the period June 1, 2010 to December 31, 2010 subject to the County Attorney's approval as to form and content.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll

call, adopted.

RESOLUTION NO. 250-10: AUTHORIZING CONTRACT FOR FURNISHING NURSING HOME CARE TO BENEFICIARIES OF THE VETERANS SERVICE ADMINISTRATION

Mr. Manktelow presented the following:

WHEREAS, the contract between the County of Wayne and the Veterans Service Administration for furnishing nursing home care services to beneficiaries of the Veterans Service Administration expires on May 31, 2010; and

WHEREAS, the Wayne County Nursing Home is renewing said contract for the period of June 1, 2010 - May 31, 2011 at no cost to the nursing home; now, therefore, be it

RESOLVED, Authorize the Chairman of the Wayne County Board of Supervisors to execute a Contract/Award for Furnishing Nursing Home Services to Beneficiaries of the Veterans Administration at a per diem fee to be negotiated by the Administrator for the period June 1, 2010 to May 31, 2011.

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

RESOLUTION NO. 251-10: AUTHORIZATION TO CONTRACT WITH JACK VENESKY ASSOCIATES FOR FINANCIAL SERVICES IN HOME HEALTH AGENCY, PCA PROGRAM, AND DIAGNOSTIC TREATMENT & CLINIC FOR THE WAYNE COUNTY PUBLIC HEALTH DEPARTMENT

Mr. Manktelow presented the following:

WHEREAS, the Public Health Department is required to submit cost reports for the Home Health Agency, Personal Care Aid Program and Diagnostic Treatment & Clinic program; and

WHEREAS, these reports must be independently audited; and

WHEREAS, the Public Health Director wishes to contract with Jack Venesky Assoc. to provide cost reporting, auditing, consulting and support services for the period 8/1/10-7/31/13 in the amount of \$30,000 per year for three years; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract with Jack Venesky Associates for period 8/1/10-7/31/13 in the amount of \$30,000 per year to provide cost reporting, auditing, consulting and support services reports for the Home Health Agency, Personal Care Aid Program and Diagnostic Treatment & Clinic program.

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

RESOLUTION NO. 252-10: AUTHORIZATION TO DISPOSE OF EQUIPMENT FOR THE WAYNE COUNTY PUBLIC HEALTH DEPARTMENT

Mr. Manktelow presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to dispose of the following non-repairable equipment:

- Kenmore Side –by- Side, white refrigerator, SN#55781

now, therefore, be it

RESOLVED, that the Director of Public Health and the Director of Building and Grounds are hereby authorized to dispose of one Kenmore Side-by-Side, white refrigerator, SN#55781 as per policy and procedure.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 253-10: AUTHORIZATION TO AMEND RESOLUTION NO. 259-09 TO EXECUTE CONTRACT WITH PROVIDERS FOR EARLY INTERVENTION SERVICES

Mr. Manktelow presented the following:

WHEREAS, the county is required to contract with approved providers of Early Intervention services or programs; and

WHEREAS, Matthew D. Strauss has received authorization from the New York State Department of Health (NYSDOH) to provide Speech Therapy services to Early Intervention clients and Wayne County Public Health wishes to contract with Mr. Strauss; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Matthew D. Strauss, 222 Champion Avenue, Webster, NY 14580, at the per session rate established by NYSDOH for the period of April 1, 2010 till June 30, 2011, subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 254-10: AUTHORIZATION TO AMEND RESOLUTION NO. 257-09 AUTHORIZING CONTRACT WITH PROVIDER OF RELATED SERVICES FOR PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

Mr. Manktelow presented the following:

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

WHEREAS, Matthew D. Strauss has received authorization from the New York State Department of Health (NYSDOH) to provide Speech Therapy and Wayne County Public Health (WCPH) wishes to contract with Mr. Strauss; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute a contract, subject to the approval of the County Attorney as to form and content, with Matthew D. Strauss, 222 Champion Ave., Webster, NY 14580, for Speech Therapy services for pre-school children with handicapping conditions for \$56 /.5hr for 2009-2010; \$57 /.5hr for 2010-2011 for the period of April 1, 2010 till June 30, 2011 in accordance with rates approved by the Health and Medical Services Committee of the Board of Supervisors.

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

RESOLUTION NO. 255-10: AUTHORIZATION TO RENEW INTERMUNICIPAL AGREEMENT BETWEEN MONROE, LIVINGSTON, STEUBEN, YATES, SCHUYLER, CHEMUNG, ONTARIO, WAYNE, AND SENECA FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Public Health (WCPH) has the responsibility for planning and responding to all public health emergencies; and

WHEREAS, some public health problems may require public health services that exceed the capacities of WCPH; and

WHEREAS, the WCPH is desirous of renewing an intermunicipal agreement to provide mutual aid to each other during a public health emergency; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute the Intermunicipal Agreement between Monroe, Livingston, Steuben, Yates, Schuyler, Chemung, Ontario, Wayne and Seneca for the period of July 1, 2010 to June 30, 2015, with approval as to form and content from the County Attorney.

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

RESOLUTION NO. 256-10: AUTHORIZATION TO EXECUTE CONTRACT WITH THE REGIONAL COMMUNITY ASTHMA NETWORK OF THE FINGER LAKES AND WAYNE COUNTY PUBLIC HEALTH

Mr. Manktelow presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to contract with the Regional

Community Asthma Network (RCAN) of the Finger Lakes for services rendered as part of the NYSDOH Asthma Coalition funding through the American Lung Association of NY, Inc.; and

WHEREAS, WCPH agrees to coordinate and implement the following work plans: the RCAN care coordination and education model for improving asthma care for children in high-risk pediatric patients; and implement the Asthma Friendly Schools Initiative with one local school district; and

WHEREAS, WCPH will receive \$5,000.00 for the period of February 1, 2010 to November 30, 2010 to perform such duties; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with RCAN, subject to the County Attorney's approval as to form and content, for the period of February 1, 2010 to November 30, 2010 for the amount of \$5,000 to coordinate and implement work plans for the RCAN care coordination and education model for improving asthma care for children in high-risk pediatric patients; and implement the Asthma Friendly Schools Initiative with one local school district.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 257-10: AUTHORIZATION TO EXECUTE CONTRACT WITH S²AY RURAL HEALTH NETWORK TO COORDINATE EMERGENCY PLANNING ACTIVITIES

Mr. Manktelow presented the following:

WHEREAS, Wayne County Public Health (WCPH) is a member of the S²AY Rural Health Network and in partnership with all counties in the Finger lakes Public Health Alliance (FLPHA), which includes Seneca, Schuyler, Yates, Ontario, Wayne, Chemung, Livingston, and Monroe; and

WHEREAS, WCPH wishes to maintain good communication and coordination of activities related to Emergency Public Health Planning and to the extent possible present consistent information to the public; and

WHEREAS, S²AY Rural Health Network will provide the following services for the cost of \$2,000.00 from October 1, 2009 till August 9, 2010:

- Assist Emergency Planners from FLPHA region to hold periodic meetings (frequency determined by the group). Send a S²AY staff member to attend the meetings who will serve as liaison between the Planners group and FLPHA Directors.
- Assist in coordinating emergency planning activities and communications between counties in the region.
- As needed, initiate weekly emergency planning activities survey regarding policies, procedures, supplies, etc. Provide a summary report for the subsequent week
- Initiate weekly surveillance survey, and provide a summary report for the subsequent week
- Assist counties in responding to any public health emergencies that develop
- Other duties as assigned by the FLPHA Directors as time and funding allow

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 on behalf of Wayne County Public Health at a cost not to exceed \$2,000.00 for the period of October 1, 2009 to August 9, 2010, subject to the approval of the County Attorney as to form and content to Assist Emergency Planners from FLPHA region to hold periodic meetings (frequency determined by the group). Send a S²AY staff member to attend the meetings who will serve as liaison between the Planners group and FLPHA Directors; Assist in coordinating emergency planning activities and communications between counties in the region; As needed, initiate weekly emergency planning activities survey regarding policies, procedures, supplies, etc. Provide a summary report for the subsequent week; Initiate weekly surveillance survey, and provide a summary report for the subsequent week; Assist counties in responding to any public health emergencies that develop; other duties as assigned by the FLPHA Directors as time and funding allow.

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

RESOLUTION NO. 258-10: AUTHORIZATION FOR WAYNE COUNTY PUBLIC HEALTH TO SUBMIT A WORKPLAN, BUDGET AND CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH'S LEAD POISONING PREVENTION PROGRAM

Mr. Manktelow presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to renew its contract with the NYSDOH to support our Lead Poisoning Prevention Program efforts; and

WHEREAS, it is noted that this contract is for only six months for the period of April 1, 2010 to September 30, 2010 for the amount of \$14,239.00. A new five-year contract cycle will be released for October 1, 2010 to September 30, 2015; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to submit a workplan and budget for the period of April 1, 2010 to September 30, 2010; and be it further

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute a contract with the NYSDOH Lead Poisoning Prevention Program for the period of April 1, 2010 to September 30, 2010 for the amount of \$14,239.00, with approval from the County Attorney as to content and form.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 259-10: AUTHORIZATION FOR PUBLIC HEALTH TO RENT BOOTH SPACE AT THE 2010 WAYNE COUNTY FAIR

Mr. Manktelow presented the following:

WHEREAS, Public Health has budgeted for the cost of space at the 2010 Wayne County Fair, August 9-14; and

WHEREAS, Public Health disseminates information regarding relevant health issues affecting Wayne County residents such as: tobacco prevention, injury prevention, lead poisoning prevention, immunization, cancer prevention and other health related issues; and

WHEREAS, information is included that would assist residents in securing appropriate services in order to live safer healthier lives; now, there fore, be it

RESOLVED, that Wayne County Public Health is hereby authorized to rent 1 double-size booth at a cost not to exceed \$340.00 at the 2010 Wayne County Fair, August 9-14, 2010 to disseminate information regarding relevant health issues affecting Wayne County residents such as: tobacco prevention, injury prevention, lead poisoning prevention, immunization, cancer prevention and other health related issues.

