

6th Day
Tuesday, March 16, 2010
7:00 p.m.

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

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

Upon roll call, all Supervisors were present.

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

APPROVAL OF MINUTES:

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

COMMUNICATIONS:

The Clerk read the following:

A copy of the Sheriff's Cash Receipts Report for the month of February 2010 totaling \$14,768.88 was received and filed.

A letter was received from the NYS Department of Transportation regarding notification of the upcoming bridge replacement project of the Route 31 Bridge over Melvin Brook within the Town of Galen.

A letter of support was received from Mayor Victoria Daly and the Palmyra Village Board to urge the NYS Legislature to maintain and retain the Butler Minimum Correctional Facility in Butler.

Copies of adopted Resolutions were received from both the Seneca and Ontario County Board of Supervisors regarding appointments to the Finger Lakes Workforce Investment Board.

A letter was received from Karen Coleman, Director of the Division of Employment and Workforce Solutions of the New York State Department of Labor for notification of the review and revisions to the Local Plan Modification submitted by the Finger Lakes Workforce Investment Board.

A letter was received from John J. Howland, Member of the Monroe County Legislature requesting support from member counties of the Genesee Valley Regional Market Authority (GVRMA) to oppose Governor Paterson's proposal to dissolve the Authority.

A copy of a certified resolution was received from the Tioga County Legislature requesting support of Counties and State Legislators in relation to amending the lease period under terms it deems proper, as well as necessary amendments for production extensions.

A copy of the County Auditor's accounts payable report for March 2010 totaling \$4,219,937.84 was received and filed.

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

BIDS AND REQUEST FOR PROPOSALS

Highway Construction and Maintenance Materials
Radio Communications Infrastructure Project

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

ANNUAL REPORTS:

WC Mutual Aid

WC Stop DWI Program
WC Emergency Management Office
WC District Attorney
WC Public Defender
WC Department of Social Services
WC Department of Aging and Youth
WC Information Technology
WC Tourism
WC Planning Department
WC Highway Department
WC Soil and Water Conservation District
WC Central Garage
WC Department of Human Resources
WC Real Property Tax Services
Wayne County Attorney

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

PRIVILEGE OF THE FLOOR:

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

SCHEDULED BUSINESS:

Mrs. Mary Isselhard made a presentation to the Board regarding the many benefits the United Way Program brings to Wayne County and our surrounding communities.

CERTIFICATE OF APPRECIATION:

Mr. Hammond on behalf of the Board, joined by Laurie Crane, Brian Manktelow, Roger Arlis and Larry Demink, presented a Certificate of Appreciation to Mr. Randy Croniser and wife Jane, member of the Wayne County Farm Service Agency, for his dedicated service to the citizens of Wayne County during his 30 years of service.

Mrs. Bender read the following resolution, on behalf of the Town of Marion and the Board:

RESOLUTION NO. 176-10: IN MEMORIAM – ROBERT HALE

Mrs. Bender presented the following:

WHEREAS, Robert Hale served Wayne County as Supervisor for the Town of Marion from January 1, 1984 – September 30, 1984. Throughout his years of service, he diligently served the Citizens of Wayne County with loyalty and dedication. His death is a great loss to his family and the community;

NOW, THEREFORE, in memory of his service to the people of Wayne County, be it

RESOLVED, that the Board of Supervisors of the County of Wayne hereby expresses its great regret in the passing of Robert Hale and extends its deepest sympathy to his family; and be it further

RESOLVED, that this resolution be spread upon the minutes, a copy be presented to the family of Robert Hale and that a page of the proceedings be dedicated in his memory.

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

Sharon Lilla, Wayne County Planning Director, gave a brief presentation on the importance of 2010 Census participation and how this can be beneficial to our community.

RESOLUTION NO. 177-10: AMEND RESOLUTION NO. 320-09 FOR THE WAYNE COUNTY PASSWORD POLICY

Mr. Hammond presented the following:

WHEREAS, the IT department is utilizing Script Logic Password Self-Service to administer the Password Policy requirements; and

WHEREAS, the software does not allow for the combination of 3 out of 4 characters; and

WHEREAS, the software will only allow a maximum of 5 valid attempts rather than the 6 previously stated; now, therefore, be it

RESOLVED, that the following policy is hereby adopted by Wayne County:

Wayne County Information Technology Password Policy

To ensure the security and integrity of the network, each user is provided with a user account to access network resources. Each user account consists of a unique user ID and password and allows Wayne County to hold users accountable for their activities on the network. Never share your password with anyone. You are held responsible for activities associated with your account.

Under this policy, users of the Wayne County IT network will be required to change their passwords every 180 days.

In terms of password administration, the following list provides requirements for establishing and maintaining passwords:

1. Passwords shall be a minimum of 6 characters in length
2. Passwords will require a combination of characters from the following
 - a. Alpha uppercase characters (A through Z)
 - b. Alpha lowercase characters (a through z)
 - c. Digits (0 through 9)
3. The maximum age of a password is 180 days. Fourteen(14) days prior to expiration, you will be prompted to change a password.
4. You have 5 valid attempts to sign on to the network before your account is locked out.
5. You cannot reuse your last 10 passwords

If an employee is locked out or cannot remember their password, the employee must notify their supervisor, who will send an e-mail to support@co.wayne.ny.us requesting that the password be reset with the employee's name and phone# where they can be reached.

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

RESOLUTION NO. 178-10: AUTHORIZATION FOR THE SALE OF COUNTY PROPERTY TO ROBERT & NANCY MILLER AND AUTHORIZATION TO RESCIND RESOLUTION No. 15-10

Mr. Hammond presented the following:

WHEREAS, the County of Wayne owns a parcel of land on East Port Bay, in the Town of Wolcott; and

WHEREAS, it has been determined that a portion of said parcel of land is surplus land; and

WHEREAS, Robert & Nancy Miller own a parcel of land on East Port Bay Road, in the Town of Wolcott, Tax Account #75120-19-518193, which encroaches on said land owned by the County of Wayne; and

WHEREAS, the Miller's have recently purchased the land from William Dixon; and

WHEREAS, the County of Wayne had previously enacted a resolution #15-10 authorizing the sale of a portion of said County parcel of land to William Dixon; and

WHEREAS, William Dixon has indicated that he no longer wishes to purchase said County property; and

WHEREAS, Robert & Nancy Miller are desirous of purchasing a portion of said County property consisting of .018 acres from the County of Wayne for the sum of Eighteen and 00/100 dollars (\$18.00), together with the cost of the survey and all other closing costs; now, therefore, be it

RESOLVED, that the sale of a .018 acre parcel of property owned by the County of Wayne to Robert & Nancy Miller is hereby authorized and be it further that the terms of the sale are as follows:

1. Robert & Nancy Miller will pay the County of Wayne Eighteen and 00/100 dollars (\$18.00) for the purchase of said land owned by the County of Wayne.
2. Robert & Nancy Miller will pay for the survey and all closing costs.
3. Robert & Nancy Miller will execute a contract of sale with the County of Wayne.
4. The County of Wayne will provide Robert & Nancy Miller with a quit-claim deed.

and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute any documents necessary to complete the sale of said property to Robert & Nancy Miller 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 Resolution No. 15-10 is hereby rescinded in its entirety.

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

RESOLUTION NO. 179-10: AUTHORIZATION TO 2010 COUNTY BUDGET UNDISTRIBUTED METER POSTAGE ACCOUNT

Mr. Hammond presented the following:

WHEREAS, the 2010 County Budget eliminated the funding for this account as it was planned that individual budget accounts would be directly charged; and

WHEREAS, the County has continued to use the chargeback method for 2010 instead of the direct charge method; and

WHEREAS, the County Auditor is planning on using the chargeback method to charge postage for contracts instead of a direct method; now therefore be it

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

A1670-UNDISTRIBUTED METER POSTAGE:

\$60,000.00 to .41274 Postage Reimbursement Fees

\$60,000.00 to .54000 Contractual Expense

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

RESOLUTION NO. 180-10: AMEND 2010 COUNTY BUDGET TO REFLECT ADOPTED ELECTED OFFICIALS, COUNTY OFFICERS, DEPARTMENT HEADS, COUNTY MANAGERIAL AND COUNTY MANAGERIAL SUPPORT STAFF NOT SUBJECT TO COLLECTIVE BARGAINING AGREEMENTS

Mr. Hammond presented the following:

WHEREAS, Elected Officials, County Officers, Department Heads, County Managerial and County Managerial Support Staff not subject to collective bargaining agreements 2010 salaries were adopted after the 2010 County Budget was adopted; and

WHEREAS, provision for said salaries were made in the 2010 County Budget but not provided for in the individual budgets and line items; and

WHEREAS, the County is desirous of amending the 2010 County Budget to accurately reflect anticipated expenditures; now, therefore be it

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

A1010-LEGISLATIVE BOARD:

\$958.00 to .51016 Secretary to Chairman

\$114.00 to .58100 Payments to NYS Retirement

\$ 73.00 to .58200 Payments to Social Security

\$ 78.00 to .58200 Payments to Social Security

A1040-CLERK LEGISLATIVE BOARD:

\$1,014.00 to .51018 Clerk of Board

\$ 121.00 to .58100 Payments to NYS Retirement

A1165-DISTRICT ATTORNEY:

\$ 8,366.00 to .51022 District Attorney

\$10,240.00 from .51024 Assistant District Attorney (PT)

\$ 3,330.00 to .51025 Assistant District Attorney (FT)

\$ 1,144.00 to .51026 Assistant District Attorney 2nd

\$ 1,407.00 to .51027 Assistant District Attorney 2nd (FT)
\$ 686.00 to .51028 Assistant District Attorney 3rd
\$ 741.00 to .51030 Assistant District Attorney 4th
\$ 741.00 to .51031 Assistant District Attorney 6th
\$ 741.00 to .51032 Assistant District Attorney 5th
\$ 5,341.00 from .51033 Secretary to District Attorney
\$ 187.00 to .58100 Payments to NYS Retirement
\$ 120.00 to .58200 Payments to Social Security

A1167-CRIMES VICTIMS BOARD GRANTS:

\$ 889.00 to .51480 Victim/Witness Coordinator
\$1,063.00 from .54600 Misc
\$ 106.00 to .58100 Payments to NYS Retirement
\$ 68.00 to .58200 Payments to Social Security

A1170-PUBLIC DEFENDER:

\$1,059.00 to .51040 Public Defender
\$ 967.00 to .51042 Assistant Public Defender
\$1,752.00 to .51043 Assistant Public Defender (FT)
\$1,075.00 to .51044 Assistant Public Defender 2nd
\$1,464.00 to .51045 Assistant Public Defender 2nd (FT)
\$ 720.00 to .51046 Assistant Public Defender 3rd
\$ 824.00 to .51047 Secretary to Public Defender
\$ 741.00 to .51048 Assistant Public Defender 4th
\$ 741.00 to .51051 Assistant Public Defender 6th
\$ 741.00 to .51053 Assistant Public Defender 7th
\$1,200.00 to .58100 Payments to NYS Retirement
\$ 774.00 to .58200 Payments to Social Security

