

3rd Day  
Wednesday, January 27, 2010  
9:00 a.m.

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

The Pledge of Allegiance was led by Chairman Hoffman.

Upon roll call, all Supervisors were present. County Administrator James Marquette was also in attendance.

**APPROVAL OF MINUTES:**

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

Ms. Park moved, seconded by Mrs. Crane that one (1) resolution be allowed on the floor under other business. Motion carried.

**RESOLUTION NO. 96-10: RESOLUTION ADOPTING WAYNE COUNTY COMPLIANCE PLAN IN ACCORDANCE WITH FEDERAL, STATE, AND OFFICE OF THE MEDICAID INSPECTOR GENERAL LAWS AND REGULATIONS**

Mrs. Collier presented the following:

WHEREAS, the requirement to have a Compliance Plan is contained in both Federal and State Law to ensure that claims submitted to State Health Care Programs are true and accurate; and

WHEREAS, several county departments including the Nursing Home, Behavioral Health, and Public Health have established internal compliance plans; and

WHEREAS, the regulations promulgated by the Office of the Medicaid Inspector General require those organizations "...ordering, providing, billing, or claiming \$500,000 or more from Medicaid in a 12-month period..." to have a Compliance Plan and to actively make employees and contractors familiar with requirements and responsibilities outlined in the plan; and

WHEREAS, Wayne County Government receives in excess of \$500,000 Medicaid payments in a twelve month period and is required to have a Compliance Plan; and

WHEREAS Wayne County Government is required to adopt a Compliance Plan that applies to all county departments and county contractors; now therefore be it

RESOLVED, that the Wayne County Board of Supervisors hereby adopts the Wayne County Compliance Plan that is appended to this Resolution and is on file with the Clerk of the Board of Supervisors.

Mr. Kelsch moved the adoption of the resolution. Seconded by Ms. Park.

County Administrator Marquette addressed the Board to present an overview of the proposed Wayne County Compliance Plan.

Mr. Marquette stated that this plan reflects many revisions that were made at the Government Operations Committee, since the initial distribution of this plan at the last board meeting on January 19.

Mrs. Collier added that many Supervisors were able to attend the Government Operations Committee that reviewed the proposed Wayne County Compliance Plan. The Supervisors that were not able to attend may have some other revisions that will need to be addressed in committee.

There was open discussion regarding the Wayne County Compliance Plan and many changes were recommended for today's meeting as well as some suggestions that will be presented at a later time.

**EXECUTIVE SESSION:** Mr. Lauderdale moved, seconded by Mr. LeRoy that the Board go into Executive Session at 9:13 a.m. to discuss a personnel issue. Upon roll call, carried.

**REGULAR SESSION:** Mrs. Crane moved, seconded by Ms. Park that the Board resume regular session at 10:03 a.m. Carried.

Mrs. Collier moved, seconded by Mr. Lauderdale that the following amendments for the proposed Wayne County Compliance Plan are as follows:

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**“The Wayne County Regulatory Compliance Policy Role**

III. Responsibility

All employees, contracted practitioners, and vendors shall acknowledge that it is their responsibility to report any instances of suspected or known noncompliance to their immediate supervisor, the department head, the County Administrator or the Compliance Officer. Reports may be made without fear of retaliation, retribution, or breach of confidentiality. Failure to report known noncompliance or making false reports will be grounds for disciplinary action, including termination.

IV. Policies and Procedures

Wayne County will communicate its compliance standards and policies to all employees, contracted practitioners, and vendors. We are committed to these efforts through distribution of this Compliance Policy.

VII. Due Diligence

Wayne County will, at all times, exercise due diligence with regard to background and professional license investigations for all prospective employees, contractors and vendors.

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**The Role of the Compliance Officer**

I. Compliance Officer

The County Board of Supervisors of Wayne County designates the Wayne County Administrator as the Compliance Officer. In the absence of the Wayne County Administrator, the Human Resources Director will act as the Compliance Officer. The Compliance Officer has direct lines of communication to the County Administrator and the Board of Supervisors.

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**Compliance Training**

IV. Orientation

As part of their orientation, each employee, contractor and vendor shall receive a copy of the Compliance Plan, policies and specific standards of conduct that affect their position or information about where and how to find this information on-line.”

Upon roll call to amend the resolution as outlined, all Supervisors voted Aye. Motion carried.

Upon roll call to adopt the amended resolution, all Supervisors voted Aye, the Chairman declared the Resolution adopted.

