

11th Day
Tuesday, May 17, 2011
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.

The board members responded to roll call by introducing their "4-H Supervisor for a Day".

ROLL CALL - 4-H SUPERVISORS FOR THE DAY:

Arcadia	Jake Wheeler	Palmyra	Michelle Magee
Butler	Danielle Warrick	Rose	Karly Pratt
Galen		Savannah	Nicole Tones
Huron	Nathan Balson	Sodus	Destiny Leroy
Lyons	Jacob Eckert	Walworth	
Macedon	Jonathan Coyle	Williamson	Samantha Collier
Marion	Ashley Lange	Wolcott	Taylor Gagnon
Ontario	Becca Kittleson		

Upon roll call, all elected Board Members were present.

County Attorney Daniel Wyner and County Administrator James Marquette were also present for this morning session.

APPROVAL OF MINUTES:

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

COMMUNICATIONS:

The Clerk read the following:

A copy of the Sheriff's Cash Receipts Report for the month of April 2011, in the amount of \$14,742.65, was received and filed.

A thank you note was received from David Parker of the Sodus Bay Business Association, thanking the Board for the time allowed for last month's presentation regarding enhancing the weed harvesting program for the Sodus Bay Area.

A copy of the Professional Advisory Committee Meeting Minutes were received, after being reviewed and accepted by the Wayne County Health and Medical Services Committee Meeting from April 13, 2011, as per state requirement.

A letter was received from Eileen Lutz, Executive Director of Community Action in Self Help, announcing the application of funding to establish a home repair program for residents in Wayne County. This program will allow for the assistance to very low-income home owners to correct health and safety concerns and code violations, at no or nearly no cost to them.

A copy of a resolution was received from the Oswego County Legislature, entitled "Resolution in Opposition to the Usurpation of the assets of the Western Off Track Betting Corporation".

A certified copy of a resolution was received from Washington County Board of Supervisors, entitled, "Calling for Immediate Payment of Intergovernmental Transfer (IGT) Payments".

A letter was received from Robert Maccarone, Deputy Commissioner and Director of the NYS Division of Criminal Justice Services, announcing the approval of the 2011 application for Alternative to Incarceration (ATI) Performance-Based Service Plan for Wayne County.

The Board received a letter from the Wayne County Volunteer Fire Chief's Association expressing their disappointment for not funding an annual training seminar for the organization; and the purchase of display cabinets for the lobby of the Wayne County Public Safety Building.

Received letters from the Fire Chiefs of the Lincoln Volunteer and the Walworth Fire Departments, in opposition to the proposal of the purchase and outfitting of mannequins in the New Public Safety Building.

They also noted that they realize that the Wayne County Board is very supportive of fire services and Public Safety operation to the residents of Wayne County.

A notice of retirement letter was received from Sharon Lilla, Wayne County Planning Director, with the effective date of July 8, 2011.

The Board received a letter from Daniel Wyner, Wayne County Attorney, announcing his retirement date, effective June 29, 2011.

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

BIDS:

Wayne County Buildings and Grounds:

- Janitorial and Custodial Services for Wayne County Office Buildings

Wayne County Highway Department

- Concrete Gutters, Sidewalks, and Curbing
- Lowboy Construction Trailer

Wayne County Emergency Management

- Learning Management System

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

SCHEDULED BUSINESS:

Dr. Barbara Risser, President of the Finger Lakes Community College, gave a presentation to discuss the educational resources, supportive faculty and staff, and the tremendous natural beauty of the campus that make FLCC the "right place to start" for everyone interested in furthering their education.

PROCLAMATIONS:

Wayne County Barry Sheriff Virts, Newark Police Chief David Christler, Police Chief Richard Bogan, along with Public Safety Committee Chairman Robert Plant were on hand to present Proclamations for Correction Officer Week in Wayne County – from May 1st-7th and Police Officer Week in Wayne County – from May 15th-21st.

The following proclamations were also presented by Members of the Board, as follows:

Finger Lakes Works One Stop Month – May 2011

Marion Black Knights Girls Section V Basketball Champions

Marion Black Knights Boys Section V Basketball Champions

Marion Black Knights Section V Indoor Track Champions

Sodus Boy's Alpine Ski Team Section V Champions

Gananda Varsity Girls Section V and NYS Class CC Basketball Champions

Prior to presentation of a proclamation to the Palmyra-Macedon Robotics Program for becoming Finger Lakes Regional Champions, the students gave a power point presentation of the project along with an impressive demonstration of their robot within the Supervisors' Chambers.

Chairman Hoffman declared a 10 minute recess of the Board at 10:10 a.m.

The board meeting resumed session at 10:20 a.m.

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.
RESOLUTION NO. 316-11: AUTHORIZATION TO SIGN AUDIT ENGAGEMENT LETTERS

Mr. Hammond presented the following:

WHEREAS, the County is required to have audit services provided for various oversight and regulatory agencies of the State and Federal Government; and

WHEREAS, the County has engaged the services of Raymond F. Wager CPA and wishes to continue to have them provide these services; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an engagement letters with Raymond F. Wager, CPA to provide these services for the fiscal year 2010 during the calendar year 2011, not to exceed \$90,000.

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

RESOLUTION NO. 317-11: AUTHORIZING PUBLIC AUCTION SALE OF REAL PROPERTY ACQUIRED BY THE COUNTY FOR DELINQUENT TAXES

Mr. Hammond presented the following:

WHEREAS, pursuant to the provisions of Article Eleven (11) of the Real Property Tax Law of the State of New York pertaining to the enforcement of the collection of delinquent taxes, the County of Wayne has or will acquire title to the real property as shown on Appendix A (attached hereto and incorporated herein by reference) and is entitled to acquire title by Court Order to the properties from 2009 listed on Appendix A; and

WHEREAS, pursuant to the provisions of Article Eleven (11) of the Real Property Tax Law, real property acquired by tax deed or Court Order may be disposed of by the County at such times and upon such terms as shall be determined by the Board of Supervisors; now, therefore, be it

RESOLVED, in accordance with Article Eleven (11) of the Real Property Tax Law;

FIRST: The County Treasurer is hereby authorized and directed to convey title to the County of Wayne for the properties listed on Appendix A which are not redeemed for the year 2009 as of the close of business on June 21, 2011.

SECOND: The County Attorney is hereby authorized and directed to take appropriate action regarding removal of property from the auction list after the filing of the Summary Judgement of the Petition of Foreclosure and up to the time of the auction.

THIRD: The Director of Real Property Tax Services is hereby authorized, empowered and directed to conduct a public auction sale of the properties listed on Appendix A at the County Courthouse, 26 Church Street, Lyons, New York, on June 22, 2011, commencing at 6:00 p.m.

FOURTH: The Director of Real Property Tax Services is hereby authorized and directed to advertise the auction sale in such manner as he/she may deem suitable for obtaining the greatest public participation in the sale and to charge the advertising cost to Account No. A1362.4402 (Tax Advertising and Expense – Advertising).

FIFTH: Each parcel of property shall be offered and sold at the public auction sale subject to the following terms and conditions of sale:

COUNTY OF WAYNE REAL PROPERTY AUCTION SALE

Held at the Old Courthouse

26 Church Street, Lyons, NY

June 22, 2011 at 6:00 p.m.

TERMS AND CONDITIONS OF SALE

1. The property offered for sale has been acquired by the County of Wayne (hereinafter referred to as the "**County**") by Court Order pursuant to the provisions of Title 3, Article 11 of the Real Property Tax Law of the State of New York.

2. All potential Bidders/Buyers must provide acceptable photo identification for issuance of a bid number.
3. All Bidders/Buyers must register for this auction and hold a bid number.
4. Former owners will not be allowed to bid on their properties.
5. By acknowledging and executing these Terms & Conditions, the purchaser certifies that he/she is not representing the former owner(s) of the property against whom Wayne County Foreclosed and has no intent to defraud Wayne County of the unpaid taxes, assessment, penalties, and charges which have been levied against the property. The purchaser agrees that neither he/she nor his/her assigns shall convey, the property to the former owner(s) against whom Wayne County foreclosed within 24 months subsequent to the auction date. If such conveyance occurs, the purchaser understands that he/she may be found to have committed fraud, and/or intent to defraud, and will be liable for any deficiency between the purchase price at auction and such sums as may be owed to Wayne County as related to the foreclosure on the property and consents to immediate judgment by Wayne County for said amounts.
6. **NO PERSON OR ORGANIZATION CAN BID ON PROPERTIES AT THE AUCTION IF THEY, OR A CORPORATION OR COMPANY THEY ARE AFFILIATED WITH, OWE PROPERTY TAXES (CURRENT YEAR OR PRIOR YEAR) TO WAYNE COUNTY. ALL TAX LIABILITIES MUST BE PAID PRIOR TO THE AUCTION IN ORDER TO BID AT THE AUCTION. Previously defaulting parties are not allowed to bid.** Failure to comply with this provision will be grounds for default and forfeiture of any deposits paid.
7. The auctioneer's decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the preceding bid.
8. The property will be conveyed by the County to the purchaser by quit-claim deed, containing a description of the property as it appeared on the tax roll for the year upon which the County acquired title or as corrected up to date of deed. The deed will be recorded by the County upon payment in full of the purchase price and closing fees/cost. **POSSESSION OF PROPERTY IS FORBIDDEN UNTIL THE DEED IS RECORDED WITH THE WAYNE COUNTY CLERK CONVEYING TITLE TO THE PURCHASER. TITLE VESTS AT THE RECORDING OF THE DEED.** It is agreed between the County and the purchaser that delivery and acceptance of the deed occurs upon recording of the deed.
9. The County will not furnish an abstract of title or an instrument survey map.
10. **The County does not make any representations or warranties, expressed or implied,** (a) concerning the quality or the condition of the title to the property, or the validity or marketability of such title; the ownership of any improvements on the property; the condition of the property and any improvements thereon or its fitness for any use; or the accuracy of the property description on the tax roll or in the notice of sale or any other advertisement of sale furnished by the County; or (b) that the property or any improvements thereon presently comply with building or zoning codes, or with any state or local laws or regulations. Any information concerning the property furnished by the County or any of its officers, employees, or agents shall not be deemed to include any such representations or warranties. Any promotional tools such as photographic slides, tax maps, written or verbal descriptions, etc. are for informational purposes only.
11. Any successful bidder, who fails to tender the deposit at the end of the auction, will be forbidden to participate in this or any other auction. Any parcels which the County of Wayne did not receive deposits for by the end of the auction will be considered defaulted. If a purchaser fails to close on the parcel(s) that he/she bids on at the auction, he/she will be prohibited from participating at future auctions held for the County of Wayne.
12. The purchaser shall accept the property and any improvements thereon in "as is" condition with the understanding that the County makes no representation as to ownership or responsibility for any personal property located on the real property. The disposition of any personal property located on any parcel sold shall be the sole responsibility of the successful purchaser following the closing of sale.