A1185-CORONER:

\$1,118.00 to .51049 Coroner
\$ 133.00 to .58100 Payments to NYS Retirement
\$ 86.00 to .58200 Payments to Social Security

A1230-COUNTY ADMINISTRATION:

\$ 773.00 to .51023 Secretary-Co Administrator
\$2,266.00 to .51326 Fiscal Manager
\$2,833.00 to .51516 County Administrator
\$ 699.00 to .58100 Payments to NYS Retirement
\$ 449.00 to .58200 Payments to Social Security

A1320-COUNTY AUDITOR:

\$10,000.00 to .51071 Manager of Audit
\$ 95.00 from .51122 Account Clerk (7hr)
\$ 1,179.00 to .58100 Payments to NYS Retirement
\$ 758.00 to .58200 Payments to Social Security

A1325-TREASURER:

\$1,715.00 to .51050 Treasurer
\$1,339.00 to .51052 Deputy Treasurer
\$ 650.00 from .51055 Secretary to Treasurer
\$1,013.00 to .51057 Deputy County Treasurer 2nd
\$ 407.00 to .58100 Payments to NYS Retirement
\$ 261.00 to .58200 Payments to Social Security

A1355-ASSESSMENT-REAL PROPERTY TAX:

\$1,545.00 to .51054 Director Real Property
\$ 184.00 to .58100 Payments to NYS Retirement
\$ 118.00 to .58200 Payments to Social Security

A1410-COUNTY CLERK:

\$2,108.00 to .51058 County Clerk
\$ 884.00 to .51059 Deputy County Clerk 2nd
\$1,065.00 to .51060 Deputy County Clerk
\$ 483.00 to .58100 Payments to NYS Retirement
\$ 310.00 to .58200 Payments to Social Security

A1420-COUNTY ATTORNEY:

\$1,450.00 to .51061 Secretary to County Attorney
\$2,254.00 to .51062 County Attorney
\$1,746.00 to .51083 Assistant County Attorney
\$ 649.00 to .58100 Payments to NYS Retirement
\$ 417.00 to .58200 Payments to Social Security

A1430-HUMAN RESOURCES:

\$1,175.00 to .51064 Personnel Assistant
\$ 761.00 to .51065 Senior Personnel Clerk
\$2,000.00 to .51067 Human Resources Director
\$ 114.00 from .51069 Personnel Clerk Part Time
\$ 455.00 to .58100 Payments to NYS Retirement
\$ 292.00 to .58200 Payments to Social Security

A1450-BOARD OF ELECTIONS:

\$ 540.00 to .5166 Election Commissioners
\$1,982.00 to .51068 Deputy Election Commissioners
\$1,416.00 to .51128 Election Clerk
\$ 440.00 to .58100 Payments to NYS Retirement
\$ 301.00 to .58200 Payments to Social Security

A1615-BUILDINGS & GROUNDS:

\$1,704.00 to .51070 Superintendent Buildings & Grounds
\$1,288.00 to .51072 Assistant B & G Superintendent
\$ 866.00 to .51699 Personnel Clerk
\$ 459.00 to .58100 Payments to NYS Retirement
\$ 295.00 to .58200 Payments to Social Security

A1680-INFORMATION TECHNOLOGY:

\$1,931.00 to .51074 Director of Information Technology
\$ 230.00 to .58100 Payments to NYS Retirement
\$ 148.00 to .58200 Payments to Social Security

A1990-CONTINGENT GEN FUND:

\$103,284.00 from .54000 Contractual Expenses

A3110-SHERIFF:

\$ 3,729.00 to .51077 Undersheriff
\$67,479.00 from .51078 Chief Deputy
\$ 9,363.00 from .51081 Stenographer Secretary
\$75,028.00 to .51577 Corrections Major
\$ 364.00 to .58100 Payments to NYS Retirement
\$ 147.00 to .58200 Payments to Social Security

A3117-ANIMAL ABUSE INVESTIGATIONS:

\$800.00 to .51534 Animal Abuse Officer
\$ 61.00 to .58200 Payments to Social Security

A3140-PROBATION:

\$1,814.00 to .51082 Director of Probation
\$ 216.00 to .58100 Payments to NYS Retirement
\$ 139.00 to .58200 Payments to Social Security
\$ 347.00 to .43310 Probation Services (REVENUE)

A3315-STOP DWI:

\$616.00 to .51017 Secy-Chairman/DWI
\$517.00 to .51021 Coordinator Stop DWI
\$ 73.00 to .58100 Payments to NYS Retirement
\$ 87.00 to .58200 Payments to Social Security

A3410-MUTUAL AID (FIRE COORDINATOR)

\$679.00 to .51084 Fire Coordinator
\$ 80.00 to .58100 Payments to NYS Retirement
\$ 52.00 to .58200 Payments to Social Security

A3640-EMERGENCY MANAGEMENT OFFICE:

\$1,286.00 to .51085 Director ODP
\$ 153.00 to .58100 Payments to NYS Retirement
\$ 98.00 to .58200 Payments to Social Security

A3642-E911 COMMUNICATIONS:

\$1,288.00 to .51378 911 Technology Coordinator
\$1,591.00 to .51514 E911 Coordinator
\$ 342.00 to .58100 Payments to NYS Retirement
\$ 220.00 to .58200 Payments to Social Security

A4010-PUBLIC HEALTH:

\$1,750.00 to .51477 Director of Public Health

\$1,813.00 to .51513 Administrative Assistant
\$ 424.00 to .58100 Payments to NYS Retirement
\$ 272.00 to .58200 Payments to Social Security
\$1,425.00 to .43401 Public Health (REVENUE)

A4020-PH EMS COORDINATOR:

\$487.00 to .51484 EMS Coordinator (PT)
\$ 58.00 to .58100 Payments to NYS Retirement
\$ 37.00 to .58200 Payments to Social Security
\$170.00 to .43401 Public Health (REVENUE)

A4300-BEHAVIORAL HEALTH:

\$ 2,088.00 to .51086 M8200 Director of Mental Health
\$ 1,396.00 to .51396 M1120 Psychologist Supervisor
\$ 3,838.00 to .51405 M2120 Program Supervisor
\$ 100.00 from .51496 M2120 Staff Psychiatrist
\$ 1,800.00 to .51518 M2120 Psychiatric Nurse Practitioner
\$ 1,376.00 to .51692 M8200 Deputy Director
\$ 1,237.00 to .58100 M1120 Payments to NYS Retirement
\$ 795.00 to .58200 M1120 Payments to Social Security
\$12,430.00 to .444469 M2100 MH Salary Sharing (REVENUE)

A6010-ADMINISTRATION:

\$ 893.00 to .51081 Stenographer Secretary
\$2,088.00 to .51087 Commissioner Social Services
\$1,327.00 to .51331 Head Social Welfare Examiner
\$1,122.00 to .51380 Information Tech Coordinator
\$2,095.00 to .51381 Social Services Attorney
\$1,541.00 to .51382 Director Administrative Services
\$1,265.00 to .51384 Staff Development Coordinator
\$1,709.00 to .51387 Director of Social Services
\$2,732.00 to .51492 Assistant DSS Attorney
\$1,758.00 to .58100 Payments to NYS Retirement
\$1,130.00 to .58200 Payments to Social Services
\$4,415.00 to .53610 Social Services Administration (REVENUE)
\$8,830.00 to .54610 Social Services Administration (REVENUE)

A6410-PUBLICITY:

\$1,279.00 to .51416 Director Tourism & Promotion
\$ 152.00 to .58100 Payments to NYS Retirement
\$ 98.00 to .58200 Payments to Social Security

A6510-VETERAN SERVICES:

\$569.00 to .51069 Personnel Clerk (PT)
\$428.00 to .51089 Director Veteran Services
\$118.00 to .58100 Payments to NYS Retirement
\$ 76.00 to .58200 Payments to Social Security

A6610-CONSUMER AFFAIRS (W&M):

\$1,182.00 to .51090 Director Weights & Measurers
\$ 140.00 to .58100 Payments to NYS Retirement
\$ 90.00 to .58200 Payments to Social Security

A6772-AREA AGENCY ON AGING:

\$1,461.00 to .51092 Director Office of Aging
\$1,081.00 to .51297 Deputy Director of Aging

\$ 302.00 to .58100 Payments to NYS Retirement
\$ 194.00 to .58200 Payments to Social Services
\$2,279.00 to .44772 Programs for the Aging (REVENUE)

A7310-YOUTH BUREAU:

\$1,081.00 to .51540 Deputy Director for Youth
\$ 129.00 to .58100 Payments to NYS Retirement
\$ 83.00 to .58200 Payments to Social Security
\$ 649.00 to .43836 Youth Bureau/YDDP (REVENUE)

A7510-COUNTY HISTORIAN:

\$757.00 to .51075 County Historian
\$ 90.00 to .58100 Payments to NYS Retirement
\$ 58.00 to .58200 Payments to Social Security

A8020-PLANNING BOARD:

\$1,568.00 to .51099 Director of Planning
\$1,218.00 to .51532 Agricultural Develop Specialist
\$ 332.00 to .58100 Payments to NYS Retirement
\$ 213.00 to .58200 Payments to Social Security

A9901-INTERFUND TRANSFERS:

\$ 3,469.00 to .59300 Transfer-County Road

D5010-HIGHWAY ADMINISTRATION:

\$1,857.00 to .51095 Superintendent of Highways
\$ 220.00 to .58100 Payments to NYS Retirement
\$ 142.00 to .58200 Payments to Social Security

D5020-HIGHWAY ENGINEERING:

\$1,134.00 to .51254 Jr. Engineer
\$1,500.00 to .51920 Assistant Engineering
\$ 313.00 to .58100 Payments to NYS Retirement
\$ 201.00 to .58200 Payments to Social Security

D5110-MAINTENANCE OF ROADS & BRIDGES:

\$1,587.00 from .51097 General Highway Foreman
\$ 189.00 from .58100 Payments to NYS Retirement
\$ 122.00 from .58200 Payments to Social security

D9999-OTHER:

\$3,469.00 to .45031 Interfund Transfers (REVENUE)

E6000-NH COMBINED:

\$ 1,838.00 to .51101 E8350 Nursing Home Administrator
\$ 901.00 to .51113 E6010 Director of Nursing
\$ 1,034.00 to .51141 E7200 Housekeeper
\$ 1,458.00 to .51150 E6010 Assistant Director of Nursing
\$ 1,319.00 to .51155 E6010 Coordinator of Nursing Training
\$ 1,400.00 to .51182 E8310 Comptroller (NH)
\$ 834.00 to .51600 E8350 Administrative Secretary
\$ 1,045.00 to .58100 E8460 Payments to NYS Retirement
\$ 672.00 to .58200 E6010 Payments to Social Security
\$10,501.00 to .43002 E3020 Medicaid (REVENUE)

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

RESOLUTION NO. 181-10: AUTHORIZATION TO CONTRACT WITH AUCTIONEER SERVICES

Mr. Hammond presented the following:

WHEREAS, the Real Property Tax Department will be conducting a Tax Foreclosure

Auction of 2008 delinquent properties to be held on June 16, 2010; and
 WHEREAS, the Real Property Tax Service Department of Wayne County is desirous of having auction services performed by a professional auctioneer: and
 WHEREAS, the Real Property Tax Department has received the following proposals from the Auctioneer's listed below

David Koeberle	Reynolds Auction Co.	\$ 600.00
Dean Cummins	Dean Cummins – Auctioneer	\$1,200.00
Russ Scherrer	Auctions International, Inc.	\$1,900.00
		(Did not comply with RFP)

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, as outlined in the RFP for Auctioneering Services to occur on the Tax Foreclosure Auction date of June 16, 2010 with David Koeberle of Reynolds Auction Company in the amount of \$600.00 (Six Hundred Dollars).