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

RESOLUTION NO. 260-10: AUTHORIZATION TO AMEND 2010 PUBLIC HEALTH SERVICES BUDGET

Mr. Manktelow presented the following:

WHEREAS, the Public Health Department will receive \$3,512.00 in COLA (cost of living adjustment) funds for the Migrant Program to be used for recruitment and retention of staff or other critical non-personal service costs, and

WHEREAS, there is a need for supplies for the education of pregnant migrant women on providing general infant care, breast feeding and temperature control; and

WHEREAS, the Health Department wishes to use \$600.00 of this funding to provide educational starter kits to such women; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to amend the 2010 budget as follows:

A4011-PUBLIC HEALTH SERVICES:

\$600.00 to .54634 Migrant Nurse Program
\$600.00 to .44630 Migrant Grant

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

RESOLUTION NO. 261-10: AUTHORIZATION TO AMEND EARLY INTERVENTION BUDGET

Mr. Manktelow presented the following:

WHEREAS, the Early Intervention Stimulus Award allows for the purchase of storage shelving units; and

WHEREAS, the cost of this unit increased since the 2010 budget was prepared and the 2010 budget line 40162.52200 needs to be increased by \$12.00 to cover the costs; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is authorized and directed to transfer the following:

A4016-PH-EARLY INTERVENTION 0-1:

\$12.00 from .52300 Motor Vehicles

\$12.00 to .52200 Office Equipment

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

RESOLUTION NO. 262-10: AUTHORIZATION TO AMEND 2010 PUBLIC HEALTH BUDGET AND PURCHASE HOMELAND SECURITY EQUIPMENT

Mr. Manktelow presented the following:

WHEREAS, Resolution No. 895-09 authorized the purchase of three Medtronic defibrillators capable of serving pediatric and adult populations, to be placed in the E-911 Office, Emergency Preparedness Office and Public Health Department; and

WHEREAS, funding approval was delayed so purchasing could not take in 2009 as anticipated; and

WHEREAS, the Public Health Department wishes to purchase the defibrillators and wall cases to support them; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized and directed to purchase 3 Medtronic defibrillators capable of serving pediatric and adult populations, to be placed in the E-911 Office, Emergency Preparedness Office and Public Health Department at a cost not to exceed \$6,150.00 for 3 defibrillators and \$693.60 for cases; and be it further

RESOLVED that the Wayne County Treasurer is hereby authorized and directed to amend to 2010 budget as follows:

A4011-PUBLIC HEALTH SERVICE:

\$6,843.60 to .52200 Office Equipment

\$6,843.60 to .44638 Bioterrorism

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 263-10: AUTHORIZATION TO EXECUTE THE HOME HEALTH AIDE TRAINING AGREEMENT WITH GENESSEE REGION HOME CARE OF ONTARIO COUNTY

Mr. Manktelow presented the following:

WHEREAS, Wayne County Public Health (WCPH) has recently received approval to hire three part-time home health aides for the certified home health agency; and

WHEREAS, these home health aides will need yearly updated educational in-services or training that Genessee Region Home Care of Ontario County is willing to provide at the following rates:

- o Home Health Aide Training \$450.00 per student
- o Home Health Aide Competency \$275.00 per person Evaluation

- o Nurse Aide (CNA) Transitioning \$275.00 per person
- o 9 – Hour In-service \$175.00 per person

now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to sign the Home Health Aide Training Agreement with Genesee Region Home Care of Ontario County for the period of January 1, 2010 to December 31, 2010, with approval from the County Attorney as to form and content to provide home health aides with yearly updated educational in-services or training at the following rates:

- o Home Health Aide Training \$450.00 per student
- o Home Health Aide Competency \$275.00 per person
- o Evaluation
- o Nurse Aide (CNA) Transitioning \$275.00 per person
- o 9 – Hour In-service \$175.00 per person

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

RESOLUTION NO. 264-10: AUTHORIZATION TO SUBMIT WORKPLAN AND BUDGET AND EXECUTE CONTRACT WITH THE NEW YORK STATE DEPARTMENT HEALTH MIGRANT HEALTH PROGRAM FOR THE PERIOD OF APRIL 1, 2010 TO MARCH 31, 2011

Mr. Manktelow presented the following:

WHEREAS, Wayne County Public Health (WCPH) provides comprehensive medical services and case management to the migrant population within Wayne County; and

WHEREAS, WCPH wishes to submit a workplan and budget to the New York State Department of Health (NYSDOH) Migrant Health Program for the period of April 1, 2010 to March 31, 2011 for the amount of \$43,785; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to submit a workplan and budget to the NYSDOH Migrant Health program for the period of April 1, 2010 to March 31, 2011; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with the NYSDOH Migrant Health Program on behalf of WCPH for the period of April 1, 2010 to March 31, 2011 for the amount of \$43,785, with the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 265-10: AUTHORIZATION TO DECLARE VEHICLES AS SURPLUS FOR WAYNE COUNTY PUBLIC HEALTH

Mr. Manktelow presented the following:

WHEREAS, the Wayne County Public Health Department vehicle # 83 a 2001 blue Dodge Neon VIN#1P3ES46CX1D186505, and vehicle #66 a 2001 blue Chevy Cavalier VIN#1G1JC524X17420309 and vehicle #81 a sand Chevy Cavalier VIN#1G1JC524117419307 are in need of being classified as surplus; and

WHEREAS, the county garage has evaluated the vehicles for serviceability and they were deemed unserviceable; now, therefore, be it

RESOLVED, that the vehicles vehicle # 83 a 2001 blue Dodge Neon VIN#1P3ES46CX1D186505, and vehicle #66 a 2001 blue Chevy Cavalier VIN#1G1JC524X17420309 and vehicle #81 a sand Chevy Cavalier VIN#1G1JC524117419307 are hereby declared surplus and said vehicles are to be disposed of in accordance with the Surplus Vehicle Disposition Procedure Outlined in Resolution No. 128-09.

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

Mr. Manktelow pulled the following Resolution Transmittal from today's agenda: No. 6-23 Authorization to Amend Resolution No. 521-09 to Include a New Transportation Route for

Children of Preschool Age with Physically Handicapping Conditions.

RESOLUTION NO. 266-10: AUTHORIZATION TO TRANSFER 2010 BUDGET FUNDS FOR MARKETING FOR THE WAYNE COUNTY NURSING HOME

Mr. Manktelow presented the following:

WHEREAS, the contract Hospital Screener position for the Wayne County Nursing Home has been eliminated; and

WHEREAS, it has been determined that the remaining 2010 funds budgeted for the hospital screener position would be better utilized for marketing the services provided by the Wayne County Nursing Home; now, therefore, be it

RESOLVED to transfer funds within the 2010 nursing home budget for the purpose of marketing the services provided by the Wayne County Nursing Home as follows:

Decrease:

E60004-54860-E7330 by \$31,040

Increase:

E60004-54923-E8350 by \$31,040

Mr. Kelsch moved the adoption of the resolution. Seconded by Mrs. Bender.

Mr. Manktelow moved, seconded by Mr. Plant, that the resolution be amended to add the last RESOLVED clause as follows:

and be it further

RESOLVED, that prior to expending any funds for marketing services referenced herein, the Nursing Home Administrator shall present a plan for those services to the Board of Supervisors for approval.

Motion carried.

Upon roll call to adopt the amended resolution. The Chairman declared the resolution adopted.

RESOLUTION NO. 267-10: AUTHORIZATION TO REASSIGN COMMUNICATION EQUIPMENT FOR WAYNE COUNTY EMPLOYEES

Mr. Manktelow presented the following:

WHEREAS, there is a need to provide certain employees cell communication utilizing the BlackBerry™ technology for an improved interaction link among co-workers and by way of instant access to emails and schedules; and

WHEREAS, the use of a BlackBerry™ communication device would eliminate the need for two devices, a cell phone and palm pilot, with the combination of services that the Blackberry provides; and

WHEREAS, that the Superintendent of Buildings and Grounds has been authorized to purchase BlackBerry™Plans for a monthly fee of \$49.99 with a 400 minute phone plan; and

WHEREAS, one (1) of the assigned BlackBerry devices has been turned in to the Superintendent of Buildings and Grounds; now, therefore, be it

RESOLVED, that this one (1) BlackBerry device be assigned to Elizabeth Kanauer; and be it further

RESOLVED, that the Wayne County Nursing Home be charged the \$49.99 monthly cost.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 268-10: AUTHORIZATION TO SUBMIT WORKPLAN AND BUDGET AND CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH'S BUREAU OF IMMUNIZATION

Mr. Manktelow presented the following:

WHEREAS, Wayne County Public Health (WCPH) provides immunization to children and adults to reduce vaccine preventable diseases; and

WHEREAS, WCPH wishes to renew the contract with the New York State Department of Health Bureau of Immunization to provide this service for the period of April 1, 2010 to March 31, 2011 for the amount of \$46,745; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to submit a workplan and budget to the NYSDOH Bureau of Immunization for the period of April 1, 2010 to March 31, 2011; and be it further

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute a contract with the NYSDOH Bureau of Immunization for the period of April 1, 2010 to March 31, 2011 for the amount of \$46,745, with the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 269-10: AUTHORIZATION FOR THE WAYNE COUNTY BOARD OF ELECTIONS TO PURCHASE ADDITIONAL IMAGECAST SCANNER VOTING MACHINES AND COVERS

Mr. Lauderdale presented the following:

WHEREAS, the Wayne County Board of Elections currently has HAVA grant funds of \$505,323.46; and

WHEREAS, numerous counties across New York State were involved in the voting pilot program utilizing the new ImageCast optical scan voting machines in both the September Primary and General election of 2009; and

WHEREAS, the results compiled from that statewide pilot program were reviewed by the Wayne County Board of Elections and resulted in a review of our original plans for utilizing the new optical scan voting equipment in our county; and

WHEREAS, to facilitate an orderly and efficient process for the voters in our county, we have revised the number of machines required to accommodate voters in the election districts of various Towns; and

WHEREAS, we also need to have sufficient voting machines for emergency usage in the event of voting machine malfunctions on Election Day; now, therefore, be it

