

16th Day
 Tuesday, October 20, 2009
 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 board members responded to roll call by introducing their "4-H Supervisor for a Day".

ROLL CALL - 4-H SUPERVISORS FOR THE DAY:

Arcadia.....	Alison Hoe	Ontario.....	Madeline Collier
Butler.....	Gabriella Behm	Palmyra.....	Natalie Gagnon
Galen.....	Christina Burley	Rose.....	Bethany Kommer
Huron.....	Emilia Mugnolo	Savannah.....	Charlie Hamilton
Lyons.....	Justin Olson	Sodus.....	Gerty Fisher
Macedon.....	Sarah Kois	Walworth.....	Nicholas Morgan
Marion.....	James Williams	Williamson.....	
		Wolcott.....	Kelly Gordner

Upon roll call, all Board Members were present.

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

APPROVAL OF MINUTES:

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

SUMMARY OF CLAIMS BY COMMITTEE:

Committee 1	Finance	
A13254	Treasurer	13,006.12
A13454	Purchasing	45.00
A13554	Assessment - Real Property Tax	322.36
A16802	Information Technology	4,620.00
A16804	Information Technology	11,178.52
A19304	Judgments & Claims	9,027.59
A24904	Community College	99,761.34
H19392	Route 31 Complex	<u>2,941.43</u>
		140,902.36
Committee 2	Public Safety	
A11654	District Attorney	7,796.61
A11704	Public Defender	6,811.07
A11724	Legal Defense of Indigents	63,040.17
A11734	Wayne Pre-Trial Services, Inc.	9,219.92
A11854	Coroner	6,787.50
A11904	Grand Jury	2,591.03
A31104	Sheriff	2,916.31
A31112	Sheriff - Recreational Safety	4,207.73
A31114	Sheriff - Recreational Safety	2,899.54
A31124	Sheriff - Civil Office	98.23
A31134	Sheriff - Juvenile Office	4,510.71
A31142	Sheriff - Road Patrol	34,600.24
A31144	Sheriff - Road Patrol	12,769.28

A31154	Sheriff - Detective Unit	2,442.98
A31164	Sheriff - Court Security	191.55
A31402	Probation	576.00
A31404	Probation	10,182.79
A31502	Sheriff - Jail	1,782.56
A31504	Sheriff - Jail	52,040.63
A31704	Other Correctional Agencies	6,850.24
A31714	Regional Crime Laboratory	67,000.00
A33154	Stop DWI	3,309.73
A34104	Mutual Aid (Fire Coordinator)	4,453.87
A36402	Emergency Management Office	2,735.00
A36404	Emergency Management Office	775.88
A36422	E911 Communications	859.38
A36424	E911 Communications	65,030.49
A36444	ALS Services	4,747.14
H19342	Radio Interoperability Project	<u>200.00</u>
		381,426.58
Committee 3	Public Works	
A16154	Buildings & Grounds	50,966.12
A16404	Central Garage	8,474.43
A66104	Consumer Affairs (W&M)	15.05
A87304	Soil Conservation	22,389.00
D50104	Highway Administration	388.83
D50204	Highway Engineering	1,030.15
D51104	Maintenance of Roads & Bridges	21,901.05
D51114	Road Striping & Sign Maint	22,746.96
D51122	Road Construction	148,040.60
DM51302	Road Machinery	97,188.89
DM51304	Road Machinery	126,426.91
H19252	Co Bldg Renovation-ONH	<u>135,734.57</u>
		635,302.56
Committee 4	Economic Development & Planning	
A56324	Bus Operations	9,594.45
A63264	Economic Development Admin	143,228.43
A64104	Publicity (Tourism)	4,557.86
A64114	Tourism Matching Funds Program	6,680.47
A80204	Planning Board	19,249.12
A81604	Solid Waste Management	236,092.75
A86874	Economic Development Zone Admin	10,662.50
A87204	Fish & Game Department	1,377.00
A87544	County Extension Serv	106,161.75
H59022	Amtrak Station	<u>15,000.00</u>
		552,604.33
Committee 5	Government Operations	
A10102	Legislative Board	137.50
A10104	Legislative Board	4,650.18
A10404	Clerk Legislative Board	387.64
A12304	County Administration	1,041.77
A14104	County Clerk	2,038.95
A14204	County Attorney	522.40
A14304	Human Resources	148.34
A14314	Cafeteria Plan	1,435.20
A14504	Board of Elections	42,524.35
A16704	Undistributed Meter Postage	1,704.00

A16714	Printing Department	6,134.86
A75104	County Historian	2,057.04
MS17104	Administrative Fees	19,894.00
MS90554	Disability	<u>675.00</u>
		83,351.23
Committee 6	Health & Medical Services	
A40104	Public Health	6,682.95
A40112	Public Health Service	3,840.56
A40114	Public Health Service	42,059.78
A40164	PH - Early Intervention 0-1	101,246.99
A40174	PH - Child w/Spec Needs 3-5	387,067.76
A40184	Public Health Education	7,713.66
A40194	Wayne Community Nursing Care	39,091.78
A43004	Behavioral Health	107,070.27
A43224	Community Providers	311,160.00
E60002	NH Combined	17,959.22
E60004	NH Combined	<u>465,058.35</u>
		1,488,951.32
Committee 7	Human Services	
A60102	Administration	12,306.28
A60104	Administration	54,138.80
A60704	Purchase of Services	1,224.72
A61094	Family Assistance	40.00
A61234	Juv Delinquent Care	23,370.00
A61404	Safety Net	400.00
A62114	Title V Senior Comm Service	40.88
A62124	WFD/DSS Intensive Employment	1,330.88
A62144	Economic Opportunity & Develop	734.20
A62164	WFD-DSS TEAP	40.88
A62174	WFD-DSS WAGE SUBSIDY	4,004.66
A62184	WFD-Project Veteran Return	670.12
A62894	WIA Youth Stimulus Funds	1,988.12
A62924	WFD-APY Grant	123.20
A62934	WIA Adult	548.36
A62944	WIA Dislocated	1,228.82
A62954	WIA Youth	447.66
A62964	TANF Summer	671.94
A62994	WFD-Administration	40.88
A65104	Veteran Services	5,048.09
A67724	Area Agency on Aging	77,114.37
A73104	Youth Bureau	19,825.43
A73114	Youth Program - Recreation	<u>1,489.97</u>
		\$ 206,828.26
	Warrant Total	\$ 3,489,366.64
	During the Month Utilities	\$ 18,168.44
	Miscellaneous Disbursements	\$ 317,769.91

Mr. Fabino moved, seconded by Mrs. Bender, that the Summary of Claims be referred to the appropriate committees for audit. Upon roll call, carried.

COMMUNICATIONS:

The Clerk read the following:
The Sheriff's Report for the month of September 2009 in the amount of \$14,214.66 was

received and filed.

A copy of the Petition and Notice of Foreclosure for 2008 Delinquent Town and County Taxes was received and filed from the Wayne County Treasurer's Office.

A copy of Resolution No. 169-09 from Allegany Board of Legislators entitled "Resolution Opposing Various Proposed Anti-Gun Owner Legislation in New York State" was received.

A copy of Resolution No. 2009-477, entitled "Opposition to Increases in Credit Card Rates" and Resolution No. 2009-476, entitled "Request NYS to Eliminate Asbestos Fee for Demolitions performed through Town", were received from the Town of Cheektowaga.

Letters of acknowledgement were received from State Assembly Minority Leader Brian Kolb and Stephen Acquario, Executive Director of the New York State Association of Counties, regarding the forwarding of Resolution No. 620-09, entitled "Resolution Requesting Governor Paterson and New York State Legislature to Advance Funding and Expedite the Timetables to Complete the Appalachian Development Highway System.

A letter of resignation was received from Doc Malchoff, member of the Town of Sodus Planning Board, effective January 1, 2010.

A copy of the Western Finger Lakes Solid Waste Management Authority's August 17, 2009 Board Meeting minutes were received and filed.

An e-mail transmission was received from Andrea Novick, Esq., founder and legal counsel for the Election Transparency Coalition regarding Counties in New York to consider participating in litigation to preserve the current lever voting machine system instead of the software-based election systems mandated by ERMA (New York's Election Reform and Modernization Act of 2005).

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

BIDS:

Sheriff's Department

- Remote Operated Underwater Vehicle (ROV)

Real Property Tax Services

- Second Bids for Tax Auction Properties

Buildings and Grounds Department

- Janitorial and Custodial Services for the Wayne County Hall of Justice

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

PRIVILEGE OF THE FLOOR:

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

Susan Kay Salvaggio, Superintendent of Sodus Central School, addressed the Board regarding proposed Resolution No. 2-15, Authorization to Participate in a the Safe Schools Partnership Grant from U.S. Department of Education in Cooperation with the Sodus Central School District for a School Resource Officer for a four year period.

This grant will provide for the salary of the deputy sheriff (youth officer), Training and vehicle for a four-year period for the Sodus Central School.

SCHEDULED BUSINESS:

Margaret Churchill, Exec. Dir., Economic Development Corporation introduced James Wiesner and Andrew Lukasiewicz of ECC Technologies, Inc.

A brief presentation regarding a proposed Telecommunication Study for Wayne County was given to the Board. This study will provide new potential direction in developing appropriate telecommunication capabilities for enhanced economic growth in Wayne County.

The Chairman introduced and welcomed Thomas Crowley and the Newark High School Government Class to today's board session.