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

RESOLUTION NO. 182-10: AUTHORIZATION TO SHARE DEFENSE COSTS FOR REAL PROPERTY TAX ASSESSMENT REVIEW PROCEEDINGS (ARTICLE 7 LITIGATION)

Mr. Hammond 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	Parcel ID#	Index #(s)
Sodus	Sodus Properties	69119-00-296244	57596, 59869, 62545, 68749, 65830
		69119-00-265498	
Sodus	Suburban Propane	69117-00-921696	68714
Sodus	Sodus MH Park	70117-00-148600	65871, 68716
Sodus	Bran Real Estate	68118-20-992084	65858, 68621
		9118-17-014087	
		69117-05-087938	
Sodus	Sodus Marina	71119-17-153055	65869, 68699
		71119-00-189034	
Sodus	Sodus Holdings	71119-17-030027	65869, 68700
		71119-17-189034	
		71119-17-106040	
		71119-17-133012	
		71119-17-138033	
Sodus	VIA Health	69118-00-132655	57538, 59859, 62543,

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

RESOLUTION NO. 183-10: TAX REFUND – ERROR ON TAX ROLL

Mr. Hammond presented the following:

WHEREAS, applications for refund of real property tax claimed to be attributable to an error on the tax roll has duly been filed with the Director of Real Property Tax Services (“Director”) for the properties listed below, pursuant to the provisions of Article Five, Title 3 of the Real Property Tax Law; and

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

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

TOWN OF ARCADIA

2010 Tax Roll	
Account No.	68110-10-307525
Assessed to:	Orlando & Beverly Gullo
Total Tax Difference:	\$279.20 Total County Tax Difference: \$220.37
Refund:	\$279.20

TOWN OF HURON

2010 Tax Roll	
Account No.	72117-00-970738
Assessed to:	Richard & Dorthea Zamanian
Total Tax Difference:	\$786.34 Total County Tax Difference: \$530.16
Refund:	\$786.34

and be it further

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

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

RESOLUTION NO. 184-10: APPROVING APPLICATIONS FOR CORRECTED TAX ROLLS

Mr. Hammond presented the following:

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

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

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

TOWN OF MACEDON

2010 Tax Roll	
Account No.	61111-00-286854
Assessed to:	Town of Macedon
Total Tax Difference:	\$2,398.31 Total County Tax Difference: \$1603.38
Corrected Total Tax:	\$0.00

and be it further,

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

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

RESOLUTION NO. 185-10: AUTHORIZING PAYMENT OF LITIGATION COST AND TRANSFER FUNDS

Mr. Hammond presented the following:

WHEREAS, Resolution No. 936-09, was adopted to transfer funds for 2009 litigation costs incurred by the Town of Arcadia, however payment was not made and the funds were not encumbered; and

WHEREAS, it has been determined that litigation costs will need to be expended from the Judgments & Claims Budget Account No. A19304.54000; and

WHEREAS, Resolution No. 688-07 approved contributions to legal fees incurred by certain Wayne County Municipalities in defense of Real Property Tax Assessment Review Proceedings; now therefore be it

RESOLVED, that the following 2009 payment utilizing 2010 funds is authorized:

Town of Arcadia:

West Union Street Associates (Wendy's Restaurant)	\$1,062.96
Wal-Mart Stores	\$ 110.00

and be it further,

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

\$1,172.96 to Account No. A19304.54000 (Judgments & Claims) from Account No. A1990.4000 (Contingent Fund General-Contractual Expense).

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

RESOLUTION NO. 186-10: AUTHORIZATION TO PAY HAYLOR FREYER AND COON FOR EXCESS/UMBRELLA HEALTH CARE INSURANCE

Mr. Hammond presented the following:

WHEREAS, Wayne County is desirous of purchasing additional excess/umbrella health care insurance; and

WHEREAS, Wayne County has received an annual quote for said insurance from Haylor, Freyer and Coon, Inc. for the period of April 1, 2010 – May 31, 2011, as follows:

1. Premium for Excess/Umbrella Health Care in the amount of \$77,850.00 now, therefore, be it

RESOLVED, that the Clerk of the Board is hereby authorized to make payment for the above mentioned premium to Haylor, Freyer & Coon, Inc. in the amount of \$77,850.00 for the period April 1, 2010 – May 31, 2011 from Account A1910.54300 upon adoption of this resolution; and further

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

A1910-UNALLOCATED INSURANCE:

\$45,523.00 to .41295 Dept. Insurance Reimbursement

\$45,523.00 to .54300 Insurance

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

RESOLUTION NO. 187-10: AUTHORIZATION TO ACCEPT BID WITH MODIFICATION, EXECUTE CONTRACT, AND APPROPRIATE PROJECT ACCOUNT FUNDING FOR THE RADIO COMMUNICATIONS INFRASTRUCTURE PROJECT

Mr. Plant presented the following:

WHEREAS, the Clerk of the Board of Supervisors duly advertised for bids for the Communications Infrastructure Project, and

WHEREAS, the project includes the procurement and installation of transmitters, the development of a two channel, three site simulcast system, and the development of five remote receivers, and

WHEREAS, the following bids were received and reviewed by the 911 Coordinator and the Public Safety Committee:

Finger Lakes Communication Co., Inc.	\$870,644.56 (base bid) or \$880,165.00 (alternate)
--------------------------------------	--

305 Clark St.
Auburn, NY 13021

and

WHEREAS, certain equipment substitutions and modifications have been identified, allowing for a reduction in the bid price of \$25,300.00, while accomplishing all goals of the project, with such price modification applicable to either the base bid or the alternate bid; now, therefore, be it

RESOLVED, that the County of Wayne hereby accepts the base bid submitted by Finger Lakes Communications, with the aforementioned modification, resulting in a revised amount of \$845,344.56, and be it further

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute an agreement between the County of Wayne and Finger Lakes Communication Co., Inc relative to the aforementioned bid, with such agreement subject to the approval of the County Attorney as to form and content, and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to transfer \$387,222.56 from A878 Undesignated Capital Reserve as follows:

A9950 – TRANSFER TO CAPITAL FUND PROJECT

\$387,222.56 TO .51934 Radio Interoperability Project

H1934 – RADIO INTEROPERABILITY PROJECT

\$387,222.56 TO .45031 – Interfund Transfer

\$387,222.56 TO .52000 COCST – Equipment and Other Cap

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

RESOLUTION NO. 188-10: AUTHORIZATION TO TRANSFER FUNDS AND AMEND BUDGET FOR STATE HOMELAND SECURITY GRANT PROGRAM

Mr. Plant presented the following:

WHEREAS, Resolution 338-09 authorized the application of the FY08 State Homeland Security Grant Program (SHSGP) and Resolution 624-07 authorized the application of the FY07 SHSGP; and

WHEREAS, there are unexpended funds of \$27,848 in the 2007 State Homeland Security Grant Program (SHSGP) and unexpended funds of \$113,500 in the 2008 SHSGP; and

WHEREAS, the SHSGP is a three year grant program with no local match required; and

WHEREAS, any unused funds must be returned to the state; and

WHEREAS, these funds are required to be used to assist local government to sustain and enhance all-hazards emergency management capabilities; and

WHEREAS, Emergency Management has planned for the expenditure of these funds to purchase equipment for the benefit of Emergency Management, the Fire Coordinator's Office, the EMS Coordinator's Office, the Sheriff's Office, and E911; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following amendment to the 2010 Emergency Management budget:

A3640-EMERGENCY MANAGEMENT OFFICE:

\$141,348 to .44306 Homeland Security (SHSGP)

\$136,348 to .52203 Homeland Security - Equipment

\$5,000 to .54520 Consultants

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

RESOLUTION NO. 189-10: AUTHORIZATION TO TRANSFER FUNDS AND AMEND BUDGET FOR EMERGENCY MANAGEMENT DEPARTMENT

Mr. Plant presented the following:

WHEREAS, NYS increased the nuclear license fee charged to Constellation Energy midyear 2009; and

WHEREAS, this fee increased A36400.43306 revenues midyear from \$204,600 to \$372,000; and

WHEREAS, there are unexpended funds of \$143,534 remaining from this revenue increase; and

WHEREAS, NYS Executive Law Article 2-B § 29-c. Radiological Preparedness requires these funds be used specifically for Radiological Emergency Preparedness; and

WHEREAS, any unused funds must be returned to the state; and

WHEREAS, these funds are required to be used to assist local government to sustain and enhance all-hazards emergency management capabilities; and

WHEREAS, Emergency Management has planned for the expenditure of these funds to purchase equipment for the new Emergency Operations Center for the benefit of Emergency Management, the Fire Coordinator's Office, the EMS Coordinator's Office, the Sheriff's Office, and E911; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following amendment to the 2010 Emergency Management budget:

A3640-EMERGENCY MANAGEMENT OFFICE:

\$143,534 to .43306 Nuclear Facility Support

\$143,534 to .52200 Office Equipment

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

RESOLUTION NO. 190-10: RESOLUTION TO ADOPT WAYNE COUNTY FIRE SERVICE MUTUAL AID PLAN

Mr. Plant presented the following:

WHEREAS, the "Wayne County Fire Service Mutual Aid Plan" was originally adopted in 1961; and

WHEREAS, the Wayne County Fire Coordinator, after soliciting comments and recommendations from the fire service, has drafted a new Mutual Aid Plan; and

WHEREAS, the Plan has been reviewed, edited and approved by the Wayne County Fire Advisory Board, the NYS Office of Fire Prevention and Control, the Wayne County Attorney and the Wayne County Public Safety Committee; now, therefore, be it

RESOLVED, that The Wayne County Board of Supervisors hereby approves and adopts said revised Fire Service Mutual Aid Plan effective July 1, 2010.

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

RESOLUTION NO. 191-10: AUTHORIZATION FOR CHAIRMAN TO SIGN MEMORANDUM OF UNDERSTANDING WITH THE UNITED STATES SECRET SERVICE

Mr. Plant presented the following:

WHEREAS, the Probation Department has an opportunity to send a member to an Enhanced Computer Forensic Training Program in Alabama, which would allow this Officer to perform thorough computer activity searches; and

WHEREAS, there is no cost to the County other than the normal wages and fringes paid to the employee; and

WHEREAS, the employee would only aid the Secret Service when it does not interfere with his duties and obligations with the Probation Department; and

WHEREAS, the Secret Service requires a Memorandum of Understanding so that they can reimburse the County for any over-time cost and other expenses incurred as a result of the Probation Officer performing task for the Secret Service; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign said Memorandum of Understanding after the review and approval to the form and content of the County Attorney.

