

10th Day
Tuesday, July 15, 2008
9:00 a.m.

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

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.

SUMMARY OF CLAIMS BY COMMITTEE:

Committee No. 1	Finance	
A13254	Treasurer	362.18
A13554	Assessment - Real Property Tax	2,641.50
A13644	Expenses on Prop Acquired	508.01
A16804	Information Technology	5,596.00
A16804	Information Technology	18,569.63
A19204	Unallocated Insurance	60.10
A19304	Judgments & Claims	8,697.51
A24904	Community College	52,986.07
H19332	Building Renovation Project	28,374.17
H19352	Enhance911 Emergency Telephone	5,889.17
H19392	Route 31 Complex	<u>1,587.00</u>
		\$ 125,271.34
Committee No. 2	Public Safety	
A11654	District Attorney	6,174.81
A11704	Public Defender	2,290.40
A11724	Legal Defense of Indigents	59,391.55
A11734	Wayne Pre-Trial Services, Inc.	8,869.92
A11854	Coroner	4,689.80
A11904	Grand Jury	3,824.43
A31104	Sheriff	25,675.53
A31114	Sheriff – Recreational	132.82
A31124	Sheriff - Civil Office	59.74
A31134	Sheriff - Juvenile Office	2.16
A31144	Sheriff - Road Patrol	31.16
A31144	Sheriff - Road Patrol	11,743.92
A31154	Sheriff - Detective Unit	1,197.77
A31174	Animal Abuse Investigations	79.00
A31404	Probation	5,262.87
A31504	Sheriff – Jail	30,589.95
A33154	Stop DWI	3,271.15
A34104	Mutual Aid (Fire Coordinator)	386.23
A36404	Emergency Management Office	724.76
A36424	E911 Communications	7,252.16
A36444	ALS Services	4,114.79
TE	Trust, Expendable	<u>2,487.30</u>
		\$ 178,252.22

Committee No. 3	Public Works	
A16154	Buildings & Grounds	46,250.64
A16404	Central Garage	8,986.05
A66104	Consumer Affairs (W&M)	327.74
A87304	Soil Conservation	66,580.96
D50104	Highway Administration	236.92
D50204	Highway Engineering	248.47
D51104	Maintenance of Roads & Bridges	557,948.63
D51114	Road Striping and Sign Maint	74,210.19
D51122	Road Construction	557,732.56
DM51302	Road Machinery	47,759.81
DM51304	Road Machinery	<u>158,082.66</u>
		\$ 1,518,364.63
Committee No. 4	Economic Development & Planning	
A63264	Economic Development Admin	156,907.50
A64104	Publicity (Tourism)	10,336.15
A64114	Tourism Matching Funds Program	12,825.14
A80204	Planning Board	2,837.95
A81604	Solid Waste Management	242,342.75
A86874	Economic Development Zone Admin	10,552.00
A87544	County Extension Serv	106,161.75
H59022	Amtrak Station	<u>3,493.22</u>
		\$ 545,456.46
Committee No. 5	Government Operations	
A10104	Legislative Board	4,267.69
A10402	Clerk Legislative Board	89.99
A10404	Clerk Legislative Board	119.08
A12304	County Administration	361.39
A14104	County Clerk	23,181.13
A14204	County Attorney	3,660.92
A14304	Personnel Department	725.13
A14314	Cafeteria Plan	652.07
A14504	Board of Elections	1,683.13
A14504	Board of Elections	12,515.17
A16704	Undistributed Meter Postage	1,689.00
A16714	Printing Department	5,086.87
A16724	Court House Xerox	347.68
A75102	County Historian	295.92
A75104	County Historian	2,083.57
A75204	Historical Society	16,200.00
MS17104	Administrative Fees	67,867.48
MS90554	Disability	4,093.75
S17104	Workers Comp	<u>22,775.00</u>
		\$ 167,694.97
Committee No. 6	Health & Medical Services	
A40102	Public Health	5,716.80
A40112	Public Health Service	623.00
A40114	Public Health Service	34,602.52
A40162	PH - Early Intervention 0-1	142,215.83
A40174	PH - Child w/Spec Needs 3-5	482,278.67
A40182	Public Health Education	990.50
A40194	Wayne Community Nursing Care	42,998.17
A40204	PH - EMS Coordinator	294.92
A43004	Behavioral Health	799.75

A43004	Behavioral Health	71,392.27
A43224	Community Providers	36,079.00
E60002	NH Combined	20,290.48
E60004	NH Combined	<u>338,770.17</u>
		\$ 1,177,052.08

Committee No. 7 Human Services

A60104	Administration	62,354.77
A60704	Purchase of Services	1,500.00
A61094	Family Assistance	120.00
A61234	Juv Delinquent Care	5,811.51
A61294	State Training School	119,134.61
A61404	Safety Net	280.00
A62124	WFD/DSS Intensive Employment	1,141.19
A62144	Economic Opportunity & Develop	623.85
A62172	WFD DSS Wage Subsidy	105.55
A62924	WFD-APY Grant	177.00
A62934	WIA Adult	736.63
A62944	WIA Dislocated	1,664.35
A62954	WIA Youth	1,064.35
A62964	TANF Summer	1,061.25
A65104	Veteran Services	10,907.46
A67724	Area Agency on Aging	42,175.18
A73104	Youth Bureau	23,881.57
A73114	Youth Program – Recreation	<u>449.57</u>
		\$ 273,188.84

Warrant Total \$ 3,985,280.54
During the Month Utilities \$ 123,234.47

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

COMMUNICATIONS:

The Clerk read the following:

The Sheriff's Report for the month of June 2008 in the amount of \$13,915.21 was received and filed.

A letter and copy of Report No. PPW64-08 was received from the Regional Municipality of Halton in Ontario, Canada regarding recommendations of the Lake Ontario Shoreline Algae Action Committee's Implementation Plan.

The Board received letters from Roxanne Kise, Mayor of the Village of Clyde; Annette Harris; Janet and Ted Thomas; Constance Williams; Sally Chase; Marianne Arseneau; Jodi Harman; Dick Kelley; Jerry Ashley; Earl and Sue Buchanan; Gary Rogers and Mike Paliotti of the Lyons Elk Lodge; Andrea Evangelist, Lyons Civic Club; Scott Bailey; John Bero and Duncan Hilchey, Agriculture Development Specialist from Cornell University, all concerned citizens regarding the preservation of the historic H.G. Hotchkiss Building. It is the intention of these citizens that they convey to the Board to vote for the easement and the acceptance of the grant monies for the restoration of the property and utilize the grant funding that was previously awarded to Wayne County for the preservation of this historic building

A copy of the Finger Lakes Workforce Investment Board Local Plan Modification was received.

Copies of certified resolutions were received from the Ontario County Board of Supervisors regarding re-appointment to the Fingerlakes Workforce Investment Board and the approval of Ontario County's administrative agreement.

A copy of a certified resolution was received from the Seneca County Board of

Supervisors regarding the approval of the Finger Lakes Workforce Investment Area Local Plan Modification.

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

BIDS:

WC Buildings and Grounds - Refuse Disposal for all County Office Buildings

WC Public Health - Transportation of Preschool-Age Children with Physically Handicapping Conditions

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

Mr. Peter Evans, Wayne County Historian, addressed the Board in regards to the notification of receiving the Certificate of Acceptance from the National Parks Service for the site of the Samuel and Elizabeth Cuyler House (B. Forman Park). This site is of national importance and has contributed to the understanding of the Underground Railroad in American History and had been officially included in the National Underground Railroad Network of Freedom. Copies of this Certificate of Acceptance were presented to Chairman Hoffman, on half of the Board and David C. Sloane, Superintendent of Wayne County Buildings and Grounds.

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.

Chairman Hoffman introduced four citizens regarding their concerns with the County obtaining the easement needed and the acceptance of the grant monies for the restoration of the historic H.G. Hotchkiss Building. The following speakers addressed the board and presented petitions with 362 signatures for the record:

- Larry Ann Evans, Executive Director, Wayne County Historical Society
- Tania Werbizky, Director of Technical and Grant Programs, Preservation League of New York State
- Cynthia Howk, Architectural Research Coordinator, Landmark Society of Western New York
- Duncan Hilchey, Senior Extension Associate and Agricultural Development Specialist with the Community Food and Agriculture Program in Cornell University's Department of Development Sociology

County Administrator Marquette introduced Mr. Randal Sickler of SWBR Architects & Engineers, P.C. SWBR completed the concept study for the relocation of several County Departments into the Old Nursing Home Facility and made a presentation to the Board.

Mr. Sickler entertained questions regarding the proposed relocation project.