RESOLUTION NO. 656-09: AUTHORIZATION TO ABOLISH THE "YOUTH SERVICES ASSISTANT" AND "AGING SERVICE ASSISTANT" TITLES AND CREATE A "SERVICE ASSISTANT TITLE"

Mr. Hammond presented the following:

WHEREAS, there are currently two position titles in the Department of Aging and Youth that have lateral job functions but are currently on different pay grades. In addition, the Youth Services Assistant educational requirements are higher but and the pay-grade (20) is significantly lower than the Aging Services Assistant (28); and

WHEREAS, the department recommends the Youth Service Assistant Position title be changed to Service Assistant with a pay grade increased from grade 20 to grade 28. This one position would be promoted provisionally and would take new exam on a promotional basis to be placed permanently. The four Aging Services Assistant Positions title will be changed to Service Assistant title and would remain in pay grade 28 (no change); and

WHEREAS, this would align the two lateral job descriptions with the appropriate pay grade and educational/experience requirements and it would allow the department flexibility to utilize these position to serve various functions in both departments; and

WHEREAS, the discrepancy and corresponding department recommendations have been reviewed and tentatively approved by the County Administrator, the Human Resource Director, Government Operations Committee, Human Service Committee and the CSEA Bargaining Unit; now, therefore, be it

RESOLVED, that authorization given to abolish the two separate titles 'Youth Service Assistant' and 'Aging Service Assistant' and creating one title-'Service Assistant' at the CSEA pay grade of 28; and be it further

RESOLVED, effective 10/30/09 (the first day of a pay period after 10/20 Board approval) the Youth Service Assistant would be provisionally promoted to Service Assistant at a Job Rate of \$20.40. The difference in pay x 315 hours = \$733; and be it further

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to transfer from the following accounts to make the necessary adjustments:

A7310-YOUTH BUREAU:

\$733.00 to .51203 Youth Services Assistant
\$ 87.00 to .58100 Payments to Retirement
\$ 56.00 to .58200 Payments to Social Services
\$876.00 from .54400 Contractual Expense

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. 657-09: AUTHORIZATION TO AMEND 2009 YOUTH BUREAU COUNTY BUDGET

Mr. Hammond presented the following:

WHEREAS, the Department of Aging and Youth received notification of the Office of Children and Family 2009 final allocations and is requesting to modify the County budget to reflect those changes; and

WHEREAS, to accommodate the significant reductions in the state budget, the department rescinded the Runaway Program contract and is administering the program directly as a cost containment measure; and

WHEREAS, the following budget modifications are recommended to reflect those changes and to maximize the state revenue reimbursement; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to make the following modifications to the following accounts.

A7310-YOUTH BUREAU:

\$ 3,536.00 to .43584 OMH
\$ 2,952.00 from .42770
\$11,704.00 from .43836

\$ 3,283.00 from .43837
\$15,162.00 from .43839
\$ 6,699.00 to .52200 Office Equipment
\$44,564.00 from .54400 Contracted Services
\$ 2,800.00 to .54150 Office Supplies
\$ 500.00 to .54485 Travel
\$ 4,000.00 to .54493 Clerical Services Contract
\$ 1,000.00 to .54654 Wrap-around Funds
and be it further

RESOLVED, that the Director of Aging and Youth is hereby authorized to purchase 1-4-Drawer File Cabinet-\$197.00; 1-PA System - \$160.00; 7-PC's - \$4,690.00; 3-Chairs \$612.00 and 1-Desk w/return \$1,040.00.

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

RESOLUTION NO. 658-09: AUTHORIZATION TO SIGN A LICENSING AGREEMENT WITH SYNERGY SOFTWARE TECHNOLOGIES, INC.

Mr. Hammond presented the following:

WHEREAS, New York State Office for the Aging Ombudsman Program has a state contract with Synergy Software Technologies in order for local Aging agencies to collect and report client demographics data to the state; and

WHEREAS, Title VII grant 100% funding has been made available to cover the cost of licensing and is in our budget; and

WHEREAS, local agencies are required to sign a licensing agreement with Synergy Software Technologies to provide this service and the new contract year is effective 10/31/09; now, therefore, be it

RESOLVED, that the Chairman of the Board is authorized to sign the licensing agreement with Synergy Software, subject to the County Attorney's approval as to form and content, for the period October 31, 2009 to October 30, 2010 for an amount of \$1,346.40.

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

RESOLUTION NO. 659-09: ACCEPTANCE OF PHARMACEUTICAL AVERAGE WHOLESALE PRICE LITIGATION PROCEEDS

Mr. Hammond presented the following:

WHEREAS, Allegations of overcharging by various pharmaceutical companies resulted in a lawsuit joined by a number of New York State Counties of which Wayne is one; and

WHEREAS, Settlements from the pharmaceutical companies are received and apportioned as a percentage of each counties' claims; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby accepts Wayne County's share of the settlement from PURDUE in the amount of \$461.60; and be it further

RESOLVED, that the Chairman of the Wayne County Board Supervisors is hereby authorized to execute any documents regarding the acceptance of the settlement account subject to the approval of the Wayne County Attorney.

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

RESOLUTION NO. 660-09: AUTHORIZE AMENDMENTS TO THE 2009 WFD BUDGETS (A6293, A6294, AND A6211)

Mr. Hammond presented the following:

WHEREAS, the Wayne County Workforce Development Office (WFD) has renewed contracts and budgets for Adult and Dislocated Worker programs with the Finger Lakes Workforce Investment Board, Inc. (FLWIB), and the Title V Program with the Wayne County Office of Aging and Youth; and

WHEREAS, renewal of these contracts require budget adjustments to reflect these changes, as they follow a calendar year of July 1 to June 30; now, therefore, be it

RESOLVED, that based on current funding allocations, the County Treasurer is hereby directed to make the following amendment of the 2009 County Budget as indicated below

A6293	WIA Adult		
44712	Revenue		\$13,179
51088	E & T	Director II	\$4,750
51123	Account	Clerk	2,170
51252	E & T	Counselors	1,350
58200	Social	Security	635
58400	Hosp		4,274
A6294	WIA	Dislocated Worker	
44712	Revenue		\$7,329
51252	E & T Counselors		\$4,950
58200	Social Security		379
58400	Hosp		2,000
A6211	Title V		
42761	Revenue		\$4,467
51256	E& T Coordinator		837
51357	Work Experience		3,000
58200	Soc. Security		295
58400	Hosp		335

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

RESOLUTION NO. 661-09: AUTHORIZE AMENDING 2009 VETERANS SERVICE AGENCY BUDGET TO INCREASE WAYNE AREA TRANSPORTATION SYSTEM AMOUNT

Mr. Hammond presented the following:

WHEREAS, the Veterans Service Office has anticipated that expenses for Canandaigua Transportation will exceed the amount of \$25,000.00 budgeted for 2009; based upon increased number of riders; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to amend the contract with Wayne Area Transportation System, upon review and approval of the County Attorney, to increase the contract amount an additional \$5,500.00; and be it further

RESOLVED, that the County Treasurer is hereby directed to amend the 2009 County Budget as follows:

A1990-CONTINGENT FUND GEN

\$5,500.00 from .54000 Contractual Expense

A6510-VETERAN SERVICES

\$5,500.00 to .54400 Contracted Services

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

RESOLUTION NO. 662-09: AUTHORIZE THE CONTRACT FOR PHYSICIAN SERVICES FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home desires to enter into an agreement for the provision of physician services with Eugene Tolomeo, M.D. effective January 1, 2010 – December 31, 2010; and

WHEREAS, there will be no cost to the Wayne County Nursing Home as Dr. Tolomeo will bill directly for physician services, and; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute the agreement with Eugene Tolomeo effective January 1, 2010 at no cost. Subject to the County

Attorney's approval as to form and content.

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

RESOLUTION NO. 663-09: AUTHORIZING COMMUNITY-WIDE TRANSFER AGREEMENT FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

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

WHEREAS, Rochester Regional Healthcare Association provides transfers agreement on a community-wide basis; and

WHEREAS, the current agreement expires December 31, 2009; and

WHEREAS, the Wayne County Nursing Home shall renew said contract; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Rochester Regional Healthcare Association effective from January 1, 2010 to December 31, 2012 at no county cost.

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

RESOLUTION NO. 664-09: AUTHORIZING CONTRACT FOR DIAGNOSTIC IMAGING SERVICES FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the contract between the County of Wayne and HealthTrac for the provision of Diagnostic Imaging services expires on December 31, 2009; and

WHEREAS, the Wayne County Nursing Home is desirous of renewing said contract for the period of January 1, 2010 – December 31, 2010; and

WHEREAS, the Nursing Home shall pay Contractor for services performed on Nursing Home residents in accordance to the same terms and conditions as set forth in the 2009 contract pursuant to the Medicare published fee schedule; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute the agreement with HealthTrac effective January 1, 2010 at a fee in accordance with the Medicare published fee schedule, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 665-09: AUTHORIZING CONTRACT FOR DENTAL SERVICES FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the contract between the County of Wayne and the McClure Dental Service for the provision of dental services for the Wayne County Nursing Home expires on December 31, 2009; and

WHEREAS, the Wayne County Nursing Home wishes to renew said contract for the period of January 1, 2010 – December 31, 2010; and

WHEREAS, McClure's service fee for 2010 will be \$31,200 (for 2009 the fee was \$30,848.40); now, therefore, be it

RESOLVED, the Chairman of the Wayne County Board of Supervisors is hereby authorized to execute an agreement, for the contract period January 1, 2010 through December 31, 2010, with McClure Dental Services for an annual fee of \$31,200, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 666-09: AUTHORIZING THE CHAIRMAN OF THE WAYNE COUNTY BOARD OF SUPERVISORS TO EXECUTE AN AGREEMENT, BETWEEN THE WAYNE COUNTY NURSING HOME AND STERICYCLE

Ms. Park presented the following:

WHEREAS, the contract between the County of Wayne and Stericycle for providing medical waste pickup and disposal services expires on December 31, 2009; and

WHEREAS, the Wayne County Nursing Home wishes to renew said contract for the period of January 1, 2010 – December 31, 2010 at the economy fee of \$242 a month based on thirteen (13) stops a year and any additional stops at \$150; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute the agreement with Stericycle effective January 1, 2010 at the economy fee of \$242 month, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 667-09: AUTHORIZING THE CHAIRMAN OF THE WAYNE COUNTY BOARD OF SUPERVISORS TO EXECUTE AN AGREEMENT, BETWEEN THE WAYNE COUNTY NURSING HOME AND TRAVELING EYE CARE

Ms. Park presented the following:

WHEREAS, the current contract with Traveling Eye Care expires December 31, 2009; and

WHEREAS, Traveling Eye Care provides in-house services to the resident at no cost to the nursing home; and

WHEREAS, the Wayne County Nursing Home wishes to renew the contract with Traveling Eye Care, for the period of January 1, 2010 - December 31, 2010; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute the agreement with Traveling Eye Care effective January 1, 2010 - December 31, 2010 at no cost to the facility, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 668-09: AUTHORIZATION TO RENT BILLBOARD SPACE FROM LAMAR ADVERTISING FOR AN ANTI-TOBACCO CAMPAIGN THIS FALL

Ms. Park presented the following:

WHEREAS, Wayne County Public Health wishes to rent space on 3 billboards at a cost of \$3,870 for two months this fall; and

WHEREAS, the Public Health Educators wish to increase public awareness about the harmful effects of tobacco use and the funds are available to cover this expenditure; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to purchase advertisement as described above at a total of \$3870.

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

RESOLUTION NO. 669-09: AUTHORIZATION TO CONTRACT WITH NORMAL COMMUNICATIONS FOR FOUR-MONTH TRANSIT (WATS BUS) ADVERTISING CAMPAIGN FOR THE LEAD POISONING PREVENTION GRANT

Ms. Park presented the following:

WHEREAS, there has been money budgeted for the advertising of educational messages and testing for the Childhood Lead Poisoning Prevention Program per the grant; and

WHEREAS, the cost for advertising for three months, which will include production charges and design fees, will not exceed \$6,345 for the months of October – December 30, 2009; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to

execute a contract with Normal Communications, subject to the County Attorney's approval as to form and content, for the period October – December 2009, for an amount not to exceed \$6,345.