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

RESOLUTION NO. 192-10: AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE WAYNE COUNTY NARCOTICS ENFORCEMENT TEAM (WAYNET)

Mr. Plant presented the following:

WHEREAS, the Wayne County Narcotics Enforcement Team (hereinafter referred to as "WayneNET") is an organization comprised of Wayne County law enforcement agencies, whose goal is to achieve maximum coordination and cooperation, and to bring to bear the combined resources of the member agencies to primarily and aggressively investigate narcotic-related offenses, illegal weapons offenses, and gang-related offenses in the Wayne County area, utilizing both State and Federal Statutes, and

WHEREAS, WayneNET has provided efficient and effective narcotics enforcement related services to the citizens of Wayne County, and

WHEREAS, the Wayne County Sheriff's Office has not previously been a member of WayneNET, and

WHEREAS, enhanced narcotics enforcement in Wayne County would be achieved by the Wayne County Sheriff's Office being a member of, and acting in conjunction with WayneNET, and

WHEREAS, the Wayne County Sheriff has aggressively worked with representatives of WayneNET to formulate an agreement to bring the Wayne County Sheriff's Office into membership with WayneNET; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to sign a Memorandum of Understanding with WayneNET for the Wayne County Sheriff's Office to become a member agency, upon review and approval of the County Attorney.

Mr. Hammond addressed the Board to thank Sheriff Virts for his efforts in working with representatives of WayneNET for this agreement.

Mr. Hammond added that the Town of Macedon Police Chief, Sgt. John Collela, was unable to be here today but wanted to relay, on his behalf, that he is very supportive of WayneNet organization.

Mr. Kelsch 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. 193-10: AUTHORIZATION TO SIGN A BOAT SPACE RENTAL AGREEMENT WITH KRENZER MARINE SODUS POINT, NY

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office has as part of its marine assets a 27 foot Boston Whaler vessel; and

WHEREAS, the Boston Whaler had been originally docked at the US Guard Station, but It was quickly discovered that due to channel surge, the Coast Guard dock was not a safe place to dock the vessel long-term. The vessel, while not in use, was moved to Krenzer Marine, and was docked for an annual fee of \$850.00; and

WHEREAS, Krenzer Marine was chosen as the spot to dock the vessel because of its proximity to the Sodus Bay for quick response to calls; the availability of appropriate dock space; the County's account with Krenzers for maintenance and fuel for the marine vessels;

and their providing inside winter storage for the vessels; and

WHEREAS, Krenzer Marine is under new ownership, and the new owners, Stephen and Timothy Habecker, wish to donate a slip to the Wayne County for the 2010 boating season; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to sign a Boat Space Rental Agreement with Krenzer Marine for the 2010 boating season, for a wet mooring slip, at no charge to the County, upon review and approval of the County Attorney.

Ms. Park wanted to thank Krenzer Marine for donating this mooring slip for the Wayne County Sheriff's Marine Patrol for the 2010 boating season.

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

RESOLUTION NO. 194-10: AUTHORIZATION TO SIGN A CONTRACT WITH THE MONROE COUNTY PUBLIC SAFETY LABORATORY

Mr. Plant presented the following:

WHEREAS, the County of Monroe Public Safety Laboratory operates a regional Crime Laboratory (hereinafter referred to as "Laboratory") that provides forensic laboratory services to the Wayne County Sheriff's Office and the local police departments in the County of Wayne; and

WHEREAS, the County of Wayne has utilized the services of the "Laboratory" for several years and has entered into a contract with the "Laboratory" each year that such services have been provided; and

WHEREAS, the contract with the "Laboratory" for January 1, 2010 through December 31, 2010 is due to be signed by the County of Wayne; and

WHEREAS, the cost of the contract for services from the "Laboratory" for the year 2010 is \$68,675; now, therefore, be it

RESOLVED, that the Chairman of the board of Supervisors is hereby authorized to sign a Contract with the County of Monroe Public Safety Laboratory for the year 2010, upon review and approval of the County Attorney.

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

RESOLUTION NO. 195-10: AUTHORIZATION TO PARTNER WITH THE NATIONAL CHILD SAFETY COUNCIL TO PROVIDE CHILD SAFETY MATERIALS

Mr. Plant presented the following:

WHEREAS, the Wayne County Sheriff's Office in its continuing commitment to child safety, is again organizing its annual Child Safety program geared to all children; and

WHEREAS, the Wayne County Sheriff's Office, in cooperation with the Wayne County Schools, will be providing child safety education materials for all school children. These materials have been designed exclusively by the National Child Safety Council, and paid for by the National Child Safety Council; and

WHEREAS, the Wayne County Sheriff requests to partner with the National Child Safety Council to solicit contributions from citizens and businesses in Wayne County to cover the costs of the child safety education materials; and

WHEREAS, the Wayne County Sheriff's office agrees to accept funds for the child safety materials on behalf of the National Child Safety Council; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to enter into a partnership with the National Child Safety Council to provide child safety materials to children in Wayne County schools.

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

RESOLUTION NO. 196-10: AUTHORIZATION TO AMEND SHERIFF'S CORRECTIONS BUDGET TO COVER COSTS ASSOCIATED SERVICES PROVIDED BY THE OFFICE OF MENTAL HEALTH

Mr. Plant presented the following:

WHEREAS, the Wayne County Jail provides services to inmates in facilities operated by the New York State Office of Mental Health under Criminal Court and/or Family Court Order, and Correction Law Admission; and

WHEREAS, the Wayne County Sheriff's Corrections Division budget was decreased from \$92,000 in 2009 to \$50,000 in 2010; and

WHEREAS, the Wayne County Sheriff's Office received on January 13, 2010 bills for incarcerated services provided by the Office of Mental Health in 2009 totaling \$47,342.68, leaving a total of \$2,657.32 in budget for the remainder of the year; and

WHEREAS, the Wayne County Sheriff's Office had bills totaling \$ \$97,639.70 in 2009 for incarcerated services provided by the Office of Mental Health, leaving an estimated shortfall of approximately \$42,000 for 2010, now therefore; now be it further

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

A1990-Contingent Fund General:

\$42,000 from .54000 Contractual Expense

A31504 Sheriff-Jail

\$42,000 to 54571 CPL costs

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

RESOLUTION NO. 197-10: AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE VICTIMS RESOURCE CENTER OF FINGER LAKES

Mr. Plant presented the following:

WHEREAS, the Victims Resource Center of the Finger Lakes, Inc. provides comprehensive sexual assault and rape crisis, dating/domestic violence, and stalking prevention education programs; and

WHEREAS, the Victims Resource Center of the Finger Lakes will provide such programs for female inmates of the Wayne County Correctional Facility, along with providing direct service delivery to victims/survivors and their families. The prevention education curriculum follows the S.M.A.R.T. (specific, measurable, attainable, realistic, and timely) program objectives; and

WHEREAS, the Victim Resource Center of the Finger Lakes requests to enter into a Memorandum of Understanding with the Wayne County Sheriff's Office, whereby Wayne County Sheriff's Office agrees to participate in stated education programs by meeting with Victims Resource Center facilitators to review the Women's Empowerment curriculum; provide a meeting space at the Wayne County Jail for the program; commit to 6-8 week sessions during one quarter for the program, with a maximum of 10 women for each quarterly session; identify candidates for the program; provide permission for the Victim's Resource Center facilitators to complete intakes, sign consent to release forms, and pre and post- tests with participants; provide an annual training for Victim Resource Center facilitators; participate in the review and quality assurance tool for the completed program; and provide a safe and secure environment for Victims Resource staff and participants; and

WHEREAS, there is no cost to the Sheriff's Office for such programs; now, therefore, be it

RESOLVED, that the Sheriff is hereby authorized to sign a Memorandum of Understanding with the Victims Resource Center of the Finger Lakes regarding the sexual assault and rape crisis, dating/domestic violence, and stalking prevention education program,

upon review and approval of the County Attorney.

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

RESOLUTION NO. 198-10: AUTHORIZATION TO RENEW PARKING LOT LEASE AGREEMENT WITH NYSEG

Mr. LeRoy presented the following:

WHEREAS, the lease with NYSEG for parking in their lot located between William Street and Geneva Street expired on December 31st, 2009; and

WHEREAS, we have received the bill from NYSEG for a cost of \$3,500.00; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a lease agreement for parking for the period January 1, 2010 to December 31, 2010 as provided by NYSEG, and the Superintendent of Buildings and Grounds is hereby authorized to pay said lease from the 2010 Budget.

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

RESOLUTION NO. 199-10: AUTHORIZATION TO CONTRACT FOR PEST CONTROL SERVICE

Mr. LeRoy presented the following:

WHEREAS, Wayne County has numerous facilities that require pest control services, and WHEREAS, an RFP was issued to Flytech Extermination, Flower City Pest Elimination, and Envirotech NYS; and

WHEREAS, Flytech Extermination and Flower City Pest Elimination were the only responses to said RFP, and

WHEREAS, upon review of the two proposals received, based on the services that Wayne County has required in the past several years; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into an agreement with Flytech Extermination, subject to approval by the County Attorney as to form and content for the period of April 1st, 2010 through March 31st, 2015, at an estimated annual cost of \$9,000.00.

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

RESOLUTION NO. 200-10: AUTHORIZATION TO ADVERTISE FOR BIDS FOR A VENDOR TO PROVIDE CONCESSIONS AT SODUS POINT PARK

Mr. LeRoy presented the following:

WHEREAS, the current vendor for concessions at Sodus Point Park has decided not to renew their license for operation of the concession stand at Sodus Point Park for the 2010 park season; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to advertise for bids for a vendor to provide concessions for Sodus Point Park, in accordance with specifications prepared by the County Attorney and the Superintendent of Buildings and Grounds; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to publicly open the bid(s) at a time and place specified in the bid documents and to present a record of the bid(s) at the next Board of Supervisor's meeting following the bid opening.

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

RESOLUTION NO. 201-10: ACCEPTING BIDS FOR HIGHWAY CONSTRUCTION AND MAINTENANCE MATERIALS

Mr. LeRoy presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for various highway construction and maintenance materials for the fiscal year 2010; now, therefore, be it

RESOLVED, that upon the recommendation of the Superintendent of Highways, the bids listed in the 2010 Bid and Material Summary Booklet dated February 2010, a copy of which has been filed with the Clerk of the Board of Supervisors, are hereby accepted; and be it further

RESOLVED, that any municipal highway department in Wayne County may purchase materials directly from the vendors pursuant to such bids, provided that the municipality shall accept sole responsibility for any payments due the vendor and for audit and inspection of the materials; and be it further

RESOLVED, that any bid not listed in the Bid Summary Booklet is hereby rejected.