RESOLUTION NO. 461-08: TRANSFER OF FUNDS FOR VARIOUS COUNTY DEPARTMENTS

Mr. Lyon presented the following:

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

Account No. A6295-WIA YOUTH:

\$16,002.00 to .44712 (WFD Revenue)

\$15,000.00 to .51357 (JTPA)

\$ 1,200.00 to .58200 (Payments to Social Security)

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

RESOLUTION NO. 462-08: AUTHORIZATION TO PURCHASE EQUIPMENT AND FURNISHINGS FOR CERTAIN COUNTY DEPARTMENTS

Mr. Lyon presented the following:

RESOLVED, that the following Department Heads are hereby authorized to purchase the following furnishings and equipment from state bid contract or best quotes according to the County's regulations and policies for purchasing and bidding:

Stop DWI

8000552	1 - Stalker DSR2X Dual Antenna Radar	\$2,956.00	
	3 - Stalker Rear Antennas @ 585 ea		<u>\$1,755.00</u>
			\$4,711.00

Board of Elections

8000000	1 - Dehumidifier		\$1,017.00
---------	------------------	--	------------

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

RESOLUTION NO. 463-08: DECLARE EQUIPMENT SURPLUS FOR VARIOUS COUNTY DEPARTMENTS

Mr. Lyon presented the following:

RESOLVED, that the following equipment no longer of use to the County of Wayne departments listed below, is hereby declared surplus and the Director of Information Technology and/or the Superintendent of Buildings and Grounds is hereby authorized to dispose of the items in accordance with County policy:

Public Health

1 - Hewlett Packard 1240 color Inkjet Fax Machine SN# CN5C5G10QK

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

RESOLUTION NO. 464-08: ACCEPTING BIDS FOR REAL PROPERTY AUCTION SALE

Mr. Lyon presented the following:

WHEREAS, pursuant to Resolution No. 314-07 certain properties acquired by the County by tax deed were sold at public auction sale held June 18, 2008; and

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

WHEREAS, the Assessment and Insurance Committee and the Finance Committee of the Board of Supervisors have reviewed the bids and the Committees have recommended that the bids set forth below be accepted; now therefore, be it,

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

TOWN	PROPERTY TAX#	BIDDER	BIDDER PRICE
ARCADIA	68111-17-038031	Jason Palmer 205 Pine Blvd Newark, NY 14433	\$24,000

ARCADIA	69111-00-799569	Tyree Albright 1310 Cole Road Newark, NY 14513	\$2,200
ARCADIA	69113-00-359799	Charles A. Cagle 11801 Harrington Drive Corning, NY 14830	\$20,000
BUTLER	75117-19-626125	Ed Lapp 11926 West Main Street Wolcott, NY 14590	\$900
BUTLER	77114-17-104153	Neil Perry 2704 Maple Street Road	\$5,000
GALEN	74112-10-342688	Frank Nicoletta Jr 221 Lock Street Clyde, NY 14433	\$16,000
GALEN	74112-13-232277	Charles A. Cagle 11801 Harrington Drive Corning, NY 14830	\$11,000
GALEN	74112-14-361489	Gerald Wride 7604 Brown Road Wolcott, NY 14590	\$8,000
GALEN	74112-14-370436	Gerald Wride 7604 Brown Road Wolcott, NY 14590	\$4,500
GALEN	74112-18-495065	Thomas Burgin 89 Burrell Street Clyde, NY 14433	\$8,500
HURON	74117-00-873926	Donald Woodard 6737 Lakeview Sodus, NY 14551	\$1,000
LYONS	71111-09-027678	Joy Goodsell P.O. Box1272 74 W. Lamoque Ave Savona, N.Y. 14879	\$2,100
LYONS	71111-05-091801	Joy Goodsell P.O. Box1272 74 W. Lamoque Ave	\$6,000
			Savona, N.Y. 14879
LYONS	71111-09-126681	Lucas Dobbins 5 Jackson Street Lyons, NY 14489	\$1,000
LYONS	71111-13-177473	Steve I. Smith 1B Walsh Road	\$6,500

			Newburgh, NY 12550	
LYONS	71111-13-217381	Donna M. DeSain Lyons, NY 14489		\$5,500
LYONS	71111-14-292445	Joy Goodsell P.O. Box1272 74 W. Lamoke Ave		\$1,000
			Savona, N.Y. 14879	
LYONS	69114-00-947879	Robert Johnson		\$11,000
			3888 Lembke Road	
MACEDON	62111-08-889899	Paul Robbins 1205 Wildflower Drive Webster, NY 14580		\$10,000
MACEDON	61112-00-953574	Matthew Alexander 6128 Eddy Ridge Road		\$46,000
	14589		Williamson, NY	
		(sold with 61112-00-998515 & 61112-00-924694)		
MACEDON	61112-00-998515 61112-00-924694	Matthew Alexander 6128 Eddy Ridge Road Williamson, NY 14589 (sold with 61112-00-953574 &		
MACEDON	61112-00-924694	Matthew Alexander 6128 Eddy Ridge Road 61112-00-998515		
	14589		Williamson, NY	
		(sold with 61112-00-953574 &		
MARION	64116-00-329105	Christine Doherty 1500 Penfield Rd		\$10,000
			Walworth, NY 14568	
PALMYRA	66111-18-321241	Larry McQuarrie 4363 Route 31 Palmyra, NY 14522		\$7,000
PALMYRA	66112-12-802524	Dave Kern PO Box 162 E. Williamson, NY 14449		\$1,750
PALMYRA	66112-00-648553	Gary Russell		\$1,900
			685 Hartnagle Road Newark, NY 14513	
ROSE	74114-00-156800	Mark Humbert 3896 Rose Valley Road		\$8,000

July 15, 2008

		Clyde, NY 14433	
ROSE	74116-00-443400	Rachel Tompkins	\$1,900
			PO Box 47
			North Rose, NY
14516			
SODUS	69117-06-267960	Donald Woodard	\$4,500
		6737 Lakeview	
		Sodus, NY 14551	
SODUS	70119-20-767193	James G. Ernstberger	\$1,600
		7520 Fisher Road	
		Ontario, NY 14519	
SODUS	67117-00973675	Donald Woodard	\$750
		6737 Lakeview	
		Sodus, NY 14551	
SODUS	68117-00-675800		Carl Horning
		\$800	
		11294 Jordan Road	
		Cato, NY 13033	
SODUS	71117-18-454010	Dave Kern	\$17,000
		PO Box 162	
		E. Williamson, NY 14449	
WALWORTH	61115-00-708690	Matthew Alexander	\$2,300
		6128 Eddy Ridge Road	
			Williamson, NY
14589			
WILLIAMSON	65117-08-919802	Dave Kern	\$7,000
		PO Box 162	
		E. Williamson, NY 14449	
WILLIAMSON	67117-05-179942	Donald Woodard	\$1,200
		6737 Lakeview	
		Sodus, NY 14551	
		(Sold with 67117-05-186943)	
WILLIAMSON	67117-05-186943	Donald Woodard	
		6737 Lakeview	
		Sodus, NY 14551	
		(Sold with 67117-05-179942)	
WOLCOTT	75117-15-695442	Ed Lapp	\$8,500
		11926 West Main Street	
		Wolcott, NY 14590	
WOLCOTT	75117-16-850254	Charles A. Cagle	\$13,500
		Corning, NY 14830	

July 15, 2008

WOLCOTT	75117-11-639504	Ed Lapp 11926 West Main Street Wolcott, NY 14590	\$1,000
WOLCOTT	76117-00-432539	Dan Espenscheid PO Box 81 Alton, NY 14413	\$33,500
WOLCOTT	78117-00-419913	Carlton Turner 7226 Sprongs Bluff Sodus, NY 14551	\$18,000
WOLCOTT	75118-00-965766	Gerald Wride 7604 Brown Road Wolcott, NY 14590	\$1,000
WOLCOTT	77118-00-013889	William Griffiths 12003 Wheeler Road Wolcott, NY 14590 (sold with 77118-00-039889)	\$2,600
WOLCOTT	77118-00-039889	William Griffiths 12003 Wheeler Road Wolcott, NY 14590 (sold with 77118-00-013889)	

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

RESOLUTION NO. 465-08: AUTHORIZATION TO TRANSFER FUNDS FROM THE TRANSFER TO RESERVE ACCOUNT TO THE CONTINGENCY ACCOUNT IN THE 2008 COUNTY BUDGET

Mr. Lyon presented the following:

WHEREAS, \$1,000,000.00 was budgeted in the 2008 County Budget as a Transfer-Capital Reserve for the County's portion of the low-band communication project; and

WHEREAS the County has been informed that it has been approved for funding of this project an amount of \$1,625,000.00 which requires the County to match \$411,899.00; now, therefore be it

RESOLVED, that the County Treasurer is hereby authorized to amend the 2008 County Budget as follows:

A9962-TRANSFER TO RESERVE FUND:

\$588,101.00 from .59702 Transfer-Capital Reserves

A1990-CONTINGENT FUND GEN:

\$588,101.00 to Contractual Expenses

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

RESOLUTION NO. 466-08: AUTHORIZATION TO CLOSE OUT PHASE I AND PHASE II OF THE FMS SYSTEM UPDATE PROJECT AND TRANSFER FUNDS

Mr. Lyon presented the following:

WHEREAS, all expenditures to be made for phase I and phase II of the FMS Update project have been incurred and the County is recommending the closing out of these two phases associated with this project; and

WHEREAS, as of June 30, 2008, \$22,735.19 remains in phase I and \$29,071.75 remains

in phase II in the account H1908-FMS System Update Project, which is being recommended by the County Administrator to be closed out at this time; and