RESOLVED, that the Board of Elections is authorized to purchase an additional (10) ten ImageCast voting machines from Dominion at \$7,200.00 per unit, plus \$250.00 for shipping per unit; and (18) eighteen protective covers at \$50.00 per cover for a total cost of \$75,400.00 with a 5% co-pay of \$3,770.00 by Wayne County; and be it further

RESOLVED, the County Treasurer is directed to amend the 2010 County Budget as follows:

A1450-BOARD OF ELECTIONS:

\$3,770.00 to .52500 Other Equipment

A1990-CONTINGENT FUND GEN:

\$3,770.00 from .54000 Contractual Expense

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

RESOLUTION NO. 270-10: AUTHORIZING NEW PAY RATE FOR VOTING MACHINE CUSTODIANS

Mr. Lauderdale presented the following:

WHEREAS, the voting machine custodian's pay is \$50/machine/custodian/election plus mileage and that two custodians are required, one Republican and one Democrat; and

WHEREAS, the custodians job has changed due to the discontinued use of the lever voting machines and the introduction of the Image Cast voting machine; and

WHEREAS, the new job duties do not require (2) custodians, one from each political party, to prepare (program) the voting machines at the polling site because the new voting

machines are set up at the County voting machine facility and are sealed prior to delivery to the polling site; and

WHEREAS, the new duties of a custodian are to be present for the delivery and pick up of the voting machines and other election equipment at the polling site and to set up and arrange the furniture and voting equipment at the site for the election and then to take down the same after the election; now, therefore, be it

RESOLVED, that a custodian's pay be \$50/election district/election plus mileage; and be it further

RESOLVED, that only one (1) custodian will be hired per district.

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

RESOLUTION NO. 271-10: AUTHORIZATION FOR BOARD OF ELECTIONS TO TRANSFER LEVER VOTING MACHINES

Mr. Lauderdale presented the following:

WHEREAS, the ImageCast optical scan voting machine has been certified for use by the New York State Board of Elections; and

WHEREAS, the former Lever voting machine is no longer able to be utilized by the Wayne County Board of Elections for those elections conducted by it; and

WHEREAS, various public entities, ex.: schools, fire department, have requested the use of the Lever voting machines for the conduct of their elections; now, therefore, be it

RESOLVED, that the Wayne County Board of Elections is authorized to transfer ownership of such Lever voting machines to those public entities that request them with the understanding that such public entities are thereby responsible for the transport, maintenance, and expense of the machines they take possession of from the Board of Elections.

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

RESOLUTION NO. 272-10: AUTHORIZATION TO PROCESS PAYMENT TO NTS DATA SERVICES FOR MAIL CHECK PROCESSING FOR BOARD OF ELECTIONS

Mr. Lauderdale presented the following:

WHEREAS, a postcard must be sent to each active voter (approximately 54,000) to verify information in regard to voting; and

WHEREAS, NTS Data Services is capable of processing these cards more efficiently, by sorting and bar coding to postal standards, resulting in lower postal expense; and

WHEREAS, cards cannot be sent until the postage check is received by NTS Data Services, the amount for the postage will have to be processed a month earlier to comply with the county payment process; now, therefore, be it

RESOLVED, that the Wayne County Board of Elections is authorized to process payment to NTS Data Services for said services at a cost not to exceed \$5,000.00 to be expended from Account No. A1450.4421 (Election Expense) plus payment to US Postal Service for postage at a cost not to exceed \$16,000.00 to be expended from Account No. A1450.4166 (Postage Expense).

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

RESOLUTION NO. 273-10: AUTHORIZATION TO AMEND BUSINESS ASSOCIATE AGREEMENTS WITH CONTRACTORS WITHIN THE VARIOUS COUNTY DEPARTMENTS

Mr. Lauderdale presented the following:

WHEREAS, As a result in changes in the Federal Law regarding HIPPA, the County must amend all Business Associate's Agreements within the various departments; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute amended Business Associate's Agreements with

Contractors within the various County departments.

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

RESOLUTION NO. 274-10: AUTHORIZE REQUEST FOR PROPOSALS FOR PROFESSIONAL NEGOTIATOR

Mr. Lauderdale presented the following:

WHEREAS, the Collective Bargaining Agreement with Civil Service Employees Association, Inc. Wayne County General Employees is due to expire on December 31, 2010; and

WHEREAS, the Collective Bargaining Agreement with Civil Service Employees Association, Inc. Wayne County Supervisory Unit is due to expire on December 31, 2010; and

WHEREAS, the Collective Bargaining Agreement with Professional Service Workers, Local 81382 is due to expire on December 31, 2010; and

WHEREAS, the Collective Bargaining Agreement with Sheriff's Police Officers' Association is due to expire on December 31, 2010; and

WHEREAS, the County of Wayne contemplates entering into negotiations later this year with said Unions regarding each of these Collective Bargaining Agreements; and

WHEREAS, the County of Wayne deems it would be appropriate to have one or more professional negotiators represent the County of Wayne regarding these negotiations; now, therefore, be it

RESOLVED, that the Human Resource Director be authorized and directed to issue a Request For Proposal (RFP) for professional negotiators regarding the contract negotiations between the County of Wayne and the above mentioned Unions, subject to the County Attorney's approval as to form and content; and be it further

RESOLVED, that said Request For Proposal will contain language that will indicate that the County may select different negotiators to represent the County of Wayne regarding each of the above mentioned negotiations.

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

RESOLUTION NO. 275-10: AUTHORIZATION TO SUPPORT ASSEMBLY BILL A-9919 TO ALLOW WAYNE COUNTY TO RETAIN A SHARE OF FEES COLLECTED FROM COUNTY RESIDENTS FOR MOTOR VEHICLE TRANSACTIONS

Mr. Lauderdale presented the following:

WHEREAS, the New York State Vehicle and Traffic Law places the responsibility of operating Department of Motor Vehicle offices to 51 Counties across New York State through their respective County Clerk; and

WHEREAS, acting as an "agent" of the New York State Department of Motor Vehicles, our county taxpayers bear the cost of running local Department of Motor Vehicle operations; and

WHEREAS, our current share of certain transaction fees is 12.7%, available only if a customer appears in person; and

WHEREAS, numerous transactions we are required to perform are time consuming, labor intensive and New York State does not allow the County any fee; and

WHEREAS, we are often competing with the New York State Department of Motor Vehicles for limited business in order to sustain our operations; and

WHEREAS, the Commissioner of Motor Vehicles has advised the New York State Association of County Clerks that 35 online transactions are currently available for customers via the NYS DMV website www.nydmv.state.ny.us and more online transactions can be expected in the near future leaving the County with even fewer revenue sharing opportunities; now, therefore, be it

RESOLVED, the Wayne County Board of Supervisors support Assembly Bill A-9919, allowing County Clerks who operate DMV offices to retain a share of fees collected from County residents for motor vehicle transactions completed through the New York State DMV website; and be it further

RESOLVED, the clerk of this legislative body be hereby directed to transmit copies of this resolution to Governor David A. Paterson, State Senator Michael Nozzolio and Assemblyman Robert Oaks.

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

RESOLUTION NO. 276-10: AUTHORIZATION TO EXECUTE CONTRACT RENEWAL FOR MICROFILM UNITS MAINTENANCE CONTRACT FOR WAYNE COUNTY HISTORIAN

Mr. Lauderdale presented the following:

WHEREAS, the Office of the County Historian has (1) Canon MS400 and FP 400 and AC100R microfilm reader, scanner and printing systems and (1) Canon MP90 and RCF200 microfilm reader, scanner and printing system; and

WHEREAS, these systems has been maintained through contract for many years by Biel's Information Technology Systems; now, therefore, be it

RESOLVED, that a contract renewal is hereby authorized at a cost not to exceed \$1,920 from budget account A75104.54424 per quote from Biel's; and be it further

RESOLVED, that the Chairman of the Board is hereby authorized to execute this contract upon appropriate review by the Office of the County Attorney.

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

Mr. Spickerman pulled the following resolution transmittal from today's agenda: No. 4-1: Authorize Joint Municipal Improvement Project for the Town of Arcadia, in Partnership with the Town of Lyons and the Village of Newark.

RESOLUTION NO. 277-10: AUTHORIZING APPOINTMENTS TO THE WATS ADVISORY BOARD

Mr. Spickerman presented the following:

RESOLVED, that at the request of the WATS Advisory Board, the following individuals are hereby recommended to the WATS Advisory Board and submitted to the Board of Supervisors for their approval:

Penny Shockley, Chair, Aging & Youth	Lynne Green, Palmyra Town Clerk
Sue Bacon, Vice Chair, Dept of Social Services	Ken Lauderdale, Town of Savannah
Nancy Sieling, Secretary, WATS	Josh McCrossen, Dept of Social Services
Michael Jankowski, Commissioner	Becky Ortiz, Wayne Behavioral Health
Jody Bender, Town of Marion	Joslyn VanGelder, Fingerlakes Works
Jodie Daniels, Workforce Development	Kyra Yon, Wayne County Action Program
Antje Dirksen-Post, WC Citizen	

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Lauderdale. Upon roll call, all Supervisors voted Aye, except Supervisors Crane, Miller, Collier, LeRoy and Park who were absent. Supervisor Bender abstained from voting. The Chairman declared the Resolution adopted.