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

RESOLUTION NO. 202-10: AUTHORIZATION TO ADVERTISE FOR BID(S) FOR VARIOUS TYPES OF CULVERT PIPE FOR THE HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

WHEREAS, the Wayne County Highway has a need to purchase large metal pipe products for several construction projects this season; now, therefore, be it

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized and directed to advertise for bid(s) for 60 feet of 78" diameter aluminized type II corrugated metal culvert for the Sodus Center Road Culvert Project (D51122.52637, 50 feet of 10'-11" x 6'-4" aluminum box culver for the Smith Road Culvert Project D51122.52636, and 34 feet of 14'-10" x 4'-10" and 34 of 16'-4" x 5'-11" aluminum box culvert pipe for the Magog Road Bridge Project (D51122.52941), in accordance with specifications prepared by the Highway Superintendent and subject to the County Attorney's approval as to form and content; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby designated and directed to publicly open the bid(s) at the time and place specified in the bid documents and to present a record of the bid(s) at the next meeting of the Board of Supervisors following the bid opening.

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

RESOLUTION NO. 203-10: AUTHORIZATION TO ADVERTISE FOR BIDS FOR (1) ONE 2010 OR NEWER RUBBER TIRED EXCAVATOR FOR THE HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

WHEREAS, the 2010 Road Machinery Budget identified a Rubber Tired excavator to be purchased under DM 5130 52400, Highway & Street Equipment; and

WHEREAS, the new excavator will replace a 1993 Case Rubber Tired excavator which will be declared surplus and sent to auction; now, therefore, be it

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized and directed to advertise for bid(s) for (1) 2010 or newer Rubber Tired excavator, in accordance with specifications prepared by the Highway Superintendent and subject to the County Attorney's approval as to form and content; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby designated and directed to publicly open the bid(s) at the time and place specified in the bid documents and to present a record of the bid(s) at the next meeting of the Board of Supervisors following the bid opening, and be it further

RESOLVED, that the 1993 Case Rubber Tired Excavator be declared surplus and sent to the Municipal auction in Palmyra.

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

RESOLUTION NO. 204-10: AUTHORIZATION TO ACCEPT FUNDS, MODIFY BUDGET AND SOLICIT FOR PROPOSALS FOR SAFE PASSING ZONE STUDY

Mr. LeRoy presented the following:

WHEREAS, the County Highway Department has identified the need to accurately identify the current safe passing zones on County Roadways; and

WHEREAS, the County has submitted a proposed project to the Genesee Transportation Council (GTC) for consideration; and

WHEREAS, the GTC has approved and authorized funding for a project entitled "Wayne County Safe Passing Zone Survey". The project has a proposed budget of \$40,000 of which \$37,500 will be Federal Funds and \$2,500 will be a local in-kind match; and

WHEREAS, this new project will require a modification to the 2010 budget, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into an agreement with the GTC to accept the funds from the GTC; and be it further

RESOLVED, that the Treasurer is hereby directed to create project D51122.52627 and appropriate funds as follows:

D51122.52627 - Wayne County Safe Passing Zone Study increase by \$37,500

D99990.44511 – Federal Aid, Marchiselli increase by \$37,500; and be it further

RESOLVED, that the County Highway Superintendent is authorized to solicit proposals from qualified consulting firms to perform the study.

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

RESOLUTION NO. 205-10: AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE REPAIR OF THE IN-GROUND VEHICLE LIFT IN THE HIGHWAY SHOP

Mr. LeRoy presented the following:

WHEREAS, the two post hydraulic vehicle lift in the Highway Department was installed in 1967 when the building was constructed; and

WHEREAS, the lift has recently been taken out of service due to a defective rear post; and

WHEREAS, the Highway Department does not have another lift that can be utilized; and

WHEREAS, after discussions with several lift manufacturers and service companies, the most economical option is to repair the existing lift rather than replace the lift entirely; now, therefore, be it

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized and directed to advertise for bid(s) for the repair of the existing vehicle lift; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby designated and directed to publicly open the bid(s) at the time and place specified in the bid documents and to present a record of the bid(s) at the next meeting of the Board of Supervisors following the bid opening.

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

RESOLUTION NO. 206-10: REAPPOINTMENTS TO WAYNE COUNTY PLANNING BOARD

Mr. Spickerman presented the following:

WHEREAS, the terms of office of the following members of the Wayne County Planning Board will expire on April 30, 2010:

James Switzer, 1291 Centennial Drive, Ontario, NY 14519

Nelson Cook, 1998 Maple Avenue, Palmyra, NY 14522

David LeRoy, 6013 Birchwood Lane, Sodus, NY 14551

Larry Ruth, 2316 Smith Hill Road, Walworth, NY 14568

now, therefore, be it

RESOLVED, that the above members are hereby reappointed to a three year term of office effective immediately and expiring April 30, 2013.

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

RESOLUTION NO. 207-10: SET PUBLIC HEARING FOR INCLUSION OF LAND IN A CERTIFIED AGRICULTURAL DISTRICT

Mr. Spickerman presented the following:

WHEREAS, the Board of Supervisors, as required by NYS Agriculture and Markets Law 303-b, designated January 1 to January 31 as the annual 30 day review period when landowners may submit a request to the County for inclusion in certified agricultural districts prior to established agricultural district review periods; and

WHEREAS, Richard and Kathleen Kowalski requested to have their land, tax parcel ID number 74120-00-533024 (11.86 acres), included in a certified agricultural district; and

WHEREAS, before this property can be formally included in the Agricultural District No. 1, the Board of Supervisors must hold a public hearing; now, therefore be it

RESOLVED, that the Board of Supervisors will hold a public hearing for the modification of Agricultural District No. 1 on Tuesday, April 20, 2010 at 9:15 a.m. in the Supervisors Chambers of the Wayne County Courthouse, 26 Church Street, Lyons.

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

RESOLUTION NO. 208-10: RESOLUTION SETTING PUBLIC HEARINGS FOR GRANT APPLICATION

Mr. Spickerman presented the following:

WHEREAS the New York State Office of Community Renewal has solicited proposals from municipalities under the 2010 Annual Competitive Round of the Small Cities program; and

WHEREAS, the deadline for filing the 2010 application is April 23, 2010; and

WHEREAS, potential applicants for Small Cities funding are required to schedule and conduct two advertised public hearings prior to the submission of such applications to give the public the opportunity to suggest projects for municipalities to consider; and

WHEREAS, Wayne County has held the first of these hearings and may have an interest in filing an application under the 2010 Annual Competitive Round for development of a facility in the Village of Newark to house Candy Apple Day Care; and

WHEREAS, the purpose of the hearing is to solicit public comment on the potential project identified above and to receive proposals for other projects for consideration by the County; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes the Clerk of the Board to advertise and conduct the 2nd hearing in time to permit the filing of a 2010 Small Cities application; and be it further

RESOLVED, that the hearing be set for April 1, 2010 at 10:00 a.m. in the Board of Supervisors' Chambers at 26 Church Street, Lyons, New York; and be it further

RESOLVED, that the Clerk of the Board is hereby directed to publish notice in the legal newspapers for the County for the first available publication.

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

RESOLUTION NO. 209-10: AUTHORIZATION TO RESCIND RES. No. 593-88 POLICY IN RELATION TO ANSWERING EQUIPMENT

Mrs. Collier presented the following:

WHEREAS, Resolution No. 593-88 Adopting County Policy in Relation to telephone

Answering Equipment resolved effectively immediately, no telephone answering equipment shall be installed in any County Office; all telephone answering equipment now installed in any County office shall be removed by October 19, 1988 and exceptions to this policy are subject to approval by resolution of the Board of Supervisors; and

WHEREAS, the County telephone system allows for telephone answering technology which eliminate the requirement of a machine in most cases; and

WHEREAS, over the past five years hundreds of employees have been given approval to have answering services through the County system by Board resolution; and

WHEREAS, utilizing a Board resolution is not the most efficient way method of approving the use of answering services; now therefore be it

RESOLVED, that Resolution No. 593-88 is hereby rescinded; and be it further RESOLVED, that future requests for answering services through the County telephone system will be approved or denied by the County Administrator.

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

RESOLUTION NO. 210-10: AUTHORIZATION TO AMEND WAYNE COUNTY COMPLIANCE PLAN

Mrs. Collier presented the following:

WHEREAS, the County of Wayne adopted the Wayne County Compliance Plan by Resolution No. 96-10 duly enacted on January 27, 2010; and

WHEREAS, there is a need to make several technical amendments to said Compliance Plan; and

WHEREAS, the County Compliance Officer, the Human Resources Director, the Wayne County Attorney and the Government Operations Committee of the Wayne County Board of Supervisors have reviewed these technical amendments and found them to be necessary and proper; and

WHEREAS, a copy of said amended Wayne County Compliance Plan is appended to this resolution and is on file with Clerk of the Wayne County Board of Supervisors; now therefore be it

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

Mr. Marquette addressed the Board to discuss the amendments that were revised for the Wayne County Compliance Plan. Prior to today's meeting, Mr. Marquette distributed the revised plan that highlighted the changes made.

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

RESOLUTION NO. 211-10: AUTHORIZATION TO BID FOR THE CEILING LIFTS FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home must purchase ceilings lifts to ensure the safety of the patients and employees; and

WHEREAS, the Wayne County Nursing Home has to bid for the purchase of eight (8) ceilings lifts; now therefore, be it

RESOLVED, that the Wayne County Nursing Home Administrator is hereby authorized and directed to prepare specifications for bid of eight (8) ceiling lifts and approved by the County Attorney as to content and form; and be it further

RESOLVED, that the Clerk of the Board is hereby authorized to advertise for said bid and report the results to the Board for award.

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

call, adopted.

RESOLUTION NO. 212-10: AUTHORIZATION FOR MENTAL HEALTH DEPARTMENT TO CREATE NEW POSITIONS IN ACCORDANCE WITH THE 2010 COUNTY BUDGET

Ms. Park presented the following:

WHEREAS, the community's need for services from the Mental Health Department continues to grow and in order for the department to satisfactorily meet these ongoing needs additional staff resources are necessary; and

WHEREAS, during the 2010 budget planning process, the following positions were planned and budgeted for in the adopted 2010 County Budget and will not require any additional funding beyond the current 2010 budget:

- 2- Staff Social Workers
- 1- Substance Abuse Counselor
- 1- Community Mental Health Aide
- 1- Clerk Typist

and

WHEREAS, the department remains in need of these new staff resources and the associated funding and expenses for these newly created positions remains in the adopted 2010 Mental Health Department/County Budget, and these positions will be funded by program revenues and no county funding; now, therefore, be it

RESOLVED, that the positions including 2-Staff Social Workers, 1-Substance Abuse Counselor, 1-Community Mental Health Aide and 1-Clerk Typist are authorized to be created in the Mental Health Department in accordance with the 2010 adopted County Budget.

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

RESOLUTION NO. 213-10: APPOINTMENT OF MEMBER TO THE WAYNE COUNTY COMMUNITY SERVICES BOARD

Ms. Park presented the following:

WHEREAS, Sheriff Barry Virts, who has expressed an interest to serve on the Wayne County Community Services Board; and

WHEREAS, there is now an opening on the Wayne County Community Services Board; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors, upon recommendation of the Health and Medical Committee, hereby appoints Sheriff Barry Virts to serve on the Wayne County Community Services Board pursuant to Article 41 of New York State Mental Hygiene Law and in accordance with the Wayne County Community Services Board Bylaws and for the duration of the term to expire on December 31, 2013.