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

**RESOLUTION NO. 97-10: AUTHORIZATION TO INSTALL NEW PHONE LINE AND VOICE MAILBOX**

Mr. LeRoy presented the following:

WHEREAS, Wayne County is in the process of hiring a Compliance Officer; now, therefore, be it

RESOLVED, that the Superintendent of Building and Grounds is hereby authorized to install a new phone line with a voicemail box at a monthly cost of \$13.00 for the phone and \$2.50 for the voice mail box and be it further

RESOLVED, that the monthly charges for said phone and voicemail box shall be billed to the County Attorney's Telephone expense line A1420.54230.

Mr. Plant moved the adoption of the resolution. Seconded by Ms. Park.

Mr. Lauderdale moved, seconded by Mr. Kelsch to amend the final "RESOLVED" in this resolution to reflect the changes that were adopted in Res. No. 96-10, pertaining to the Wayne County Compliance Plan, as follows. Motion carried.

"RESOLVED, that the monthly charges for said phone and voicemail box shall be billed to the County Administrator's Telephone expense line A12304.54230".

Upon roll call to adopt the amended resolution, all Supervisors voted Aye. The Chairman declared the resolution adopted.

Mr. Spickerman moved, seconded by Mr. Groat that one (1) resolution entitled "**Res. No. 98-10: AUTHORIZE CLIMATE SMART COMMUNITY PLEDGE**" be allowed on the floor under other business. Upon roll call, all Supervisors voted Nay, except Supervisors Colacino, Spickerman, Groat, Crane, Manktelow, Bender, Collier and Hoffman who voted Aye. The Chairman declared the Motion defeated.

Mr. Spickerman moved, seconded by Mrs. Crane that one (1) resolution be allowed on the floor under other business. Upon roll call, all Supervisors voted Aye, except Supervisor Hammond who voted Nay. The Chairman declared the Motion carried.

**RESOLUTION NO. 99-10: AUTHORIZE MEMBERSHIP IN EPA WASTEWISE PROGRAM**

Mr. Spickerman presented the following:

WHEREAS, the EPA WasteWise Program encourages organizations to voluntarily reduce waste and save environmental resources while reducing greenhouse gas emissions; and

WHEREAS, partners benefit from reduced waste generation by saving money and being recognized as environmental stewards in the United States; and

WHEREAS, in registering with the WasteWise program, the County agrees to the following activities, with assistance from the staff of the Western Finger Lakes Solid Waste Management Authority:

- Submit baseline data within 60 days of registering,
- Report on waste management activities annually,
- Commit to:
  - Prevent waste (i.e. source reduction)
  - Recycle
  - Purchase or manufacture recycled content products
- Use the WasteWise logo in a manner that is consistent with the use guidelines, available at [www.epa.gov/waste/partnerships/wastewise/guidelines.htm](http://www.epa.gov/waste/partnerships/wastewise/guidelines.htm); and

WHEREAS, in return, EPA commits to provide:

- Public recognition, by recognizing partners on our website,
- Partner support and communications assistance,
- An online waste reporting and data management system,
- The opportunity to compete for WasteWise Program Awards; and

WHEREAS, registration with the WasteWise program positions the County to compete more effectively for funding related to environmental programs that contribute to the reduction of energy usage and greenhouse gas emissions, and by extension, the costs associated with unnecessary energy consumption and environmental cleanup; now, therefore, be it

RESOLVED, that the County Administrator is authorized and directed to register Wayne County with the U.S. EPA's WasteWise Program; and be it further

RESOLVED, that reporting requirements on connection with the WasteWise program shall be the responsibility of the Western Finger Lakes Solid Waste Management Authority and shall be provided on behalf of, and at no additional cost to the County.

Sharon Lilla addressed the Board and entertained questions from Supervisors pertaining to the County's proposed participation with the EPA WasteWise Program.

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

**EXECUTIVE SESSION:** At 10:32 a.m., Mrs. Collier moved, seconded by Mr. Kelsch, that the Board go into Executive Session to discuss proposed litigation. Upon roll call, carried.

**REGULAR SESSION:** Mr. LeRoy moved, seconded by Mrs. Bender, that the Board resume regular session at 11:00 a.m. Carried.

The Chairman noted for the record that Supervisor Hammond was excused and left the meeting at 10:46 a.m., followed by Supervisor Plant who left at 10:59 a.m.

**ADJOURNMENT:**

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

Mrs. Crane moved, seconded by Mr. LeRoy, that the board be adjourned at 11:02 a.m. Motion carried.

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