RESOLUTION NO. 278-10: DISAPPROVE APPLICATION TO ENROLL PROPERTY IN WAYNE COUNTY AGRICULTURAL DISTRICT NO. 1

Mr. Spickerman presented the following:

WHEREAS, the New York State Agriculture and Markets Law 303-b allows landowners to apply to the Board of Supervisors for inclusion of predominantly viable agricultural land into certified agricultural districts prior to the County established eight year review period; and

WHEREAS, the landowners of the parcel number 74120-00-533024 have submitted a

request to include their land in the Wayne County certified agricultural district; and
WHEREAS, a thorough review of the soil components of parcel 74120-00-533024 revealed that it consists of 47.1% Prime soils and soils of Statewide Importance; and
WHEREAS, previous properties applying for inclusion in the County's Agricultural District during the annual open enrollment period have averaged over 80% Prime soils and soils of Statewide Importance; and
WHEREAS, the farm must have a minimum of ten horses to be considered a "farm operation" under Agriculture and Markets Law 25AA; and
WHEREAS, based upon information supplied by the landowner, the farm does not meet the threshold established by Agriculture and Markets Law 25AA; and
WHEREAS, the Wayne County Agricultural Development Board reviewed and recommended disapproval of this request for inclusion of parcel 74120-00-533024 in Agricultural District Number 1; and
WHEREAS, the Board of Supervisors has conducted the required public hearing and has considered the recommendation of the Agricultural Development Board; now, therefore, be it
RESOLVED, that the Wayne County Board of Supervisors concurs with the recommendation of the Agricultural Development Board and disapproves the request to include parcel 74120-00-533024 in Agricultural District Number 1.
Mr. Lauderdale moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 279-10: REAPPOINTMENT TO WESTERN FINGER LAKES SOLID WASTE MANAGEMENT AUTHORITY

Mr. Spickerman presented the following:
RESOLVED, that the following person is reappointed to the Western Finger Lakes Solid Waste Management Authority for a term of office effective immediately and expiring December 31, 2012:
Robert Weichbrodt
6328 Shaker Tract Road
North Rose, NY 14516
Mr. Hammond moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 280-10: RESOLUTION AUTHORIZING FOR GRANT APPLICATION FOR SMALL CITIES PROGRAM - CANDY APPLE DAY CARE

Mr. Spickerman presented the following:
WHEREAS, the New York State Office of Community Renewal has solicited proposals from municipalities under the 2010 Annual Competitive Round of the Small Cities program; and
WHEREAS, the deadline for filing the 2010 application is April 23, 2010; and
WHEREAS, potential applicants for Small Cities funding are required to schedule and conduct two advertised public hearings prior to the submission of such applications to give the public the opportunity to suggest projects for municipalities to consider; and
WHEREAS, Wayne County has held both the general hearing and a specific hearing regarding an interest in filing an application under the 2010 Annual Competitive Round for development of a facility in the Village of Newark to house Candy Apple Day Care; now, therefore, be it
RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of the Board to submit a 2010 Small Cities application for \$750,000; and be it further
RESOLVED, that the Chair is authorized to enter into a sub recipient agreement with the Wayne County IDA to manage the funds as a grant for the building of the day care which provides services for the workforce at numerous companies in the high density area of Newark, along with all other necessary agreements to further the project.
Mr. Colacino moved the adoption of the resolution. Seconded by Mr. Groat. Upon roll call, adopted.

RESOLUTION NO. 281-10: AUTHORIZE AUTHORIZATION TO RESERVE A BOOTH AT THE WAYNE COUNTY FAIR

Mr. Spickerman presented the following:

RESOLVED, the Director of Tourism and Promotion is hereby authorized to reserve space at the Wayne County Fair, to share information regarding the travel and tourism industry with fair attendees at a cost not to exceed \$200.00, to be expended from Account A64104.54434 (Publicity-Info Centers).

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

RESOLUTION NO. 282-10: AUTHORIZATION DECLARE EQUIPMENT SURPLUS FOR TOURISM/HISTORIAN OFFICE

Mr. Spickerman presented the following:

RESOLVED, that the Director of Tourism is hereby authorized to declare the following office equipment surplus and dispose of according to county policy:

1 – Copier Canon Imagerunner 330s

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

RESOLUTION NO. 283-10: AUTHORIZATION TO ABOLISH A BUILDING MAINTENANCE MECHANIC POSITION AND CREATE A MAINTENANCE MECHANIC POSITION IN THE BUILDINGS AND GROUNDS DEPARTMENT

Mr. Spickerman presented the following:

WHEREAS, the current Working Forman position in the Parks Department has been voluntarily vacated; and

WHEREAS, a current Building Maintenance Mechanic within Buildings and Grounds having seniority wishes to assume the position of Working Forman in the Parks Department; and

WHEREAS, a Maintenance Mechanic position is needed to work on a wide range of facilities and equipment within the parks department; now, therefore, be it

RESOLVED, that effective April 20, 2010, one (1) Building Maintenance Mechanic position is hereby abolished and one (1) Maintenance Mechanic position created in the Buildings and Grounds Department; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to fill the newly created position of Maintenance Mechanic from within the Buildings and Grounds Department.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, all Supervisors voted Aye. Absent – Supervisors Crane, Miller, Collier, LeRoy and Park. The Chairman declared the Resolution adopted.

RESOLUTION NO. 284-10: AUTHORIZATION TO CONTRACT WITH SWBR FOR DESIGN AND BUILDING PERMIT APPLICATION SERVICES

Mr. Spickerman presented the following:

WHEREAS, The Unified Court System of the State of New York, has requested an office change in the Hall of Justice to relocate an existing Attorney Lounge; and

WHEREAS, the change would require a Building Permit from the New York State, Department of Labor, Division of Codes; and

WHEREAS, said building permit would require a set of plans and specifications prepared by a licensed architect; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an agreement, on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with SWBR Architects, for the provision of architectural design and Building Permit Application services for the relocation of the

Attorney Lounge on the third floor of the Hall of Justice; and be it further
RESOLVED, that the fee for said services shall be in the amount of \$2,500.00, to be paid
from the B&G 2010 Budget.

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

**RESOLUTION NO. 285-10: AUTHORIZATION TO DECLARE BUILDINGS AND GROUNDS
EQUIPMENT AND VEHICLES SURPLUS**

Mr. Spickerman presented the following:

WHEREAS, each year the Wayne County Buildings and Grounds Dept. has surplus
vehicles and equipment that is no longer needed; and

WHEREAS, the annual municipal equipment auction held in Palmyra will auction the
surplus vehicles and equipment at a reasonable price; now, therefore, be it

RESOLVED, that the following list of vehicles and equipment that is no longer of use by
the Wayne County Buildings and Grounds Dept. be declared surplus and authorize their sale at
the annual auction of municipal equipment at the Palmyra Town Highway Department on
Saturday, May 8, 2010; and be it further

RESOLVED, that the proceeds from the sale of said surplus be deposited back into the
general fund account.

230 KW Onan Generator /Cummins Diesel 400hp Motor - SN # 0471266688

1960 Ford Tractor Model #601 Eng. Block - #310905

1981 John Deere Tractor Diesel Model # 401B - VIN# 401BD370193T

1996 Chevy Pick Up 4X4 Crew Cab with Plow - VIN# 1GCHK33R5TF014793

1997 Dodge Suburban Van - VIN# 2B4HB15X0VK556997

1998 Chevy Pick Up 4X4 with Plow - VIN# 1GCGC24R6WE211130

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call,
adopted.

**RESOLUTION NO. 286-10: AUTHORIZATION TO ACCEPT LOW BID FOR CONCRETE
GUTTERS AND SIDEWALKS FOR THE WAYNE COUNTY HIGHWAY DEPARTMENT'S
KNICKERBOCKER ROAD PROJECT AND AMEND BUDGET**

Mr. Spickerman presented the following:

WHEREAS, the Wayne County Highway Department is currently constructing roadway
improvements on Knickerbocker Road in the Town of Ontario and will require a specialized
subcontractor to install concrete gutters and

WHEREAS, the Town of Ontario wishes to have new concrete sidewalks installed by the
same subcontractor and will reimburse the County for the cost associated with the sidewalk
installation (approximately \$52,500); and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for
concrete gutters and sidewalks for the Knickerbocker Road Project (D51122.52632) for the
County Highway Department, and the bids were opened on Wednesday, March 10, 2010 at
10:00 a.m. and the following bids were received:

	<u>L.F. Price for Gutters</u>	<u>L.F. Price for Sidewalks</u>
E.J. Militello Concrete, Inc.	\$7.35	\$8.75
Hynes Concrete Contractor	\$7.50	\$9.00
SyrStone, Inc.	\$9.40	\$9.50
Concrete Slipform, Inc.	\$5.00	\$9.00
Sgarlata Concrete	\$9.75	\$13.20
Campobello	\$16.00	\$15.00
CVF Inc.	\$7.20	\$11.00

now, therefore, be it

RESOLVED, that the bid submitted by Concrete Slipform, Inc. of Canastota, NY in the bid

price of \$ 5.00 per linear foot for gutters and the bid price of \$ 9.00 per linear foot for sidewalks in accordance with the 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 Concrete Slipform, Inc. in accordance with the bid acceptance; 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 the Town of Ontario; and be it further

RESOLVED, that the Wayne County Treasurer is hereby to amend the 2010 County Budget as follows:

D5112-ROAD CONSTRUCTION:

\$52,500 to .52632 Knickerbocker Road Project

D9999-OTHER:

\$52,500 to .42653 Miscellaneous Road Participation Payments

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, adopted.

Mr. Spickerman pulled the following resolution transmittal from today's agenda: No 3-5: Authorization to Accept Low Bid for One (1) 2010 or Newer Rubber Tired Excavator and Mower for the Wayne County Highway Department

RESOLUTION NO. 287-10: AUTHORIZATION TO SET HOURLY WAGE FOR HERBICIDE APPLICATOR FOR HIGHWAY DEPARTMENT

Mr. Spickerman presented the following:

WHEREAS, herbicides are applied to county roads in guide rail areas, around sign posts, and near bridge abutments where mowing cannot reach; and

WHEREAS, Andrew Michaelson is a commercial herbicide applicator; and

WHEREAS, he is duly certified by the New York State Department of Environmental Conservation to spray county roads for Wayne County; now, therefore, be it

RESOLVED, that the hourly wage of the temporary Herbicide Applicator for the Highway Department is set at \$32.00 per hour, not to exceed 200 hours; and be further

RESOLVED, this service is available to any Wayne County municipality on a time and material basis, at which time, the cost will be made available upon request.