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

RESOLUTION NO. 214-10: APPOINTMENT OF MEMBER TO THE WAYNE COUNTY COMMUNITY SERVICES BOARD

Ms. Park presented the following:

WHEREAS, Mr. Paul Pfrommer, who has served on the Wayne County Community Services Board and who's service term has recently expired; and

WHEREAS, this member would like to continue serving on the Wayne County Community Services Board; and

WHEREAS, the Wayne County Community Services Board (CSB), at its February 8, 2010 meeting voted to renew the following individual for membership to the CSB, and hereby nominates them to the Wayne County Board of Supervisors to serve on the Wayne County Community Services Board for a renewed 4 year term to expire on December 31, 2013; now, therefore, be it

RESOLVED that the Wayne County Board of Supervisors, upon recommendation of the

Wayne County Community Services Board, hereby appoints Mr. Paul Pfrommer to serve on the Wayne County Community Services Board pursuant to Article 41 of New York State Mental Hygiene Law and in accordance with the Wayne County Community Services Board Bylaws and for the duration of the term to expire on December 31, 2013.

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

RESOLUTION NO. 215-10: APPOINTMENT OF MEMBER TO THE WAYNE COUNTY COMMUNITY SERVICES BOARD

Ms. Park presented the following:

WHEREAS, Ms. LaVaughn Rynearson, who has served on the Wayne County Community Services Board and who's service term has recently expired; and

WHEREAS, this member would like to continue serving on the Wayne County Community Services Board; and

WHEREAS, the Wayne County Community Services Board (CSB), at its February 8, 2010 meeting voted to renew the following individual for membership to the CSB, and hereby nominates them to the Wayne County Board of Supervisors to serve on the Wayne County Community Services Board for a renewed 4 year term to expire on December 31, 2013; now, therefore, be it

RESOLVED that the Wayne County Board of Supervisors, upon recommendation of the Wayne County Community Services Board, hereby appoints Ms. LaVaughn Rynearson to serve on the Wayne County Community Services Board pursuant to Article 41 of New York State Mental Hygiene Law and in accordance with the Wayne County Community Services Board Bylaws and for the duration of the term to expire on December 31, 2013.

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

RESOLUTION NO. 216-10: APPOINTMENT OF MEMBER TO THE WAYNE COUNTY COMMUNITY SERVICES BOARD

Ms. Park presented the following:

WHEREAS, Ms. Rebecca Remington, who has served on the Wayne County Community Services Board and who's service term has recently expired; and

WHEREAS, this member would like to continue serving on the Wayne County Community Services Board; and

WHEREAS, the Wayne County Community Services Board (CSB), at its February 8, 2010 meeting voted to renew the following individual for membership to the CSB, and hereby nominates them to the Wayne County Board of Supervisors to serve on the Wayne County Community Services Board for a renewed 4 year term to expire on December 31, 2013; now, therefore, be it

RESOLVED that the Wayne County Board of Supervisors, upon recommendation of the Wayne County Community Services Board, hereby appoints Ms. Rebecca Remington to serve on the Wayne County Community Services Board pursuant to Article 41 of New York State Mental Hygiene Law and in accordance with the Wayne County Community Services Board Bylaws and for the duration of the term to expire on December 31, 2013.

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

RESOLUTION NO. 217-10: AUTHORIZATION TO SUBMIT AN UPDATED NOTICE OF INTENT TO PROVIDE PUBLIC ACCESS DEFIBRILLATION AND THE COLLABORATIVE AGREEMENT TO THE FINGER LAKES REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL, INC..

Ms. Park presented the following:

WHEREAS, The County of Wayne has purchased several Automated External

Defibrillation (AED) units for several county office buildings; and

WHEREAS, currently the Notice of Intent to Provide Public Access Defibrillation and the Collaborative Agreement that is filed with the Finger Lakes Regional Emergency Medical services Council, Inc. only covers the AED located in the Wayne County Health Services Building; and

WHEREAS, the County of Wayne has to update the current notice of intent and collaborative agreement to include the locations of the new AEDs and update the Wayne County Policy and Procedure Protocol for Public Access Defibrillation; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to file an updated Notice of Intent to Provide Public Access Defibrillation, an updated Collaborative Agreement and an updated Wayne County Policy and Procedure Protocol for Public Access Defibrillation with the Finger Lakes Regional Emergency Medical Services Council, Inc.

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

RESOLUTION NO. 218-10: AUTHORIZATION TO PURCHASE RADIO ADVERTISEMENT FROM 103.5 BIG DOG COUNTRY AND ENTERCOM MARKETING RESULTS GROUP FOR THE CERTIFIED HOME HEALTH AGENCY

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) has need to advertise the certified home health agency services; and

WHEREAS, 103.5 Big Dog Country and 92.5 WBEE, a division of Entercom Marketing Results Group, covers the demographic age of 35 and older and their broadcast coverage covers the entire County of Wayne; and the advertisement costs are as follows:

- **103.5 Big Dog Country**
Thirty second advertisement for \$12.50 each
Purchase 26 thirty second radio ads per week for eight weeks - \$2600
- **92.5 WBEE – Entercom Marketing Results Group**
Purchase 11 thirty second radio ads and 10 on-line streaming per week for 5 weeks - \$6,010 and

WHEREAS, WCPH would like to purchase the above radio advertisements from 103.5 Big Dog Country and 92.5 WBEE – Entercom Marketing Results Group; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to purchase the above radio advertisements from 103.5 Big Dog Country and 92.5 WBEE – Entercom Marketing Results Group for a total cost not to exceed \$8,610 from Account No. A40194.54527 Public Relations.

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

RESOLUTION NO. 219-10: AUTHORIZATION TO PURCHASE ADVERTISEMENT SPACE FOR WAYNE COUNTY PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) wishes to purchase advertisement space to advertise the certified home health agency (CHHA) services and the general public health services from the Community Resource Collaborative Forum; and

WHEREAS, the advertisement will be in the Community Resource Guide of Wayne County and also on the electronic, web-based, version of the Guide for a total of 12 months; and

WHEREAS, WCPH would like to purchase two half-page ads at a cost of \$500 each, for a total of \$1,000, to advertise the CHHA services and the general public health services in the Community Resource Guide. This cost also includes a 12-month continuous advertisement on

the web-based version of the Guide; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to purchase two half-page advertisements and the continuous web-based advertisements for the CHHA and the general public health services for a total cost of \$1000 from the Community Resource Collaborative Forum.

\$500 - A40194 54527 – Wayne Community Nursing Care (CHHA)

\$500 - A40104 54402 – Wayne County Public Health

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

RESOLUTION NO. 220-10: AUTHORIZATION TO DECLARE EQUIPMENT AT WAYNE COUNTY PUBLIC HEALTH AS SURPLUS

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) has the following equipment that is in poor condition and non-repairable:

- Minolta Digital Copier – Dialta (D1776) Model#D;620, serial # 3137160
- Maytag refrigerator – Model # CTB1922GRW, serial # 11322741ZW

and

WHEREAS, WCPH wishes Building and Grounds to dispose of this equipment; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to declare the above mentioned equipment as surplus; and be it further

RESOLVED, the Director of Buildings and Grounds is hereby authorized to dispose of the above mentioned equipment as per policy and procedure indicates.

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

RESOLUTION NO. 221-10: AUTHORIZATION TO CREATE THREE PART-TIME CERTIFIED HOME HEALTH AIDE POSITIONS FOR THE CERTIFIED HOME HEALTH AGENCY AND AMEND 2010 BUDGET

Ms. Park presented the following:

WHEREAS, currently Wayne County Public Health's (WCPH) certified home health agency has need to create three part-time certified home health aide (HHA) positions to assist with coverage issues; and

WHEREAS, currently WCPH contracts with Lifetime Care to provide home health aide services; and

WHEREAS, WCPH has a consistent need to find coverage of home health aide services for a particular case when Lifetime Care is unable to find coverage; and

WHEREAS, currently WCPH sends Registered Nursing (RN) staff at 1.5 x the hourly rate of pay to provide the home health aide service when the RN is willing to go; and

WHEREAS, WCPH would like to hire three part-time aides at a rate of \$14.92 per hour worked, not to exceed 40 hours per month per HHA; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to hire three part-time certified HHAs at a rate of \$14.92 per hour worked, not to exceed 40 hours per month, and be it further

RESOLVED, that the Wayne Community Nursing Care budget be amended as follows:
Transfer \$21,485 from A40194.54594 Contractual Aide to A40191.51153 Home Health Aide (P-T)

Transfer \$1644 from A40194.54594 Contractual Aide to A40198.58200 Social Security

Mr. Hammond moved the adoption of the resolution. Seconded by Mrs. Collier. All Supervisors voted Aye, except Supervisor Spickerman who voted Nay. The Chairman declared the Resolution adopted.

RESOLUTION NO. 222-10: AUTHORIZATION FOR WAYNE COUNTY PUBLIC HEALTH'S

EARLY INTERVENTION PROGRAM TO APPLY FOR PARTICIPATION IN THE UNITED HEALTHCARE'S EMPIRE PLAN NETWORK

Ms. Park presented the following:

WHEREAS, Wayne County Public Health's (WCPH) Early Intervention Program wishes to apply and become a member of the United Healthcare's Empire Plan Network; and

WHEREAS, as a member of the United Healthcare's Empire Plan Network, WCPH will be able to bill for Early Intervention services; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute the United Healthcare Empire Plan Provider Agreement on behalf of Wayne County Public Health's Early Intervention Program so that Wayne County Public Health may become a United Healthcare's Empire Plan Network member, with approval as to form and content from the County Attorney.

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

RESOLUTION NO. 223-10: AUTHORIZATION FOR DECLARATION OF CHARITY FOR WAYNE COUNTY PUBLIC HEALTH DEPT

Ms. Park presented the following:

WHEREAS, the Wayne County Public Health Department is required to provide a percentage of Charity Care service to it's eligible patients; and

WHEREAS, the Public Health Dept. has determined that visits undeclared for, through 12/31/08, total \$25,326.20, now, therefore be it

RESOLVED, that the Board of Supervisors acknowledges the amount of \$ 25,326.20 as the 2009 Charity Care declaration.

Ms. Park moved, seconded by Mr. Plant, to amend the "RESOLVED" clause as follows: "RESOLVED, that the Board of Supervisors acknowledges the amount of **\$23,626.20** as the 2009 Charity Care declaration".

Upon roll call, motion, carried.

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

RESOLUTION NO. 224-10: DECLARATION OF BAD DEBT FOR WAYNE COUNTY PUBLIC HEALTH DEPT

Ms. Park presented the following:

WHEREAS, the Wayne County Public Health Dept. cost reporting requirements includes the acknowledgement of Bad Debt annually; and

WHEREAS, this years bad debt declaration includes billings from prior years 2006 – 2008; now, therefore, be it

RESOLVED, that the Board of Supervisors acknowledges the amount of \$ 5,616.67 as the 2010 Declaration.