13. Evictions, if necessary, are solely the responsibility of the successful bidder after closing and recording of the deed.
14. The sale of the property is made subject to (a) village, town, state and federal claims for taxes, liens or other encumbrances, and (b) all easements or rights-of-way which were in existence at the time of the levy of the tax the non-payment of which resulted in the tax deed to the County.
15. The County will convey the property free and clear of County tax liens accrued on or before January 1, 2011.
16. The purchaser will pay all of the following taxes and charges, including all interest and penalties if applicable:
 - 2011 Village Tax; current water, sewer, other special district charges, demolition charges, and any service charges levied against property by a Municipality - **INCLUDING ANY APPLICABLE INTEREST AND PENALTIES**
 - Federal and/or State taxes, liens and encumbrances of record
 - 2011 School Tax
 - 2012 Town Tax & County Tax which may include relieved village or school taxes
 - In order to avoid future delinquent charges, the new owner should immediately advise all tax collectors of the new ownership, and the address where future tax bills are to be mailed.
17. All bids are subject to approval and acceptance by the Wayne County Board of Supervisors. The County reserves the right to sell to the second highest bidder if Purchaser defaults.
18. The Board of Supervisors reserves the right to accept or reject any or all bids, or to withdraw any parcel from the sale at any time prior to delivery of the deed to the purchaser.
19. In the event that a sale is cancelled by Court Order or judgment or by the Wayne County Board of Supervisors, the successful bidder shall be entitled only to a refund of the purchase money. Purchaser shall not be entitled to special or consequential damages, attorney fees, reimbursement for any expenses incurred as a result of ownership or improvements of the property, nor for taxes paid during the period of ownership.
20. The purchaser shall pay full payment immediately at "Knockdown" (when the Auctioneer says "sold") for any properties sold in the amount of \$2,000 or less.
21. Regarding any properties sold for more than \$2,000, the amount of \$2,000 plus 10% of the amount over \$2,000 must be paid immediately at "Knockdown"
22. All sales shall be final, absolute and without recourse, and in no event shall Wayne County be or become liable for any defects in title for any cause whatsoever, and no claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, successors or assigns, against Wayne County arising from this sale.
23. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific parcel(s) is so designated and thereby sold subject to the provisions of law applicable thereto.
24. The purchaser's bid will be submitted to the Board of Supervisors on July 19, 2011. **IT SHALL BE THE PURCHASER'S RESPONSIBILITY TO CONTACT THE COUNTY REAL PROPERTY TAX SERVICE AGENCY (315-946-5916) ON OR AFTER JULY 20, 2011 TO DETERMINE WHETHER THE BID WAS ACCEPTED OR REJECTED BY THE BOARD OF SUPERVISORS.**
25. The purchaser must pay the balance of the purchase price (paid in cash or by certified check, bank check or money order payable to the Wayne County Treasurer) together with the necessary recording taxes and fees (paid in cash or check payable to the Wayne County Clerk) to the County Treasurer not later than the close of business on August 16, 2011. Upon receipt of such payments, the deed will be recorded in the County Clerk's Office and mailed to the purchaser upon completion of the recording process. The purchaser may not assign his/her right to complete the sale. **ALL DEEDS SHALL BE**

EXECUTED SOLELY IN THE NAME OF THE BIDDER (AND SPOUSE, IF REQUESTED) AS REGISTERED AT THE AUCTION. IF THE PURCHASER FAILS TO MAKE SUCH PAYMENTS ON OR BEFORE AUGUST 16, 2011, THE SALE SHALL BE DEEMED CANCELLED, THE COUNTY SHALL NOT BE OBLIGATED TO CONVEY THE PROPERTY TO THE PURCHASER AND THE PURCHASER'S DEPOSIT SHALL BE RETAINED BY THE COUNTY AS LIQUIDATED DAMAGES.

26. The purchaser shall execute a Memorandum of Purchase at the time and place of the auction sale agreeing to purchase the property subject to the terms and conditions of sale prescribed by the County.

MEMORANDUM OF PURCHASE

I, _____, agree to purchase the property identified as Tax Map
(Print Name)
_____, Town of _____, subject to the terms and
conditions of sale set forth above, for the purchase price of \$ _____.

Dated: June 22, 2011

Name: _____
(Signature)
Social Security No.: _____
Telephone: _____

Residence Address:

Mailing Address:

GRANTEE DESIGNATION IN DEED:

_____	_____	_____
Name	Soc. Security #	Residence Address
_____	_____	_____
Name	Soc. Security #	Residence Address

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Collier.

Prior to vote, Chairman Hoffman took this opportunity to explain to the weighted voting procedures used for the adoption of any resolution that is presented by the Board.

Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

RESOLUTION NO. 318-11: AUTHORIZATION TO PURCHASE EQUIPMENT AND TRANSFER FUNDS FOR REAL PROPERTY TAX SERVICE

Mr. Hammond presented the following:

WHEREAS, the current colored printer has failed and is no longer able to be fixed and WHEREAS, this printer is used to print colored maps and pictures for the various projects conducted by Real Property Tax Service Department; now, therefore, be it

RESOLVED, that the Director of Real Property Tax Service is hereby authorized to purchase the following equipment from state bid contract or best quotes according to the

County's regulations and policies for purchasing and bidding:		
1- Ricoh Aficio GX e330N – Printer - color.	1784018	\$157.00
1-3Yr Printers Scanners All in One-Extends	2136333	\$27.92
		\$184.92

and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to transfer \$184.92 from Account No. A13554.54116 (Computer Supplies) to Account No. A13552.52201 (Other Equipment).

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

RESOLUTION NO. 319-11: CERTIFICATION OF A HOME RULE REQUEST TO AMEND THE TAX LAW IN RELATION TO EXTENDING THE AUTHORIZATION OF THE COUNTY OF WAYNE TO IMPOSE AN ADDITIONAL SALES AND COMPENSATING USE TAX

Mr. Hammond presented the following:

RESOLVED, pursuant to Article IX of the constitution, the County of Wayne hereby requests that the New York State Legislature enact Senate Bill (No. S.4574) (Said bill is identified in the Assembly as Assembly Bill No. A.6552) entitled "AN ACT to amend the tax law, in relation to extending the authorization of the county of Wayne to impose an additional sales and compensating use tax"; and be it further

RESOLVED, it is hereby declared that a necessity exists for the enactment of such legislation and that the fact establishing such necessity is as follows: The County does not have power to enact such legislation by local law; and be it further

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized to certify a Home Rule request to the Legislature for the enactment of said Legislation.

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

RESOLUTION NO. 320-11: AUTHORIZE SALE OF VEHICLES AT THE PALMYRA MUNICIPAL AUCTION

Mr. Hammond 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 14, 2011:

1996	CHEV CAVALIER	1G1JC5249T7214918
1997	DODGE VAN	2B5WB35Y7VK540593
1998	DODGE RAM VAN	2B7HB11X5WK138834
1999	FORD TAURUS	1FAFP5249XG270760
2000	FORD CV	2FAFP71W2YX166248
2000	CHEV CAVALIER	1G1JC5240Y7390506
2000	CHEV CAVALIER	1G1JC5244Y7387060
2000	FREIGHT BUS	4UZ3CJFC61CH41439
2001	DODGE VAN	2B5WB35Y11K542771
2002	DODGE CARAVAN	1B4GP24372B544784
2002	DODGE CARAVAN	1B4GP24382B655098
2003	FORD CV	2FAFP71W63X121824
2003	FORD CV	2FAFP71WX3X121826
2003	FORD CV	2FAFP71W93X121820
2003	FORD CV	2FAHP71W63X208048
2004	FORD CV	2FAHP71W54X175173

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

RESOLUTION NO. 321-11: ADOPTING MORTGAGE TAX REPORT AND AUTHORIZING COUNTY TREASURER TO MAKE PAYMENT TO TOWNS AND VILLAGES

Mr. Hammond presented the following:

WHEREAS, the Finance Committee of the Wayne County Board of Supervisors has filed a report showing the mortgage tax monies received by the Wayne County Treasurer during October 1, 2010 to March 31, 2011, and recommend payment to the Villages and Towns as apportioned in such report as follows:

TOWN	TOWN SHARE	VILLAGE	VILLAGE SHARE	TOTAL
Arcadia	35,015.74	Newark	14,974.03	49,989.77
Butler	7,111.16	Wolcott	437.82	7,548.98
Galen	9,947.44	Clyde	2,252.55	12,199.99
Huron	16,792.11		0.00	16,792.11
Lyons	11,317.65	Lyons	4,620.22	15,937.87
Macedon	62,903.11	Macedon	4,248.06	67,151.17
Marion	27,829.02		0.00	27,829.02
Ontario	101,499.64		0.00	101,499.64
Palmyra	29,160.87	Palmyra	3,939.06	33,099.93
Rose	11,817.26		0.00	11,817.26
Savannah	4,047.32		0.00	4,047.32
Sodus	44,303.41	Sodus	3,187.18	54,562.60
		Sodus Pt.	7,072.02	
Walworth	90,334.25		0.00	90,334.25
Williamson	42,644.94		0.00	42,644.94
Wolcott	15,492.96	Red Creek	777.66	18,055.65
		Wolcott	1,785.03	
TOTAL	510,216.87		43,293.63	553,510.50

now, therefore, be it

RESOLVED, that the Mortgage Tax Report submitted by the Finance Committee is hereby accepted, the recommendation for payments to the Villages and Towns contained in such report is hereby adopted, and the County Treasurer is hereby authorized and directed to make such payments pursuant to the report.

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

RESOLUTION NO. 322-11: TAX REFUND – ERROR ON TAX ROLL

Mr. Hammond presented the following:

WHEREAS, applications for refund of real property tax claimed to be attributable to an

error on the tax roll has duly been filed with the Director of Real Property Tax Services ("Director") for the properties listed below, pursuant to the provisions of Article Five, Title 3 of the Real Property Tax Law; and

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

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

TOWN OF ROSE

2011 Tax Roll

Account No. 75115-00-438179

Assessed to: Arthur & Judith Webber

Total Tax Difference: \$ 28.27 Total County Tax Difference: \$ 0

Refund: \$ 28.27

and be it further

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

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

RESOLUTION NO. 323-11: CONCUR WITH COUNTY TREASURER'S RECOMMENDATION TO WITHDRAW FROM FORECLOSURE PROCESS, CERTAIN PROPERTIES WITH ENVIRONMENTAL ISSUES AND STATE LEASED LANDS

Mr. Hammond presented the following:

WHEREAS, the County Treasurer has identified certain real property, a copy of which is on file with the Clerk of the Board, that have a barrier to tax enforcement; now, therefore, be it

RESOLVED, that the Board of Supervisors concur with the County Treasurer's recommendation that these real property parcels listed below be withdrawn from the foreclosure process.