WHEREAS, the County is desirous of closing phase I and phase II of this project and returning the unspent funds of \$51,806.94 to the General Fund Contingent Account, now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$51,806.94 from H1908 FMS System Update project to the General Fund Contingent Account A1990 and amend the 2008 County Budget as follows:

A1990 CONTINGENT FUND BALANCE:

\$51,806.94 to .54000 Contractual Expense

A9999 OTHER:

\$51,806.94 to .45031 Interfund Transfer

H1908-FMS SYSTEM UPDATE:

\$51,806.94 from .52000 Equipment and Other Cap

\$51,806.94 to .59100 Transfer-General Fund

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

RESOLUTION NO. 467-08: AUTHORIZING PAYMENT OF SETTLEMENT TO ROCHESTER GAS & ELECTRIC CORPORATION

Mr. Lyon presented the following:

WHEREAS, Rochester Gas & Electric Corporation filed a claim, dated April 3, 2008 against the County of Wayne; and

WHEREAS, the parties are desirous of settling said claim for a total amount not to exceed One Thousand Five Hundred One and 98/100 Dollars, (\$1,501.98); now, therefore, be it

RESOLVED, that the claim between Rochester Gas & Electric Corporation and the County of Wayne has been amicably settled between the parties and payment is hereby approved; and be it further

RESOLVED, that the Wayne the County Treasurer is hereby authorized and directed to issue a check made payable to Rochester Gas & Electric Corporation in the amount of One Thousand Five Hundred One and 98/100 Dollars (\$1,501.98), from Account No. A#1930 (Judgment and Claims), as directed by the Wayne County Attorney.

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

RESOLUTION NO. 468-08: AUTHORIZING PAYMENT OF SETTLEMENT TO ROCHESTER GAS & ELECTRIC CORPORATION

Mr. Lyon presented the following:

WHEREAS, Rochester Gas & Electric Corporation filed a claim, dated June 18, 2008 against the County of Wayne; and

WHEREAS, the parties are desirous of settling said claim for a total amount not to exceed One Thousand Eight Hundred Thirty and 65/100 Dollars, (\$1,830.65); now, therefore, be it

RESOLVED, that the claim between Rochester Gas & Electric Corporation and the County of Wayne has been amicably settled between the parties and payment is hereby approved; and be it further

RESOLVED, that the Wayne the County Treasurer is hereby authorized and directed to issue a check made payable to Rochester Gas & Electric Corporation in the amount of One Thousand Eight Hundred Thirty and 65/100 Dollars (\$1830.65), from Account No. A#1930 (Judgment and Claims), as directed by the Wayne County Attorney.

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

RESOLUTION NO. 469-08: AUTHORIZATION TO AMEND RESOLUTION NO. 451-08 AUTHORIZATION TO SELL CERTAIN REAL PROPERTY PARCELS ACQUIRED BY THE

COUNTY FOR DELINQUENT TAXES TO ADJOINING LAND OWNERS

Mr. Lyon presented the following:

WHEREAS, pursuant to the provisions of Article Eleven (11) of the Real Property Tax Law of the State of New York pertaining to the enforcement of the collection of delinquent taxes, the County of Wayne has or will acquire title to the real property as shown on Appendix A (attached hereto and incorporated herein by reference) and is entitled to acquire title by Court Order to the properties from 2006 listed on Appendix A; and

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

WHEREAS, pursuant to Resolution #314-07, the County Treasurer was authorized and directed to convey title to the County of Wayne for the properties listed on Appendix A which are not redeemed for the year 2006 as of the close of business on June 15, 2007; and

WHEREAS, Resolution #314-07 authorized the properties shown on Appendix A to be offered and sold at the public auction sale; and

WHEREAS, upon further review, the Real Property Tax Director has recommended that certain properties included in Schedule A because of their size and/or location, be offered for sale to adjoining landowners rather than sold at the Public Auction; now, therefore, be it

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

<u>SEQ #</u>	<u>VILLAGE/TOWN</u>	<u>TAX ID #</u>	<u>LOCATION</u>
500316X	V. OF CLYDE/T. OF GALEN	74112-09-106731	Wayne Avenue
600585	TOWN OF LYONS	71111-09-228614	42 Montezuma St
600809	TOWN OF MARION	66115-00-035279	Route 21
600823	TOWN OF MARION	66114-05-050891	N Main Street
600825	TOWN OF MARION	66115-00-054016	E Williamson Road
601330	TOWN OF SODUS	68118-00-386183	6705 Pratt Road
601394	TOWN OF SODUS	70117-15-597350	S Geneva Road
601589	TOWN OF WILLIAMSON	66117-08-999795	Ridge Road
601646	V. OF WOLCOTT/T. OF WOLCOTT	75117-15-664375	Leavenworth Ave
501657X	V. OF WOLCOTT/T. OF WOLCOTT	75117-15-711499	11903 Smith Street

and be it further

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

RESOLVED, That the above listed properties shall be offered and sold subject to the following terms and conditions of Sale:

1. The property offered for sale has been acquired by the County of Wayne (hereinafter referred to as the "County") by Court Order pursuant to the provisions of Title 3 of Article 11 of the Real Property Tax Law of the State of New York.
2. Former owners will not be allowed to bid on their properties.
3. All bids are subject to approval and acceptance by the Wayne County Board of Supervisors. The County reserves the right to sell to the second highest bidder if the purchaser defaults, or has outstanding real property taxes.
4. The Board of Supervisors reserves the right to accept or reject any or all bids or to withdraw any parcel from the sale at any time prior to delivery of the deed to the purchaser.
5. The property will be conveyed by the County to the purchaser by quit-claim deed.
6. The County will not furnish an abstract of title or an instrument survey map.
7. The County does not make any representations or warranties, expressed or implied, (a) concerning the quality or the condition of the title to the property, or the validity or marketability of such title; the ownership of any improvements on the property; the condition of the property and any improvements thereon or its fitness for any use; or the

accuracy of the property description on the tax roll or in the notice of sale or any other advertisement of sale furnished by the County; or (b) that the property or any improvements thereon presently comply with building or zoning codes, or with any state or local laws or regulations. Any information concerning the property furnished by the County or any of its officers, employees, or agents shall not be deemed to include any such representations or warranties. Any promotional tools such as photographic slides, tax maps, written or verbal descriptions, etc. are for informational purposes only.

8. The purchaser shall accept the property and any improvements thereon in "as is" condition with the understanding that the County makes no representation as to ownership or responsibility for any personal property located on the real property.
9. The sale of the property is made subject to (a) village, town, state and federal claims for taxes, liens or other encumbrances, and (b) all easements or rights-of-way which were in existence at the time of the levy of the tax the non-payment of which resulted in the tax deed to the County.
10. The County will convey the property free and clear of tax liens accrued on or before June 2, 2008.
11. The purchaser will pay all of the following taxes and charges, including all interest and penalties if applicable if they have not been paid:
 - 2008 School Tax
 - 2009 Town Tax & County Tax which may include relieved village or school taxes- INCLUDING ANY APPLICABLE INTEREST AND PENALTIESIn order to avoid future delinquent charges, the new owner should immediately advise all tax collectors of the new ownership, and the address where future tax bills are to be mailed.
12. The Bidder shall submit full payment by certified check or money order, immediately at time of bid submission for any bids in the amount of \$1,000 or less.
13. Regarding any bids for more than \$1,000, the bidder shall submit the amount of \$1,000 plus 10% of the bid amount over \$1,000 upon the bid submission by certified check or money order.
14. The purchaser's bid will be submitted to the Board of Supervisors on September 16, 2008. IT SHALL BE THE PURCHASER'S RESPONSIBILITY TO CONTACT THE COUNTY REAL PROPERTY TAX SERVICE AGENCY (946-5916) ON OR AFTER SEPTEMBER 17, 2008 TO DETERMINE WHETHER THE BID WAS ACCEPTED OR REJECTED BY THE BOARD OF SUPERVISORS.
15. The purchaser must pay the balance of the purchase price (paid in cash or by certified check, bank check or money order payable to the Wayne County Treasurer) together with the necessary recording taxes and fees (paid in cash or check payable to the Wayne County Clerk) to the County Attorney's Office not later than October 10, 2008 by 3:00 p.m. Upon receipt of such payments, the deed will be recorded in the County Clerk's Office and mailed to the purchaser upon completion of the recording process. IF THE PURCHASER FAILS TO MAKE SUCH PAYMENTS ON OR BEFORE OCTOBER 10, 2008, THE SALE SHALL BE DEEMED CANCELLED, THE COUNTY SHALL NOT BE OBLIGATED TO CONVEY THE PROPERTY TO THE PURCHASER, AND THE PURCHASER'S DEPOSIT SHALL BE RETAINED BY THE COUNTY AS LIQUIDATED DAMAGES.