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

RESOLUTION NO. 288-10: DECLARE VEHICLES AND EQUIPMENT SURPLUS AND AUTHORIZE SALE OF VEHICLES AT MUNICIPAL AUCTION

Mr. Spickerman presented the following:

WHEREAS, each year the Wayne County Highway has surplus vehicles and equipment that is no longer needed; and

WHEREAS, the annual municipal equipment auction held in Palmyra will auction the surplus vehicles and equipment for a reasonable fee; now, therefore, be it

RESOLVED, that the following list of vehicles and equipment is no longer of use by Wayne County Highway and hereby declared surplus and are to be sold at the annual auction of municipal equipment at the Palmyra Town Highway Department on Saturday, May 8, 2010:

1999 Mack Tandem Axle Dump Truck – Vin # 1M2P264CXXM027785

1999 Mack Tandem Axle Dump Truck - Vin # 1M2P264C1XM027786

1996 Ford Single Axle Dump Truck – Vin # 1FDYK90L0TVA30131

1991 Ford Pickup Red – Vin # 2FTJW35H1MCA80247

1986 Partner K-650 Demo Saw

Small Gas Powered Cement Mixer

8' 3 Point Hitch York Rake
1,000 Gallon Poly Water Tank
Laplant Sheeps Foot Roller (Pull Type)
1987 Ford Tractor BB41791 – to be determined
1987 Ford Tractor BB41790 – to be determined
and be it further

RESOLVED, that the proceeds from the sale of the aforementioned highway equipment, shall be deposited into the Machinery Revenue Fund Account DM99990.42655:

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

RESOLUTION NO. 289-10: AUTHORIZATION TO ENTER AGREEMENT WITH THE TOWN OF PALMYRA FOR ROAD SIDE MOWING

Mr. Spickerman presented the following:

WHEREAS, the Town of Palmyra has expressed interest in providing roadside mowing services on county roadways in the Town of Palmyra as they have done in the past several years; and

WHEREAS, the roadside mowing in Palmyra benefits the town and county; and

WHEREAS, the Town of Palmyra does 4 complete mowings on Wayne County roads within the Town of Palmyra with a total of 23.8 miles; 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 the Town of Palmyra for mowing county road sides located in the town at a rate of \$215.00 per mile for the 2010 season.

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

RESOLUTION NO. 290-10: AUTHORIZATION TO ENTER INTO A SUPPLEMENTAL AGREEMENT WITH FRA ENGINEERS FOR THE CONSTRUCTION ADMINISTRATION SERVICES FOR THE RIDGE ROAD REHABILITATION STIMULUS PROJECT

Mr. Spickerman presented the following:

WHEREAS, the Ridge Road Rehabilitation Project is funded with Stimulus Funds; and

WHEREAS, the Federal Regulations require full-time construction inspection to document the contractor's work; and

WHEREAS, the NYSDOT has performed the consultant selection process for all of the projects within the Region and FRA Engineers was selected to inspect these projects; and

WHEREAS, FRA Engineers has provided a not-to-exceed fee of \$19,350 for the Ridge Road Rehabilitation Project; and

WHEREAS, the project budgets currently have enough funds to include the Construction Inspection costs; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a supplemental agreement on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with FRA Engineers for the Construction Administration Services for the replacement of the Ridge Road Rehabilitation Stimulus Project.

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

RESOLUTION NO. 291-10: AUTHORIZATION TO DECLARE VEHICLES SURPLUS AND REQUEST SURPLUS VEHICLES FOR THE WAYNE COUNTY HIGHWAY DEPARTMENT AND CENTRAL GARAGE

Mr. Spickerman presented the following:

WHEREAS, the following vehicles are no longer of use by the Wayne County Highway Department and Central Garage:

1993 Dodge – Green Vin No. 1B3XP28DXPN666374 (Highway)
1998 Chevy Caviler – Blue Vin No. 1G1JC5245N7277616 (Central Garage)
now, therefore be it

RESOLVED, that the vehicles listed above are hereby declared surplus and moved to Central Garage in accordance with the Surplus Vehicle Disposition Procedure outlined in Resolution No. 128-09; and be it further

RESOLVED, that the following vehicles, being declared surplus by Wayne County Public Health be transferred as follows:

Wayne County Highway Department:

2001 – Dodge Neon-Blue Vin No. 1P3ES46CX1D186505

Central Garage:

2001 – Chevy Caviler-Blue Vin No. 1G1JC524X17420309

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

RESOLUTION NO. 292-10: AUTHORIZE SALE OF VEHICLES AT MUNICIPAL AUCTION

Mr. Spickerman presented the following:

WHEREAS, each year the Wayne County has surplus vehicles that are no longer needed; and

WHEREAS, there is a municipal equipment auction held in Palmyra, New York that will auction the vehicles to the public for a reasonable fee to the County; now, therefore, be it

RESOLVED, that the following is a list of surplus vehicles at the Wayne County Central Garage and hereby are to be sold at the annual auction of municipal equipment at the Palmyra Town Highway Department on Saturday, May 8, 2010:

1998 Chevy Caviler Vin # 1G1JC5245W7277616
1999 Ford Crown Vic Vin # 2FAFP71W5XX115731
1999 Ford Crown Vic Vin # 2FAFP71WXXX196953
2000 Ford Crown Vic Vin # 2FAFP71W7YX166603
2000 Ford Crown Vic Vin # 2FAPF71WXYX111787
2000 Ford Crown Vic Vin # 2FAFP71W2XY166251
2000 Ford Crown Vic Vin # 2FAFP71W4YX166249
2000 Ford Crown Vic Vin # 2FAFP71W6YX166253
2000 Chrysler Van Vin # 2C4GJ25R8YR666801
2001 Ford Crown Vic Vin # 2FAFP71W81X179558
2001 Chevy Caviler Vin # 1G1JC524117419307
2001 Ford Crown Vic Vin # 2FAFP71W81X179561
2001 Ford Crown Vic Vin # 2FAFP71WX1X179559
2003 Ford Crown Vic Vin # 2FAFP71W23X121822
2003 Ford Crown Vic Vin # 2FAHP71W43X208047
2003 Ford Crown Vic Vin # 2FAFP71W03X121821
2003 Ford Crown Vic Vin # 2FAHP71W23X208046
2007 Ford Crown Vic Vin # 2FAHP71W17X151425

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

RESOLUTION NO. 293-10: AUTHORIZATION TO MODIFY ADDENDUM TO 2010 HIGHWAY MACHINERY BUDGET FOR EQUIPMENT PURCHASES

Mr. Spickerman presented the following:

WHEREAS, the 2010 Highway Machinery Budget addendum includes funds for the purchase of a 10 wheeled dump truck at the proposed cost of \$125,000; and

WHEREAS, there is a more urgent need to replace two open-cab roadside mowing tractors and mowers due to their poor condition; and

WHEREAS, the mowing tractors were listed on the Highway Department Replacement Schedule, but not on the Capital Plan due to their cost; and

WHEREAS, a suitable new 2008 Model enclosed-cab mowing tractor with mower attachment is available on State Bid for a price of \$58,430.05 each, or a total of \$116,860.10 for the two mowing tractor packages; therefore, be it

RESOLVED, that the County Highway Superintendent has authorization to buy two enclosed-cab mowing tractors with mower attachment on the State Bid Contact No. PC62734 for a total not to exceed \$116,860.10; now, therefore, be it

RESOLVED, that the addendum to the Highway Machinery Budget (DM51302.52400) be modified from one 10 wheeled dump truck at a cost of \$125,000 to two mowing tractors with mower attachments at a cost of \$116,860.10.

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

RESOLUTION NO. 294-10: AUTHORIZATION TO CLOSE PROJECT AND RETURN MONEY TO THE GENERAL FUND CONTINGENT ACCOUNT

Mr. Spickerman presented the following:

WHEREAS, the 2009 ARRA Stimulus highway resurfacing projects on Newark-Marion Road and Lake Bluff Road have been completed; and

WHEREAS, the final contract amount for each project was less than the budgeted amount as noted below:

D51122.52623 CR 154 Preventive Maintenance (Newark-Marion)	Budgeted: \$134,435.84
Spent: \$122,324.07	

D51122.52624 CR 220 Preventive Maintenance (Lake Bluff)	Budgeted: \$ 92,644.05
Spent: \$ 79,327.53	

and

WHEREAS, Resolution No. 203-09 allocated \$100,000.00 (CR 154 Preventive Maintenance) and \$77,000.00 (CR 220 Preventive Maintenance) of 100% Stimulus funds for these projects; and

WHEREAS, Resolution No. 565-09 allocated \$34,435.84 (CR 154 Preventive Maintenance) and \$15,644.05 (CR 220 Preventive Maintenance) from the County Contingent Fund to cover the additional cost that exceeded the Federal Stimulus funding to complete these projects; now, therefore, be it

RESOLVED, that the County Treasurer is directed to return said funds to the Contingency Accounts and amend the 2010 County Budget as follows:

D5112-ROAD CONSTRUCTION:

\$12,111.77 from .52623 CR 154 Preventive Maintenance

\$13,316.52 from .52624 CR 220 Preventive Maintenance

D9901-INTERFUND TRANSFERS:

25,428.29 to .59100 Transfer-General Fund

A1990-CONTINGENT FUND GEN:

25,428.29 to .54000 Contractual Expense

A9999-OTHER:

\$25,428.29 to .45031 Interfund Transfers

and; be it further

RESOLVED, that the projects be closed.

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

RESOLUTION NO. 295-10: AUTHORIZATION TO EXECUTE AGREEMENT FOR WAYNE COUNTY FAIR BOOTH

Mr. Plant presented the following:

WHEREAS, Wayne County STOP DWI will be occupying a booth for the annual

participation in the Wayne County Fair, scheduled for August 9-14, 2010; and

WHEREAS, the cost for each booth space is \$165 and additional worker passes are \$5 each; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to execute a contract on behalf of the County of Wayne with the Union Agricultural Society at Palmyra for a booth rental and worker passes at a total cost not to exceed \$175:

1 booth	\$165.00
2 worker passes	10.00
Total Cost	\$175.00

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

RESOLUTION NO. 296-10: REQUESTING THAT THE STATE OF NEW YORK EQUITABLY DISBURSE THE STATEWIDE WIRELESS 911 CELLULAR SURCHARGE FUNDS

Mr. Plant presented the following:

WHEREAS, the State of New York will collect approximately \$200 million dollars in fiscal year 2010 from the statewide wireless 911 surcharge; and

WHEREAS, the County of Wayne is among the many counties that provide call taking and dispatching for all emergency service provider agencies operating within the county; and

WHEREAS, historically, the vast majority of the aforementioned funds collected by the State have been retained by the State for its purposes, rather than disbursed to the counties and other municipalities operating 911 centers; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors requests that the State of New York equitably disburse the funds collected in association with the statewide wireless 911 surcharge to the counties and other local municipalities operating 911 centers across the state, to assist with operational and upgrade costs; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to Senator Nozzolio and Assemblyman Oaks.