Re: Environmental Issues

Town/Village

Auction #	Property location	Owner	Tax Map #
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GALEN/Village of Clyde

Seq. # 407	35 W. Dezeng St.	Gerald Wride	74112-14-361489
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Seq. # 424	45 E. Genesee St.	1983 Finance Corp.	74112-14-432343
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LYONS

Seq. #633	8686 Hill St.	Graybill Real Estate LLC	71111-00-720430
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ONTARIO

Seq. #944	1075 Route 104	Ontario Truck Parts	62117-00-182828
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PALMYRA

Seq. # 1107	4363 Tellier Rd.	Anthony Wayne Caster	66112-12-794523
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Seq. # 1108	4775 Tellier Rd.	Dave Kern	66112-12-802524
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Ms. Park moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 324-11: AMEND PUBLIC SAFETY BUILDING PROJECT (H1925) PER CHANGE ORDERS APPROVED ON APRIL 19, 2011 AND MAY 3, 2011

Mr. Hammond presented the following:

WHEREAS, the Building Renovation Committee (BRC) has the authority to approve

change orders up to \$10,000.00 for the Public Safety Building Renovation Project; and
WHEREAS, the BRC met on April 19, 2011 and on May 3, 2011 to review the status of the project and reviewed and approved various change orders with in components of the project; and

WHEREAS, the following change orders were reviewed and approved for the General Contractor component: GC-38B Abatement of window not shown on documents (\$1,042); GC-120 Provide new chase and patching/painting associated with relocation of FM-200 system (\$856); GC-123 Cleaning and Flushing of existing sanitary sewer lines (\$4,334) and GC-124 Construct drywall chase, remove and replace acoustical ceiling (\$1,978) for a total of \$8,210; and

WHEREAS, the following change order was reviewed and approved for the HVAC Contractor component: HVAC-13 Relocate FM200 Control Panel (\$882)

WHEREAS, the following change orders were reviewed and approved for the Electrical Contractor: EC-40 Credit fuel for Generator (-\$3,329), EC-43R Relocate Control Panel (\$1,063); EC-07R Rework and re-feed existing sign and site lighting (\$8,134); EC-17 Reroute camera raceway and wiring for camera (\$2,224); EC-25 Repaid conduit feeding maintenance garage (\$368); EC-41A Mechanical revisions related to commissioning (\$128); and EC-44 Install receptacle in training room for projector (\$483) for a total of \$9,071; 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:

(appropriations)
\$ 8,210 to .52813 General Trades
\$ 882 to .52814 HVAC
\$ 9,071 to .52815 Electrical
\$18,163 from .52818 Contingency

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

RESOLUTION NO. 325-11: AUTHORIZATION TO APPROVE CHANGE ORDER FOR CONNORS-HAAS

Mr. Hammond presented the following:

WHEREAS, RFP EC-37 was issued to Connors-Haas for a proposal to provide field fabricated raceways for the provision of electrical and data services to the fixed field desk layout in the Emergency Management Offices training room; and

WHEREAS, Connors-Haas has presented their proposal for RFP EC-37, in the amount of \$ 13,154.00; and

WHEREAS, SWBR, M&E Engineering, and Watchdog Building Partners have all reviewed the proposal and agree that it is a fair price for said provisions be it hereby,

RESOLVED, that RFP-EC-37 be approved in the amount of \$ 13,154.00 for the provision of field fabricated raceways for the provision of electrical and data services in the operation room of the Emergency Management Offices within the Public Safety building; and be it further

RESOLVED, that the County Treasurer is hereby authorized to amend Account No. H1925 as follows:

H1925-CO BLDG RENOVATION ONH

(appropriations)
\$13,154.00 to .52815 ELECTRICAL
\$13,154.00 from .52818 CONTINGENCY

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

Supervisors Spickerman commented that this resolution was originally presented and approved at the last Building Relocation Committee. He questioned why it was being

presented by the Finance Committee.

There was discussion regarding the total amount of the change order being over the \$10,000 limit and this needing Finance Committee approval.

Upon roll call, adopted.

RESOLUTION NO. 326-11: AUTHORIZATION TO EXECUTE CONTRACT WITH THE FRED A. NUDD CORPORATION

Mr. Plant presented the following:

WHEREAS, Board of Supervisors Resolution No. 861-10, duly enacted on December 21, 2010, authorized the execution of a lease agreement and related work in association with the County's use of a communications tower owned by the Saint Lawrence Seaway Development Corporation, and located in the Town of Sodus; and

WHEREAS, the above mentioned resolution included authorization for the Fred A. Nudd Corporation of Ontario, NY to perform tower structural upgrades engineered by the Nudd Corporation which would result in compliance with current applicable tower standards, and will allow for the installation of the proposed County equipment; and

WHEREAS, based on Nudd quote number 209-15070 dated September 27, 2010, the above referenced resolution approved on December 21, 2010 authorized an expenditure of \$28,553.00 to the Nudd Corporation for the tower structural improvement work; and

WHEREAS, the Nudd Corporation has indicated that they are no longer able to accomplish the required work for the price quoted last September, as steel costs have risen considerably since that time; and

WHEREAS, the total increased amount is \$1,582; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized, subject to the review and approval of the County Attorney, to execute a contract with the Fred A. Nudd Corporation in the amount of \$30,135.00 for the tower structural improvements to be accomplished at the Saint Lawrence Seaway Development Corporation tower off Route 88 in the Town of Sodus, in association with Nudd quote number 309-15070.

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

RESOLUTION NO. 327-11: AUTHORIZATION TO CREATE TEMPORARY POSITION AT EMERGENCY MANAGEMENT OFFICE

Mr. Plant presented the following:

WHEREAS, the Typist in the Emergency Management Office supports three full time, two part time, and numerous volunteers on a daily basis; and

WHEREAS, the individual in the Typist position that performs these duties is presently only capable of working limited hours due to ongoing medical treatments, which are scheduled to intensify for a three month period beginning in June 2011; and

WHEREAS, there are significant work activities that need to be accomplished during this time, including preparation for NYS and Federally evaluated Ginna exercises; now, therefore, be it

RESOLVED, that a temporary position of Typist is hereby created for a period of three months, with a possible extension of three months, to work those days that the individual is unable to work until the individual on medical leave returns to work full time at the rate of \$13.60 per hour.

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

RESOLUTION NO. 328-11: AUTHORIZATION TO AWARD RFP FOR LEARNING MANAGEMENT SYSTEM

Mr. Plant presented the following:

WHEREAS, pursuant to Resolution No. 25-11, the Director of Emergency Management was authorized and directed to issue a Request for Proposal (RFP) for a Learning

Management System; and

WHEREAS, the total recommended system cost is \$33,000, of which \$26,606 will be paid for with Grant Funding and \$4,394, with County Funds; and

WHEREAS, the following Request for Proposals were received and reviewed by the Emergency Management Office:

Vendor	County Hosted
ePath Learning, Inc. 300 State St New London, CT 06320	Not Offered (only offers Software as a Service)
Clarity.ca, Inc. 603 – 7th Avenue, S.W. Calgary, Alberta T2P 2T5	\$33,000
Redi247 Brite Computers 7647 Main Street Fishers Victor, NY 14564	\$196,971

now, therefore, be it

RESOLVED, that the Request for Proposal for this project is hereby accepted from Clarity.ca, Inc. at a cost of \$33,000; 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 Clarity.ca, Inc. at a cost of \$ 33,000; and be it further

RESOLVED, that the County Treasurer is authorized to amend the 2011 county budget as follows:

A3640-Emergency Management

(revenue)

\$28,606 to .44306 Homeland Security

(appropriations)

\$28,606 to .52203 Homeland Security Equipment

\$ 4,394 to .54400 Contracted Services

A1990 Contingent Fund Gen

(appropriations)

\$ 4,394 from .54000 Contracted Services

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

RESOLUTION NO. 329-11: AUTHORIZATION TO EXPEND STATE HOMELAND SECURITY GRANT FUNDS (FY 2009) FOR PICTOMETRY AND AMEND BUDGET

Mr. Plant presented the following:

WHEREAS, Emergency Management previously received SHSGP grants for FY2009, with no cash match, and the Wayne County Board of Supervisors approved acceptance of said grants; and

WHEREAS, an update of the Pictometry Image Library was included as part of the grant expenditure and previously authorized by the Board of Supervisors; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to amend the 2011 county

budget as follows:

A3640-Emergency Management:

(revenue)

\$44,720 to .44306 Homeland Security

(appropriations)

\$44,720 to .52203 Homeland Security-Equipment

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

RESOLUTION NO. 330-11: AUTHORIZATION TO CREATE POSITION AND APPOINT LIVE FIRE TRAINING OFFICERS FOR FIRE TRAINING FACILITY AND AMEND BUDGET

Mr. Plant presented the following:

WHEREAS, the Wayne County Fire Coordinator oversees the Fire Training Facility; and

WHEREAS, the County of Wayne has extensively renovated the burn building to allow live fire training; and

WHEREAS, it is necessary to ensure all fire department staff and personnel understand and adhere to the document entitled "Policies and Procedures for Conducting Live Fire/Fire Training Evolutions" and that a County representative be present during live fire training; and

WHEREAS, it is necessary to ensure that the users of the facility have the proper set-up before and clean-up of the facility after each live fire training evolution; now, therefore, be it

RESOLVED, that three per diem positions of Live Fire Training Officer are hereby created, and such individuals shall be compensated at a per diem amount of \$53.00 per session; and be it further

RESOLVED, that Live Fire Training Officers travelling to or from the training facility are not eligible for mileage reimbursement; and be it further

RESOLVED, that the County Treasurer is hereby authorized to make the following adjustment to the 2011 budget:

A1990 Contingent Fund Gen

(appropriations)

\$4,565 from .54000 Contractual Services

A3410 Mutual Aid (Fire Coordinator)

\$4,240 to .51592 Live Fire Training Officer

\$ 325 to .58200 Payments to Social Security

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

RESOLUTION NO. 331-11: AUTHORIZATION FOR FIRE COORDINATOR TO OBTAIN FUEL CHARGE CARD FROM SHERIFF'S OFFICE FOR OUT OF COUNTY BUSINESS

Mr. Plant presented the following:

WHEREAS, the Fire Coordinator is responsible to ensure that inter-county mutual aid responses are coordinated and on occasion has reason to attend out of county training; and

WHEREAS, in these instances, it is sometimes necessary to purchase fuel rather than refueling at county facilities; and

WHEREAS, the Sheriff's Office has a fuel charge card account established; and

WHEREAS, the Sheriff has indicated that the Fire Coordinator can utilize this account using a card and a unique Personal Identification Number (PIN) to identify Fire Coordinator purchases; and

WHEREAS, purchasing fuel using the fuel charge account allows the county to take advantage of the liquid fuels and sales tax exemptions for municipalities; and

WHEREAS, these exemptions are not recognized on private purchases which are later reimbursed to employees; now, therefore, be it

RESOLVED, that the Sheriff is authorized to provide the Fire Coordinator with a fuel charge card; and be it further

RESOLVED, that the Fire Coordinator is responsible for any charges made on the

account to ensure that they are necessary and proper to the mission of his office and is responsible to ensure that any charges are paid from the departmental budget.

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

RESOLUTION NO. 332-11: AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE UNIFIED COURT SYSTEM FOR COURT SECURITY OFFICER SERVICES AT THE WAYNE COUNTY HALL OF JUSTICE

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has previously had agreements with the New York State Unified Court System, hereinafter referred to UCS, for Court Security Officer services at the Wayne County Hall of Justice; and

WHEREAS, an agreement with UCS for the time period of April 1, 2010 through March 31, 2011 needs to be signed by the Sheriff so that reimbursements for Court Security Officer services can be made to Wayne County; and

WHEREAS, the maximum allowable reimbursement to Wayne County for the aforementioned time period shall be \$595,002.80; and

WHEREAS, the Sheriff is requesting authorization to enter into an agreement with UCS for reimbursement for Court Security Officer services at the Wayne County Hall of Justice for the time period of April 1, 2010 through March 31, 2011, for the maximum amount of \$595,002.80; now, therefore, be it

RESOLVED, that the Chairman of the Board and the Wayne County Sheriff are hereby authorized to enter into an agreement with UCS for reimbursement of Court Security Officer services at the Wayne County Hall of Justice for the time period of April 1, 2010 through March 31, 2011, for the maximum amount of \$595,002.80, upon review and approval of the County Attorney.

Mr. Hammond moved the adoption of the resolution. Seconded by Mr. Manktelow.

Mr. Plant moved, seconded by Mr. Lauderdale, that the maximum allowable reimbursement amount in the 3rd and 4th "WHEREAS" clauses, as well as and the "RESOLVED" clause, be amended with the updated amount of \$595,002.80; in addition to adding the "Chairman of the Board" to the "RESOLVED" clause, for authorization to enter into the agreement. Motion carried.

Upon roll call to amend the resolution as noted, adopted.