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

RESOLUTION NO. 470-08: MAKING A DETERMINATION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

Mr. Spickerman presented the following:

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQRA Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State, being

6 NYCRR Part 617, as amended (the "Regulations"), the Wayne County Board of Supervisors (the "Board"), as lead agency, desires to determine whether the following action may have a "significant effect on the environment" (as said quoted term is defined in the SEQRA Act and the Regulations) and therefore require the preparation of an environmental impact statement: An action to transfer 31.5 acres of surplus property located between NY State Route 31 and the Cayuga County line in the Town of Savannah to the Town of Savannah (tax map #77111-00-996170) (the "Project"); and

WHEREAS, to aid the Board in determining whether the Project may have a significant effect on the environment, the County Planning Director has caused to be prepared a Short Environmental Assessment Form (the "SEAF"), a copy of which is on file with the Clerk of the Board of Supervisors; and

WHEREAS, the County has examined the SEAF in order to make a determination as to the potential environmental significance of the Project; now, therefore, be it

RESOLVED, as follows:

1. Based upon examination of the EAF, and based further upon the Board's knowledge of the area surrounding the Project and such further investigation of the Project and its environmental effects as the County has deemed appropriate, the Board makes the following findings with respect to the Project:
 - (a) the Project consists of those components described in the first "Whereas" clause of this resolution; and
 - (b) there are no known potentially significant impacts on the environment other than those noted in and addressed and/or mitigated by the County as set forth in the EAF.
2. Based upon the foregoing investigation of the potential environmental impacts of the Project and considering both the magnitude and importance of each environmental impact therein indicated, the Board makes the following findings and determinations with respect to the Project:
 - (c) the Project constitutes an Unlisted Action (as defined in the Regulations); and
3. The Project will not result in any large and important impacts and, therefore, is one which will not have a significant effect on the environment, and the Board will not require an environmental impact statement with respect to the Project; and
4. This determination constitutes a negative declaration for the purposes of the SEQR Act.

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

RESOLUTION NO. 471-08: AUTHORIZATION TO TRANSFER PROPERTY TO THE TOWN OF SAVANNAH

Mr. Lyon presented the following:

WHEREAS; the Savannah Town Board has requested that the County transfer to the Town of Savannah the former "West Shore Railroad (Abandoned)" properties now owned by Wayne County and located in the Town of Savannah; and

WHEREAS; this property consists of 2 parcels, the first parcel consisting of 5.5 acres; said property presently being shown on Tax Map 77111-10-465583 designated as the "West Shore Railroad (Abandonment)"; and

WHEREAS; the second parcel consisting of 26 acres, is an extension of the previous described parcel and described on Tax Map 77111-00-996170 and described as "West Shore Railroad" (Abandonment)

WHEREAS; transfer of these parcels will eliminate a source of liability to Wayne County and simultaneously enable the Town of Savannah to better control access to and use of the area and especially address the issue of illegal dumping on Town property; now therefore be it

RESOLVED; the transfer of said property to the Town of Savannah, is hereby approved at no cost and the Chairman of the Board of Supervisors, on behalf of the County, is hereby authorized and directed to execute all documents related to said sale, subject to the County

Attorney's approval as to form and content and to deliver a quit-claim deed for the property in accordance with the terms and conditions of sale.

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

RESOLUTION NO. 472-08: AUTHORIZATION TO CLOSE OUT NURSING HOME CONSTRUCTION PROJECT AND TRANSFER FUNDS

Mr. Lyon presented the following:

WHEREAS, all expenditures to be made for the construction of the Nursing Home have been made and the County is currently closing out all contracts associated with this project; and

and WHEREAS, as of June 30, 2008, \$438,352.44 remains in the account E120093 Cash-BOA Nursing Home Project, which is being recommended by the Nursing Home Administrator to be closed out at this time; and

WHEREAS, the County is desirous of closing out said project and utilizing the unspent funds of \$438,352.44 as part of the County 2008 Interfund Transfer of its contribution, therefore be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$438,352.44 from E120093 Cash-Nursing Home Project to E120015 Cash-LNB Nursing Home and amend the 2008 County Budget as follows:

A1990 CONTINGENT FUND BALANCE

\$438,352.44 to .54000 (Contractual Expense)

A9901 INTERFUND TRANSFER

\$438,352.44 from .59500 (Transfer-Nursing Home)

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

RESOLUTION NO. 473-08: AUTHORIZATION TO APPLY FOR GRANT FUNDING FOR NEW EMERGENCY OPERATIONS CENTER (EOC) AT THE FORMER WAYNE COUNTY NURSING HOME

Mrs. Bender presented the following:

WHEREAS, the FY 2008 Emergency Operations Center (EOC) Grant Program has made available \$14,572,500 in grant funding for FY 2008 with a 25% match requirement; and

WHEREAS, Wayne County is desirous of constructing a new EOC at the former Wayne County Nursing Home; now, therefore, be it

RESOLVED, to authorize the Director of Emergency Management to apply for said grant.

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

RESOLUTION NO. 474-08: AUTHORIZATION TO SURPLUS VEHICLES FOR THE WAYNE COUNTY SHERIFF'S OFFICE

Mrs. Bender presented the following:

WHEREAS, the following vehicles are no longer of use by the Wayne County Sheriff's Office:

1996 CHEVY LUMINA BLACK	2G1WL52M0T9240943	MILEAGE 122,153
2000 FORD CV WHITE	2FAFP71WYX106705	MILEAGE 119,268
2000 FORD CV LT BLUE	2FAFP71W3YX111789	MILEAGE 143,843
2001 FORD CV WHITE	2FAFP71W31X179564	MILEAGE 144,410
2001 FORD CV WHITE	2FAFP71W51X179565	MILEAGE 165,023
2001 FORD CV WHITE	2FAFP71WX1X179560	MILEAGE 112,043
2001 FORD CV WHITE	2FAFP71WX1X179562	MILEAGE 132,097
2003 FORD CV WHITE	2FAFP71W43X121823	MILEAGE 129,851
2003 FORD CV WHITE	2FAFP71W13X121827	MILEAGE 135,023

RESOLVED, that the vehicle listed above is hereby declared surplus and moved to Central Garage in accordance with the surplus Vehicle Disposition Procedure outlined in Resolution No. 357-91.

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

RESOLUTION NO. 475-08: AUTHORIZATION TO EXECUTE INTENSIVE SUPERVISION PROGRAM AGREEMENT WITH NEW YORK STATE

Mrs. Bender presented the following:

WHEREAS, the New York State Division of Probation and Correctional Alternatives ("NYSDFCA") has approved Wayne County's Probation Intensive Supervision Program ("ISP"); now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an agreement on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State Division of Probation and Correctional Alternatives for the allocation of \$22,700 in State Aid for the period January 1, 2008 - December 31, 2008.

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

RESOLUTION NO. 476-08: AUTHORIZATION TO EXECUTE CONTRACT #T580877 "ENHANCED SUPERVISION OF SEX OFFENDERS"

Mrs. Bender presented the following:

WHEREAS, the New York State Division of Probation and Correctional Alternatives ("NYSDFCA") has estimated allocations to assist in the enhanced supervision of Level 2 and Level 3 Sex Offenders now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute said contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State Division of Probation and Correctional Alternatives for an estimated allocation of up to \$25,400. Said contract period is April 1, 2008 to March 31, 2009.

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

RESOLUTION NO. 477-08: SUPPORT TO PROHIBIT TEXT MESSAGING WHILE DRIVING

Mrs. Bender presented the following:

WHEREAS, Section 1225-c of the Vehicle and Traffic Law of the State of New York provides that no individual shall operate a motor vehicle upon a public highway while using a mobile telephone to engage in a call while such vehicle is in motion, and

WHEREAS, there have been instances throughout the State of New York where operators of motor vehicles are text messaging while driving and cause an accident, and

WHEREAS, operating a motor vehicle on a public highway requires the full concentration and focus of the driver and texting while driving diverts drivers from this responsibility; and

WHEREAS, bills have been proposed in the State Assembly and Senate to prohibit operators of motor vehicles from using a mobile telephone for writing, sending or reading text message while such vehicle is in motion; now therefore be it

RESOLVED, that the Wayne County Board of Supervisors feels that this proposed legislation is desirable to avoid additional accidents; and be it further

RESOLVED, that a copy of this resolution be forwarded to Governor David A. Paterson, Senator Michael F. Nozzolio, and Assemblyman Robert Oaks.

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

RESOLUTION NO. 478-08: AUTHORIZATION TO APPROVE OUT OF STATE TRAVEL

REQUEST FOR DISTRICT ATTORNEY

Mrs. Bender presented the following:

RESOLVED, that the District Attorney is hereby authorized for out of state travel at National College of District Attorneys, sponsoring a five day course/seminar on November 2-6, 2008 in San Francisco, California pertaining to on Prosecuting Homicide Cases; and be it further

RESOLVED, that the proposed Cost is \$ 2,691 that is totally reimbursable with no County Cost involved.

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

RESOLUTION NO. 479-08: AUTHORIZATION TO EXECUTE AGREEMENT WITH THE WALWORTH AMBULANCE, INC. FOR ADVANCE LIFE SUPPORT (ALS)

Mrs. Bender presented the following:

WHEREAS, the County of Wayne, in 2007, entered into an agreement with the Walworth Fire Department, which provided for the use of an Advanced Life Support (ALS) vehicle owned by the Walworth Fire Department by County ALS Services personnel, and provided for stationing County personnel at the Walworth Fire Department, and

WHEREAS, the Walworth Fire Department, and the Walworth Fire District #1 are in the process of working to create the Walworth Ambulance Inc., which will transfer the EMS assets and operation of the Walworth Fire Department Ambulance to the newly created corporation, with the ambulance operation to continue to be based at the Walworth Fire Department; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute an agreement with the Walworth Ambulance, Inc., which will allow for continuation of the current Wayne County ALS Services operation based at the Walworth Fire Department, and continued County use of the vehicle and equipment to be owned by the Walworth Ambulance Inc., and be it further

RESOLVED, that the compensation for miles traveled while the Walworth ALS vehicle is being operated by the County shall continue to be paid at the Internal Revenue Service federal "per mile" rate for business miles driven in effect at the time.