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

RESOLUTION NO. 297-10: WAYNE COUNTY FIRE ADVISORY BOARD APPOINTMENT

Mr. Plant presented the following:

WHEREAS, although the terms of the office of the members of the Wayne County Fire Advisory Board expire on December 31, 2010, Alfred Rusch of Butler wishes to resign effective immediately; and

WHEREAS, the Town of Butler Supervisor David Spickerman has requested Jeffery Teeter to complete this term for Alfred Rusch; now, therefore, be it

RESOLVED, that Jeffery Teeter is hereby appointed to complete this term commencing immediately and ending December 31, 2010.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 298-10: AUTHORIZATION TO PROVIDE COMPENSATION EQUIVALENCY FOR CERTAIN VOLUNTEER EMERGENCY RESPONDERS FOR WORKERS COMPENSATION PURPOSES

Mr. Plant presented the following:

WHEREAS, the people of Wayne County are most fortunate in having numbers of dedicated citizens willing to sacrifice their time and efforts and to put their own safety and health at risk without receiving a salary therefore, in order to serve their fellow citizens as volunteer emergency responders; and

WHEREAS Such volunteers are worthy of the appreciation and esteem of their fellow citizens, and of certain benefits to which they may be entitled under State law, including specifically compensation for lost wages during such times as they may be unable to work at

gainful employment as a result of injuries sustained during their service as volunteer emergency responders; and

WHEREAS, it is the purpose of this resolution to establish a fiscal parameter which shall be employed for the calculation of Workers Compensation benefits under State law, to fairly sustain these valued citizens during their recovery from injuries suffered during voluntary and most honorable service to their fellow citizens; now, therefore, be it

RESOLVED that after due deliberation and study, that for the purposes of the New York State Workers Compensation Law, and the regulations pertaining thereto, that in the case of volunteers who perform services as authorized members of Wayne County Hazardous Materials Response Team, the Deputy Fire Coordinators, the Wayne County Training Support Officer and the Wayne County Fire Investigation Team, that if said volunteers were in a paid position, the salary of \$600.00 per week shall be deemed the compensation equivalency used to calculate the benefits to which they shall be entitled to under said law.

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

RESOLUTION NO. 299-10: AUTHORIZATION TO RENEW AND PAY FOR THE ANNUAL PUBLIC DEFENSE CASE MANAGEMENT MAINTENANCE AND SUPPORT AGREEMENT BETWEEN THE WAYNE COUNTY PUBLIC DEFENDER'S OFFICE AND THE NEW YORK STATE DEFENDERS ASSOCIATION, INC.

Mr. Plant presented the following:

WHEREAS, the Wayne County Public Defender's Office uses the Public Defense Case Management System (PDCMS) in their office for the management of data; and

WHEREAS, the New York State Defenders Association, Inc. and the Wayne County Public Defender's Office have entered into an annual agreement for the support and maintenance of said program which includes software maintenance, bug fixes, new software releases and unlimited telephone support; and

WHEREAS, the annual payment for the maintenance and support agreement is \$ 1,500; and

WHEREAS, the renewal term of the maintenance and support agreement is from March 7, 2010 through March 6, 2011; now, therefore, be it

RESOLVED, that the Wayne County Chairman of the Board is hereby authorized to review and approve the annual contract; and be it further

RESOLVED, that the Wayne County Public Defender's Office is hereby authorized to pay to the New York State Defenders Association, Inc., the sum of \$1,500 for the annual support and maintenance from March 7, 2010 through March 6, 2011 for the Public Defense Case Management System (PDCMS).

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

RESOLUTION NO. 300-10: AUTHORIZATION TO MODIFY THE YEAR 2009 LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (SLETPP) GRANT BUDGET

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office previously received a grant in the amount of \$79,500 from the NYS Office of Homeland Security, to be used in support of law enforcement terrorism prevention-oriented planning, organization, training, exercise and equipment activities; and

WHEREAS, the Wayne County Board of Supervisors previously approved the acceptance of the grant (Resolution No. 712-09); and the amendment of the 2010 County Budget for such (Resolution 149-10); and

WHEREAS, the Office of Homeland Security notified the Wayne County Sheriff that the budget for said grant needs to be amended to reflect a twenty-five percent dedication of the total grant funds for training and exercises; and

WHEREAS, the new grant budget shall be as follows: (45) patrol car printers \$12,375.00;

(1) mobile network server for the 911 Center \$7,000.00; (5) computer dispatch consoles for the 911 center \$7500.00; (1) inflatable emergency operations shelter for mobile command post \$10,500.00; (1) surveillance camera system for Sodus Point Park \$22,125.00; Sheriff's office overtime for multi-agency terrorism prevention training and exercises \$20,000.00; now, therefore, be it

RESOLVED that the Wayne County Sheriff is hereby authorized and to amend the 2009 SLETPP grant budget and expend the grant funds in accordance with the amended budget.

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

RESOLUTION NO. 301-10: AUTHORIZATION TO SURPLUS A 1988 CHEVROLET BUS PREVIOUSLY USED BY THE SCUBA TEAM

Mr. Plant presented the following:

WHEREAS, In 1995, the Wayne County Sheriff's Office obtained from the Wayne Area Transportation System, a used **1988 Chevrolet** 20+ passenger bus bearing vehicle identification number **1GBKP32M2J3309835**, hereinafter known as the SCUBA bus, to be used by the Sheriff's Office to store and transport SCUBA equipment; and

WHEREAS, the SCUBA bus, which had been in-service at the Sheriff's Office for many years, is no longer in operating order and would cost a great deal of money to make it operational; and

WHEREAS, the SCUBA bus was replaced in 2009 by a new trailer, which was purchased with federal Homeland Security grant monies; and

WHEREAS, the Wayne County Sheriff's Office is requesting to surplus said SCUBA bus, and remove it from its vehicle fleet inventory; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to surplus the aforementioned 1988 Chevrolet bus and remove it from the vehicle fleet inventory.

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

RESOLUTION NO. 302-10: AUTHORIZATION TO CONDUCT A COST ANALYSIS OF THE SHERIFF'S OFFICE CELLULAR SERVICES

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has cellular accounts with Verizon Wireless, which provides duty related cellular phone service and wireless internet air card service to employees of the Wayne County Sheriff's Office; and

WHEREAS, the average monthly charge for cellular phone service in 2009 was \$1749, and for wireless internet air card service was \$428. The monthly charge for cellular phone service in February 2010 was \$1703, and for wireless internet air card service was \$360; and

WHEREAS, Wireless Business Group, LLC of North Syracuse, NY can conduct an analysis of the Wayne County Sheriff's Office cellular phone and wireless internet air card accounts, and make recommendations to reduce the amount of expenditures while maintaining the appropriate level of service for the deputies to perform their duties; and

WHEREAS, the cost of conducting such analysis is \$760.00, which will be charged to account 31504.54230, and will include a presentation of the results and recommendations to Sheriff Virts; and

WHEREAS, Wireless Business Group, LLC projects an annual savings of 4 to 5 times the cost of the analysis fee; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to enter into an agreement with Wireless Business Group, LLC, subject to the review and approval of the County Attorney, to conduct an analysis of the cellular phone and wireless internet air card accounts of the Sheriff's Office at a cost not to exceed \$760.00.

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

RESOLUTION NO. 303-10: AMEND NURSING HOME REHAB PROJECT (H1925) PER CHANGE ORDER NUMBERS APPROVED ON MARCH 2, 2010

Mr. Hammond presented the following:

WHEREAS, The Building Renovation Committee (BRC) has the authority to approve changes orders up to \$10,000.00 for the Old Nursing Home Renovation project; and

WHEREAS, The BRC met on March 2, 2010 to review the status of the project and reviewed and approved various change orders within the components of the project; and

WHEREAS, the following change orders were reviewed and approved for the General Contractor component: GC-02 increase \$689.00 for Underground Sanitary Routing Chase; GC-03 increase \$7,744.00 for Boiler Room Piping Abatement; GC-04 increase \$5,198.00 for Penthouse Piping Removal; GC-06 increase \$4,235.00 for Area "A" Mudbed Infill; GC-07 increase \$1,282.00 for Area "A" Basement Existing Drywall Partitions; GC-08 increase \$1,866.00 for Metal Stud Partition at Beam Reinforcement; GC-09 increase \$2,090.00 for "A" Wing Basement Toilet Room Chase Wall; GC-22 increase \$913.00 for Men's Toilet Masonry Demolition for a net increase to the General Contractor component of \$24,017.00; and

WHEREAS, the following change orders were reviewed and approved for the HVAC component: HVAC-01 decrease \$2,128.00 for Boiler Room Piping Demo Deletion; HVAC-02 decrease \$2,786.00 for Penthouse Piping Demo Deletion for a net decrease to the HVAC component of \$4,914.00; and

WHEREAS, the following change orders were reviewed and approved for the Electrical component: EC-01 decrease \$7,177.00 from this line item as these costs were incurred by the County in another line item in this budget; EC-03 decrease \$10,000.00 for the deletion of a Transfer Switch; EC-05 decrease \$10,248.00 for a Power Distribution Change for a net decrease to the Electrical component of \$27,425.00; and

WHEREAS, the above approved change orders require amendments to the H1925 CO. BLDG. RENOVATION-ONH budget; now, therefore, be it

RESOLVED, that the County Treasurer is hereby directed to amend Project H1925 CO. BLDG. RENOVATION-ONH as follows:

H1925-CO.BLDG. RENOVATION-ONH:

\$24,017.00 to .52813 General Trades

\$ 4,914.00 from .52814 HVAC

\$27,425.00 from .52815 Electrical

\$ 8,322.00 to .52818 Contingency

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

RESOLUTION NO. 304-10: AMEND NURSING HOME REHAB PROJECT (H1925) PER CHANGE ORDER NUMBERS APPROVED ON APRIL 6, 2010

Mr. Hammond presented the following:

WHEREAS, The Building Renovation Committee ("BRC") has the authority to approve changes orders up to \$10,000.00 for the Old Nursing Home Renovation project; and

WHEREAS, The BRC met on April 6, 2010 to review the status of the project and reviewed and approved various change orders within the components of the project; and

WHEREAS, the following change orders were reviewed and approved for the General Contractor component: GC-01 increase \$7,111.00 for Access Control Revisions; GC-05 increase \$597.00 for Fire Extinguisher Cabinets in existing CMU walls; GC-11 no cost for Area "C" Exterior Wall Framing; GC-14 increase \$2,192.00 for B Wing Dumbwaiter Abatement; GC-15 increase \$2,585.00 for Area "A" Roof Reinforcing; GC-16 increase \$2,019.00 for B Wing Door Demo of Room 1050; GC-18 increase \$1,305.00 for RPZ Room Existing Framing Conditions; GC-21 increase \$938.00 for Curb Base at Evidence Lockers; GC-27 increase \$1,594.00 for Area "C" Mudbed Infill; GC-28 increase \$2,546.00 for Metal Wardrobe Lockers Base Rooms 1011 & 1013; GC-32 decrease of \$597.00 for Alternate Recessed Mats at Existing Entrances for a net increase to the General Contractor component of \$20,290.00; and

WHEREAS, the following change orders were reviewed and approved for the Electrical

component: EC-04 increase \$2,672.00 for Access Control Revisions; and
WHEREAS, the above approved change orders require amendments to the H1925
CO.BLDG. RENOVATION-ONH budget; now therefore be it

RESOLVED, that the County Treasurer is hereby directed to amend Project H1925
CO.BLDG. RENOVATION-ONH as follows:

H1925-CO.BLDG. RENOVATION-ONH:

\$20,290.00 to .52813 General Trades

\$ 2,672.00 to .52815 Electrical

\$22,962.00 from .52818 Contingency

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

**RESOLUTION NO. 305-10: AUTHORIZATION TO INCREASE LICENSE COUNT OF POSS
SCHEDULING SOFTWARE**

Mr. Hammond presented the following:

WHEREAS, the Shift Scheduling software has been successfully implemented in the
Sheriff's department; and

WHEREAS, E911 is the next area that it in the process of implementing the software; and

WHEREAS, the license count needs to be increased from 175 to 210 to be in compliance;
now, therefore, be it

RESOLVED, that the Director of Information Technology is hereby authorized to purchase
said at a cost not to exceed \$4,200 using A16804-54475 (Software).

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Lauderdale. Upon
roll call, adopted.

**RESOLUTION NO. 306-10: AUTHORIZATION TO ABOLISH THE POSITION TITLE OF TAX
MAP SUPERVISOR AND CREATE A TAX MAP TECHNICIAN POSITION WITHIN THE REAL
PROPERTY TAX SERVICES DEPARTMENT**

Mr. Hammond presented the following:

WHEREAS, the full-time Tax Map Supervisor will retire, effective April 29, 2010; and

WHEREAS, it is the determination of the Director of Real Property Tax Services, the
Human Resources Director and the County Administrator that the position titled Tax Map
Supervisor is no longer required to serve the Department's needs; now, therefore, be it

RESOLVED, that the position titled Tax Map Supervisor is hereby abolished, effective
April 30, 2010, and, be it further

RESOLVED, that one additional position of Tax Map Technician is hereby created,
effective April 30, 2010.

Mr. Spickerman moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll
call, all Supervisors voted Aye. Absent – Supervisors Crane, Miller, Collier, LeRoy and Park.
The Chairman declared the Resolution adopted.

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

Mr. Hammond 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
payment schedule to a quarterly basis; and

WHEREAS, the Board of Supervisors is desirous of amending Resolution No. 688-07 to
require a minimum of ten (10) percent change in assessment, require a Village, when
applicable, to be part of the "Cost Share" and to define a process before the County will expend

funds; now, therefore, be it

RESOLVED, that Resolution No. 444-95 as amended by Resolution No. 700-06 and Resolution No. 688-07 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 \$350,000 and the petitioner is desirous either of a change in assessment of ten (10) percent or a change of at least \$50,000 less than the assessed value.
- The Town, School District and, when applicable, Village in which the property resides have, by Resolution, agreed 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. (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.

PROCESS

- The Town will present a written request with a Town Resolution 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.

Mr. Lauderdale moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RESOLUTION NO. 308-10: APPROVING APPLICATIONS FOR CORRECTED TAX ROLLS

Mr. Hammond presented the following:

WHEREAS, applications for correction of tax rolls in relation to parcels of property identified below have been filed with the Director of Real Property Tax Services; and

WHEREAS, the Director investigated the circumstances of the claimed errors on the tax rolls and recommends that the applications be approved; now, therefore, be it

RESOLVED, pursuant to Article 5, Title 3 of the Real Property Tax Law, the applications are approved and the officers having jurisdiction of the tax rolls are hereby authorized to make the following corrections:

TOWN OF ROSE

2010 Tax Roll
Account No. 73115-00-320424
Assessed to: Town of Rose
Total Tax Difference: \$647.96 Total County Tax Difference: \$0.00
Corrected Total Tax: \$991.48

and be it further,

RESOLVED, that the County Treasurer is hereby authorized and directed to charge back the pertinent taxing authorities in the manner prescribed by Section 554 of the Real Property Tax Law.

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 309-10: DECLARING EQUIPMENT SURPLUS FOR THE DEPARTMENT OF REAL PROPERTY TAX SERVICES

Mr. Hammond presented the following:

WHEREAS, the Director of Real Property Tax Services has determined that the following equipment is no longer necessary to fulfill the requirements of day to day activities of the Department; and

WHEREAS, the equipment listed below would require extensive monies to repair, therefore, be it

RESOLVED, that the following equipment listed below is hereby declared surplus:

EQUIPMENT Three (3) CPU's Serial # HPY76-8XW8D-GYKV9-87KP7-679XT:
Serial # XPTB8-2PBXH-M6VRD-6TK4K-YY796
Serial # DMCK7 9T9WR-GDKKB-9BCR9-HXQQQ
Three (3) Computer Monitors SZ03512255
DS/NJP-09171R-47743-OCM-8AJ9
SB8517345
One (1) Fax Machine - 002000
Two(2) Index Card file Cabinets – 00072
One (1) Drafting Table – 000039

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

BUILDING RELOCATION COMMITTEE

RESOLUTION NO. 310-10: AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS FOR COMMISSIONING SERVICES FOR HVAC EQUIPMENT

Mr. Spickerman presented the following:

WHEREAS, Wayne County has awarded a project for renovations to the Former Nursing Home Facility for reuse by other County Departments; and

WHEREAS, said project has a significant amount of new HVAC equipment being installed; and

WHEREAS, the Building Relocation Committee has agreed that it would be in the best interest of Wayne County to seek commissioning services from and outside contractor for provision of said services; now, therefore, be it

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to prepare and distribute a Request for Proposals for commissioning services for all HVAC equipment; and be it further

RESOLVED, that all proposals shall be presented to the Building Relocation Committee for review and consideration.

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

RESOLUTION NO. 311-10: AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS FOR MOVING/RELOCATION SERVICES

Mr. Spickerman presented the following:

WHEREAS, Wayne County has awarded a project for renovations to the Former Nursing Home Facility for reuse by other County Departments; and

WHEREAS, said project will require moving and relocation of all specified departments to the new facility; and

WHEREAS, the Building Relocation Committee has agreed that it would be in the best interest of Wayne County to seek services from an outside contractor to provide said services; now, therefore, be it

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to prepare and distribute a Request for Proposals for moving and relocation services for all Departments being relocated; and be it further

RESOLVED, that all proposals shall be presented to the Building Relocation Committee for review and consideration.

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

RESOLUTION NO. 312-10: AUTHORIZATION FOR THE PURCHASE AND INSTALLATION OF THE ACCESS CONTROL SYSTEM HARDWARE AND SOFTWARE REQUIRED IN THE FORMER NURSING HOME RENOVATION PROJECT

Mr. Spickerman presented the following:

WHEREAS, Wayne County has awarded a project for renovations to the Former Nursing Home Facility for reuse by other County Departments; and

WHEREAS, said project has a significant amount of new access control system hardware and software equipment being installed; and

WHEREAS, the Building Relocation Committee has agreed that it would be in the best interest of Wayne County to purchase said equipment directly from the NYS Contract for said equipment; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an agreement, on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Linstar Security Systems, for the purchase and installation as described below:

ID System

- 1 CP80 Plus ID Card Printer*
Color Card Printer with "double-sided" printing, Ethernet connectivity, smart LCD display, 200 card input hopper, 100 card output hopper, magnetic stripe encoder and laminator module that allows you to apply polyester DuraGard® laminate on the cards which increase card durability and enhance security

- 1 Photo Pointe Professional Live Video Digital Camera Package with External Flash* -Live video digital camera with Datacard software interface, tripod, stand, backdrop, frame, and high-powered external flash

Access Control System

- 1 Upgrade System Galaxy Software for Corporate Level Software licensed for up to 120 card readers to Enterprise Level Software licensed for up to 168 card readers*
Additional System Galaxy Software Client*
- 5 Galaxy 600-Series Control Panel for up to 8 doors*
-Includes Controller box, CPU, 4 Dual Port Interfaces & 2 Power Supplies
- 2 Galaxy 600-Series Control Panel for up to 4 doors*
-Includes Controller Box, CPU, 2 Dual Port Interfaces & 1 Power Supply
- 1 Galaxy 600-Series Control Panel for up to 2 doors*
-Includes Controller Box, CPU, 1 Dual Port Interface & 1 Power Supply

8	Altronix Electronic Lock Power Supply – AL400ULX*	
	-12VDC at 4 AMP;24VDC at 3AMP;	
	-UL Listed Burg. (UL603);Fire (UL 1481); Access Control (UL294);	
	-MEA/CSFM Approved; CSA Listed.	
	-Includes: Large Cabinet, Cam Lock and Transformer	
45	HID Mini Prox Readers*	
45	Egress Motion Detector with Sounder	
4	Push Button Release	
	Equipment Total:	\$48,193.62
	Professional Implementation Services*:	\$32,916.85
	(Total travel, installation and system training.)	
	Subtotal:	\$81,110.47

LINSTAR Annual Maintenance Agreement

System includes comprehensive 90-day warranty, after which the annual service agreement is highly recommended

Service agreement includes one annual preventive maintenance visit, on-site support, travel and all parts (except consumables)

Service agreement covers all equipment and materials listed above

Total Annual Maintenance Agreement – First Year: \$ 9,934.53

Total Budgetary Estimate: \$91,045.00

30% due with order for equipment purchase

Total cost \$91,045.00

and be it further

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to enter a payment into the Project Account H19292.52820 in the amount of \$ 27,313.50 to generate a check to be turned over to Linstar when the contracts are executed and the equipment is ordered.