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

RESOLUTION NO. 225-10: AUTHORIZATION TO RENEW BUSINESS ASSOCIATE AGREEMENT WITH GENESEE REGION HOME CARE ASSOCIATION, INC. AND GENESEE REGION HOME CARE Of ONTARIO COUNTY, INC.

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) has several business relationships with the Genesee Region Home Care Association, Inc and with Genesee Region Home Care of Ontario County, Inc.; and

WHEREAS, in order to continue our relationships with the above organizations, WCPH is

required to update our Business Associate Agreement that incorporates changes brought about by the Health Information Technology for Economic and Clinical Health Act passed in February 2009; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute an updated Business Associate Agreement with the Genesee Region Home Care Association, Inc and with Genesee Region Home Care of Ontario County, Inc., subject to the approval of the County Attorney as to form and content.

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

RESOLUTION NO. 226-10: AUTHORIZATION TO EXECUTE CONTRACT FOR SPEECH THERAPY SERVICES FOR THE CERTIFIED HOME HEALTH AGENCY

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) has need to contract for Speech Therapy services for the certified home health agency (CHHA), and

WHEREAS, Cynthia Beagley, a New York State licensed Speech Language Pathologist, wishes to contract with the CHHA to perform speech therapy services; and

WHEREAS, Ms. Beagley will receive:

- \$77.00 per home visit on a weekday
- \$82.00 per home visit on a weekend
- \$20.00 per hour for agency in-services and training and consultation services that pertain to speech therapy and to attend the quarterly Professional Advisory Committee (PAC) meetings

WHEREAS, Ms. Beagley will be expected to conduct home visits to clients of the CHHA that require Physician authorized speech therapy services and to attend all quarterly PAC meetings; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract for the period March 17, 2010 through December 31, 2010 with Cynthia Beagley, 2430 Cambier Road, Newark, NY 14513, to conduct Speech Therapy services for the CHHA, with approval of the County Attorney as to form and content, and with proof of insurance certification as required by the County.

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

RESOLUTION NO. 227-10: AUTHORIZATION TO HIRE SODUS POINT PARK STAFF FOR THE 2010 SEASON

Mrs. Crane presented the following:

WHEREAS, the Wayne County Department of Aging and Youth is requesting authorization to hire 16 staff for the operation of Sodus Point Park for the 2010 Season, including the following job functions: Skills Test, Staff Orientation, Beach Operations Set-up, Lifeguard Supervised Swimming 7 days/week, 8 hours/day (11:00 a.m.-7:00 p.m.) June 29-September 6, 2010; now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby authorize the hiring of 16 lifeguards for the operation of Sodus Point Park for the 2010 season; and further be it

RESOLVED, that the rates for Staff salaries for the season will be within the approved 2010 Wayne County Budget as follows:

Director	\$11.45/hour
4 th Year+ Lifeguard	9.15/hour
3 rd Year Lifeguard	8.80/hour
2 nd Year Lifeguard	8.45/hour
1 st Year Lifeguard	8.10/hour
Assistant Director	1.15 additional/hour
Lifeguard-in-Charge	.65 additional/hour

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

RESOLUTION NO. 228-10: AUTHORIZATION TO ENTER INTO CONTRACT WITH WAYNE COUNTY ACTION PROGRAM (WCAP)-COMMUNITY BASED ADOLESCENT PREGNANCY PREVENTION (CBAPP) PROGRAM

Mrs. Crane presented the following:

WHEREAS, Wayne CAP is requesting the Department of Aging and Youth provide youth development contracted services for adolescents participants of the CBAPP Program; and

WHEREAS, WCAP will pay the Department of Aging and Youth \$5,700 for the provision of youth development activities sited in the contract; and

WHEREAS, the program year is January 1, 2010 through December 31, 2010; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, where WCAP will compensate the County in the amount of \$5,700 for the provision of youth development services for the period of January 1, 2010 through December 31, 2010.

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

RESOLUTION NO. 229-10: AUTHORIZATION TO RENEW 2010 TITLE III C-2 CONTRACT WITH HOME MEAL SERVICE, INC.

Mrs. Crane presented the following:

WHEREAS, the Federal Older Americans Act allocates Title III C-2 funds to provide home delivered meals to homebound elderly individuals who are nutritionally at risk; and

WHEREAS, the Department of Aging and Youth contracts with the Home Meal Service, Inc. to provide this home meal delivery service. The Title III C-2 contract is in the amount of \$40,711 plus the contributions and USDA allotment. Home Meal Service provides the \$4,524 match; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Home Delivered Meal Service, in the amount of \$40,711 for the period of April 1, 2010 through March 31, 2011.

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

RESOLUTION NO. 230-10: AUTHORIZATION TO RENEW THE 2010 SUPPLEMENTAL NUTRITIONAL ASSISTANCE PROGRAM (SNAP) WITH HOME MEAL SERVICE, INC. CONTRACT

Mrs. Crane presented the following:

WHEREAS, the NY State allocates Supplemental Nutritional Assistance program (SNAP) grant funds to provide home delivered meals to homebound elderly individuals who are nutritionally at risk; and

WHEREAS, the Department of Aging and Youth contracts with Home Meal Service, Inc. to provide this home meal delivery service. The Contract year runs for the period of April 1, 2010 through March 31, 2011. The SNAP contract is in the amount of \$86,669 plus the contributions and USDA allotment; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Home Meal Service, Inc. in the amount of \$86,669 for the period of April 1, 2010 through March 31, 2011.

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

RESOLUTION NO. 231-10: AUTHORIZATION TO RENEW THE 2010 CONTRACT WITH HOME MEAL SERVICE, INC. FOR SODUS SENIOR CENTER

Mrs. Crane presented the following:

WHEREAS, the Department of Aging and Youth contracts with Home Meal Service to administer the Sodus Senior Center (congregate meal site); and

WHEREAS, the Supplemental Nutritional Assistance program (SNAP) grant is utilized to fund the Sodus Senior Center. The contract year is for the period of April 1, 2010 through March 31, 2011; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Home Delivered Meal Service to run the Sodus congregate meal site, in the amount of \$8,000 for the period of April 1, 2010 through March 31, 2011.

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

RESOLUTION NO. 232-10: AUTHORIZATION TO AWARD MINI-GRANTS FROM THE HEALTHY COMMUNITIES CAPACITY BUILDING INITIATIVE

Ms. Park presented the following:

WHEREAS, Wayne County Public Health (WCPH) received \$34,000 from the New York State Dept. of Health (NYSDOH) for the Healthy Communities Capacity Building Initiative to plan for environmental and policy change to induce physical activity and better nutrition for the residents of Wayne County; and

WHEREAS, the NYSDOH agreed to allow WCPH to award mini-grants to community centers, recreation programs, and after school programs within Wayne County to make a policy change based around nutrition and physical activity; and

WHEREAS, each facility could obtain up to \$2,000 to create such policy change; and

WHEREAS, the following facilities were awarded as follows:

Goal ChaserZ, Wayne CAP	\$1,388.89
Lyons Community Center	\$1,999.99
Palmyra Community Center	\$727.99
Safe Schools/Healthy Schools,	\$1,770.78
Sodus Point Community Center	\$1,972.57
Walworth Recreation	\$945.50

WHEREAS, each facility has to purchase approved items in their proposal prior to March 31, 2010 and submit receipts to WCPH for redeeming; now, therefore, be it

RESOLVED, the Director of Public Health is hereby authorized to award the above amounts to each facility to promote increased physical activity and healthy nutrition, expended from Account No. A40114.54449.

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

RESOLUTION NO. 233-10: AUTHORIZATION FOR THE WAYNE COUNTY DEPARTMENT OF AGING & YOUTH AND THE WAYNE COUNTY DEPARTMENT OF SOCIAL SERVICES TO ENTER INTO A CONTRACT FOR THE PARTIAL FUNDING OF THE FAMILIES AND COMMUNITIES TOGETHER PROGRAM (FACT) ON A TIME-LIMITED BASIS AND AUTHORIZATION TO AMEND THE DEPARTMENT OF AGING & YOUTH BUDGET

Mrs. Crane presented the following:

WHEREAS, the Wayne County Department of Social Services is requesting the Wayne County Department of Aging and Youth to provide contracted FACT intensive case management services for 10 TANF eligible families with the performance outcome measure being averting out of home placement for TANF youth, and

WHEREAS, Wayne County DSS will pay the Department of Aging and Youth \$15,000.00 for the provision of FACT services cited in the contract, and

WHEREAS, the program year is January 1, 2010 through December 31, 2010, and

WHEREAS, the NYS Office of Family and Children Services Youth Development Delinquency Prevention (YDDP) revenues that fund the FACT Program have been reduced by \$15,000.00, therefore be it

WHEREAS, that the Commissioner of Social Services and the Director of Aging & Youth are hereby authorized and directed to sign a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, wherein the Wayne County Department of Social Services will purchase services from the Department of Aging & Youth in an amount not to exceed \$15,000.00 for the provision of FACT program services for the period of January 1, 2010 through December 31, 2010 and further be it

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

A7310-Youth Bureau:

\$15,000 from 43836 Youth Bureau/ YDDP

\$15,000 to 42760 FACT Program

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

OTHER BUSINESS

Mr. Plant moved, seconded by Ms. Park that eight (8) resolutions be allowed on the floor under Other Business. Motion carried.