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

RESOLUTION NO. 480-08: AUTHORIZATION TO AWARD BID FOR REFUSE DISPOSAL FOR ALL COUNTY OFFICE BUILDINGS IN THE VILLAGE OF LYONS AND THE ROUTE 31 COMPLEX

Mr. LeRoy presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for Refuse Disposal for all County Office Buildings in the Village of Lyons and the Route 31 Complex; and

WHEREAS, the sole bid was opened on Thursday, June 19, 2008 at 10:00 a.m. and is listed as follows:

Bidder	Base Bid	1. Bldg. #0004	2. Bldg. #6010	3 Bldg. #0025	4. Bldg. #0035
Casella Waste Services 54 Doran Ave Geneva, NY	Year 1	* \$ 232.00	*\$232.00	*\$ 120.00	*\$ 232.00
	Year 2	* \$ 237.80	*\$ 237.80	*\$ 123.00	*\$ 237.80
	Year 3	* \$ 243.74	*\$ 243.74	*\$ 126.08	*\$ 243.74

14456	Base Bid	5. Bldg. #0007	6. Bldg. #0010	7. Bldg. #0038	8. Bldg. #0015	
	Year 1	*\$ 344.00	*\$ 344.00	*\$ 344.00	*\$ 136.50	
	Year 2	*\$ 352.60	*\$ 352.60	*\$ 352.60	*\$ 139.91	
	Year 3	*\$ 361.14	*\$ 361.14	*\$ 361.14	*\$ 143.41	
	Base Bid	9. Bldg. #0042 **	<ul style="list-style-type: none"> •* All prices quoted are Monthly ** Rental is Monthly Tonnage is per ton each haul Haul is per Haul -avg. 2 times per month 			
	Year 1	\$ 389.50 - Rental				
		\$ 37.00 - Tonnage				
		\$ 225.00 - Haul				
	Year 2	\$ 389.50 - Rental				
		\$ 38.00 - Tonnage				
		\$ 230.00 - Haul				
	Year 3	\$ 389.50 - Rental				
		\$ 39.00 - Tonnage				
	\$ 235.00 - Haul					

now, therefore, be it

RESOLVED, that pursuant to recommendations of the County Attorney and the Public Works Committee, the bid submitted by Casella Waste Services for the amounts specified above are hereby accepted; and be it further,

RESOLVED, that the contract bid amounts are subject to a fuel adjustment surcharge and that the contract will reflect that amount and therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Casella Waste Services for a one year period with option to renew this agreement for a period of up to two (2) years in one year increments.

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

RESOLUTION NO. 481-08: AUTHORIZATION TO PURCHASE AND INSTALL TWO HEAT PUMPS FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. LeRoy presented the following:

WHEREAS, three prices have been obtained for the purchase and installation of exact replacements of two McQuay Heat Pumps in the Department of Social Services Building; and

WHEREAS, the prices have been reviewed by the Commissioner of Social Services and the funds had been budgeted for 2008, pricing as follows:

HMI Mechanical Systems, Inc. \$ 11,795.00

Sheet Metal Fabricators, Inc.	\$ 10,710.00
John W. Danforth	\$ 8,690.00

now, therefore, be it

RESOLVED, that the Superintendent of Buildings and Ground is authorized to have John W. Danforth order and install the two heat Pumps and bill directly back to the Department of Social Services.

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

RESOLUTION NO. 482-08: AUTHORIZATION TO PURCHASE SOFTWARE UPGRADES FOR THE WAYNE COUNTY PBX AND VOICE MAIL SYSTEMS ON ROUTE 31

Mr. LeRoy presented the following:

WHEREAS, the current software version is outdated and unsupported by Nortel for both our PBX and Voicemail systems on Route 31; and

WHEREAS, Frontrunner Network Systems being our original system installer and sole source provider has provided us with pricing in the amount of \$ 21,013.00 to cover all software and installation as well as one year Nortel Support; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into a contract with Frontrunner Network System, Inc. subject to approval by the County Attorney as to form and Content in the amount of \$ 21,013.00; and be it further

RESOLVED, that this will be paid from the Buildings and Grounds Budget line item A16154.54230.

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

RESOLUTION NO. 483-08: AUTHORIZATION TO CONTRACT WITH SWBR ASSOCIATES FOR SCHEMATIC DESIGN

Mr. LeRoy presented the following:

WHEREAS, SWBR Associates has completed the concept study for the relocation of several County Departments for relocation into the Old Nursing Home; and

WHEREAS, this study has been reviewed by the Building Relocation Committee and the Finance Committee; and

WHEREAS, the cost estimates based on concept studies are not confirmed until we get to a schematic design phase; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign and agreement with SWBR Associates, subject to approval of the County Attorney as to form and content, for the Schematic Design Phase for renovations of the Old Nursing Home in the amount of \$ 167,800.

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

RESOLUTION NO. 484-08: AUTHORIZATION TO AMEND AGREEMENT BETWEEN THE COUNTY OF WAYNE AND BARTON & LOGUIDICE FOR ENGINEERING SERVICES FOR THE FUEL STATION UPGRADE PROJECT

Mr. LeRoy presented the following:

WHEREAS, the Board of Supervisors adopted Resolution No. 157-08, entitled "Authorization to Amend Agreement Between the County of Wayne and Barton & Loguidice for Engineering Services for the Fuel Station Upgrade Project"; and

WHEREAS, based on Resolution No. 157-08 added \$20,000 for the Fuel Station Upgrade Project; and

WHEREAS, the hazardous material and extra engineering cost incurred, an additional 1,866 is needed; now, therefore be it

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

Account No A1990 – Contingent General Fund

\$1,866 from .54000 (Contingent Fund General – Contractual Exp.)

Account No. A1640 – Central Garage

\$1,866 to .54600 (Central Garage- Misc.)

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

RESOLUTION NO. 485-08: AUTHORIZATION TO ACCEPT PROPOSAL AND EXECUTE AGREEMENT BETWEEN THE COUNTY OF WAYNE AND R.K. HITE FOR RIGHT-OF-WAY ACQUISITIONS

Mr. LeRoy presented the following:

WHEREAS, the County Highway Department requested qualification proposals to acquiring property needed for the construction of the West Walworth Culvert Project (D51122.52698), Newark Marion Road Project (D51122.52696), and the North Wayneport Road Project (D51122.52684); now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with R.K. Hite for the purchase of right-of-way for the West Walworth Road Project, Newark Marion Road Project, and the North Wayneport Road Project not to exceed \$4,500.00 per parcel.

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

RESOLUTION NO. 486-08: AUTHORIZATION TO AMEND SEASONAL POSITIONS FOR BUILDINGS AND GROUNDS DEPARTMENT AND TRANSFER FUNDS

Mr. LeRoy presented the following:

WHEREAS, the Buildings and Grounds Superintendent and the Parks Working Foreman reviewed the operational and staffing issues due to inefficiencies and problems created in the 2007 Parks Season; and

WHEREAS, a plan was developed to facilitate all issues related to the care and maintenance of the Wayne County Parks System; now, therefore, be it

RESOLVED, that the staffing levels for the Seasonal Laborers shall be reduced from 12 positions to 10 positions, and the Seasonal Park Foreman Position shall be increased from 2 positions to 3 positions; and be it further

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

Account No. A1615 – Buildings and Grounds

\$7,000 from .51181 (Seasonal Laborer) to .51321 (Park Foreman Seasonal).

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

RESOLUTION NO. 487-08: AUTHORIZATION TO EXECUTE SUPPLEMENTAL AGREEMENT BETWEEN THE COUNTY OF WAYNE AND NEW YORK STATE

Mr. LeRoy presented the following:

WHEREAS, the LeRoy Island Bridge has been identified at a total cost of \$3,462,980 which Marchiscilli Funds will be utilized; and now therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute supplemental contract (Agreement #1) on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State to Master Federal Aid Project Agreement D024728 for the replacement of LeRoy Island Bridge over Sodus Bay in the Town of Huron; and be it further

RESOLVED, that all certifications and reimbursement request on behalf of Wayne County be provided by the Wayne County Highway Department and that Wayne County understands and accepts the stipulations of the agreement including it's associated schedule, appendices, exhibits and attachments, and that Wayne County has appropriated the funding necessary to deliver the project as described in Schedule A of the Agreement; and be it further

RESOLVED, that the County Treasurer is hereby authorized to amend the 2008 County Budget as follows:

D5112 – Road Construction:

Increase .52955 LeRoy Island Bridge Project by \$3,462,980

D9999 – Other:

Increase .43511 Marchiselli State Aid by \$427,750

Increase .44511 Marchiselli Federal Aid by \$2,770,384

Increase .43511 Consolidated Highway Funds \$264,846

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

RESOLUTION NO. 488-08: AUTHORIZATION TO ADVERTISE FOR BID FOR THE SODUS CENTER ROAD OVER SALMON CREEK BRIDGE REPLACEMENT

Mr. LeRoy presented the following:

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized and directed to advertise for bids for the bridge replacement of the Sodus Center Road over Salmon Creek Bridge, 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. Plant moved the adoption of the resolution. Seconded by Mr. Groat. Upon roll call, adopted.