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

RESOLUTION NO. 313-10: AUTHORIZATION FOR THE PURCHASE AND INSTALLATION OF FIBER OPTIC AND COPPER LINES FROM BN SYSTEMS, INC.

Mr. Spickerman presented the following:

WHEREAS, Wayne County is in the process of Renovating the Former Nursing Home Facility for reuse by other County Departments; and

WHEREAS, the project will include the demolition of the East Wing area; and

WHEREAS, Wayne County currently has phone and fiber optic cables running through the crawl space of this area that provide communication services to other county facilities, that will need to be relocated as part of the project; and

WHEREAS, BN Systems, Inc. has provided us with a quote for the materials and labor required for the relocation of said phone and fiber as per their NYS Contract # 77018; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an agreement, on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with BN Systems Inc., for the purchase and installation of fiber optic, and copper phone lines in the amount of \$42,848.00; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to make payment upon completion of said contract, to BN Systems, Inc. from the project account #H 19252.52819.

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

RESOLUTION NO. 314-10: AUTHORIZATION TO APPROVE CHANGE ORDER FOR

FORMER NURSING HOME PROJECT

Mr. Spickerman presented the following:

WHEREAS, Wayne County has awarded a project for renovations to the Former Nursing Home Facility for reuse by other County Departments; and

WHEREAS, it was requested by the Superintendent of Buildings and Grounds to add a closet into each of the four road patrol offices being constructed in the facility; and

WHEREAS, a proposal has been received from Holdsworth Klimowski for the provision of the four closets; and

WHEREAS, the proposal has been reviewed and approved by both SWBR, and Watchdog Building Partners; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign Change Order #6, with Holdsworth Klimowski in the amount of \$ 12,654.48 for the provision of four closets added to room numbers 1007,1008,1009, and 1010; and be it further

RESOLVED, that the County Treasurer is hereby directed to amend the 2010 County Budget as follows:

H1925-CO. BLDG. RENOVATION-ONH:

\$12,654.48 to .52813 General Trades

\$12,654.48 from .52818 Contingency

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

RESOLUTION NO. 315-10: AUTHORIZATION TO APPROVE CHANGE ORDER FOR FORMER NURSING HOME PROJECT

Mr. Spickerman presented the following:

WHEREAS, Wayne County has awarded a project for renovations to the Former Nursing Home Facility for reuse by other County Departments, and

WHEREAS, said project has the removal of the old civil defense bunker in the scope of the General Contractors contract, and

WHEREAS, It was discovered that there were asbestos containing materials located in the bunker that will require abatement prior to removal that was not defined in the original bid documents, and

WHEREAS, Watchdog Buildings Partners and SWBR Architects, have prepared a request for proposal and have agreed that the proposal received from the general Contractor, Holdsworth Klimonski is a fair price for the work indicated, be it hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign Change Order # 5, with Holdsworth Klimowski in the amount of \$ 29,742.00 for the provision of removal of all asbestos containing materials in the bunker; and further

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

H1925-CO. BLDG. RENOVATION-ONH:

\$29,742.00 to .52813 General Trades

\$29,742.00 from .52818 Contingency

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

RULE 15 RESOLUTIONS

RESOLUTION NO. 316-10: REQUEST THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW

Mr. Plant presented the following:

WHEREAS, in late 2009 New York State, enacted and passed into legislation. "Leandra's Law" which (a) added the category of "Child In Vehicle" to DWI Offenses, that has already been implemented; and, (b) which added a section to the V & T Law requiring the installation and use of Ignition Interlock Device as part of all DWI sentences in New York State, to be

implemented effective August 15, 2010; and

WHEREAS, the legislation provided no direction or resources were by the Ignition Interlocked section of the legislation could be implemented; and

WHEREAS, in accord with the request of the Law, the NYS DPCA has prepared a Proposed Rule to direct the implementation of this law; and

WHEREAS, the proposed Rule does not demonstrate how the Counties are to organize and/or support the implementation of this Program, and requires each County to demonstrate how the County will implement and fund, this Program; and

WHEREAS, Wayne County supports the intent of this legislation it does not, in this time of severe fiscal crisis, have the resources to assume responsibility for an unfunded mandate of this magnitude; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors recommends and request that the State of New York, delay implementation of the Ignition Interlock Program until appropriate State resources can be identified and made available to the Counties for the implementation of this Program.

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

RESOLUTION NO. 317-10: AUTHORIZATION TO ENTER INTO AGREEMENTS WITH THE TOWNS OF HURON, SODUS AND WOLCOTT TO SUPPORT THE WEED HARVESTING PROGRAM

Mr. Spickerman presented the following:

WHEREAS, the Towns of Wolcott, Sodus and Huron each contribute to the Weed Harvesting Program based upon the miles of shoreline for each town as follows: Town of Wolcott (\$2,000), Town of Sodus (\$4,000) and the Town of Huron (\$9,000); and

WHEREAS, said Towns are desirous of paying their respective contributions to Wayne County which will in turn pay the Soil and Water District for the 2010 Aquatic Weed Harvesting Program; and

WHEREAS, Resolution 87-10 authorized Wayne County to contract for the Wayne County portion (\$44,100) of the Aquatic Weed Harvesting Program for 2010 contingent upon the Towns contributions and pay the district \$59,100 (\$15,000 Town's share and \$44,100 County's share) to administer the 2010 program; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign agreements upon review and approval of the County Attorney with the Towns of Huron, Sodus and Wolcott to facilitate payment of the towns' contribution to the Weed Harvesting program through the county.

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

RESOLUTION NO. 318-10: AUTHORIZE AGREEMENT WITH UPSTATE GRAPHICS FOR MAINTENANCE ON PRINTING DEPARTMENT EQUIPMENT

Mr. Lauderdale presented the following:

WHEREAS, the County of Wayne's Printing Department owns a Standard Digital Duplicator printing unit which requires maintenance; and

WHEREAS, the County has contacted with Upstate Graphics to provide machine maintenance for this unit in the past; 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 Upstate Graphics for an annual amount of \$1,389.00 and a annual per copy charge of .002 per copy for all copies in excess of 350,000 for the contract period 5/1/10 to 5/1/11.

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

RESOLUTION NO. 319-10: AUTHORIZATION TO AMEND RES. 521-09 CONTRACT WITH HEALTH RESEARCH INSTITUTE

Mr. Manktelow presented the following:

WHEREAS, Wayne County Public Health (WCPH) currently contracts with the Health Research Institute (HRI) for the Breast & Cervical Cancer Early Detection Program; and

WHEREAS, WCPH has received notice from the Health Research Institute (HRI) that additional funds will be available to provide breast and cervical cancer early detection services, for the amount of \$39,048 to be spent by June 29, 2010; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to amend the contract with HRI and authorize the acceptance of \$39,048 to be spent on breast and cervical cancer early detection services, to be spent by June 29, 2010, subject to the approval to the County Attorney as to form and content.

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

OTHER BUSINESS

Mr. Kelsch moved, seconded by Mr. Plant that one (1) resolution be allowed on the floor under other business. Motion carried.

RESOLUTION NO. 320-10: AUTHORIZING SALE OF FOUR SURPLUS SHERIFF'S OFFICE VEHICLES TO COUNTY OF SCHUYLER

Mr. Lauderdale presented the following:

WHEREAS, Wayne County has declared surplus a number of vehicles that will be sold at public auction to be conducted in May, 2010; and

WHEREAS, four 2003 Ford Crown Victoria Sheriffs Vehicles are among those vehicles that have been declared surplus; and

WHEREAS, these four vehicles are not serviceable for continued day-to-day use by the Sheriff's Office; and

WHEREAS, the Central Garage has placed a value of \$1,500 each on the vehicles; and

WHEREAS, the Sheriff's Office in Schuyler County has indicated its interest in acquiring these vehicles to use on occasion as support units during special events in Schuyler County; now, therefore, be it

RESOLVED, that the Purchasing Agent is hereby authorized to sell four surplus 2003 Ford Crown Victoria Sheriff's Vehicles to Schuyler County for the amount of \$1,500 each for a total of \$6,000; and be it further

RESOLVED, that the sale of these vehicles is on the condition of 'as is' and 'where is' and that Wayne County will not incur any additional costs in transporting these vehicles to Schuyler County, nor will it incur any added costs of vehicle title transfer.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Kelsch. Upon roll call, adopted.

Wayne County Administrator James Marquette requested for Kevin Rooney, Wayne County Highway Superintendent, to give the Board a report regarding the Consolidated Highway Improvement Program (CHIPS) funding. Mr. Rooney reported many proposed County road construction projects funded with CHIP's funds will be affected if Governor Paterson makes significant reductions to the executed budget.

ADJOURNMENT:

The next scheduled meeting of the Board is Tuesday, May 18, 2010 at 9:00 a.m.

Mr. Plant moved, seconded by Mr. Lauderdale, that the board adjourn at 10:12 a.m. Carried.

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