RESOLUTION NO. 234-10: AUTHORIZATION TO CANCEL TAX WARRANT REGARDING PARCEL TAX ID NUMBER 61111-00-255825

Mrs. Bender presented the following:

WHEREAS, the Town of Macedon purchased property located at 1629 Wayneport Road in the Town of Macedon tax ID # 61111-00-255825 on April 29, 2009; and

WHEREAS, said property is presently in tax roll Section 8 as tax exempt property owned by a Municipality and

WHEREAS, there is presently a tax warrant dated December 31, 2009 regarding said property with taxes due in owing in the amount of \$20,285.28; and

WHEREAS, the Town of Macedon has requested that the County cancel said tax warrant pursuant to Section 558 and 995 of the Real Property Tax Law for the reason that the lien of said taxes is unenforceable against said property by reason of the fact that real property owned by a Municipality is exempt from tax liens and execution; now, therefore, be it

RESOLVED, that the Wayne County Warrant for taxes as specified in said Warrant dated December 31, 2009 on parcel number 61111-00-255825, a copy of which is annexed hereto, located at 1629 Wayneport Road in the Town of Macedon be cancelled pursuant to Section 558 and 995 of the Real Property Tax Law without prejudice to any taxing authority proceeding pursuant to Section 995 of the Real Property Tax Law; and be it further

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

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

RESOLUTION NO. 235-10: AUTHORIZATION TO PURCHASE 2 (TWO) 48"X48" FLUORESCENT ROAD SIGNS WITH COMPACT SIGN STAND

Mr. Plant presented the following:

WHEREAS, The NYS Office of Fire Prevention and Control in conjunction with the new Fire Police training course recommend appropriate traffic signs indicating Fire Training Ahead ;

and

WHEREAS, this signage can and will be used at the Wayne County Fire Training Facility for all outside fire training evolutions where equipment and/or personnel is subjected to public traffic; and

WHEREAS, nursing home construction workers traffic flow pattern has been assigned through the fire training grounds thus creating a heavier than usual flow of daily traffic in the area; and

WHEREAS, the 2010 budget does not include funding of said purchase of signage; now, therefore, be it

RESOLVED, that the Fire Coordinator is hereby authorized to purchase 2 safety roll up traffic signs with compact sign stands at a cost not to exceed \$360.00; and be it further

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

A3410-MUTUAL AID (FIRE COORDINATOR)

\$360.00 to .52000 Equipment & Other Cap Outlay

\$200.00 from .52201 Computer Equipment

\$160.00 from .54126 Field Supplies

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

RESOLUTION NO. 236-10: AUTHORIZATION TO TRANSFER FUNDS TO BURN BUILDING RENOVATION PROJECT FUND

Mr. Plant presented the following:

WHEREAS, a burn building renovation project fund was established October 2008; and WHEREAS, the first phase of the project has been completed; and

WHEREAS, the final payment for said project is due and there is a shortfall of monies in the project fund balance in the amount of \$74.49; now, therefore, be it

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

A3410-MUTUAL AID (FIRE COORDINATOR)

\$74.49 to .54400 Contracted Services

\$74.49 from .54438 Maintenance/Repairs

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

RESOLUTION NO. 237-10: AUTHORIZATION TO ACCEPT PROPOSAL FOR REPLACEMENT OF DOORS AND WINDOWS FOR THE FIRE TRAINING BURN BUILDING

Mr. LeRoy presented the following:

WHEREAS, The Superintendent of Buildings and Grounds had been authorized by resolution # 699-09 to prepare and distribute Requests for Proposals for door and window replacements at Wayne County Fire Training Center Burn building, and

WHEREAS, Three request for proposals have been requested from, Nicoletta Building Contractors, Secor Lumber, and Alliance Window and Door, and

WHEREAS, Requests for Proposals have been received as follows:

Secor Lumber Company Inc., 13140 W Church St, Savannah, NY 13146 Phone: 315-365-2838

All door frame openings approximately 6'8" in height but more than 3' in width.

\$2,700.00 Twenty Seven Hundred Dollars 5 total = \$13,500.00

All door frame openings approximately 6'8" in height but less than 3' in width.

\$2,600.00 Twenty Six Hundred Dollars 6 total = \$15,600.00

All window openings approximately 3'8" in height but more than 3' in width.

\$2,600.00 Twenty Six Hundred Dollars

8 total = \$20,800.00

Total of All= \$49,900.00

now, therefore, be it

RESOLVED, that the bid submitted by Secor Lumber Co., Inc. in the amount of \$49,900.00 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 Secor Lumber Co., Inc. for a total cost not to exceed \$ 49,900.00; and be it further

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to make the following budget adjustments:

A1990-CONTINGENT FUND GEN:

\$49,900.00 from Contractual Expense

A3410-MUTUAL AID 9FIRE COORDINATOR):

\$49,900.00 to .54400 Contracted Services

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

RESOLUTION NO. 238-10: AUTHORIZE CONTRACT FOR REHAB SERVICES AT THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, Wayne County Nursing Home advertised and received the following proposals for the provision of rehab services:

RUG Group	Cost Per Diem						Total Cost			
	2009 Bed Days	Initial Rehab Resources	Amended Rehab Resources	Freedom Therapy	VTA Manage	- Rehab Resources	Amended Rehab Resources	Freedom Therapy	VTA Manage.	
RU	385	229.51	138.86	231.44	122.40	- 88,361.35	53,461.10	89,104.40	47,124.00	
RV	1144	143.83	92.86	160.72	85.00	- 164,541.52	106,231.84	183,863.68	97,240.00	
RH	1002	95.88	58.04	104.47	55.25	- 96,071.76	58,156.08	104,678.94	55,360.50	
RM	1653	78.55	25.72	48.22	25.50	- 129,843.15	42,515.16	79,707.66	42,151.50	
RL	60	43.86	7.39	14.47	7.65	- 2,631.60	443.40	868.20	459.00	
						<u>481,449.38</u>	<u>260,807.58</u>	<u>458,222.88</u>	<u>242,335.00</u>	

Part B & Outpatient Services provided at % of facility Medicare fee as follows: 75% 75% 60% 75%

WHEREAS, Wayne County Nursing Home requires the services of a qualified, experienced therapists to provide said services; and

WHEREAS, upon review of proposals by the Nursing Home Administration, County Administration and Health and Medical Committee it is recommended that a contract for the provision of rehab services at the Wayne County Nursing Home be awarded to Rehab Resources; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized to execute the agreement with Rehab Resources for the period April 1, 2010 – March 31, 2014, with two (1) year extension options, for provision of rehab services, at a cost pursuant to the submission, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 239-10: AUTHORIZING EXTENSION OF "PROJECT VETERAN RETURNS" GRANT FOR WORKFORCE DEVELOPMENT DEPARTMENT AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO EXECUTE REQUIRED DOCUMENTS

Mrs. Crane presented the following:

WHEREAS, Resolution No. 515-09 authorized the county to accept a grant entitled "Project Veterans Return"; and

WHEREAS, this grant is scheduled to end March 31, 2010; and
WHEREAS, the Workforce Development Director has been informed that the grant can be extended through June 30, 2010; and

WHEREAS, sufficient grant funding is available to continue this service through June 30, 2010 without any contribution of funds by Wayne County; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby approves the extension of the "Project Veterans Return" grant through June 30, 2010 and authorizes the Chairman of the Board of Supervisors to execute any documents required to effect such and extension, subject to the review and approval of the Wayne County Attorney.

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

RESOLUTION NO. 240-10: RESOLUTION AUTHORIZING APPLICATION UNDER COMMUNITY TRADE ADJUSTMENT PROGRAM

Mr. Spickerman presented the following:

WHEREAS Wayne County has been designated as a community eligible for assistance through the United States Economic Development Administration's (EDA) Community Trade Adjustment Program; and

WHEREAS, the Comprehensive Economic Development Strategy for the Genesee-Finger Lakes Economic Development District outlines for the EDA those projects which have been ear-marked as priorities for the Wayne County Community; and

WHEREAS, the Trade Adjustment Program can provide up to 95% of an implementation budget for projects in the CEDS as a way to assist communities with comprehensive and flexible solutions to trade impacts; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit all necessary paperwork required to meet the April 20, 2010 deadline for submission; and be it further

RESOLVED, that partnering with such agencies and businesses as necessary and feasible to proactively and holistically respond to the trade impacts with an application and implementation project focused on the Silver Hill Technology Park, is hereby authorized; and be it further

RESOLVED, that the Chairman of the Board is authorized and directed to enter into such agreements as required for the application, subject to the review of the County Attorney.

There was some discussion regarding the deadline date of April 20, 2010 for the application and the County Match amount.

Mr. Kelsch moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, all Supervisors voted Aye, except Supervisors Crane and LeRoy who voted Nay. The Chairman declared the resolution adopted.

RESOLUTION NO. 241-10: OPPOSE NEW YORK POWER AUTHORITY GREAT LAKES OFFSHORE WIND PROJECT (TABLED – 3/16/10) (TABLED)

Mr. LeRoy presented the following:

WHEREAS, the New York Power Authority ("NYPA") released a request for proposals for the development of utility scale (120 mw to 500 mw) wind generating projects in the New York waters of Lake Erie and Lake Ontario; and

WHEREAS, the due date for proposals is June 1, 2010 with a project award date of December 2010; and

WHEREAS, NYPA has conducted preliminary wind resource studies, site screening studies, environmental studies and other technical studies with respect to the New York waters of Lake Erie and Lake Ontario to investigate potentially feasible locations for wind projects; and

WHEREAS, these studies identify several scenic and environmentally sensitive areas off the Lake Ontario shoreline in Wayne County as suitable sites for wind turbines; and

WHEREAS, NYPA has provided an incentive for said projects by committing to purchase the electricity it generates either through a long term purchase power agreement or through the outright purchase of the generating facility once it is operational; and

WHEREAS, the waters and shoreline of Lake Ontario consistently return millions of tourism dollars annually to the local economy through fishing, recreational boating, swimming, cottage rentals, hiking and biking, and local festivals and community celebrations; and

WHEREAS, Wayne County and its residents have worked tirelessly to improve water quality and rebuild public facilities so visitors and residents can continue to enjoy the unblemished beauty of our Lake Ontario shoreline and its beautiful sheltered embayments; and

WHEREAS, the establishment of massive wind farms off Wayne County's Lake Ontario shoreline threatens Wayne County's thriving tourism economy and the resulting revenues that local businesses depend upon; and

WHEREAS, within the proposed tower areas of Lakes Erie and Ontario are numerous submerged cultural resources for which New York State is responsible to protect and provide public access under the Abandoned Shipwreck Act of 1987, and construction of wind towers will likely limit access to these historic resources for research and recreational purposes, and may pose a threat of destruction of these resources, and

WHEREAS, the proposed tower areas are also within the North American Flyway, one of the most significant bird migratory routes in the western hemisphere; and

WHEREAS, no study exists that measures the environmental impact or the actual economic impact to the local tourism economy should an offshore wind farm of this magnitude be established; and

WHEREAS, Wayne County supports the development of responsibly sited wind energy projects that do not pose significant environmental or economic impacts; and

WHEREAS, Wayne County also supports energy conservation as part of a responsible energy policy and urges the State of New York to continue to seek ways to reduce energy consumption, which could in turn reduce the need for energy generation over time; and

WHEREAS, Wayne County will not oppose other Counties should they wish to pursue wind energy off their Lake Ontario shoreline; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors is opposed to the Great Lakes Offshore Wind Project as proposed by the New York Power Authority; and be it further

RESOLVED, that Wayne County urges the New York Power Authority to reject any and all proposals submitted for this project; and be it further

RESOLVED, that copies of this resolution shall be distributed to the New York Power Authority, the New York State Association of Counties, Governor David Patterson, Senator Michael Nozzolio, Assemblyman Robert Oaks, the NYS Department of Environmental Conservation, the NYS Department of State Division of Coastal Resources, St. Lawrence County, Jefferson County, Oswego County, Cayuga County, Monroe County, Orleans County and Niagara County.

Mr. LeRoy moved, seconded by Mr. Lauderdale, to table the resolution until next month's Board session on April 20, 2010. Upon roll call, carried.

Motion was made by Mr. LeRoy, seconded by Mr. Lauderdale to schedule a public hearing to hear citizen comments regarding the proposed New York Power Authority Great Lakes Offshore Wind Project on Tuesday, April 20, 2010 at 9:00 a.m. Motion carried.

ADJOURNMENT:

The next scheduled meeting of the Board is Tuesday, April 20, 2010 at 9:00 a.m.

Mrs. Bender moved, seconded by Ms. Park, that the board adjourn the meeting at 7:52 p.m. Carried.

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