RESOLUTION NO. 489-08: AMEND AGREEMENT WITH THE DEWOLFF PARTNERSHIP FOR DESIGN SERVICES IN CONNECTION WITH THE LYONS AMTRAK STATION

Mr. Spickerman presented the following:

WHEREAS, the County of Wayne entered into a design agreement with the DeWolff Partnership on May 1, 2002 for design services in connection with the proposed Lyons Amtrak Passenger Station; and

WHEREAS, the agreement with the DeWolff Partnership provides design services for the Project for an amount not to exceed \$161,834 which includes \$150,209 for design services and \$11,625 in reimbursable expenses; and

WHEREAS, a meeting held in March of 2008 with officials from Amtrak and CSXT lead to a commitment to submit 4 concept designs to the NYS Department of Transportation for inclusion in their simulation modeling study; and

WHEREAS, funds from the original contract have been exhausted on the designs prepared in response to initial comments received by CSXT; and

WHEREAS, additional work on the part of the design consultants is necessary so various concept plans for the Lyons Amtrak Station can be included in DOT's simulation study; and

WHEREAS, the NYS DOT has confirmed that the Lyons Amtrak Station will be included in their study; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute an amendment to the agreement with the DeWolff Partnership for design services in connection with the Lyons Amtrak Station in the amount of \$251,400, subject to approval as to form and content by the County Attorney.

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

RESOLUTION NO. 490-08: APPROVE MASTER FEDERAL AID AGREEMENT FOR WALLINGTON TO SODUS POINT TRAIL (DEFEATED)

Mr. Spickerman presented the following:

WHEREAS, Wayne County has been awarded a grant from the Federal Highway Administration as administered by the NYS Department of Transportation in the amount of \$237,000 for the improvement of the Wallington to Sodus Point Trail; and

WHEREAS, the grant requires a local match from Wayne County in the amount of \$60,000, which makes the total project cost for design and construction \$297,000; and

WHEREAS, the grant will be distributed in two phases: a design phase and a construction phase; and

WHEREAS, the NYS DOT will issue separate agreements for the design phase and the construction phase; and

WHEREAS, the total cost of the design phase is \$60,000 and of this total amount, the grant covers \$48,000 and the County match is \$12,000; and

WHEREAS, the total cost of the construction phase is \$237,000 and of this total amount the grant covers \$189,000 and the County match is \$48,000; and

WHEREAS, the design phase Master Federal Aid Agreement committing \$48,000 in grant funding and \$12,000 in County funding has been received by Wayne County; now, therefore be it

RESOLVED, that Wayne County accepts the total grant for both the design phase and the construction phase in the amount of \$237,000 and commits the total \$60,000 required match for both the design and the construction of improvements to the Wallington to Sodus Point trail; and be it further

RESOLVED, that the Board of Supervisors authorizes the Chairman of the Board to execute the recently received design phase Master Federal Aid Agreement in the amount of \$60,000, which reflects \$48,000 in grant funding and \$12,000 in County funding, subject to approval as to form and content by the County Attorney; and be it further

RESOLVED, that the Chairman of the Board is authorized to execute all agreements, certifications and reimbursement requests related to this grant on behalf of the County, subject to approval as to form and content by the County Attorney; and be it further

RESOLVED, that the County understands and accepts the stipulations of the Master Federal Aid Agreement including its associated schedule, appendices, exhibits and attachments.

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

Mr. LeRoy addressed the Board to comment that although he is in support for the Wallington to Sodus Point Trail, he is not in agreement with the \$60,000 required match for the design phase of this project that is primarily complete. Supervisors Spickerman and Plant agreed.

Upon roll call, all Supervisors voted Nay. The Chairman declared the Resolution defeated.

RESOLUTION NO. 491-08: ENDORSE REGIONAL DREDGING PLAN APPLICATION FOR FUNDING UNDER TITLE 11 OF THE NYS ENVIRONMENTAL PROTECTION FUND LOCAL WATERFRONT REVITALIZATION PROGRAM

Mr. Spickerman presented the following:

WHEREAS, the Counties of Niagara, Orleans, Monroe, Wayne, and Oswego and the Town of Greece and the City of Oswego together would like to address recreational harbor dredging along Lake Ontario on a regional scale; and

WHEREAS, the project involves expansion and update of the Regional Dredging Plan completed in 2000 with an EPF Grant from NYS Department of State with work to include a review and update of the data acquired in 2000, expansion of the project area to include Orleans and Niagara Counties, research and analysis of recent economic impact data developed since 2000 and coordination and follow through with elected officials at the local, State, and Federal levels; and

WHEREAS, maintaining navigable channels and boat access to the major waterways and bays is a critical component of all approved Local Waterfront Revitalization Plan's for the

municipalities on Lake Ontario; and

WHEREAS, Orleans County has agreed to serve as lead applicant on behalf of the participating jurisdictions by applying for funding under the NYS Local Waterfront Revitalization Program to prepare a Regional Harbor Dredging Management Plan; and

WHEREAS, each participating jurisdiction must provide an in-kind match in the amount of \$5,000 to match the application, which is requesting a total of \$35,000; and

WHEREAS, as part of its work plan for 2009, the Planning Department is prepared to provide the staff time necessary to provide this match on behalf of Wayne County; now, therefore, be it

RESOLVED, that the Board of Supervisors agrees to participate in this application for funds and authorizes the Planning staff to provide in-kind services in the amount of \$5,000 as Wayne County's match for this grant; and be it further

RESOLVED, that the Chairman is authorized and directed to act on behalf of the County in connection with this grant, including but not limited to the execution of intermunicipal agreements for the preparation of the dredging plan if necessary, subject to approval as to form and content by the County Attorney.

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

RESOLUTION NO. 492-08: AUTHORIZE AMENDMENT TO CLYDE RIVER DREDGING CONTRACT

Mr. Spickerman presented the following:

WHEREAS, Wayne County was awarded \$40,000 from Senator Michael Nozzolio to dredge portions of the Clyde River and restore flow conditions to the River; and

WHEREAS, concerns raised by DEC and the Army Corps of Engineers with regard to the width of the dredged area, spoils testing and the reclamation plan for the proposed spoils disposal area have caused significant delays in the ability of the county to obtain necessary permits; and

WHEREAS, the contract with the New York State Department of State will expire on July 31, 2008; and

WHEREAS, any costs incurred subsequent to July 31, 2008 will be ineligible for reimbursement in the absence of a fully executed contract amendment; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to execute a contract amendment on behalf of the County with the New York State Department of State extending the term of the contract until July 31, 2009, subject to approval as to form and content by the County Attorney.

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

RESOLUTION NO. 493-08: AUTHORIZING NEGOTIATION OF MAINTENANCE AND OCCUPANCY AGREEMENT WITH WESTERN ERIE CANAL ALLIANCE FOR HOTCHKISS BUILDING

Mr. Spickerman presented the following:

WHEREAS, on June 17, 2008, the Board of Directors of the Western Erie Canal Alliance ("WECA") authorized its Executive Committee to enter into an agreement with the County of Wayne for the long term occupancy, maintenance and use of the H.G. Hotchkiss Essential Oil Company building ("the Hotchkiss Building"); and

WHEREAS, WECA would like to enter into discussions with the County to identify the duties and responsibilities of WECA with regard to occupancy and maintenance of the Hotchkiss Building and to formalize them in an Agreement between the County and WECA; now, therefore, be it

RESOLVED, that the County is authorized to enter into negotiations with WECA for the long term occupancy and maintenance of the Hotchkiss Building; and be it further

RESOLVED, that the Chairman of the Board shall appoint a committee to negotiate the terms of an agreement with WECA, such committee to include the County Administrator, the County Attorney and such other members as the Chairman shall determine.