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

RESOLUTION NO. 670-09: AUTHORIZATION TO SUBMIT A WORKPLAN, BUDGET, AND CONTRACT WITH HEALTH RESEARCH, INC. FROM AUGUST 10, 2009 TILL AUGUST 9, 2010

Ms. Park presented the following:

WHEREAS, New York State Department of Health's (NYSDOH) Health Research, Inc. has requested documents and information for continuation of the Public Health Emergency Preparedness Cooperative Agreement activities; and

WHEREAS, Wayne County Public Health (WCPH) wishes to renew its contract with Health Research, Inc; and

WHEREAS, WCPH must submit a workplan and budget describing the work and projects as described in the contract and guidance documents for the base grant, H1N1 planning and implementation activities; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to submit a workplan and budget in the amount of \$302,897 for the base HRI grant and for planning and implementation of H1N1 activities; and be it further

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract with the NYSDOH's Health Research, Inc., subject to the County Attorney's approval as to form and content, for the period of August 10, 2009 to August 9, 2010 in the amount of \$302,897.

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

RESOLUTION NO. 671-09: AUTHORIZATION TO RENEW CONTRACT WITH THE FINGER LAKES COMMUNITY COLLEGE

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) provides for and manages field experience in community health nursing for nursing students at the Finger Lakes Community College; and

WHEREAS, WCPH would like to renew the contract with Finger Lakes Community College to continue to provide such service; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a renewed agreement on behalf of Wayne County Public Health Service, subject to the County attorney's approval as to form and content, for a five-year contract period from October 1, 2009 to September 30, 2014.

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

RESOLUTION NO. 672-09: AUTHORIZATION TO APPOINT MEMBERS TO THE WAYNE COUNTY PUBLIC HEALTH SERVICES ADVISORY BOARD

Ms. Park presented the following:

WHEREAS, Jody Bender and Steve LeRoy's term on the Health Services Advisory Board will expire as of December 31, 2009; and

WHEREAS, Jody Bender and Steve LeRoy have agreed to continue their membership on the Health Services Advisory Board for another term, starting January 1, 2010 -I December 31, 2013; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to appoint Jody Bender and Steve LeRoy to serve on the Health Services Advisory Board effective January 1, 2010 - December 31, 2013.

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

RESOLUTION NO. 673-09: AUTHORIZATION TO SIGN THE ROCHESTER REGIONAL HEALTHCARE ASSOCIATION COMMUNITY-WIDE TRANSFER AGREEMENT

Ms. Park presented the following:

WHEREAS, the Community-Wide Transfer Agreement promotes the timely transfer of patient and patient information to provide the care most suited to the patient's needs; and

WHEREAS, this agreement shall promote appropriate utilization of community health resources and shall apply to the transfer of patients to and from the institutions or agencies listed in the agreement; and

WHEREAS, Wayne County Public Health (WCPH) wishes to continue with participation in this agreement; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to sign the Rochester Regional Healthcare Association Community-Wide Transfer Agreement, subject to the County Attorney's approval as to form and content, for the period of January 1, 2010 - December 31, 2012.

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

RESOLUTION NO. 674-09: AUTHORIZATION TO AMEND RES. NO. 257-09 AUTHORIZING CONTRACTS WITH PROVIDERS OF RELATED SERVICES FOR PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS TO ADD THE FOLLOWING SERVICE

Ms. Park presented the following:

WHEREAS, Resolution No. 257-09 authorized contracts with providers of Related Services for Preschool Children with handicapping Conditions; and

WHEREAS, the County must contract for the provisions of related services for preschool-aged children with handicapping conditions; and

WHEREAS, E. John Gavras Center has requested to provide the following service:

Counseling services at a rate of \$56.00 per half hour

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to amend the contract with E. John Gavras Center to add the Counseling Services at a rate of \$56.00 per half hour, subject to the County Attorney's approval as to form and content, for the period of September 21, 2009 to June 30, 2011.

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

RESOLUTION NO. 675-09: AUTHORIZATION TO SUBMIT WORKPLAN AND BUDGET AND EXECUTE CONTRACT FOR THE CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM, CONTRACT NUMBER C-024652

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to renew the Children with Special Health Care Needs program contract number C-024652 for the period of October 1, 2009 to September 30, 2010 in the amount of \$20,746; now, therefore, be it

RESOLVED the Director of Public Health is hereby authorized to submit a work plan and budget for the Children with Special Health Care Needs program; and be it further

RESOLVED, that the Chairman of the Board of supervisors is hereby authorized to execute contract with the Children with Special Health Care Needs program for the period of October 1, 2009 to September 30, 2010, subject to the approval of the County Attorney as to form and content, for the amount of \$20,746.

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

RESOLUTION NO. 676-09: AUTHORIZATION TO CONTRACT WITH REGISTERED NURSES TO ASSIST WITH H1N1 CLINICS

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) will be conducting several H1N1 influenza clinics in the fall of 2009 through the spring of 2010; and

WHEREAS, WCPH would like to contract with Registered Nurses to assist with such clinics; and

WHEREAS, the Registered Nurses will be responsible for assisting with setting up and tearing down clinics and to assess clients for risk factors and administer the H1N1 vaccine to identified clients; and

WHEREAS, Wayne County has agreed to waive the insurance indemnification requirement; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute a contract with the Registered Nurses listed below, to assist with planning and/or implementation of H1N1 clinics from October 1, 2009 until April 30, 2010 at a rate of \$26.40 per hour worked, not to exceed \$15,840 per nurse, with approval from the County Attorney as to form and content.

Linda Michielson
7576 5th Street
Sodus Point, NY 14555

Barbara Kerr
1451 Willowdale Drive
Macedon, NY 14502

Martha Tertinek
8548 Gardenier Lane
Sodus Point, NY 14555

Patricia Pawlick
7770 Jay Street
Williamson, NY 14589

Virginia Gramse
3117 Rte 21
Palmyra, NY 14522

Sharon Roberts
8151 Robin Road
Wolcott, NY 14590

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

RESOLUTION NO. 677-09: AUTHORIZATION TO CONTRACT WITH CLERK TO ASSIST WITH H1N1 CLINICS FOR THE WAYNE COUNTY PUBLIC HEALTH DEPARTMENT

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) will be conducting several H1N1 influenza clinics in the fall of 2009 through the spring of 2010; and

WHEREAS, WCPH would like to contract with Cristina Wood to provide clerical assistance at such clinics; and

WHEREAS, Ms. Wood would be responsible for assisting with setting up and tearing down clinics, data entry of clinic attendance into a database, registration of attendees, and promoting optimal flow of the clinic; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Ms. Cristina Wood, 1400 Sleight Rd, Newark, NY 14513, to provide clerical assistance at H1N1 clinics and attend planning meetings at a rate of \$15.00 per hour worked, not to exceed \$9000, with the approval from the County Attorney as to form and content; and be it further

RESOLVED, that the Professional Liability Insurance coverage required by Wayne County's minimum insurance standards is hereby waived for the duration of this contract.

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

RESOLUTION NO. 678-09: AUTHORIZATION TO RENT BILLBOARD SPACE FROM LAMAR FOR FLU CAMPAIGN THIS FALL

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to rent space for 3 billboards at a cost of \$4300 for two months this fall; and

WHEREAS, WCPH wishes to increase the public's awareness on how to prevent the flu and has the funds available to cover this expenditure; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to purchase 3 billboard spaces for 3 months for flu prevention education at a rate not to exceed \$4,300.

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

RESOLUTION NO. 679-09: AUTHORIZATION TO AMEND THE 2009 PUBLIC HEALTH BUDGET FOR BIOTERRORISM H1N1 FUNDING

Ms. Park presented the following:

WHEREAS, the County Health Department has received additional grant funding for planning and implementing H1N1 immunization clinics; and

WHEREAS, supplanting staff is not allowable, requiring contracting services and overtime service by staff, and

WHEREAS, the clinics will begin in late October 2009, consisting of an estimated 58 days of clinical service needs; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized and directed to amend the 2009 Public Health Services Budget to include grant funding to cover H1N1 Clinic preparation and implementation; and be it further

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to amend the 2009 budget as follows:

Account No. A4011 – WC Public Health

Increase 40111.51904 by \$30,228

Increase 40112.52200 by \$1,347

Add 40112.52201 in amount of \$2,504

Increase 40114.54444 by \$108,275

Increase 40118.58200 by \$3,827

Increase 40110.44628 by \$146,181

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

RESOLUTION NO. 680-09: AUTHORIZATION TO PURCHASE TWO LAPTOP COMPUTERS FOR IMMUNIZATION CLINICS

Ms. Park presented the following:

WHEREAS, the County Health department has received additional grant funding to plan and implement H1N1 (Swine flu) clinics beginning in October 2009; and

WHEREAS, computer equipment is required at clinic sites to record client services and submit to NYSIIS (New York State Immunization Information System); now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized and directed to purchase two laptops at a cost not to exceed \$2,504.

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

RESOLUTION NO. 681-09: AUTHORIZATION TO PURCHASE STORAGE SHELVES FOR PUBLIC HEALTH IMMUNIZATION SUPPLIES

Ms. Park presented the following:

WHEREAS, H1N1 grant funding has been made available to support immunization implementation; and

WHEREAS, shelving units are needed to stockpile nursing and clinic supplies and immunization forms; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized and directed to purchase three shelving units at a cost not to exceed \$1,347.

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

RESOLUTION NO. 682-09: AUTHORIZATION TO TRANSFER FUNDS WITHIN THE CURRENT HUMAN RESOURCES BUDGET

Mrs. Collier presented the following:

WHEREAS, when the 2009 budget for Wayne County Department of Human Resources was established, the computers currently in use were not anticipated to need replacement; and

WHEREAS, two computers currently in use in Human Resources are failing, cannot be repaired, and must be replaced; and

WHEREAS, there are funds available within the current budget total sufficient to fund these purchases; now, therefore, be it

RESOLVED, that the County Treasurer is directed to amend the 2009 County Budget as follows:

A1430-HUMAN RESOURCES:

\$1,500.00 to .52201 Computer Equipment

\$ 750.00 from .54600 Misc.