RESOLUTION NO. 333-11: AUTHORIZATION TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH THE COUNTY OF ONEIDA FOR FORENSIC SERVICES AT THE NEW YORK PSYCHIATRIC CENTER FORENSIC UNIT

Mr. Plant presented the following:

WHEREAS, the Wayne County Jail for many years has had an agreement with the County of Oneida for forensic, inpatient psychiatric services, for Wayne County Jail inmates, at the New York Psychiatric Center in Marcy, New York; and

WHEREAS, the agreement with the County of Oneida has expired and a new agreement needs to be executed; and

WHEREAS, the term of the agreement will commence on January 1, 2011 and continue through and include December 31, 2013; and

WHEREAS, under said agreement, the Wayne County Sheriff agrees to pay the County of Oneida One Hundred Sixty-five Dollars (\$165.00) per day, per inmate, for maintaining custody of Wayne County inmates; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to enter into an intermunicipal agreement with the County of Oneida for forensic services for Wayne County Jail inmates at the New York Psychiatric Center in Marcy, NY, from January 1, 2011 through December 31, 2013, at a cost not to exceed one hundred sixty-five dollars (\$165.00) per day, upon review and approval of the County Attorney.

Mrs. Crane moved the adoption of the resolution. Seconded by Mr. Leroy.

Mr. Plant moved, seconded by Mr. Lauderdale, that the "RESOLVED" clause, be amended as follows:

"RESOLVED, that the Chairman of the Board is hereby authorized to enter into an intermunicipal agreement with the County of Oneida for forensic services for Wayne County Jail inmates at the New York Psychiatric Center in Marcy, NY, from January 1, 2011 through December 31, 2013, at a cost not to exceed one hundred sixty-five dollars (\$165.00) per day, upon review and approval of the County Attorney." Motion carried.

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

RESOLUTION NO. 334-11: AUTHORIZATION TO ENTER INTO AN AGREEMENT FOR A LAW ENFORCEMENT AND GOVERNMENT PUBLIC RECORDS DATA BASE SERVICE

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has previously entered into agreements with Choice Point, now known as West Publishing Corporation, for a law enforcement and government public records data base service; and

WHEREAS, such public records data base service is used primarily by Sheriff's Investigators to assist in criminal investigations; and

WHEREAS, the cost of such public records data base service is a budgeted item within the 2011 Sheriff's Detective Division budget; and

WHEREAS, the term of the agreement with West Publishing Corporation for such public records data base service will be for 36 months commencing on the date of authorization by the Wayne County Board of Supervisors, at a cost of \$168.30 per month; and

WHEREAS, the Sheriff is requesting authorization to enter into an agreement with West Publishing Corporation for a law enforcement and government, public records data base service, for a term of 36 months commencing on the date of authorization by the Wayne County Board of Supervisors, at a cost of \$168.30 per month; now, therefore, be it

RESOLVED, the Sheriff is hereby authorized to enter into an agreement with West Publishing Corporation for a law enforcement and government, public records data base service, for a term of 36 months commencing on the date of approval by the Wayne County Board of Supervisors, at a cost not to exceed \$168.30 a month, upon review and approval of the County Attorney.

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

Mr. Plant moved, seconded by Mr. Hammond, that the "RESOLVED" clause, be amended as follows:

"RESOLVED, the Chairman of the Board is hereby authorized to enter into an agreement with West Publishing Corporation for a law enforcement and government, public records data base service, for a term of 36 months commencing on the date of approval by the Wayne County Board of Supervisors, at a cost not to exceed \$168.30 a month, upon review and approval of the County Attorney." Motion carried.

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

RESOLUTION NO. 335-11: AUTHORIZATION TO DECLARE VEHICLES SURPLUS FOR THE SHERIFF'S OFFICE

Mr. Plant presented the following:

WHEREAS, the following vehicles are no longer of use by the Wayne County Sheriff's Office, is hereby declared surplus; and be it further Wayne County Highway Department:

2003	FORD CV	2FAFP71W63X121824
2003	FORD CV	2FAFP71WX3X121826
2003	FORD CV	2FAFP71W93X121820
2003	FORD CV	2FAFP71W83X121825
2003	FORD CV	2FAHP71W63X208048

2004 FORD CV 2FAHP71W54X175173
2004 FORD CV 2FAHP71W14X175171

WHEREAS, Buildings and Grounds is in need of a vehicle for short distance driving between county buildings; and

WHEREAS, pursuant to vehicle disposition procedure adopted by Resolution No. 128-09, the County Administrator is recommending that the following surplus vehicle be transferred to Buildings and Grounds:

2003 FORD CV 2FAFP71W83X121825

now, therefore, be it

RESOLVED, that said vehicle is hereby transferred to the Buildings and Grounds Department as recommended; and be it further

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

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

RESOLUTION NO. 336-11: AUTHORIZATION TO CONTRACT WITH VICTOR B. CHAMBERS, ESQ. TO ACT AS ASSIGNED COUNSEL ADMINISTRATOR (APPELLATE COUNSEL)

Mr. Plant presented the following:

WHEREAS, Resolution # 447-10 authorized Wayne County to enter into an agreement with Victor B. Chambers, Esq. to act as Assigned Counsel Administrator regarding Appellate Counsel to review, audit and recommend approval or disapproval of claims filed by attorneys appointed pursuant to Article 18B of the County Law at a rate of seventy-five (\$75.00) per hour for a term that commenced on January 1, 2010 and terminated December 31, 2010; and

WHEREAS, Mr. Chambers is willing to continue to provide said services to the County at the same rate of seventy-five (\$75.00) per hour for a term commencing January 1, 2011 through December 31, 2011; now, therefore, be it

RESOLVED, that Chairman of Wayne County Board of Supervisors is authorized to enter into an agreement subject to the County Attorney's review and approval with Victor B. Chambers, Esq. to provide the County with services consisting of Appellate Counsel Administrator to assign appellate counsel and to review, audit, recommend approval or disapproval of claims pursuant to Article 18B of the County law. Compensation shall be at a rate of seventy-five (\$75.00) an hour. The term of said agreement shall commence January 1, 2011 and terminate December 31, 2011.

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

RESOLUTION NO. 337-11: AUTHORIZATION TO CONTRACT WITH VICTOR B. CHAMBERS, ESQ. TO ACT AS ASSIGNED COUNSEL ADMINISTRATOR

Mr. Plant presented the following:

WHEREAS, resolution 448-10 authorized Wayne County to contract with Victor B. Chambers, Esq. to act as Assigned Counsel Administrator at a rate of seventy-five (\$75.00) per hour total contract not to exceed Ten Thousand and 00/100 (\$10, 000.00) for a term that commenced January 1, 2010 and terminated December 31, 2010; and

WHEREAS, Victor B. Chambers, Esq. is willing to continue to provide said services to the County at a rate of compensation of seventy-five (\$75.00) an hour for a contract amount not to exceed Fourteen Thousand and 00/10 (\$14,000.00) for a period commencing January 1, 2011 and terminating December 31, 2011; now, therefore, be it

RESOLVED, that Chairman of Wayne County Board of Supervisors is authorized to enter into an agreement subject to the County Attorney's review and approval with Victor B. Chambers, Esq. to act as Assigned Counsel Administrator. Compensation shall be at a rate of seventy-five (\$75.00) an hour for a contract amount not to exceed Fourteen Thousand and

00/100 (\$14,000.00) for the period commencing January 1, 2011 and terminating December 31, 2011.

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

RESOLUTION NO. 338-11: AUTHORIZATION FOR PAYMENT OF EMERGENCY REPAIR INVOICE AT THE BRANTLING HILL COMMUNICATIONS SITE

Mr. LeRoy presented the following:

WHEREAS, a sudden and unanticipated commercial electric power interruption occurred at the Brantling Hill communications site in January, 2011; and

WHEREAS, this outage affected all electric at both transmitter buildings at the site, necessitating that the propane back-up power system be utilized until such time as the cause of the problem was discovered and repaired; and

WHEREAS, the services of Connors-Haas Electrical Contractors were summoned by the Buildings and Grounds Department to diagnose the problem on an emergency basis; and

WHEREAS, it was found that it was necessary to bury new conduit and cable between the NYSEG pole and the older of the two buildings, as the original installation was not in conduit; and

WHEREAS, the Buildings and Grounds Department authorized Connors-Haas to make the necessary repairs to the system on an emergency basis, with such repairs having been completed in January, 2011; now, therefore, be it

RESOLVED, that Connors-Haas invoice number 12564, in the amount of \$19,556.38, relating to the above mentioned emergency repairs at the County owned Brantling Hill communications site, shall be approved for payment from account A1615.4407, entitled Building Maintenance.

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

RESOLUTION NO. 339-11: AUTHORIZATION TO ISSUES RFQ'S FOR ARCHITECTURAL AND ENGINEERING SERVICES

Mr. LeRoy presented the following:

WHEREAS, The County Buildings and Grounds and Highway departments has needs for Architectural and Engineering Services; and

WHEREAS, on many occasions these needs are time sensitive and do not allow proper time to request proposals from multiple A&E firms; and

WHEREAS, it will be fiscally beneficial to have pre-qualified firms on contract to deal with the needs of the County; now, therefore, be it

RESOLVED, that the Buildings and Grounds and Highway Superintendents are hereby authorized to issue a Request for Qualifications for Architectural and Engineering Firms as per the needs of the Highway and Buildings and Grounds Departments for various projects, meeting a predetermined criteria and fiscal threshold for the purpose of putting A&E firms on contract for future needed services.

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

RESOLUTION NO. 340-11: AUTHORIZATION TO AMEND MAINTENANCE AGREEMENT WITH THYSSENKRUPP

Mr. LeRoy presented the following:

WHEREAS, Wayne County Departments are moving into the Public Safety Building in May; and

WHEREAS, the building has an existing elevator in the facility that was not replaced as part of the construction project; and

WHEREAS, Resolution No. 52-08 authorized a maintenance contract to ThyssenKrupp for all County-owned elevators for the period of March, 1, 2008 thru February 28, 2012; and

WHEREAS, ThyssenKrupp has provided a quote to add the existing elevator located in the Public Safety Building for the remainder of the contract at a cost of \$127.00 per month; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby directed to execute an amendment to the existing contract with ThyssenKrupp for the maintenance of the elevator in the Public Safety Building at a cost of \$127.00 per month, subject to the approval of the County Attorney.

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

RESOLUTION NO. 341-11: AUTHORIZATION TO ACCEPT LOW BID FOR CONCRETE GUTTERS, SIDEWALKS, AND CURBING FOR THE WAYNE COUNTY HIGHWAY DEPARTMENT'S SALTER ROAD PROJECT

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Highway Department is currently constructing roadway improvements on Salter Road in the Town of Rose and will require a specialized subcontractor to install concrete gutters, sidewalks, and curbing; and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for concrete gutters, sidewalks, and gutters for the Salter Road Project (D51122.52644) for the County Highway Department (Resolution 193-11), and the bids were open on Monday, April 11, 2011 at 1:00 p.m. and the following bids were received:

	<u>L.F Price for Gutters</u>	<u>L.F. Price for Sidewalks</u>	<u>L.F. Price for Cubing</u>
Concrete Slipform, Inc.	\$6.00	\$9.00	\$6.00
EJ Millitello Concrete, Inc.	\$7.75	\$9.25	\$7.75
Hynes Concrete Contractors, Inc.	\$7.50	\$9.50	\$12.00
Syrstone, Inc.	\$9.50	\$15.00	\$9.50
Compobello Construction Co., Inc.	\$8.25	\$10.25	\$11.00
AEY Enterprises, Inc.	\$11.00	\$13.75	\$20.00

now, therefore, be it

RESOLVED, that the bid submitted by Concrete Slipform, Inc. of Canastota, NY with the bid price of \$6.00 per linear foot for gutters (4000 LF), the bid price of \$ 9.00 per linear foot for sidewalks (1950 LF), and the bid price of \$6.00 per linear foot for curbing (300 LF), 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.