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

RESOLUTION NO. 494-08: MAKING A DETERMINATION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

Mr. Spickerman presented the following:

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQRA Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State, being 6 NYCRR Part 617, as amended (the "Regulations"), the Wayne County Board of Supervisors (the "Board") desires to determine whether the following action may have a "significant effect on the environment" (as said quoted term is defined in the SEQRA Act and the Regulations) and therefore require the preparation of an environmental impact statement: An action to make application to the New York State Commissioner of Economic Development for the designation of Empire Zone acreage for the Wayne County Empire Zone under a regionally significant project encompassing a total of approximately 6.88 acres in the Town, Galen and the Village of Clyde (the "Project"); and

WHEREAS, to aid the Board in determining whether the Project may have a significant effect on the environment the County Economic Development Director has caused to be prepared a Short Environmental Assessment Form (the "SEAF"), a copy of which will be on file with the Clerk of the Board of Supervisors; and

WHEREAS, the County has examined the SEAF in order to make a determination as to the potential environmental significance of the Project; now, therefore, be it

RESOLVED, as follows:

1. Based upon examination of the SEAF, and based further upon the Board's knowledge of the area surrounding the Project and such further investigation of the Project and its environmental effects as the County has deemed appropriate, the Board makes the following findings with respect to the Project:
 - a. The Project consists of those components described in the first "Whereas" clause of this resolution; and
 - b. There are no known potentially significant impacts on the environment other than those noted in and addressed and/or mitigated by the County as set forth in the SEAF.
2. Based upon the foregoing investigation of the potential environmental impacts of the Project and considering both the magnitude and importance of each environmental impact therein indicated, the Board makes the following findings and determinations with respect to the Project:
 - a. The Project constitutes an Unlisted Action (as defined in the Regulations); and
 - b. The Project will not result in any large and important impacts and, therefore, is one which will not have a significant effect on the environment, and the Board will not require an environmental impact statement with respect to the Project; and
 - c. This determination constitutes a negative declaration for the purposes of the SEQRA Act.

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

RESOLUTION NO. 495-08: ADOPTING INCREASE IN INTERNAL REVENUE SERVICE MILEAGE RATE AS COUNTY MILEAGE ALLOWANCE EFFECTIVE JULY 1, 2008

Mrs. Collier presented the following:

WHEREAS, the IRS has increased the per mile rate allowed for reimbursement for

standard mileage from .505 cents per mile to .585 cents per mile effective July 1, 2008; and WHEREAS, the County has negotiated with its unions, the use of the approved IRS rate per mile for reimbursement to employees on approved County business; now, therefore, be it RESOLVED, that the Wayne County Board of Supervisors is hereby approves the per mile rate of .585 cents, effective July 1, 2008, for all County approved travel reimbursement. Mr. Groat moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, all Supervisors voted Aye, except Supervisor Spickerman who voted Nay. The Chairman declared the Resolution adopted.

RESOLUTION NO. 496-08: AUTHORIZE THE BOARD OF ELECTIONS TO EXPEND FUNDS FOR POLL WORKER TRAINING

Mrs. Collier presented the following:

WHEREAS, the County of Wayne Board of Elections will be conducting full day poll worker training classes this year for morning sessions on lever machines and afternoon sessions on the new Imagecast voting machines; and WHEREAS, to maintain attendance and transition from the morning to afternoon session, a lunch is to be provided at the training site; now, therefore, be it

RESOLVED, that the Board of Elections is authorized to supply lunches for elections inspectors at the 20+ training classes for 2008 at a cost of \$2,000.00 as follows:

A1450-BOARD OF ELECTIONS:

\$2000.00 to .54494 (Voter Education)

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

RESOLUTION NO. 497-08: AUTHORIZATION TO PREPARE AND SUBMIT A GRANT APPLICATION TO THE HOFFMAN FOUNDATION FOR RESTORATION/PRESERVATION PROCESSES ON CURRENTLY HELD HOFFMAN ESSAYS

Mrs. Collier presented the following:

WHEREAS, the original student Hoffman Essays held in the Office of the Historian continue to receive a significant level of research activity; and

WHEREAS, this continued use is producing significant wear, tear and destruction of these original student essays; now, therefore, be it

RESOLVED, that the County Historian is hereby authorized to prepare and submit a grant application to the Hoffman Foundation for the purpose of funding preservation and restoration work on these essay volumes in the amount of \$2,000.

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

RESOLUTION NO. 498-08: AUTHORIZATION TO EXECUTE A CONTRACT WITH KIRTAS TECHNOLOGY TO PROVIDE PRESERVATION AND RESTORATION SERVICES ON CERTAIN HOFFMAN ESSAYS AND HOFFMAN ESSAY BOUND VOLUMES

Mrs. Collier presented the following:

WHEREAS, Kirtas Technology has demonstrated certain proprietary rare book handling technology that meets the requirements for restoration and protection of the Hoffman Student Essays; and

WHEREAS, Kirtas Technology has demonstrated the capability to provide a full range of security and turn around services; and

WHEREAS, a Hoffman Foundation Grant was awarded to the Office of the Historian in 2007 to fund this restoration and preservation effort; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Kirtas Technology for the restoration and preservation of Hoffman Essays for not more than \$2,100 as specified in the estimate they have provided.

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

RESOLUTION NO. 499-08: AUTHORIZING REQUEST FOR PROPOSAL FOR WRITING OF DIGITAL RECORDS TO MICROFILM FOR WAYNE COUNTY CLERK

Mrs. Collier presented the following:

WHEREAS, the Office of the County Clerk is required to generate microfilm for all digital document images; and

WHEREAS, the current service contract will expire on December 31, 2008; now, therefore, be it

RESOLVED, that the County of Wayne issue the following request for proposal:

Request for Proposal Microfilm Services

Contractor will provide the following services:

- 1) On a monthly basis the County Clerk will provide two sets of CD's to the contractor. One set will contain digital images of Land records and the other will contain digital images of Court records.
- 2) The Contractor will sort each set of images into chronological order.
- 3) Separate rolls of 16mm microfilm will be produced for each type of records.
- 4) The images will be checked to insure that none are missing and that the quality is in accordance with the expectations of the customer.
- 5) The rolls will be appropriately labeled.
- 6) The microfilm will be of archival quality in accord with the film standards of the New York State Archives.
- 7) The film will be delivered to the customer.

Pricing:

Pricing is to be provided on a per image basis.

Duration:

The resulting agreement will be for one (1) year commencing January 1, 2009 and ending December 31, 2009 with an option to renew for two additional years.

Deadline:

All proposals are due to be submitted to the office of the County Clerk no later than 5PM Tuesday August 19, 2008.

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

RESOLUTION NO. 500-08: AUTHORIZATION FOR COUNTY ADMINISTRATOR TO ATTEND ICMA CONFERENCE AND AMEND 2008 COUNTY BUDGET

Mrs. Collier presented the following:

WHEREAS, the County Administrator is a member of the International City-County Management Association (ICMA); and

WHEREAS, the County Administrator is a Credentialed ICMA Manager and is required to participate in at least 40 hours of continuing professional training per year in order to retain the credential; and

WHEREAS, the County Administrator is desirous of attending the ICMA Annual Conference in Richmond, Va. in order to attend management workshops and educational sessions that will enhance his professional abilities; now therefore be it

RESOLVED, that Mr. James Marquette, County Administrator is hereby authorized to attend the annual ICMA Conference on September 20 to 24, 2008 in Richmond, VA; and further be it

RESOLVED, that the County Treasurer amend the County Administrators 2008 County Budget as Follows"

A1230-COUNTY ADMINISTRATOR:

\$1,800.00 from .52200 (Office Equipment)

\$1,800.00 to .54410 (Conferences)

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

RESOLUTION NO. 501-08: AUTHORIZING REQUEST FOR PROPOSAL FOR SURVEY MAP DIGITALIZATION FOR THE WAYNE COUNTY CLERK

Mrs. Collier presented the following:

WHEREAS, the Office of the County Clerk is required to contract for Survey map digitalization services; and

WHEREAS, the current service contract will expire on December 31, 2008; now, therefore, be it

RESOLVED, that the County of Wayne issue the following Request for Proposal:
Request for Proposal Map Scanning Services

Scope of work:

Contractor will provide the following services:

- 8) Pick up original survey maps from the office of the County Clerk at an agreed upon time. Usually there are approximately 500 maps annually
- 9) Provide archival microfilm of images of the survey maps
- 10) Digitize the images of the maps in a format compatible with the Office current digital records system, providing tagging the maps,
- 11) Provide a cd of the maps and loading them into the current index system,
- 12) Provide an additional cd with the County's map number
- 13) Delivering the cds and maps back to the office of the County Clerk

Pricing:

Pricing is to be provided on a per image basis.

Duration:

The resulting agreement will be for one (1) year commencing January 1, 2009 and ending December 31, 2009 with an option to renew for two additional years.

Deadline:

All proposals are due to be submitted to the office of the County Clerk no latter than 5PM Tuesday August 19, 2008.

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

RESOLUTION NO. 502-08: AUTHORIZATION TO WRITE OFF UN-COLLECTABLE ACCOUNTS FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home has an allowance for Un-collectible Accounts; and

WHEREAS, after thorough review and collection efforts there is a remaining balance on seventeen accounts for the year 2006; and

WHEREAS, the Wayne County Nursing Home has determined that the seventeen (17) accounts with remaining balances are un-collectible from any payer source; now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the Wayne County Nursing Home to write off said seventeen (17) accounts totaling \$66,422.71.

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

RESOLUTION NO. 503-08: AUTHORIZATION TO AMEND WAGE FOR GRADUATE PRACTICAL NURSE FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, the Board of Supervisors authorized the hiring of three (3) Graduate Practical Nurses by the Wayne County Nursing Home pursuant to Resolution No. 933-02 in an

effort address the shortage of licensed nurses, and

WHEREAS, the Board of Supervisors amended the salary for the Graduate Practical Nurses, pursuant Resolution No. 333-05; and

WHEREAS, the salary has not been adjusted since 2005; now, therefore be it,

RESOLVED, that effective July 1, 2008, the salary for the temporary positions of Graduate Practical Nurse at the Wayne County Nursing Home is to be set at \$15.85 per hour.