\$ 400.00 from .54483 Training/Seminars

\$ 350.00 from .54486 Printing

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

RESOLUTION NO. 683-09: AUTHORIZATION TO EXECUTE CONTRACT WITH POMCO FOR FLEXIBLE SPENDING PLAN ADMINISTRATION

Mrs. Collier presented the following:

WHEREAS, Resolution No. 750-08 authorized the amendment of a contract with POMCO to provide Third Party Administrative Services including administrating the flexible spending and health related accounts; and

WHEREAS, said contract allowed for an increase in the enrollee fee equal to the All Cities Consumer Price Index (CPI), now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contact agreement on behalf on the County of Wayne, subject to the County Attorney's approval as to form and content, with POMCO, for the flexible spending account to remain at the same level of 3.45 per enrollee per month with a minimum of 100 enrollee per month, for the period September 1, 2009 – August 31, 2010 with Orientation Meetings Presentations by POMCO representatives at \$85.00 per hour and Orientation Handouts for meetings at \$.50 per handout.

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

RESOLUTION NO. 684-09: AUTHORIZATION TO PURCHASE REPLACEMENT LAPTOP COMPUTER AND AMEND 2009 WAYNE COUNTY BUDGET

Mrs. Collier presented the following:

WHEREAS, a laptop computer that is used in the Board of Supervisors office and during various committee meetings has failed; and

WHEREAS, this failure necessitates the replacement of the unit, now, therefore, be it

RESOLVED, that the Board of Supervisors is hereby authorized to purchase one Laptop Computer at a cost not to exceed \$1,051.00; and be it further

RESOLVED, that the County Treasurer is hereby authorized to amend the 2009 Wayne County Budget as follows:

A1010-Legislative Board

\$1,051.00 to .52201 Computer Equipment

A1345-Purchasing

\$1,051.00 from .52201 Computer Equipment

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

RESOLUTION NO. 685-09: AUTHORIZE JOINT MUNICIPAL IMPROVEMENT PROJECT FOR THE TOWN OF WALWORTH

Mr. Spickerman presented the following:

WHEREAS, pursuant to Resolution No. 232(73), as amended by Resolution No. 263(73) and Resolution No. 291(73), the Board of Supervisors has established a Joint Municipal Improvement Project Fund which provides County funding for a portion of the cost of approved Town or Village improvement projects for development of public facilities related to retail business activity; and

WHEREAS, the Town of Walworth has requested the County to provide funding from the Joint Municipal Improvement Project for sidewalk replacement projects in the Hamlets of Walworth and West Walworth, both which constitute the only remaining central business districts in the entire town; and

WHEREAS, these projects are consistent with the intent of the Joint Municipal Improvement Fund; and

WHEREAS, the total project cost is estimated to be \$105,777.20 with the Town of Walworth contributing \$70,518 in cash; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes funding from the Joint Municipal Improvement Project for the Town of Walworth in the amount of one-third the total project cost or \$35,259.00, whichever is less.

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

RESOLUTION NO. 686-09: APPOINTMENT TO COUNTY PLANNING BOARD

Mr. Spickerman presented the following:

WHEREAS, there is a vacancy on the County Planning Board for the Town of Sodus caused by the resignation of Godfrey Malchoff, which is effective December 31, 2009; and

WHEREAS, Sodus Town Supervisor Steven LeRoy has recommended the appointment of the following person to fill said vacancy:

David LeRoy
6013 Birchwood Lane
Sodus, New York 14551; now, therefore be it

RESOLVED, that David LeRoy is hereby appointed to the County Planning Board for a term of office commencing on January 1, 2010 and expiring on April 30, 2010.

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

RESOLUTION NO. 687-09: AUTHORIZE TEMPORARY ADDITIONAL SENIOR CLERK TYPIST POSITION IN PLANNING DEPARTMENT

Mr. Spickerman presented the following:

WHEREAS, the present Senior Clerk Typist will be retiring on December 26, 2009 after 25 years working in the Planning Department; and

WHEREAS, the 2009 Planning Department budget contains funding to hire a new Senior Clerk Typist on December 1, 2009 so the new employee can be trained by the incumbent; and

WHEREAS, the incumbent is the best qualified person to train the new Senior Clerk Typist in the duties and responsibilities of the Planning Department; now, therefore, be it

RESOLVED, that the Planning Department is authorized to have two (2) Senior Clerk Typist positions for the month of December 2009; and be it further

RESOLVED, that effective January 1, 2010, one of the Senior Clerk Typist positions will be abolished to reflect the retirement of the incumbent.

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. 688-09: AUTHORIZE AGREEMENT WITH GANNETT FLEMING TRANSIT AND RAIL SYSTEMS IN CONNECTION WITH THE LYONS AMTRAK PASSENGER RAIL STATION

Mr. Spickerman presented the following:

WHEREAS, the Lyons Amtrak Station is close to completing five design options, one of which will be included in the Empire Corridor West Study to determine its impact on the flow of freight rail traffic; and

WHEREAS, the recent TIGER grant program offered an outline of information that would allow the Lyons Amtrak Passenger Rail Station to achieve a very high state of readiness for future funding should all that information be compiled; and

WHEREAS, the information includes escalated cost estimates to year of construction, a construction schedule outlined by quarters, an estimate of job creation during construction by quarter, an estimate of the technical work required prior to construction, an estimate and track and signal operation and maintenance costs; and

WHEREAS, CSX has not provided as-built information on the current signal system at Lyons or the current design and installation requirements because the railroad considers this information to be confidential for safety and security reasons; and

WHEREAS, Gannett Fleming Transit and Rail Systems has provided for two optional Tasks within the Agreement which would provide for the flow of information concerning the current signal system at Lyons and as a result allow for a more accurate signal system modification cost estimate and construction schedule; and

WHEREAS, this information will place Wayne County in a very high state of readiness to compete effectively and favorably for state and federal transportation funds that will likely be made available in the future; and

WHEREAS, the costs associated with this agreement are eligible for reimbursement under the Multi-Modal grant awarded to Wayne County for the design and construction of the Lyons Amtrak Station; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute an agreement with Gannett Fleming for the services as described above in connection with the advancement of the Lyons Amtrak Station for an amount not to exceed \$32,400, subject to approval as to form and content by the County Attorney.

Mr. Colacino requested to address the board to say that he is in support of the Lyons Amtrak Passenger Rail Station even though he is now involved in the initiation of a Newark rail station.

Mr. Fabino commented that the Lyons community will pull together and overcome any roadblocks to continue their venture for this project in Lyons.

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

RESOLUTION NO. 689-09: AUTHORIZE APPLICATION FOR STATE TOURISM MATCHING FUNDS FOR WAYNE COUNTY TOURISM AND PROMOTION DEPARTMENT

Mr. Spickerman presented the following:

RESOLVED, that the Wayne County Office of Tourism and Promotion is hereby designated as the Tourist Promotion Agency for the County of Wayne ("County") for the purpose specified in the New York State Promotion Act; and be it further

RESOLVED, that the Director of Wayne County Office of Tourism and Promotion is hereby authorized to apply on behalf of the County for funding under the 2010 New York State Matching Grant Program for the County Tourism Project:

County Share	\$ 208,550
State Share	\$ 208,550

RESOLVED, that Christine Worth is hereby designated Project Director and authorized to execute the grant application on behalf of the County.

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

RESOLUTION NO. 690-09: AUTHORIZE APPLICATION TO NYS DEPARTMENT OF STATE NY CENSUS COMPLETE COUNT GRANT PROGRAM

Mr. Spickerman presented the following:

WHEREAS, Wayne County recognizes the importance of a full and complete census count of its residents; and

WHEREAS, there are some populations residing within the County that are often undercounted; and

WHEREAS, every effort must be made to insure that all residents are counted so that federal and state funding and congressional representation are not adversely impacted by a decline in population that could result from undercounts in vulnerable areas and with certain populations in Wayne County; and

WHEREAS, the NYS Census Complete Count Grant Program provides funds to assist local governments and non-profit corporations with efforts to reach out to traditionally undercounted populations; and

WHEREAS, Wayne County has identified Finger Lakes Migrant and Community Health as a suitable and highly qualified partner in the effort to insure that migrant farm workers and the African American community throughout Wayne County are made aware of the importance of being counted during the 2010 Census; now, therefore, be it

RESOLVED, that the Planning Director is authorized and directed to submit an application on behalf of Wayne County for an amount not to exceed \$15,000 for an outreach program to insure that all residents of Wayne County are counted in the 2010 Census; and be it further

RESOLVED, that Wayne County will partner with Finger Lakes Migrant and Community Health to design and distribute Census 2010 outreach materials to the farm worker and African American communities they serve; and be it further

RESOLVED, that these activities require no local funding match and will be conducted at no cost to the County.

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

RESOLUTION NO. 691-09: STANDARDIZATION IN WAYNE COUNTY BUILDINGS - ALERTON SYSTEMS FOR HVAC CONTROLS

Mr. LeRoy presented the following:

WHEREAS, It is both necessary and economical to plan effectively for future building equipment energy control systems and maintenance needs for the County of Wayne; and

WHEREAS, Standardization upon one particular energy management system will have a significant positive impact upon efficiency and economy within the county in terms of:

1. Significantly lower acquisition of maintenance costs
2. Elimination of incompatibility of systems among County buildings

and

WHEREAS, Wayne County is currently using Alerton Systems for its energy management controls within both the Hall of Justice and our New Nursing Home Facility; and

WHEREAS, for the stated reasons of efficiency and economy, the Buildings and Grounds Department has recommended standardization of Alerton Systems for the current renovation of our old Nursing Facility and all of its buildings, in the future; and

WHEREAS, for these reasons the Public Works Committee has recommended adoption of a standardization resolution; now, therefore, be it

RESOLVED, that the Board of Supervisors, of the County of Wayne, for the stated reasons of efficiency and economy, hereby requires that only Alerton Systems and associated

equipment be used in it's buildings for the purpose of energy control systems on it's HVAC equipment; and be it further

RESOLVED, that this resolution shall take effect immediately.

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

RESOLUTION NO. 692-09: AUTHORIZATION TO AWARD BID FOR JANITORIAL AND CUSTODIAL SERVICES FOR THE WAYNE COUNTY HALL OF JUSTICE

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 Hall of Justice for the contract period of November 1, 2009 through October 31, 2011; and

WHEREAS, the following bids were received by the deadline and opened on Friday, September 25, 2009 at 10:00 a.m.: and

WHEREAS, the bid received from Quality Janitorial Services did not have the bid bond included at the time of opening and is thereby disqualified, be it hereby

Bidder	Monthly Bid	Annual Bid	2 nd Yr Annual Increase %	3 rd Yr Annual Increase %	4 th Yr Annual Increase %
Global Industrial Services 6800 Jericho Turnpike Suite 120W Syosset, NY 11791	\$ 4,365.00	\$ 52,380.00	3%	3%	3%
TEMCO Services 7374 Pittsford-Palmyra Rd Fairport, NY 14450	\$ 3,730.00	\$ 44,760.00	3%	3%	3%
Quality Janitorial Services 136 Bryant Avenue Newark, NY 14513	\$ 3,414.20	\$ 40,970.00	1%	2%	1%

RESOLVED, that the bid submitted by Temco Services for \$44,760.00 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 Temco Services at a cost not to exceed \$ 44,760.00; for the contract period of November 1, 2009 through October 31, 2010.