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

RESOLUTION NO. 342-11: AUTHORIZATION TO ACCEPT LOW BID FOR ONE (1) 2011 35 TON LOWBOY CONSTRUCTION TRAILER FOR THE WAYNE COUNTY HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Highway Department has the need to replace a 1997 Talbert Lowboy Construction Trailer; and

WHEREAS, the Equipment Listing Addendum to the 2011 Budget included a Lowboy Construction Trailer; and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for a Lowboy Construction Trailer (Resolution 126-11) for the Wayne County Highway Department, and the bids were open on Friday, April 29, 2011 at 1:30 p.m. and the following bids were

received:

<u>Bidder</u>	<u>Cost</u>	<u>Trade-in</u>
Vantage equipment LLC	\$49,557.00	\$14,200
Tracey Road Equipment	\$57,979.00	N/A

and

WHEREAS, it is estimated that the 1997 Talbert trailer might be worth \$16,000 at a municipal auction, but will require the seller to pay a 10% commission; now, therefore, be it

RESOLVED, that the bid submitted by Vantage Equipment LLC of Batavia, NY with the bid price of

\$ 35,357 with trade-in 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 Vantage Equipment, LLC in accordance with the bid acceptance.

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

RESOLUTION NO. 343-11: AUTHORIZATION FOR WAYNE COUNTY HIGHWAY DEPARTMENT TO DONATE USED CORRUGATED GUIDERAIL AND POSTS TO SAVANNAH FIRE DEPARTMENT

Mr. LeRoy presented the following:

WHEREAS, on Highway projects, existing guide railing often has to be removed to facilitate the construction work, and

WHEREAS, the removed rail is typically slightly damaged, bent, or flattened by plows so it is replaced with new rail that can be easily installed to current standards, and

WHEREAS, the removed rail is typically sold to a scrap dealer for current market value, and

WHEREAS, the Savannah Fire Company, Inc. has written a request to the Superintendent of Highways for 600 linear feet of rail, posts and hardware to be placed on the fire department property for boundary at a new tractor pull track, now, therefore be it

RESOLVED, that the Wayne County Highway Superintendent is authorized to donate up to 600 linear feet of used corrugated railing, posts and hardware to the Savannah Fire Company, Inc. and be it further

RESOLVED that the Savannah Fire Company, Inc. will sign a release for the donated material, as prepared by the County Attorney, and the material will be picked up at the Wayne County Highway Department in Lyons.

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

RESOLUTION NO. 344-11: RESOLUTION AMENDING RESOLUTION 559-09 (i) AUTHORIZING THE ESTABLISHMENT OF THE WAYNE COUNTY CIVIC FACILITY DEVELOPMENT CORPORATION (THE "CORPORATION"); (ii) APPROVING A FORM OF CERTIFICATE OF INCORPORATION FOR THE CORPORATION AND SLATE OF INITIAL DIRECTORS; (iii) AUTHORIZING THE CORPORATION TO PERFORM ESSENTIAL GOVERNMENTAL FUNCTIONS INCLUDING ACTIVITIES ASSOCIATED WITH JOB CREATION AND THE PROMOTION OF COMMUNITY AND ECONOMIC DEVELOPMENT INITIATIVES; AND (iv) AUTHORIZING THE CORPORATION TO ISSUE CERTAIN BONDS ON BEHALF OF THE COUNTY.

Mr. Spickerman presented the following:

WHEREAS, by Resolution No. 554-09, adopted August 18, 2009, the Board of Supervisors of the County of Wayne (the "County") recognized the policy of the State of New York to promote the economic welfare and prosperity of its inhabitants and to actively promote, attract, encourage and develop economically sound commerce and industry and recognized

the County's responsibility and burden to promote the health, safety and general welfare of the residents of the County by, among other things, preventing unemployment and economic deterioration, including by increasing and maintaining employment opportunities and attracting and sustaining economically sound commerce; and

WHEREAS, Resolution No. 554-09 further found that it is essential for the County to support the operation of not-for-profit corporations within the County to increase the employment opportunities for residents of the County and the ability to provide financing through the issuance of tax exempt and taxable bonds to projects of not-for-profit corporations is essential to the continued development, construction, improvement and operation of projects by not-for-profit corporations; and

WHEREAS, in furtherance of the foregoing, Resolution No. 554-09 appointed Wayne Economic Development Corporation ("WEDC") as an on behalf of issuer of the County for the purposes of issuing bonds, notes and other instruments to support projects undertaken by not-for profit corporations and institutions located within the County; and

WHEREAS, the County desires to amend Resolution No. 554-09 to authorize the formation of the Wayne County Civic Facility Development Corporation (the "Corporation"), a new local development corporation to be established pursuant to Section 1411 of the New York State Not-For-Profit Corporation Law (the "N-PCL" and collectively, the "LDC Act") to serve as the County's designated on behalf of issuer of bonds, notes and other instruments to support projects undertaken by not-for profit corporations and institutions located within the County; and

WHEREAS, a proposed certificate of incorporation (the "Certificate") to establish the Corporation has been prepared for review by the Board of Supervisors, a copy which is attached hereto as Exhibit A, such Certificate containing an initial slate of Directors of the Corporation; and

WHEREAS, in furtherance of the foregoing public purposes and the LDC Act, the County desires to establish the Corporation to undertake the purposes and powers as set forth within the LDC Act and the Certificate; and

WHEREAS, to accomplish the purposes and powers as set forth within the LDC Act and the Certificate, including relieving the burdens of the County and the undertaking of projects for the benefit of not-for-profit entities and corporations in furtherance of their access to cost-effective capital for projects that enhance, create and preserve employment opportunities for residents of the County, the County desires to task the Corporation with such burdens and responsibilities and authorizes the Corporation, once established, to issue bonds on behalf of the County for such purposes pursuant to and in accordance with applicable provisions of the Internal Revenue Code (the "Code").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE AS FOLLOWS:

Section 1. The County authorizes the establishment of the Corporation and approves the form and substance of the Certificate presented at this meeting and attached hereto as Exhibit A, all in substantially the form thereof presented to this meeting, with such changes, variations, omissions and insertions as may be approved by the County Attorney. The County, acting by and through the Chairman of the Board of Supervisors, ex officio, as member of the Corporation, hereby appoints the following individuals to serve as Directors of the Corporation:

David Spickerman, Supervisor of the County Board
William Hammond, Supervisor of the County Board
Willard Milliman, Board Member of the Industrial Development Agency

Section 2. The Corporation is hereby designated as an on behalf of issuer of the County for the purposes of issuing bonds, notes and other instruments with authority to exercise on the County's behalf all lawful powers as may be deemed necessary to accomplish its public purposes including to enhance, create and preserve employment

opportunities for residents of the County, such purposes and powers to include, but not be limited to, those powers contained within the LDC Act and the Certificate, with the power to issue tax exempt and taxable bonds, notes, or other instruments on behalf of the County in furtherance of its purposes, provided however that any obligations issued by the Corporation shall never be a debt of the State of New York, the County or any political subdivision thereof (other than Corporation) and neither the State of New York, the County or any political subdivision thereof (other than Corporation) shall be liable thereon.

Section 3. The County is hereby authorized to covenant and agree with the Corporation in a transaction contemplated by this resolution for the benefit of the Corporation and the holders from time to time of any bonds, notes or other obligations or other securities (hereinafter collectively, the "Securities") issued by the Corporation that the County will not limit or alter the rights of the Corporation to fulfill the terms of its agreements with the holders of the Securities or in any way impair the rights and remedies of such holders of the security for the Securities until the Securities, together with the interest due thereon or payable in respect thereof, and all costs and expenses in connection with any action or proceeding by or on behalf of such holders, are fully met and discharged. Authorized representatives of the County are hereby granted the power to make such a covenant to and agreement with the Corporation and to take any and all actions necessary or desirable to cause such covenant and agreement to be made or enforced. The Corporation is hereby authorized to assign to or for the benefit of the holders of its Securities any covenant or agreement made by the County pursuant to the foregoing provisions.

Section 4. This Resolution shall take effect immediately.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Lauderdale. Upon roll call, all Supervisors voted Aye. Mr. Hammond abstained from voting. The Chairman declared the Resolution adopted.

RESOLUTION NO. 345-11: MAKING A DETERMINATION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

Mr. Spickerman presented the following:

WHEREAS, Resolution 428-08 authorized Wayne County to serve as the sponsor for a grant application to the NYS Environmental Protection Fund Local Waterfront Revitalization Program (LWRP) to continue the Western Erie Canal Main Street Program begun by the Western Erie Canal Alliance (WECA); and

WHEREAS, Wayne County was awarded a \$240,000 grant from the LWRP program to continue said Main Street Program; and

WHEREAS, this project is classified according to the State Environmental Quality Review Act ("SEQRA") as a Type II Action in accordance with Part 617 Title 6 of the Official Compilation of Codes, Rules and Regulations of the State of New York (6NYCRR Part 617) because the full scope of the project conforms to the following Type II criteria found in 6 NYCRR Part 617:

- 617.5(c)(20): routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment now, therefore, be it

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

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

RESOLUTION NO. 346-11: RATIFY ACTIONS IN CONNECTION WITH THE

ESTABLISHMENT OF THE WESTERN ERIE CANAL MAIN STREET PROJECT ADVISORY COMMITTEE

Mr. Spickerman presented the following:

WHEREAS, Wayne County served as the Project Sponsor for an application for funding from the NYS Local Waterfront Revitalization Program ("LWRP") and was awarded a \$240,000 grant; and

WHEREAS, the required 50 percent matching funds will be acquired from the inaugural National Trust for Historic Preservation's Main Street Center ("NTMSC") Local Main Street programs, which are located in the Village of Lockport in Niagara County, the Village of Albion in Orleans County and the Village of Lyons in Wayne County; and

WHEREAS, Wayne County authorized an agreement with the Western Erie Canal Alliance ("WECA") for the administration of this grant program, which will continue the NTMSC Local Main Street Program by accepting two more communities as participants; and

WHEREAS, the grant program requires the establishment of an advisory committee with representatives from the WECA region, which must be approved by the Project Sponsor; and

WHEREAS, WECA has appointed the following members to the NTMSC Local Main Street Program Advisory Committee:

- Joseph G. Eicheldinger, Vice President, Senior Relationship Manager, Key Bank, Buffalo
- Kal Wysokowski, Executive Director, Village of Fairport Industrial Development Agency
- Andrew Meier, Attorney, Webster, Schubel and Meier, LLP, Medina
- James Whipple, Director of Operations, Orleans Economic Development Agency, Albion
- Josephine Matela, Small Business Owner, Red Bird Tea Shoppe, Brockport
- Corrine Kleisle, Mayor, Village of Lyons
- Andrea Rebeck, Architect, National Trust for Historic Preservation, Albion
- Steven Yantz, Vice President, First Niagara Bank, Rochester
- David Richards, Chief Financial Officer, Wayne County Industrial Development Agency, Lyons
- Martin Busch, Code Enforcement Officer, Village of Medina
- William Evert, Director, Greater Lockport Development Corporation
- Chuck Bell, Economic Development Coordinator, Lumber City Development, North Tonawanda

and

WHEREAS, WECA must obtain approval from Wayne County, as the Project Sponsor, for the composition of the Advisory Committee; now, therefore, be it

RESOLVED, ratifies the actions of WECA with regard to the establishment of the advisory committee; and be it further

RESOLVED, that the Board of Supervisors approves the composition of the Advisory Committee as appointed by WECA for the continuation of the NTMSC Local Main Street Program.