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

RESOLUTION NO. 693-09: AUTHORIZATION TO PURCHASE COMMUNICATION EQUIPMENT FOR WAYNE COUNTY EMPLOYEES

Mr. LeRoy presented the following:

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

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

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to

purchase three (3) BlackBerry™ Plans for a monthly fee of \$49.99 with a 400 minute phone plan; and be it further

RESOLVED, that these are to be assigned to Kevin Rooney, George Bastedo and Margaret Haroff.

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

RESOLUTION NO. 694-09: AUTHORIZATION TO TRANSFER LEAVE TIME TO COUNTY EMPLOYEE

Mr. LeRoy presented the following:

WHEREAS, the following Wayne County Buildings and Grounds employee is desirous to donate his designated vacation leave time to a Nursing Home employee in order to help her extend and cover leave time necessary for personal circumstances:

The following employee listed below donates vacation leave hours as noted:

Steven Boyer 40 hours Annual Leave

now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to transfer a total of forty (40) hours of leave time to Deena Boyer; and be it further

RESOLVED, that the hours will not be returned to said donor.

Mr. Groat moved the adoption of the resolution. Seconded by Mrs. Crane. Upon roll call, all Supervisors voted Aye, except Supervisors Hammond, Lyon and Plant who voted Nay. The Chairman declared the Resolution adopted.

RESOLUTION NO. 695-09: AUTHORIZATION TO OBTAIN A USED EXCAVATOR FROM THE TOWN OF SODUS

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Highway Department currently utilizes three Badger rubber tired excavators in their fleet; and

WHEREAS, the Town of Sodus has a similar machine that was just taken out of service due to extensive motor damage; and

WHEREAS, the Wayne County Highway Department wishes to obtain the Town of Sodus machine to be used for spare parts which are in short supply and extremely costly. In consideration for the used machine, the Wayne County Highway Department will perform \$3,500 worth of in-kind services; now therefore, be it

RESOLVED, that the Wayne County Highway Superintendent is authorized to obtain the used excavator from the Town of Sodus.

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

RESOLUTION NO. 696-09: AUTHORIZATION TO AMEND RESOLUTION NO. 29-4: ADOPTING HIGHWAY PERMIT POLICY

Mr. LeRoy presented the following:

WHEREAS, in accordance with Section 136 of the Highway Law, the Superintendent of Highways has prepared an additional Highway Permit and a change in fees, amending Resolution No 29-4 as follows:

	Fee Amount	Security Deposit Amount
• Driveway Culvert permit/Installation	\$ 200.00	\$ 0.00
• Subdivision Street Entrance	\$ 250.00	\$ 500.00
• Waterman/Sewer Installation	\$ 50.00	\$ 0.00
• Gas Main/Duct/Buried Cable Installation	\$ 100.00	\$ 0.00
• Open Cut Roadway	\$ 100.00	\$ 1,000.00
• Divisible Load Permit	\$ 10.00	\$ 0.00
• Special Hauling Permit (Individual)	\$ 50.00	\$ 0.00

- Special Hauling Permit (Annual) \$ 200.00 \$ 0.00
- Permit Renewal Fee \$ 10.00 \$ 0.00
- Super Load Permits (over 160,000 lbs.) \$ 300.00 \$ 0.00

now, therefore, be it

RESOLVED, that the Highway Permits and fees are hereby approved.

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

RESOLUTION NO. 697-09: AUTHORIZATION TO AMEND COUNTY BUDGET FOR WAYNE COUNTY CENTRAL GARAGE

Mr. LeRoy presented the following:

WHEREAS, the Central Garage Department has expended most of the 2009 budget amount for Account No.

.54100 Supplies and Material due to an increase in repairs; now, therefore, be it

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

A1640-CENTRAL GARAGE:

\$18,000.00 to .54100 Supplies and Material

A1990-CONTINGENT GEN FUND:

\$18,000.00 from .54000 Contractual Expense

Mr. Lyon moved the adoption of the resolution. Seconded by Mr. Fabino. Upon roll call, adopted.

RESOLUTION NO. 698-09: AUTHORIZATION TO REJECT BID FOR DOOR AND WINDOW REPLACEMENTS FOR THE FIRE TRAINING CENTER BURN BUILDING

Mr. LeRoy presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for the purchase and installation for door and window replacements for the Fire Training Center Burn Building; and

WHEREAS, the bids were publicly opened on Tuesday, September 29, 2009 at 10:00 a.m. and the following bid was received:

GUDABRI, Inc. \$56,423.00
 13140 Route 31
 Savannah, NY 13146

WHEREAS, the Public Safety Committee the County Administrator and the County Attorney have reviewed the bids and have stated that the current bid and level of funding do not support moving forward with the project at this time and they have recommended that the project be suspended while alternative funding possibilities are being considered; now, therefore, be it

RESOLVED, that pursuant to Committee recommendation, the bid submitted by GUDABRI, Inc. is hereby rejected due to budget restrictions.

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

RESOLUTION NO. 699-09: AUTHORIZE SUPERINTENDENT OF BUILDINGS AND GROUNDS TO ISSUE REQUEST FOR PROPOSALS (RFP) FOR DOOR AND WINDOW REPLACEMENTS AT THE WAYNE COUNTY FIRE TRAINING CENTER BURN BUILDING

Mr. LeRoy presented the following

WHEREAS, Senator Michael Nozzolio has provided funding for the specific purpose of making much needed improvements to the Fire Training Burn Facilities; now, therefore, be it

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized and directed to prepare and distribute a Request for Proposals for Door and Window Replacements

at the Wayne County Fire Training Center Burn Building, subject to approval as to form and content by the County Attorney; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds shall review proposals and present a record of the RFP's and his recommendation to the Public Works Committee and the Board of Supervisors following the opening for final approval.

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

RESOLUTION NO. 700-09: AUTHORIZATION TO TRANSFER FUND INTO LEGAL DEFENSE BUDGET FROM CONTINGENCY ACCOUNT FOR 2009

Mrs. Bender presented the following:

WHEREAS, various line items in A1172-Legal Defense of Indigents budget will be overdrawn by December 2009 based upon the increased usage during the first 8 months of 2009, thus a line item transfer is required; now, therefore, be it

RESOLVED, that the County Treasurer is hereby directed to amend the 2009 County Budget as follows:

A1172-LEGAL DEFENSE OF INDIGENTS

\$75,000.00 to .54505 Assigned Counsel-Family

\$20,000.00 to .54507 Assigned Counsel-Felony

\$20,000.00 to .54556 Assigned Counsel-Misdemeanor

A1990-CONTINGENT FUND GEN

\$115,000.00 from .54000 Contractual Expense

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

RESOLUTION NO. 701-09: AUTHORIZATION TO AMEND BUDGET AND TRANSFER FUNDS FOR THE VICTIM/WITNESS SERVICES OFFICE

Mrs. Bender presented the following:

WHEREAS, a transfer of funds within the 2009 Crime Victims Board budget - A1167 is required to eliminate anticipated line item deficits, now, therefore be it

RESOLVED, that the County Treasurer amend the 2009 Crime Victims Board Budget as follows:

Account No. A1167 – CRIME VICTIMS BOARD

\$400.00 from .54600 (Miscellaneous)

\$100.00 to .54150 (Office Supplies)

\$100.00 to .54166 (Postage)

\$200.00 to .54485 (Travel)

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

RESOLUTION NO. 702-09: AUTHORIZATION TO EXECUTE AGREEMENT AND APPROPRIATE PROJECT ACCOUNT FUNDING FOR LOCAL ENHANCED WIRELESS 911 PROGRAM

Mrs. Bender presented the following:

WHEREAS, the State of New York, in the current budget year, has allocated funding for the Local Enhanced Wireless 911 Program, which can reimburse costs for certain 911 related expenditures undertaken by eligible counties; and

WHEREAS, through this program, the County of Wayne has been approved to receive \$50,935 in reimbursement funding for eligible expenses incurred through March 31, 2012; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute a Letter of Agreement with the State of New York, relative to the County's intent to participate in the Local Enhanced Wireless 911 Program for the 2009-2010 allocation; and be it further

RESOLVED, that the County Treasurer is directed to amend the 2009 County Budget as follows:

H1935-Enhanced 911 Emergency Telephone

\$50,935.00 to .43395 Wireless 911 Grant Program
\$50,935.00 to .52000 Equipment and Other Capital Outlay

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

RESOLUTION NO. 703-09: AUTHORIZATION TO EXECUTE AN AGREEMENT WITH PST TECHNOLOGIES, INC. FOR E911 COMMUNICATIONS

Mrs. Bender presented the following:

WHEREAS, PST Technologies, Inc., of Herndon, VA, is the vendor used to supply and support the mobile computing message switch server and mobile software used by 911 and all law enforcement agencies in the county; and

WHEREAS, the County has maintained a maintenance contract with PST Technologies on an ongoing basis since the inception of the mobile computing program in 1999; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute an agreement with PST Technologies, Inc. for continuation of maintenance and support services, at an annual cost not to exceed \$12,000, with such agreement subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 704-09: AUTHORIZATION TO PERFORM TOWER STRUCTURAL ANALYSIS AND APPROPRIATE FUNDS

Mrs. Bender presented the following:

WHEREAS, in association with the Wayne County Public Safety Radio Project, additional radio receive sites are needed to improve system performance and personnel safety, and

WHEREAS, five existing or proposed sites have been identified across the county to be added to the County's radio system, with studies showing that the addition of these sites will achieve significant and desired system improvements, and

WHEREAS, one of the sites identified consists of a 100' communications tower located in the Village of Sodus, owned by the Saint Lawrence Seaway Development Corporation, and

WHEREAS, the Saint Lawrence Seaway Development Corporation has requested that the County fund a structural analysis of the tower, with the requirement that analysis results are acceptable to the Saint Lawrence Seaway Development Corporation prior to negotiation of a lease agreement between the County and the Seaway Development Corporation, and

WHEREAS, none of the remaining four sites identified will require such an analysis, and

WHEREAS, the following quotes have been received relative to providing the above mentioned structural analysis:

Fred Nudd Corporation of Ontario, NY	\$3,000
CHA of Rochester, NY	\$7,650

now, therefore, be it

RESOLVED, that the Fred Nudd Corporation shall be authorized to perform a structural analysis of the above mentioned communications tower in the Village of Sodus, at a total cost not to exceed \$3000, and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to transfer \$3000 from A878 Undesignated Capital Reserve as follows:

A9950 – TRANSFER TO CAPITAL FUND PROJECT

\$3000.00 TO .51934 Radio Interoperability Project

H1934 – RADIO INTEROPERABILITY PROJECT

\$3000.00 TO .45031 – Interfund Transfer

\$3000.00 to .52000COCST – Equipment and Other Cap

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

RESOLUTION NO. 705-09: AUTHORIZING THE AMENDMENT OF THE 2009 E-911 COMMUNICATION BUDGET

Mrs. Bender presented the following:

WHEREAS, the Finger Lakes Law Enforcement Academy commonly schedules one Basic Emergency Service Dispatcher Course annually, usually to be held in the spring of each year; and

WHEREAS, a second course offering has been scheduled for 2009, affording the possibility of sending two dispatchers to the school this year, rather than waiting until 2010, necessitating that funds be transferred to cover the cost of the school; now, therefore, be it

RESOLVED, that the County Treasurer amend the 2009 County Budget as follows:

A3642-E911 COMMUNICATIONS:

\$600.00 to .54483 Training, Seminars & Schools

\$600.00 from .54600 Miscellaneous

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

RESOLUTION NO. 706-09: AUTHORIZATION TO PURCHASE AIR COMPRESSOR FOR THE FIRE TRAINING FACILITY AND TRANSFER FUNDS

Mrs. Bender presented the following:

WHEREAS, there is a need to purchase an air compressor for use at the Fire Training Facility; and

WHEREAS, the 2009 budget does not include funding for the purchase an air compressor; now, therefore, be it

RESOLVED, that the Fire Coordinator is hereby authorized to purchase from Grainger at state bid pricing, 1 (one) Maxus Air Compressor a cost of \$134.10; and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer the funds as follows:

Account No. A3410 - MUTUAL AID

\$134.10 to .52500 Other Equipment

\$134.10 from .54425 Equipment - Maint & Repair

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

RESOLUTION NO. 707-09: RECOMMENDATION FOR WAYNE COUNTY TECHNICAL DECONTAMINATION AND HAZARD ASSESSMENT TEAM APPOINTMENTS

Mrs. Bender presented the following:

WHEREAS, pursuant to Resolution No. 476-06, the Wayne County Technical Decontamination and Hazard Assessment Team was established by the Wayne County Board of Supervisors; and

WHEREAS, the Wayne County Fire Coordinator and the Director of Emergency Management is recommending Norma Russell-Eidman to serve on the Wayne County Technical Decontamination and Hazard Assessment Team; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors, upon recommendation of the Wayne County Fire Coordinator and the Director of Emergency Management, hereby appoints Norma Russell-Eidman to serve on the Wayne County Technical Decontamination and Hazard Assessment Team.

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

RESOLUTION NO. 708-09: AUTHORIZATION TO CREATE PART-TIME BILINGUAL CRIMINAL INVESTIGATOR POSITION IN THE DISTRICT ATTORNEY'S OFFICE

Mrs. Bender presented the following:

WHEREAS, there is a need for a bilingual/Spanish criminal investigator; and

WHEREAS, the position would be paid at an hourly rate of \$23.39 on a as needed basis; and

WHEREAS, the investigator would assist all Wayne County police agencies; now, therefore, be it

RESOLVED, that the position of Bilingual Criminal Investigator (part-time) is hereby created in the District Attorney's Office budget and that the compensation is set at \$23.39 per hour.

Mrs. Crane moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, all Supervisors voted Aye, except Supervisor Groat who voted Nay. The Chairman declared the Resolution adopted.

RESOLUTION NO. 709-09: AUTHORIZATION TO ACCEPT GRANT FROM U.S. DEPARTMENT OF HOMELAND SECURITY, FEMA (FY09 PORT SECURITY GRANT PROGRAM) AWARD NO. 2009-PU-T9-0117 IN THE AMOUNT OF \$109,585 AND MODIFY BUDGET

Mrs. Bender presented the following:

WHEREAS, the Wayne County Office of Sheriff has received a grant in the amount of \$109,585 from the U.S. Department of Homeland Security, FEMA with matching funds of \$38,530 for the purpose of purchasing a Boat (\$123,291) and SCUBA related equipment (\$24,824) enhancing the Nation's port and maritime infrastructure to prevent, protect, respond to, and recover from threats or acts of terrorism; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute the grant between the U.S. Department of Homeland Security, FEMA and Wayne County Sheriff's Office; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized and directed to execute any documents necessary to implement the grant on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content; and be it further

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

Account No. 3111 Recreational Safety

Increase appropriations .52500 (other equipment)	\$109,585
Increase revenues .43302 (Homeland Sec. Federal)	\$109,585

Mrs. Bender moved, seconded by Mr. Lyon, that the resolution be amended by adding the following "RESOLVED" clause:

RESOLVED, that this boat and SCUBA related equipment will only be replaced if grant funds are available.

Upon roll call on the amendment, all Supervisors voted Aye. The Chairman declared the motion carried.

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

RESOLUTION NO. 710-09: AUTHORIZATION TO AWARD BIDS FOR PURCHASE OF REMOTE OPERATED UNDERWATER VEHICLE (ROV) PREVIOUSLY APPROVED FOR PURCHASE IN RESOLUTION NO. 573-09

Mrs. Bender presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for sealed bids for the purchase of a Remote Operated Underwater Vehicle (ROV), in accordance with

specifications prepared by the Sheriff's Office; and
WHEREAS, the following bid was received:

<u>Bidder:</u>	<u>Amount</u>
HYDROACOUSTICS INC 999 Lehigh Station Road Henrietta, NY 14467	\$47,668

RESOLVED, that the bid submitted by HYDROACOUSTICS, INC. for \$47,668 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 HYDROACOUSTICS, INC. at a cost not to exceed \$47,668.

Mrs. Bender moved, seconded by Mr. Lyon, that the resolution be amended by adding the following "RESOLVED" clause:

RESOLVED, that the unit will only be replaced if grant funds are available.

Upon roll call on the amendment, all Supervisors voted Aye. The Chairman declared the motion carried.

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

RESOLUTION NO. 711-09: AUTHORIZATION TO PARTICIPATE IN RURAL COOPERATIVE TRAFFIC SAFETY INITIATIVE WITH THE NYS SHERIFFS' ASSOCIATION FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM

Mrs. Bender presented the following:

WHEREAS, the NYS Sheriffs' Association has been awarded a Cooperative Rural Traffic Safety Initiative from the NYS Governor's Traffic Safety Committee for the purpose of addressing Wayne County's Specific Traffic problems; and

WHEREAS, Wayne County will receive \$20,000 for overtime for this initiative period (October 1, 2009 through September 30, 2010); now, therefore, be it

RESOLVED, that the grant in the amount of \$20,000 is accepted for overtime funds; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute any documents necessary to implement the grant on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content; and be it further

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

Account No. A3114 – Sheriff – Road Patrol

Increase appropriations A31141.51912 (STEP Overtime) \$20,000

Increase Revenue A31140.43370 (Traffic Safety) \$20,000

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

RESOLUTION NO. 712-09: AUTHORIZATION TO ACCEPT GRANT FROM NYS DEPARTMENT OF HOMELAND SECURITY STATE LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (SLETPP) FOR THE PURPOSE OF REPLACING INTER-OPERABLE COMPUTERS AND PRINTERS IN PATROL VEHICLES IN THE AMOUNT OF \$79,500

Mrs. Bender presented the following:

WHEREAS, the Wayne County Office of Sheriff has been awarded a grant in the amount of \$79,500 to be used in support of law enforcement terrorism prevention-oriented planning, organization, training, exercise and equipment activities from the NYS Office of Homeland Security (SLETPP). These funds will be used to purchase additional Sodus point Surveillance camera system, enclosures, power mounts, connectors, (2) back hauls, 45G 40' tower including installation \$29,198, (60) In-Car Computer printers \$16,500, Finger Print Card Scan System with maintenance \$4,200, (5) PC work stations for 911 dispatch consoles \$7,500, (1) Portable radio charger Bank for Command Post \$675, (2) Motorola Narrow band compliant portable radios \$13,827, and (11) Harris Swat radios \$7,600 and therefore, be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute the grant between the NYS Department of Homeland Security and Wayne County Sheriff's Office; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized and directed to execute any documents necessary to implement the grant on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content; now, therefore, be it

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

Account No A3114 – ROAD PATROL

\$79,500 to .52500 Other Equipment

\$79,500 to 44306 Homeland Sec. Federal

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

RESOLUTION NO. 713-09: AUTHORIZATION TO PARTICIPATE IN A THE SAFE SCHOOLS PARTNERSHIP GRANT FROM U.S. DEPARTMENT OF EDUCATION IN COOPERATION WITH THE SODUS CENTRAL SCHOOL DISTRICT FOR SAFE SCHOOLS/HEALTHY STUDENTS GRANT NO. Q184L090378 FOR A FOUR YEAR PERIOD

Mrs. Bender presented the following:

WHEREAS, the Sodus Central School District has been awarded a grant for the purpose of creating safe school environments and promote the healthy development of children and families. Wayne County Office of Sheriff would provide a Deputy Sheriff (Youth Officer) that would identify and refer students who would benefit from being involved in the Partnership activities; and

WHEREAS, the Safe Schools Partnership Grant provides for the salary of the deputy sheriff (youth officer), Training and vehicle for a four-year period (07/01/2009 through 06/30/2013) in the amount of \$386,813; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to participate in the Safe Schools Partnership Grant from the NYS Education Department in cooperation with the Sodus Central School District; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized and directed to execute any documents necessary to implement the grant on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 714-09: AUTHORIZATION TO EXTEND CONTRACT WITH ONEIDA COUNTY SHERIFF'S OFFICE FOR SECURITY SERVICES AT THE CENTRAL NY PSYCHIATRIC CENTER FOR MENTALLY ILL INMATES FOR A PERIOD OF ONE YEAR

Mrs. Bender presented the following:

RESOLVED, that the Chairman of the Wayne County Board of Supervisors and Wayne County Office of Sheriff are hereby authorized and directed to extend the current contract (Resolution No. 814-07) for an additional year (January 1, 2010 to December 31, 2010) pursuant to Section 7 of the Agreement signed by the parties in 2008 with the Oneida County Sheriff's Office at a cost of \$140 per day.

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

RESOLUTION NO. 715-09: AUTHORIZATION TO ACCEPT GRANT FROM U.S. DEPARTMENT OF HOMELAND SECURITY, FEMA THE AMERICAN RECOVERY AND REINVESTMENT ACT PORT SECURITY GRANT PROGRAM OF 2009 (ARRA PSGP) AWARD NO. 2009-PU-R1-0252 IN THE AMOUNT OF \$233,051 AND MODIFY BUDGET

Mrs. Bender presented the following:

WHEREAS, the Wayne County Office of Sheriff has received a grant in the amount of \$233,051 from the U.S. Department of Homeland Security, FEMA for the purpose of purchasing an Underwater Search and Rescue Mobile Command Vehicle (\$161,376) and SWAT Team related equipment (\$71,675) enhancing the Nation's port and maritime infrastructure to prevent, protect, respond to, and recover from threats or acts of terrorism; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute the grant between the U.S. Department of Homeland Security, FEMA and Wayne County Sheriff's Office; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized and directed to execute any documents necessary to implement the grant on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content; and be it further

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

Account No. 3111 Recreational Safety

Increase appropriations	.52300 (Motor Vehicle)	\$161,376
Increase appropriations	.52500 (other equipment)	\$ 71,675
Increase revenues	.43302 (Homeland Sec. Federal)	\$233,051

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

RESOLUTION NO. 716-09: AUTHORIZATION TO PURCHASE REPLACEMENT SIGNATURE MODULE FOR THE INFORMATION TECHNOLOGY DEPARTMENT

Mr. Lyon presented the following:

WHEREAS, the Information Technology department is in need of Secure Print Module to replace the one in the Treasurer's Office; and

WHEREAS, the current signature card is going bad that is used to produce checks on the Treasurer's printer; and

WHEREAS, the technology has changed and needs to be replaced with a new type of Secure Print Module; and

WHEREAS, authorization is hereby requested for the Wayne County Treasurer to transfer the sum of \$1,650 from line 52201 (IT – Computer Equipment) to 52200 (IT – Office Equipment) to cover the cost; now, therefore, be it

RESOLVED, that the Director of Information Technology is hereby authorized to purchase the following made payable from Acct No A16802-52200 IT – Office Equipment:

Req 9000740 1-SPM module & 1 additional Print Key at a cost not to exceed \$1,650

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

RESOLUTION NO. 717-09: AUTHORIZATION FOR THE CHAIRMAN OF THE BOARD TO SIGN UPGRADED SERVICE AGREEMENTS WITH TIME WARNER CABLE FOR VARIOUS INTERNET CONNECTIVITY SERVICES

Mr. Lyon presented the following:

WHEREAS, Time Warner Cable is able to offer better download and upload speeds on its circuits; and

WHEREAS, the Information Technology dedicated fiber connection is going from 10Mb X 10Mb to 15Mb X 15Mb and 3 additional static IPs are being added for Video conferencing and other outside communications; and

WHEREAS, the Sheriff shared circuit connection is going from 6Mb X 4Mb to 10Mb x 10Mb; and

WHEREAS, the Nursing Home shared circuit connection is going from 6Mb x 4Mb to 10Mb x 10Mb at a cost from 360/mo to 316.95/mo for 36 months; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute the Service Agreements for another term of 36/months on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Time Warner Cable for the following;

1. IT for a cost from 1,610/mo to \$1,640/mo
2. Sheriff for a cost from 275.50/mo to \$326.95/mo
3. Nursing Home for a cost from 360/mo to \$316.95/mo

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

RESOLUTION NO. 718-09: AUTHORIZATION TO FILL CONFIDENTIAL SECRETARY TO THE COUNTY TREASURER POSITION AND SET SALARY

Mr. Lyon presented the following:

WHEREAS, due to the resignation of a Confidential Secretary to the County Treasurer, a position is currently available; and

WHEREAS, the County Treasurer is seeking authorization to fill one (1) position of Confidential Secretary to the County Treasurer at an annual salary not to exceed \$30,332.00; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to fill one (1) Confidential Secretary position at an annual salary not to exceed \$30,332.00.

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

RESOLUTION NO. 719-09: AUTHORIZATION FOR COUNTY TREASURER TO CANCEL OUTSTANDING CHECKS

Mr. Lyon presented the following:

RESOLVED, that pursuant to NYS General Municipal Law, Section 21, the County Treasurer is hereby authorized and directed to cancel a list of outstanding checks, dated between February 23, 2006 through 12/9/2008, that are on file with the Clerk of the Board.

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

RESOLUTION NO. 720-09: AUTHORIZATION TO ADVERTISE SEALED BIDS FOR COUNTY PROPERTY

Mr. Lyon presented the following:

WHEREAS, certain Properties acquired by the County of Wayne by tax deed were sold at public auction held June 17 2009; and

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

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

<u>SEQ#</u>	<u>TOWN</u>	<u>VILLAGE</u>	<u>TAX ID#</u>	<u>LOCATION</u>
620	Lyons		69113-00-955004	7305 Emmel Road
1712	Wolcott	Wolcott	75117-16-838422	6092 Lake Avenue

and be it further

RESOLVED, that the advertising shall run two times in the Courier Gazette and the Times of Wayne County and be in the same format, style and format as customarily utilized by Real

Property Tax Services in the tax foreclosure auction process. Said advertising charges shall be a charge to Account A1362, "Tax Advertising & Expense", Line 4402; and be it further

RESOLVED, that all bids and deposits must be submitted with Wayne County's bid forms, which are available at the Real Property Tax Services office and must be submitted to the Wayne County Attorney's Office, 26 Church St, Lyons, NY 14489, no later than Friday, November 20, 2009 at 3:00pm.

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

RESOLUTION NO. 721-09: AUTHORIZATION TO SELL CERTAIN REAL PROPERTY PARCELS ACQUIRED BY THE COUNTY FOR DELINQUENT TAXES TO ADJOINING LAND OWNERS

Mr. Lyon presented the following:

WHEREAS, pursuant to Resolution #323-09, certain properties acquired by the County by tax deed were sold at public auction held June 17, 2009.

WHEREAS, some of the first and second bidders defaulted on paying the balance of payment within the prescribed time period and/or did not follow the guidelines as detailed in the terms and conditions; and

WHEREAS, upon further review, the Real Property Tax Director has recommended that certain properties because of their size and/or location, be offered for sale to adjoining landowners rather than sold as sealed bids; now, therefore, be it

RESOLVED, that the Director of the Real Property Tax Services is hereby authorized to offer for sale the following properties to adjoining land owners:

SEQ #	VILLAGE/TOWN	TAX ID #	LOCATION
514	VILLAGE OF LYONS	71111-09-006653	Pearl Street
585X	VILLAGE OF LYONS	71111-09-228614	42 Montezuma St.
1028	TOWN OF ROSE	71116-00-896077	Preemption Road

and be it further

RESOLVED, that the Director of the Real Property Tax Services is hereby authorized and directed to mail bid requests to all appropriate land owners and charge the mailing and related expenses to Acct No. A1364.54000 (Expenses for Property Acquired for In Rem Purposes); and be it further

RESOLVED, that the above listed properties shall be offered and sold subject to the following 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 of Article 11 of the Real Property Tax Law of the State of New York.
2. Former owners will not be allowed to bid on their properties.
3. 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.
4. 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 the purchaser defaults, or has outstanding real property taxes.
5. 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.

6. 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.
7. The County will not furnish an abstract of title or an instrument survey map.
8. 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.
9. 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.
10. Evictions, if necessary, are solely the responsibility of the successful bidder after closing and recording of the deed.
11. 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.
12. The County will convey the property free and clear of tax liens accrued on or before January 1, 2009.
13. The purchaser will pay all of the following taxes and charges, including all interest and penalties if applicable if they have not been paid:
 - 2009- Village Tax
 - 2009- School Tax
 - 2010 Town Tax & County Tax which may include relieved village or school taxes- INCLUDING ANY APPLICABLE INTEREST AND PENALTIES
 - Federal and/or State taxes, liens and encumbrances of record
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.
14. The Bidder shall submit full payment by certified check or money order, immediately at time of bid submission for any bids in the amount of \$1,000 or less.
15. Regarding any bids for more than \$1,000, the bidder shall submit the amount of \$1,000 plus 10% of the bid amount over \$1,000 upon the bid submission by certified check or money order.
16. 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,

nor attorney fees, nor reimbursement for any expenses incurred as a result of ownership or improvements of the property, nor for taxes paid during the period of ownership.

17. 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.
18. 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.
19. The purchaser's bid will be submitted to the Board of Supervisors on November 17, 2009. IT SHALL BE THE PURCHASER'S RESPONSIBILITY TO CONTACT THE COUNTY REAL PROPERTY TAX SERVICE AGENCY (946-5916) ON OR AFTER NOVEMBER 18, 2009 TO DETERMINE WHETHER THE BID WAS ACCEPTED OR REJECTED BY THE BOARD OF SUPERVISORS.
20. 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 Attorney's Office not later than November 27, 2009 by 3:00 p.m. 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. ALL DEEDS SHALL BE EXECUTED SOLELY IN THE NAME OF THE BIDDER (AND SPOUSE, IF REQUESTED) AS SUBMITTED IN THE BID DOCUMENTS. IF THE PURCHASER FAILS TO MAKE SUCH PAYMENTS ON OR BEFORE NOVEMBER 27, 2009, 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.