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

RESOLUTION NO. 347-11: ESTABLISH PROJECT ACCOUNT FOR CANDY APPLE DAY CARE PROJECT

Mr. Spickerman presented the following:

WHEREAS, Wayne County was awarded \$750,000 from the New York State Housing Trust Fund Corporation, Office of Community Renewal ("OCR") New York State Community Development Block Grant ("NYS CDBG") program to finance the construction of a new Candy Apple Preschool and Child Care Center facility within the Village of Newark; and

WHEREAS, Wayne County will receive and disburse funding for this grant program, which

requires the establishment of revenue and appropriations accounts within the capital project fund; now, therefore be it

RESOLVED, that the County Treasurer is authorized and directed to make the following 2011 Candy Apple Day Care budget amendment:

H1960 Candy Apple Day Care

(revenue)

\$750,000 to .44094 Candy Apple Day Care-Fed

(appropriations)

\$750,000 to .52581 Candy Apple Day Care

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

RESOLUTION NO. 348-11: AUTHORIZATION TO PREPARE AND SUBMIT A SNOWMOBILE TRAILS GRANT-IN-AID "PHASE 1- PRIOR APPROVAL APPLICATION" ON BEHALF OF WAYNE COUNTY SNOWMOBILE CLUBS

Mr. Spickerman presented the following:

WHEREAS, Resolution 560-98 established Wayne County as the Local Sponsor for the Snowmobile Trails Grant-In-Aid Program offered through the NYS Office of Parks, Recreation and Historic Preservation (OPRHP); and

WHEREAS, the County Planning Department has prepared applications to said grant program on behalf of snowmobile clubs in the County since 1998; and

WHEREAS, the NYS Canal Corporation has indicated that should local communities agree, snowmobiling along the statewide Erie Canal Trail is a use they would allow; and

WHEREAS, the County continues to recognize and support the recreational and economic benefits of snowmobiling throughout the County; now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the Planning Department to prepare and submit a Phase 1- TRAIL SYSTEM PRIOR APPROVAL application and MAP to OPRHP's Snowmobile Trails Grant-In-Aid Program for the 2011/2012 funding cycle pending approval by the County Attorney as to form and content; and be it further

RESOLVED, that the Board of Supervisors supports the development of trails along the NYS Erie Canal trail and authorizes the development of a trail agreement between the County and snowmobile clubs for a snowmobile trail on the County-owned portion of the Canal trail, subject to approval by the County Attorney as to form and content.

Mr. Groat moved the adoption of the resolution. Seconded by Mrs. Collier.

Mr. Plant commented that he will be supporting today's resolution regarding grant funding for snowmobile trails; as he has been informed that the clubs are fixing the damage that occurred along the trails from the last winter.

Upon roll call, adopted.

RESOLUTION NO. 349-11: SET PUBLIC HEARING FOR AGRICULTURE AND FARMLAND PROTECTION PLAN UPDATE

Mr. Spickerman presented the following:

WHEREAS, the Wayne County Agricultural and Farmland Protection Plan (the "Plan") documents the status of agriculture and farmland in Wayne County and provides recommendations for the preservation of both farming and farmland in the County; and

WHEREAS, the Plan was adopted on June 17, 1997, following extensive volunteer and public input; and

WHEREAS, the Wayne County Agriculture Development Board has prepared an update to the Wayne County Agricultural and Farmland Protection Plan to reflect changes in agricultural policies, practices, and programs since the original plan was adopted; and

WHEREAS, the Ag Development Board recommends that the Board of Supervisors hold a public hearing to receive comments from the public before finalizing and adopting the updated plan; now, therefore be it

RESOLVED, that the Board of Supervisors will hold a public hearing for the update of the Plan on Tuesday, June 21, 2011 at 7:15 P.M. in the Supervisors Chambers of the Wayne County Courthouse, 26 Church Street, Lyons.

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

RESOLUTION NO. 350-11: AUTHORIZATION TO AMEND 2011 PLANNING DEPARTMENT BUDGET

Mr. Spickerman presented the following:

WHEREAS, Wayne County served as the Project Sponsor for an application for funding from the NYS Local Waterfront Revitalization Program ("LWRP") and was awarded a \$240,000 grant for the Erie Canal Main Street Program, as administered by the Western Erie Canal Alliance; and

WHEREAS, as project sponsor, Wayne County will receive and disburse funding for this grant program, which requires the establishment of accounts within the Planning Department budget; now, therefore be it

RESOLVED, that the County Treasurer is authorized and directed to make the following 2011 Planning Department budget amendment:

A8020 Planning Board

(revenue)

\$240,000 to .43724 Erie Canal Main Street

(appropriations)

\$240,000 to .54196 Erie Canal Main Street

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

RESOLUTION NO. 351-11: SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW RELATING TO THE REAPPORTIONMENT OF THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE

Mrs. Collier presented the following:

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors shall hold a public hearing on Tuesday, June 21, 2011, at 7:10 P.M. in the Supervisors' Chambers in the County Court House, Lyons, New York, on the following proposed local law:

COUNTY OF WAYNE – STATE OF NEW YORK

A local law relating to the reapportionment of the Board of Supervisors of the County of Wayne.

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

SECTION 1. LEGISLATIVE INTENT

The Wayne County Board of Supervisors having heretofore enacted local laws implementing adjusted weighted voting plans for simple majority votes and two-thirds majority votes, and since those enactments the 2010 Federal Census having been completed, the Wayne County Board of Supervisors did pursuant to Section 10 of the Municipal Home Rule Law prepare revised plans, utilizing the said 2010 population statistics.

SECTION 2. ADJUSTED WEIGHTED VOTING PLAN (SIMPLE MAJORITY)

The apportionment of the voting strength of each of the numbers of the Wayne County Board of Supervisors as determined by utilization of the 2010 Federal Census shall be as follows upon any vote requiring a simple majority vote:

Arcadia 213

Butler	34
Galen	70
Huron	35
Lyons	91
Macedon	145
Marion	77
Ontario	159
Palmyra	127
Rose	39
Savannah	29
Sodus	133
Walworth	149
Williamson	112
Wolcott	72
	<hr/>
	1485

A total of 743 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a simple majority vote.

SECTION 3. ADJUSTED WEIGHTED VOTING PLAN (TWO-THIRDS MAJORITY)

The apportionment of the voting strength of each of the members of the Wayne County Board of Supervisors as determined by utilization of the 2010 Federal Census shall be as follows upon any vote requiring a two-thirds majority vote:

Arcadia	236
Butler	34
Galen	69
Huron	34
Lyons	90
Macedon	145
Marion	76
Ontario	160
Palmyra	126
Rose	37
Savannah	29
Sodus	131
Walworth	152
Williamson	111
Wolcott	71
	<hr/>
	1501

A total of 1001 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a two-thirds majority vote.

SECTION 4. EFFECT OF OTHER LAWS OR ACTS

Local Law No. 2-2002 and any other law, ordinance, resolution or other act of the Wayne County Board of Supervisors relating to reapportionment is herein and hereby superseded.

SECTION 5. SEPARABILITY

If any clause, sentence, paragraph or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph or section thereof directly involved in the proceeding in which such adjudication shall have been rendered.

SECTION 6. EFFECTIVE DATE

This local law shall become effective upon the date it is filed in the Office of the Secretary of State; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to give at least

five days notice of such hearing by posting such notice upon the bulletin board at the Court House, Lyons, New York, and by publishing such notice at least once in the official newspapers of the County.

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

RESOLUTION NO. 352-11: AUTHORIZATION TO CREATE PURCHASING AGENT POSITION AND SET SALARY

Mrs. Collier presented the following:

WHEREAS, the position of Purchasing Agent has been included for part-year funding in the Wayne County Budget since 2009 and was budgeted for 2011 for a portion of the year in anticipation of mid-year position creation; and

WHEREAS, the Wayne County Fiscal Advisory Team in its 2005 report recommended that the county have such a purchasing function; and

WHEREAS, the County Administrator, County Attorney, and Human Resources Director have developed a position description for the position; and

WHEREAS, such a full time position will enhance the County's capabilities to be more efficient in acquiring goods and services, in writing and reviewing specifications, and in coordinating cooperative purchasing efforts with towns and villages; and

WHEREAS, it is now necessary and appropriate to create a Purchasing Agent position within Wayne County Government; now, therefore, be it

RESOLVED, that the Management/Confidential position of Purchasing Agent is hereby created effective August 1, 2011 within the Competitive Civil Service Class; and be it further

RESOLVED, that the salary established for the position is up to \$58,000 per annum; and be it further

RESOLVED, that the County Administrator is authorized to advertise immediately and fill the position of Purchasing Agent on or after August 1, 2011.

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

Mr. Groat addressed the Board with his concerns with filling this position of purchasing agent at this time. He noted that we were elected to be fiscally responsible and that during these tough economic times of crises, the County continues to spend money. Mr. Groat added that the Wayne County Fiscal Analysis Team advised reported to the Board that this should be a dual roll position.

Mrs. Collier agreed with Mr. Groat that the Board needs to be fiscally prudent during these trying times; however, this is a necessary position with the capability to save the county money. She asked the Board for their support on creating this position.

Upon roll call, all Supervisors voted Aye, except Supervisor Groat who voted Nay. The Chairman declared the Resolution adopted.

RESOLUTION NO. 353-11: DECLARE EQUIPMENT SURPLUS FOR BOARD OF SUPERVISORS OFFICE

Mrs. Collier presented the following:

WHEREAS, the fax machine located in the Board of Supervisors office is no longer working properly; and

WHEREAS, a similar piece of equipment was located and donated to the Board office for replacement and further use; now, therefore, be it

RESOLVED, that the following fax machine is hereby declared surplus:

1 – Brother MFC 4800 Laser Fax

and be it further

RESOLVED, that the Director of Information Technology and/or the Superintendent of Buildings and Grounds is hereby authorized to dispose of the item in accordance with County policy.

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

adopted.

RESOLUTION NO. 354-11: AUTHORIZATION TO AMEND BUDGET FOR NEGOTIATOR SERVICES

Mrs. Collier presented the following:

WHEREAS, County Negotiators are paid from Account No. A14204.54486 (Union Contracts) in the County Attorney's budget; and

WHEREAS, there are presently four (4) collective bargaining agreements being negotiated; and

WHEREAS, County Negotiators are paid from Account No. A14204.54486 (Union Contracts) in the County Attorney's budget; and

WHEREAS, there are presently four (4) collective bargaining agreements being negotiated; and

WHEREAS, additional funds are necessary for this purpose; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to amend the 2011 budget as follows:

A1420 – County Attorney

(appropriations)

\$30,000 to .54486 Union Contracts

A1990 – Contingent Fund Gen.