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

RESOLUTION NO. 722-09: AUTHORIZATION TO SHARE DEFENSE COSTS FOR REAL PROPERTY TAX ASSESSMENT REVIEW PROCEEDINGS (ARTICLE 7 LITIGATION)

Mr. Lyon presented the following:

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

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

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

WHEREAS, this Board approved Resolution No. 444-95, amended by Resolution No. 700-06 and subsequently Resolution No. 688-07 which established minimum standards for County participation in litigation involving challenges to real property assessments; and

WHEREAS, a number of requests from certain Towns have been received by the Real Property Tax Services Director and reviewed and recommended by the Director and the County Attorney, now therefore, be it

RESOLVED, that the County of Wayne will participate in providing financial assistance for litigation challenges of real property tax assessments per the provisions of Resolution No. 688-07 for the following Town's and their respective petitions:

TOWN	PROPERTY OWNER	2009 ASSESSED VALUE	# Parcels	GRIEVED VALUE	INDEX #	# of YEARS
Macedon	DiPrima Properties	\$2,000,000	1	\$ 860,000	65746	1 st
Macedon	Glenwood Company	\$4,733,700	4	\$1,210,000	68620	1 st

Macedon	Wal-Mart	\$16,960,000	3	\$7,632,000	68561	1 st
Macedon	Wayside Properties	\$ 753,140	1	\$ 567,840	68744	2 nd
Macedon	Betty Jean Murphy	\$ 490,600	2	\$ 182,700	65863	1 st
Macedon	Pliant Corp.	\$2,900,000	1	\$1,000,000	65839	4 th
	Pliant Corp	\$4,290,600	1	\$2,000,000	65850	5 th

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

RESOLUTION NO. 723-09: ACCEPTING SECOND BIDS FOR TAX AUCTION PROPERTIES

Mr. Lyon presented the following:

WHEREAS, Resolution No. 323-09 certain properties acquired by the County by tax deed were sold at public auction sale held June 17, 2009; and

WHEREAS, such properties were sold at the public auction sale subject to approval and acceptance of the bids by the Board of Supervisors; and

WHEREAS, some of the first bidders defaulted on paying the balance of payment within the prescribed time period as detailed in the terms and conditions; and

RESOLVED, that it is the determination of the Board of Supervisors that it is in the best interest of the County to accept the following second bids listed below and such bids are hereby approved and accepted; the Chairman of the Board of Supervisors is hereby authorized and directed to execute a quit-claim deed for each parcel, subject to approval of the form of the deed by the County Attorney, and to affix the seal of the Board of Supervisors to such deeds; and the payments required by the terms and conditions of sale:

TOWN	PROPERTY TAX#	BIDDER NAME & ADDRESS	BIDDER PRICE
ARCADIA	67110-00-566665	Bruce Cole 1251 Sleight Road Newark, NY 14513	\$6,000
SODUS	69118-18-382115	Berton Homer Porter 3334 Aikens Road Savannah, NY 13146	\$800

and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to return all funds deposited by those individual's who's bids were rejected.

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

RESOLUTION NO. 724-09: AUTHORIZATION TO ACCEPT TRANSFER OF PROPERTY TAX ID# 61112-19-560126 FROM RUSSELL CAMPBELL AND KIM ANDERSON TO THE COUNTY OF WAYNE AND FURTHER TRANSFER SAID PROPERTY FROM THE COUNTY OF WAYNE TO THE NEW YORK STATE CANAL CORPORATION

Mr. Lyon presented the following:

WHEREAS, Wayne County took title to property tax ID # 61112-19-560126 located at 689 Canal Drive East in the Town of Macedon by deed dated June 16, 2009 pursuant to the County's tax foreclosure proceeding; and

WHEREAS, said property was sold by the County of Wayne at its tax foreclosure sale to Russell Campbell and Kim Anderson for the purchase price of \$4,500, which was paid to the County along with the filing fees in the amount of \$185; and

WHEREAS, Wayne County believed that it had foreclosed on the structure which is on State land which is owned by New York State Canal Corporation; and

WHEREAS, New York State previously had issued a permit to the prior owners for said structure Mark and Cherylann Vanwuyckhuys; and

WHEREAS, Wayne County has been informed by New York State Canal Corporation that said permit to 689 Canal Drive East had been revoked on November 13, 2008 which was prior

to the time that the County took title to said property which; and

WHEREAS, New York State Canal Corporation has now taken the legal position that since said permit has been revoked the ownership of the structure which is permanently affixed to the land now is vested in the owner of the land which is New York State Canal Corporation as a result of which New York State Canal Corporation is demanding that the sale to Russell Campbell and Kim Anderson be reversed and that the County quit-claim the property to New York State Canal Corporation; and

WHEREAS, Russell Campbell and Kim Anderson having been advised of the above mentioned situation are willing to convey the property back to the County of Wayne upon the purchase price and filing fees being refunded to them; now, therefore, be it

RESOLVED, that upon receipt of a deed from Russell Campbell and Kim Anderson conveying property ID # 61112-19-560126 to the County of Wayne, the Wayne County Treasurer is hereby authorized to issue a check to Russell Campbell and Kim Anderson for the purchase price and the filing fees in the amount of \$4,685, which represents the above mentioned purchase price in the amount of \$4,500 and filing fees in the amount of \$185; and be it further

RESOLVED, that the Wayne County Chairman of the Board of Supervisors is hereby authorized to execute a quit-claim deed and all other necessary documents conveying property ID # 61112-19-560126 to the State of New York subject to the County Attorney's approval; and be it further

RESOLVED, that the Treasurer is hereby authorized to issue a check in the amount of \$185 made payable to the Wayne County Clerk regarding the filing fees for the closing regarding Russell Campbell and Kim Anderson to the County of Wayne and a check in the amount of \$185 made payable to the Wayne County Clerk regarding the filing fees for the closing regarding the County to the New York State Canal Corporation.

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

RESOLUTION NO. 725-09: AUTHORIZATION TO AMEND THE COUNTY BUDGET FOR THE OLD NURSING HOME RENOVATION PROJECT

Mr. Lyon presented the following:

WHEREAS, the County will be tracking expenditures made against this project separately in a new project account named H1925-County Building Renovation (ONH); and

WHEREAS, Resolution No. 600-09 transferred appropriations from H1933 Building Renovation Project to H1925 County Building Renovation (ONH), the required revenue now need to be transferred; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to amend the 2009 County Budget as follows:

H1925-COUNTY BUILDING RENOVATION (ONH):

\$3,700,000.00 to .45031 Interfund Transfer

H1933-BUILDING RENOVATION PROJECT:

\$3,700,000.00 from .45031 Interfund Transfer

and be it further

RESOLVED, that the County Treasurer transfer \$54,009.36 from A878 Capital Reserve Fund to eliminate the deficit balance in H1933 as follows:

A9950-TRANSFER TO CAPITAL FUND PROJECT:

\$ 54,009.36 to .52774 Building Renovation Project

H1933-BUILDING RENOVATION PROJECT:

\$ 54,009.36 to .45031 Interfund Transfer

\$ 54,009.36 to .52574 Consultants-Managers

\$248,955.47 to .52574 Consultants-Managers

\$248,955.47 from .52700 Capital Construction

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

RESOLUTION NO. 726-09: AUTHORIZATION FOR SETTLEMENT OF CLAIM – JOHN SLOWIK

Mr. Lyon presented the following:

WHEREAS, on September 3, 2009, a vehicle owned by Wayne County caused damage to a 2002 Toyota Suburban owned by John Slowik; and

WHEREAS, the said vehicle was attempting to make a left hand turn when the vehicle owned by Wayne County struck the back right of said vehicle causing Mr. Slowik to incur damages in the amount of One Thousand Seven Hundred Thirty and 71/100 Dollars (\$1,730.71) now therefore be it

RESOLVED; in settlement of said claim that the Wayne County Treasurer is hereby authorized and directed pay John Slowik the sum of One Thousand Seven Hundred Thirty and 71/100 Dollars (\$1,730.71) from Account #1930 (Judgment & Claims) as directed by the Wayne County Attorney.

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

RESOLUTION NO. 727-09: AUDIT OF CLAIMS – October 20, 2009

Mr. Lyon 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 **\$3,493,366.64** are hereby approved for payment and the Treasurer is hereby authorized and directed to make payment of the same:

1. A Fund	\$ 2,418,180.68
2. D Fund	\$ 194,107.59
3. DM Fund	\$ 223,615.80
4. E Fund	\$ 483,017.57
5. H Fund	\$ 153,876.00
6. MS Fund	\$ 20,569.00
7. S Fund	\$ 00.00
Warrant Total	\$ 3,493,366.64

and be it further

RESOLVED, that the following utilities totaling **\$118,168.44**, processed pursuant to Resolution No. 176-78, are hereby ratified:

1. A Fund	\$ 77,943.42
2. DM Fund	\$ 3,571.91
3. E Fund	\$ 36,653.11
Utility Total	\$ 118,168.44

and be it further

RESOLVED, that miscellaneous disbursement checks were processed for the following County Departments, totaling **\$ 317,769.91** are hereby ratified:

1. Nursing Home	\$ 82,568.20
2. Sheriff-Misc.	\$ 398.25
3. Sheriff-Pistol Permits	\$ 4,543.50
4. Social Services	\$ 941.45
5. County Attorney	\$ 278.64
6. District Attorney	\$ 1,200.00
7. WBHN	\$ 728.99
8. Dept. Aging & Youth	\$ 165.60
9. Public Health	\$ 284.00
10. Workers' Comp	\$ 226,661.28
	\$ 317,769.91

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

RESOLUTION NO. 728-09: AUTHORIZATION TO PAY SETTLEMENT CLAIM FOR RYAN HYDE

Mr. Lyon presented the following:

WHEREAS, Ryan Hyde filed a tort claim against the County of Wayne regarding an incident that occurred at the Wayne County Jail on March 25, 2009; and

WHEREAS, the parties are desirous of settling said claim for a total amount not to exceed Fifteen Thousand and 00/100 (\$15,000.00); now, therefore, be it

RESOLVED, that the claim between Ryan Hyde and the County of Wayne has been amicably settled between the parties and payment is hereby approved in the amount of Fifteen Thousand 00/100 (\$15,000.00); and be it further

RESOLVED, that the Wayne the County Treasurer is hereby authorized and directed to issue a check made payable to Muldoon & Getz, Attorney's for Ryan Hyde in the amount of Fifteen Thousand and 00/100 (\$15,000.00), from Account No. A#1930 (Judgment and Claims), as directed by the Wayne County Attorney.

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

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

RESOLUTION NO. 729-09: AUTHORIZATION FOR SETTLEMENT OF CLAIM – CAROL KEARNS

Mr. Lyon presented the following:

WHEREAS, on July 27, 2009, a vehicle owned by Wayne County caused damage to a 1999 Dodge Stratus owned by Carol Kerns; and

WHEREAS, the said vehicle was attempting to back out when the vehicle owned by Wayne County struck the back right of said vehicle causing Ms. Kerns to incur damages in the amount of Six Hundred Fifty One and 56/100 Dollars (\$651.56); now, therefore, be it

RESOLVED, in settlement of said claim that the Wayne County Treasurer is hereby authorized and directed pay Carol Kerns the sum of Six Hundred Fifty One and 56/100 Dollars (\$651.56) from Account #1930 (Judgment & Claims) as directed by the Wayne County Attorney.

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

EXECUTIVE SESSION:

Mr. Lyon moved, seconded by Mr. Plant that the Board go into Executive Session at 10:22 a.m. to discuss proposed litigation. Upon roll call, carried.

REGULAR SESSION:

Mr. Fabino moved, seconded by Mr. Colacino that the Board resume regular session at 10:32 p.m. Carried.

ADJOURNMENT:

The next scheduled meeting of the Board is Tuesday, November 17, 2009 at 9:00 a.m.

Mr. LeRoy moved, seconded by Mrs. Crane, that the board adjourn at 10:34 a.m. Carried.

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