(appropriations)

\$30,000 from .54000 Contractor Account

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

RESOLUTION NO. 355-11: AUTHORIZATION FOR THE MENTAL HEALTH DEPARTMENT TO ESTABLISH A NEW POSITION FOR STAFF PSYCHOLOGIST

Ms. Park presented the following:

WHEREAS, the Mental Health Department in the course of its regular daily business relies on the services and expertise of a variety of professionally trained and licensed individuals to provide medically necessary treatment and services to the patients receiving treatment in the various programs at Wayne Behavioral Health Network; and

WHEREAS, this newly created position is needed in order to meet the increasing demands for psychological services from the variety of referral sources (i.e. Criminal & Family Courts, Sheriffs Office, Schools, DSS, and the general public), and also this position is needed in order to better meet program needs and maintain adequate staff coverage; and

WHEREAS, the functions associated with the position are essential to the operations of the department and will not result in any additional costs to the county as it will generate sufficient revenue to offset its expenses; now therefore be it

RESOLVED, that the Mental Health Department is authorized to add one additional Staff Psychologist position as a Management & Confidential Position at an annual salary of up to \$68,000 and the Treasurer is authorized to make the following amendment to the 2011 budget:

A43000.M3120 Behavioral Health

Expenses:

\$34,000 to 51495 – Staff Psychologist

\$ 3,400 to 58100 – NYS Retirement

\$ 2,601 to 58200 – FICA

\$ 2,400 to 58400 – Hospitalization

\$ 72 to 58600 – Disability

\$ 20 to 58901 – EAP

Revenues:

\$22,500 to 41613 – Medicaid

\$16,500 to 41620 – MH Fees

\$ 3,493 to 41616 – Self Pay

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

RESOLUTION NO. 356-11: AUTHORIZATION TO AMEND RES. NO 97-11 TO EXECUTE CONTRACTS WITH PROVIDERS OF APPROVED SPECIAL EDUCATION SERVICES OR PROGRAMS TO MODIFY CONTRACT WITH MONROE BOCES

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) has sent contracts out to providers of Section 4410 of the Education Law with execution dates of July 1, 2011 till June 30, 2013; and

WHEREAS, WCPH has received notification from Monroe BOCES #1 that the children that they service for Wayne County will age out of the program and will enter Kindergarten in the Fall of 2011 and Monroe BOCES #1 wishes to no longer to contract with Wayne County after this transition of the children occurs; and

WHEREAS, Monroe BOCES #1 wishes to only contract with Wayne County from July 1, 2011 till August 31, 2011; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a modified contract with Monroe BOCES #1 for Section 4410 of the Education Law services, for the period of July 1, 2011 through August 31, 2011, with approval from the County Attorney as to form and content.

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

RESOLUTION NO. 357-11: AUTHORIZATION TO EXECUTE CONTRACTS WITH PROVIDERS FOR THE CANCER SCREENING PROGRAM OF WAYNE COUNTY

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) holds the contract with the New York State Department of Health to provide cancer screening services for Wayne County residents; and

WHEREAS, the County must contract for the provision of services (clinical breast exam, pelvic exams, pap smears, colorectal screening and the follow-up procedures) for eligible men and women to the program; and

WHEREAS, WCPH has identified Health First Family Medicine at Clifton Springs Hospital & Clinic and Geneva General Hospital as another provider of cancer screening services; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Health First Family Medicine, Clifton Springs Hospital & Clinic, c/o Margaret Maynard, 2 Coulter Road, Clifton Springs, NY 14432 and also to execute a contract with Geneva General Hospital, 96 North Street, Geneva, NY 14456 on behalf of the Cancer Screening Program of Wayne County, subject to the approval of the County Attorney as to form and content and subject to the provider being in compliance with the County's insurance requirements, for the period of April 1, 2011 to March 31, 2012 at an amount not to exceed \$10,000.

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

RESOLUTION NO. 358-11: AUTHORIZATION TO PAY THE OFFICE OF THE MEDICAID INSPECTOR GENERAL FOR RESULTS OF A SCHOOL SUPPORTIVE HEALTH SERVICES PROGRAM DESK AUDIT CONDUCTED IN SPRING OF 2010.

Ms. Park presented the following:

WHEREAS, in the Spring of 2010, the Office of the Medicaid Inspector General (OMIG) conducted a desk audit of Wayne County Public Health's (WCPH) School Supportive Health Services Program (Pre-K); and

WHEREAS, this audit was for claims for the Pre-K Program paid from January 1, 2009 to

December 31, 2009; and

WHEREAS, the OMIG has identified that WCPH was overpaid \$1,713.38 in this time period; and

WHEREAS, after applying the results of the audit of samples to the overall total, OMIG has determined that the county was overpaid \$14,336; and

WHEREAS, WCPH has not identified further documents justifying the payments in question; and

WHEREAS, WCPH has decided to accept the findings and pay the lower confidence of the amount overpaid of \$14,336 by having this amount withheld from future Medicaid payments; now, therefore, be it

RESOLVED, that the Director of Wayne County Public Health is authorized to accept the findings of the OMIG desk audit for the School Supportive Health Services Program for the service dates of January 1, 2009 to December 31, 2009 for the amount of \$14,336 by having future Medicaid payments withheld until the amount of \$14,336 is reached.

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

RESOLUTION NO. 359-11: AUTHORIZATION FOR THE WAYNE COUNTY NURSING HOME TO ESTABLISH TWO ADDITIONAL FULL TIME RN POSITIONS AND ABOLISH THREE PART TIME RN POSITIONS

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home in the course of its regular daily business relies on the expertise of registered nurses to provide services to the residents by performing necessary assessments and ensure the completion of the MDS 3.0 for proper reimbursement; and

WHEREAS, the clinical demands have become more acute therefore requiring additional education of staff to maintain their skill levels; and

WHEREAS, the part time positions are extremely difficult to fill as two have been vacant for more than a year; and

WHEREAS, overtime and agency staff are currently utilized to maintain the necessary staffing levels; now, therefore, be it

RESOLVED, that the Wayne County Nursing Home is authorized to add two full time RN positions and abolish three part time RN positions at the salary pursuant to the CSEA agreement; and be it further

RESOLVED, that the Treasurer is authorized and directed to make the following amendment to the 2011 budget:

E600001

Appropriations (Debits):

\$ 47,369 to 51301 – E6020 - RN salaries

\$ 5,218 to 58100 – E8460 - NYS Retirement

\$ 13,980 to 58401 – E8460 - Hospitalization

Appropriations (Credits):

\$ 66,567 from 51310 – E6020 - RN salaries Part Time

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

RESOLUTION NO. 360-11: CONTRACT WITH CATHOLIC CHARITIES FOR EARLY/CRISIS INTERVENTION SERVICES

Mrs. Crane presented the following:

WHEREAS, one of the largest expenses in the Wayne County Department of Social Services budget is for the placement of children outside their own homes; and

WHEREAS, the earlier these children and families can be identified and provided

services, the less likely it is that such placement occurs; and

WHEREAS, schools and pre-schools can identify these children/families at a 90%+ accuracy rate; and

WHEREAS, Catholic Charities has an effective track record compiled in identifying and providing services to such youth/families; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute a contract on behalf of the Wayne County Department of Social Services, subject to the County Attorney's review as to form and content, with Catholic Charities of the Diocese of Rochester d/b/a Catholic Charities of Wayne County for the provision of Early/Crisis Intervention Services to TANF eligible families during the 7/1/11-6/30/12 timeframe at a cost not to exceed \$59,165.

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

RESOLUTION NO. 361-11: CONTRACT WITH ARC FOR THE PROVISION OF INTENSIVE CASE MANAGEMENT FOR THE WORKING IMPAIRED

Mrs. Crane presented the following:

WHEREAS, the Wayne County Department of Social Services (DSS) needs to meet Federal Participation Rates or be subject to potential fiscal penalties; and

WHEREAS, an increasing number of Public Assistance (PA) clients have one or more working impairments; and

WHEREAS, the Wayne County Association of Retarded Citizens (ARC) has been effective in the past at working with this population,; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to enter into a contract with Wayne ARC to provide Intensive Case Management for the Working Impaired for the timeframe 7/1/11-6/30/12 at a cost not to exceed \$61,250 and subject to review by the County Attorney as to form and content.

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

RESOLUTION NO. 362-11: AUTHORIZE AGREEMENT BETWEEN WAYNE COUNTY SOCIAL SERVICES DEPARTMENT AND WAYNE COUNTY WORKFORCE DEVELOPMENT DEPARTMENT FOR THE PROVISION OF A SUMMER YOUTH EMPLOYMENT PROGRAM

Mrs. Crane presented the following:

WHEREAS, monies have been made available to Wayne County Department of Social Services (DSS) to support a summer youth employment program in Wayne County; and

WHEREAS, Workforce Development has a successful track record of providing summer youth employment programming including this past summer; and

WHEREAS, Workforce Development has both the capability and the interest in providing summer youth employment programming during the summer 2010 timeframe; therefore, be it

RESOLVED, that the Commissioner of the Wayne County Department of Social Services is hereby authorized to enter into an agreement with Wayne County Workforce Development for the provision of a summer youth employment program at an amount not to exceed \$70,000 for the timeframe 5/1/11-9/30/11, subject to the review and approval of the County Attorney; and be it further

RESOLVED, that Workforce Development is authorized to enter into the aforesaid agreement with the Department of Social Services.

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

RESOLUTION NO. 363-11: AUTHORIZE CONTRACT WITH VICTIM RESOURCE CENTER OF THE FINGER LAKES, INC. FOR DOMESTIC VIOLENCE SERVICES

Mrs. Crane presented the following:

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

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

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

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to execute a contract on behalf of the County of Wayne and the Wayne County Department of Social Services, subject to the County Attorney's review as to form and content, with the Victim Resource Center of the Finger Lakes, Inc. for Domestic Violence Services at a cost not to exceed \$21,250 for the time frame 7/1/11-6/30/12.

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

RESOLUTION NO. 364-11: AUTHORIZE CONTRACT WITH WAYNE COUNTY ASSOCIATION OF RETARDED CITIZENS FOR CHILD ONLY SERVICES

Mrs. Crane presented the following:

WHEREAS, it is a high priority to break the cycle of poverty and dependence on government cash subsidies; and

WHEREAS, this program has been successful at moving children/youth into employment and military service; and

WHEREAS, this service has been recognized Statewide for its accomplishments; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to enter into a contract with Wayne ARC, subject to the County Attorney's review, for Child-Only case services in an amount not to exceed \$75,000 for the time frame 7/1/11-6/30/12.

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

RESOLUTION NO. 365-11: AUTHORIZE CONTRACT FOR WAGE SUBSIDY PROGRAM WITH WAYNE ASSOCIATION FOR RETARDED CITIZENS

Mrs. Crane presented the following:

WHEREAS, New York State has been notified that it needs to meet Federal Participation Rates; and

WHEREAS, New York State has notified counties that they may face fiscal penalties if the Federal Participation Rates are not met; and

WHEREAS, Wayne DSS is desirous of implementing that which is within its power to raise its participation rates if possible; and

WHEREAS, monies are available through the Flexible Fund for Wage Subsidies which would allow for placements and/or training of folks which will raise participation rates; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to enter into an agreement with Wayne ARC for a Wage Subsidy Program in an amount not to exceed \$100,000, subject to the review of the County Attorney, for the timeframe 7/1/11-6/30/12.

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

RESOLUTION NO. 366-11: AUTHORIZE CONTRACT WITH WAYNE COUNTY ACTION PROGRAM FOR FAMILY VIOLENCE PARENT EDUCATION SERVICES

Mrs. Crane presented the following:

WHEREAS, services for families with violence issues are an important component in

reducing child abuse; and

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

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

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to execute a contract on behalf of the County of Wayne and the Wayne County Department of Social Services, subject to the County Attorney's review as to form and content, with the Wayne County Action Program for Family Violence Parent Education Services to a cost not to exceed \$18,000 for the time frame 7/1/11-6/30/12.

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

RESOLUTION NO. 367-11: AUTHORIZE AGREEMENT BETWEEN WAYNE DSS AND WORKFORCE DEVELOPMENT FOR EMPLOYMENT RELATED SERVICES

Mrs. Crane presented the following:

WHEREAS, the Workforce Development office has provided services to the Wayne County Department of Social Services (DSS) to help individuals secure training, employment and job-seeking services; and

WHEREAS, Wayne DSS is desirous of expanding the scope of the services provided by Workforce Development to include providing employment orientation, assessment, worksite developing and monitoring and other employment related duties; and

WHEREAS, this expansion is designed to effect higher participation and employment rates in the target population; and

WHEREAS, Workforce Development will need additional resources and financial support to accomplish this full gamut of tasks added to those services it already provides; now, therefore, be it

RESOLVED, that the Commissioner of Social Services and the Director of Workforce Development are hereby authorized to enter into an agreement, subject to the County Attorney's review as to form and content, for the provision of employment-related services at a cost not to exceed \$500,000 during the timeframe 7/1/11-6/30/12.

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

RESOLUTION NO. 368-11: AUTHORIZATION TO AMEND RESOLUTION NO. 234-11 TO CREATE AND FILL A TEMPORARY SENIOR TYPIST SECRETARIAL SUPPORT POSITION AT THE DEPARTMENT OF SOCIAL SERVICES

Mrs. Crane presented the following:

WHEREAS, Resolution No. 156-11 extended the Temporary Senior Typist Secretarial Support position in the Legal area of the Department of Social Services; and

WHEREAS, Resolution No. 234-11 created a full-time Senior Typist Secretarial Support position with the condition that it be abolished upon the return to full-time work by the incumbent Legal area Senior Typist, and

WHEREAS, an individual has been selected who can begin work in mid-May, and

WHEREAS, the Department has now been informed that the incumbent is looking to return to work full time as of early June, and

WHEREAS, there is a significant backlog of work that needs to be done to comply with legal timeframes, and

WHEREAS, sufficient funds are in place to hire a full-time secretary, therefore be it

RESOLVED, that Resolution No. 234-11 is hereby amended as follows, that the newly created full time Senior Typist Secretarial Support position is authorized for a period of three months from 5/16/11 – 8/15/11, and will be abolished at the end of that time frame.

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

call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

RESOLUTION NO. 369-11: AUDIT OF CLAIMS – May 17, 2011

Mr. Hammond presented the following:

WHEREAS, the following claims submitted at this meeting of the Board of Supervisors have been examined and approved by the appropriate Committees; now, therefore, be it

RESOLVED, that the following Claims totaling **\$2,905,711.15**, are hereby approved for payment and the Treasurer is hereby authorized and directed to make payment of the same:

1. A Fund	\$	1,796,273.48
2. D Fund	\$	307,006.37
3. DM Fund	\$	95,977.40
4. E Fund	\$	404,236.51
5. H Fund	\$	269,156.39
6. MS Fund	\$	6,132.50
7. TE Fund	\$	3,917.50
8. S Fund	\$	23,011.00
Warrant Total	\$	2,905,711.15

and be it further

RESOLVED, that the following utilities totaling **\$95,123.10**, processed pursuant to Resolution No. 176-78, are hereby ratified:

1. A Fund	\$	57,542.79
2. DM Fund	\$	5,543.76
3. E Fund	\$	26,165.54
4. H Fund	\$	5,871.01
Utility Total	\$	95,123.10

and be it further

RESOLVED, that miscellaneous disbursement checks were processed for the following County Departments, totaling **\$435,612.48** are hereby ratified:

1. Nursing Home	\$	141,992.00
2. Sheriff-Misc.	\$	10,248.19
3. Sheriff-Pistol Permits	\$	3,675.75
4. Social Services	\$	13,735.44
5. County Attorney	\$	1,468.30
6. Mental Health	\$	359.00
7. Aging & Youth	\$	179.56
8. Public Health	\$	174.26
9. Workers' Comp	\$	263,779.98
	\$	435,612.48

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

RESOLUTION NO. 370-11: APPOINTMENT OF COUNTY AUDITOR AND SETTING SALARY

Mr. Hammond presented the following:

WHEREAS, Resolution No. 311-09 authorized the position of County Auditor be created with a term that runs concurrent with the Board of Supervisors; and

WHEREAS, a vacancy occurred in the position; and

WHEREAS, a Selection Committee was appointed to advertise, interview, and recommend an individual for the position; and

WHEREAS, the Selection Committee has recommended that Paul J. Young be appointed to the position at an annual salary of \$62,500; now, therefore, be it

RESOLVED, that Paul J. Young be appointed to the position of County Auditor for the remainder of the term expiring December 31, 2011; and be it further

RESOLVED, that the salary for the position be established at \$62,500 annually.
Mr. Plant moved the adoption of the resolution. Seconded by Mr. Lauderdale.

Prior to vote, Mr. Hammond took this opportunity to introduce Paul Young, the gentleman selected to fill the position of County Auditor; and welcomed him to the Wayne County team.

Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

RESOLUTION NO. 371-11: AUTHORIZATION TO AWARD BIDS FOR JANITORIAL AND CUSTODIAL SERVICES FOR WAYNE COUNTY OFFICE BUILDINGS IN LYONS

Mr. LeRoy presented the following:

WHEREAS, the Clerk of the Board of Supervisors duly advertised for bids for Janitorial and Custodial Services for the Wayne County Office Buildings located in Lyons, New York for the contract period of May 2, 2011 through April 30, 2012; and

WHEREAS, the following bids were received by the deadline and opened on Friday, April 29, 2011, at 1:30 pm.:

Bidder and Address	COB#0003 9 Pearl St	COB#0004 16 William St	COB#0015 7227 Rt. 31	COB#0042 1529 Nye Rd
Wayne ARC - Arcadia Janitorial Services 150 Van Buren Street Newark, NY 14513	MONTHLY \$ 3,127.51	MONTHLY \$ 3,127.51	MONTHLY \$ 181.05	MONTHLY No Bid
	ANNUAL \$ 37,530.12	ANNUAL \$ 37,530.12	ANNUAL \$ 2,171.60	ANNUAL No Bid
	2 nd Yr - 3% incr.	2 nd Yr - 3% incr.	2 nd Yr - 3% incr.	
	3 rd Yr - 1% incr.	3 rd Yr - 1% incr.	3 rd Yr - 1% incr.	
	4 th Yr - 1% incr.	4 th Yr - 1% incr.	4 th Yr - 1% incr.	
TEMCO Services Industries One Park Avenue New York NY 10016	MONTHLY No Bid	MONTHLY No Bid	MONTHLY No Bid	MONTHLY \$ 11,558.00
	ANNUAL	ANNUAL	ANNUAL	ANNUAL \$138,696.00
				2 nd Yr - 3% incr.
				3 rd Yr - 3% incr.
				4 th Yr - 3% incr.
ABM Janitorial Services North East 551 5th Avenue, Suite 300 New York NY 10176	MONTHLY \$ 2,952.00	MONTHLY \$ 2,951.00	MONTHLY \$ 260.00	MONTHLY \$ 17,192.00
	ANNUAL \$ 35,424.00	ANNUAL \$ 35,412.00	ANNUAL \$ 3,276.00	ANNUAL \$206,304.00
	2 nd Yr - 2% incr.	2 nd Yr - 2% incr.	2 nd Yr - 2% incr.	2 nd Yr - 2% incr.
	3 rd Yr - 2% incr.	3 rd Yr - 2% incr.	3 rd Yr - 2% incr.	3 rd Yr - 2% incr.
	4 th Yr - 0% incr.	4 th Yr - 0% incr.	4 th Yr - 0% incr.	4 th Yr - 0% incr.
Quality Janitorial Services 136 Bryant Avenue Newark, NY 14513	MONTHLY \$ 3,287.50	MONTHLY \$ 2,908.33	MONTHLY \$ 400.00	MONTHLY NO BID
	ANNUAL \$39,450.00	ANNUAL \$34,900.00	ANNUAL \$ 4,800.00	ANNUAL NO BID
	2 nd Yr - 1% incr.	2 nd Yr - 1% incr.	2 nd Yr - 1% incr.	
	3 rd Yr - 1% incr.	3 rd Yr - 1% incr.	3 rd Yr - 1% incr.	
	4 th Yr - 0% incr.	4 th Yr - 0% incr.	4 th Yr - 0% incr.	

WHEREAS, Wayne ARC - Arcadia Janitorial Services is a preferred source provider pursuant to Section 162 of the State Finance Law; and

WHEREAS, Wayne ARC – Arcadia Janitorial Services has indicated they wish to provide the janitorial services for County Office Building #0003, 9 Pearl Street; County Office Building #0004, 16 William Street, County Office Building #0015, 7227 Route 31; and

WHEREAS, Wayne ARC – Arcadia Janitorial Services' bid falls within the guidelines set forth in State Finance Law Section 162; now therefore be it

RESOLVED, that the bids submitted for Janitorial and Custodial Services for the contract period May 2, 2011 through April 30, 2012, for various County Office Buildings are hereby awarded as follows:

County Office Building	Bidder	Total Annual Amount
COB#0003 - 9 Pearl Street	Wayne ARC	\$37,530.12
COB#0004 - 16 William Street	Wayne ARC	\$37,530.12
COB#0015 - 7227 Route 31	Wayne ARC	\$2,171.60

and be it further

RESOLVED, that all bids regarding County Office Building #0042, 1529 Nye Road, are hereby rejected; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute contracts on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Wayne ARC – Arcadia Janitorial Services at a cost not to exceed the annual amount of Thirty Seven Thousand Five Hundred Thirty and 12/100 (\$37,530.12) for County Office Building #0003, 9 Pearl Street; Thirty Seven Thousand Five Hundred Thirty and 12/100 (\$37,530.12) for County Office Building #0004, 16 William Street; and Two Thousand One Hundred Seventy One and 60/100 (\$2,171.60) for the contract period of May 2, 2011 through April 30, 2012.

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

Chairman Hoffman stated that the Legislative Hearing regarding the Collective Bargaining Impasse with the Wayne County Sheriff's Court Officers' Association is scheduled for tomorrow, Wednesday, May 18 at 9:00 a.m.

Supervisor Colacino requested to address the Board and announced that he is withdrawing his request for proposal for the purchase of display cabinets for the Public Safety Building as he decided to no longer pursue the matter, as well as funding for a fire training course.

His intention was to show respect and to honor the Public Service Employees as well as Veterans of our armed forces. Mr. Colacino felt it would have been a classy and fitting tribute and never anticipated this to be a distraction and the controversial matter it has become.

Mrs. Collier stated that she respects Mr. Colacino's passion to honor our local volunteers and veterans of all branches; however, she is in a quandary as she was not informed that there was a proposal or plan for this display in the Public Safety Building. Further, she feels this matter has caused a great deal of anxiety among board members.

There were several discussions involving the display cases proposed by Mr. Colacino, including the funds for a fire training course.

The point was emphasized that every Town Supervisor supports the dedicated people that make up our fire departments, police services and emergency responders, as public safety has always been a top priority.

Mr. Plant addressed the Board with his concerns regarding this unsettled matter and stated that he would be sending a letter to all Board members including the 29 Wayne County Fire Departments relaying his comments. He referenced financial support given for the completion of several important budgeted projects for the safety of our residents, including the communication tower project and upgrades to the Fire Training Facility.

ADJOURNMENT:

The next scheduled meeting of the Board is Wednesday, May 28, 2011 at 9:00 a.m. for a scheduled Legislative Hearing in relation to the Collective Bargaining Impasse with the Wayne County Sheriff's Court Officers' Association.

Mrs. Crane moved, seconded by Mr. Plant, that the board adjourn at 11:18 a.m. Carried.

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