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

RESOLUTION NO. 504-08: AUTHORIZATION TO PURCHASE MCKESSON HORIZON HOMECARE AND HOSPICE SOFTWARE AND SERVICE FEES

Ms. Park presented the following:

WHEREAS, the Wayne County Public Health Service currently uses the McKesson HBOC for Home Care service and the Maternal Child Health/MOMS program; and

WHEREAS, the agency would like to purchase additional software from McKesson which would enable the agency to modify the 837 claims for Medicare, bill for flu and Pneumovax and Home Care services electronically to all third party insurances, to provide Finance Department with the capability of visualizing claim reports early and to assist clinical staff in identifying data entry errors before they reach the Finance Department; and

WHEREAS, included in the fee is education and implementation service; and

WHEREAS, funding for this service will be utilized from available Recruitment and Retention funds; now, therefore, be it RESOLVED that the Director of Public Health is hereby authorized to approve the purchase of Horizon Software and service fees at a cost not to exceed \$5,450.

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

RESOLUTION NO. 505-08: AUTHORIZATION TO SUBMIT A BUDGET AND WORKPLAN FOR EARLY INTERVENTION ADMINISTRATION AND EXECUTE CONTRACT

Ms. Park presented the following:

WHEREAS, Wayne County Public Health wishes to renew its contract with New York State Department of Health Early Intervention Administration contract for the October 1, 2008 - September 30, 2009 in the amount of \$71,507; and

WHEREAS, Wayne County Public Health must submit a budget and work plan describing the work and projects as described in the plan; and

WHEREAS, the work plan includes such activities as Child Find, Public Awareness, Family Centered Services, Service Delivery in Natural Environments, Transition from EI to Pre-K, Administration and Oversight of the program; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to submit a budget and work plan, and, further, that the Chairman of the Board of Supervisors is hereby authorized to execute the contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content for the period October 1, 2008 to September 30, 2009 in the amount of \$71,507.

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

RESOLUTION NO. 506-08: AUTHORIZATION TO EXECUTE MULTI-YEAR RABIES CONTRACT FOR WAYNE COUNTY PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, Wayne County Public Health currently has a contract with the NYS Department of Health, Zoonoses Program, Bureau of Communicable Disease for the Rabies Program; and

WHEREAS, a new grant contract covering the five-year period (retroactively) from January 1, 2008 to March 31, 2012 will be implemented; and

WHEREAS, the contract provides pre-set reimbursement rates for human rabies treatment, animal specimens prepared and shipped, and for pet vaccination clinics; and

WHEREAS, the contract amount is based on estimated numbers for each category, but reimbursement will be based on actual expenditures rather than a fixed maximum contract amount structure; and

WHEREAS, the grant award for the first fifteen-month budget cycle January 1, 2008 through March 31, 2009 will be \$13,043 and \$12,273 for each 12-month budget thereafter; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute the contract covering the five-year period from January 1, 2008 to March 31, 2012 subject to the county attorney's approval as to form and content.

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

RESOLUTION NO. 507-08: AUTHORIZATION TO RECLASSIFY TWO ACCOUNT CLERK-TYPIST POSITIONS TO SENIOR ACCT CLERK-TYPIST POSITIONS AND TRANSFER FUNDS (DEFEATED)

Ms. Park presented the following:

WHEREAS, the Director of Public Health has reviewed the job duties of the employees in two account clerk-typist positions with the Personnel Officer and Budget Officer; and

WHEREAS, the employees' duties include Senior Account Clerk responsibilities, now, therefore, be it, RESOLVED that the Public Health Director is hereby authorized and directed to reclassify the department 4016 and 4017 Account Clerk-Typist positions to Senior Account Clerk-Typist positions effective August 1, 2008, and be it further

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

\$176 from 40164.54511 Other Purchased Services, to newly created 40161.51156 Sen. Acct. Clerk-typist

\$32 from 40164.54511 Other Purchased Services, to 40161.58100 Retirement

\$31 from 40164.54511 Other Purchased Services, to 40161.58200 Social Security

\$11,951 from 40161.51123 Acct. Clerk-typist to 40161.51156 Sen. Acct. Clerk-typist

\$176 from 40174.54511 Other Purchased Services, to newly created 40171.51156 Sen. Acct. Clerk-typist

\$32 from 40174.54511 Other Purchased Services, to 40171.58100 Retirement

\$31 from 40174.54511 Other Purchased Services, to 40171.58200 Social Security

\$11,951 from 40171.51123 Acct. Clerk-typist to 40171.51156 Sen. Acct. Clerk-typist

Mr. Fabino moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, all Supervisors voted Nay, except Supervisor Colacino, Fabino, Hammond, Bender, Kelsch, Collier, Hoffman and Park who voted Aye. The Chairman declared the Resolution defeated.

RESOLUTION NO. 508-08: AUTHORIZATION TO PURCHASE FAX MACHINE FOR PUBLIC HEALTH AND TRANSFER FUNDS

Ms. Park presented the following:

WHEREAS, the main office fax machine is non-functioning and cannot be repaired; and

WHEREAS, the Public Health Department requires a fax machine for administrative use; and

WHEREAS, there are equipment funds available to replace such machine; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized and directed to purchase a fax machine at a cost not to exceed \$167.62; and be it further

RESOLVED, that the Treasurer transfer the funds as noted below. Departmental transfer

Account No. 40102 – Public Health

\$168.00 from object code .2201 (Computer Equipment) to .52000 (Equipment)

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

RESOLUTION NO. 509-08: AUTHORIZATION TO RENEW MAINTENANCE AGREEMENT WITH IKON OFFICE SOLUTIONS

Ms. Park presented the following:

WHEREAS, Wayne County Public Health has a mobile Canon copier used primarily for off-site clinics for billing purposes; and

WHEREAS, the service agreement with IKON Office Solutions for annual coverage meter (24,000 copies), including labor, parts and black supplies for the period 5/12/08 to 5/12/09 is up for renewal; now, therefore, be it RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a renewed agreement with IKON for an amount not to exceed \$544.08 subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 510-08: AUTHORIZATION TO AWARD BID FOR TRANSPORTATION OF PRESCHOOL-AGE CHILDREN WITH PHYSICALLY HANDICAPPING CONDITIONS FOR THE PERIOD 9/1/08 - 8/31/09

Ms. Park presented the following:

WHEREAS, pursuant to the requirements of Section 4410 of the Education Law and Title II-A of the Public Health Law, the County has duly received bids for transportation of preschool-age children with handicapping conditions during the period September 1, 2008 - August 31, 2009, as shown on the bid tabulation on file with the Clerk of the Board of Supervisors; now, therefore, be it

RESOLVED, that the bids listed below are hereby accepted and the Chairman of the Board of Supervisors is hereby authorized and directed to execute the required contracts, subject to the County Attorney's approval as to form and content, with the respective bidders: Bidder: A&E Transport Services, Inc., PO Box 189, Oswego, NY 13126

Route No. and Location

1a	Mary Cariola Children's Center (Wayne/Gananda)	\$276.01 a.m., \$276.01 p.m.
1b	Mary Cariola Children's Center (Palmyra-Macedon)	\$276.01 a.m., \$276.01 p.m.
1c	Mary Cariola Children's Center (full day) (Wayne/Gananda/Palmyra-Macedon)	\$276.01
2a	Monroe BOCES #1 (Wayne/Gananda/Penfield/Webster) Roch. Elem. only \$253.43 a.m., \$253.43 p.m.	
2b	Monroe BOCES #1 (Palmyra-Macedon) Roch. Elem. only	\$253.43 a.m., \$253.43 p.m.
2c	Monroe BOCES #1 (Wayne/Gananda/Penfield/Webster)	\$253.43 a.m., \$253.43 p.m.
2d	Monroe BOCES #1 (Palmyra-Macedon) BOCES Campus	\$253.43 a.m., \$253.43 p.m.
2e	Monroe BOCES #1 ((Williamson/Marion) All Locations -	\$253.43 a.m., \$253.43 p.m.
2f	Monroe BOCES #1 (Palmyra-Macedon/Wayne Central/Gananda/ Webster/Penfield) E. Irondequiot only -	\$253.43 a.m., \$253.43 p.m.
3a	United Cerebral Palsy (Wayne/Gananda/Williamson)	\$253.43 a.m., \$253.43 p.m.
3b	United Cerebral Palsy (Palmyra-Macedon)	\$253.43 a.m., \$253.43 p.m.
4a	E. John Gavras Center (Red Creek to Auburn)	\$276.01 a.m., \$276.01 p.m.
4b	E. John Gavras Center (Red Creek/N. Rose-Wolcott to Red Creek)	\$276.01 a.m., \$276.01 p.m.
5a	Rochester Hearing & Speech Center (Wayne/Gananda)	\$253.43 a.m., \$253.43 p.m.
5b	Rochester Hearing & Speech Center (Palmyra-Macedon)	\$253.43 a.m., \$253.43 p.m.
6a	Oswego BOCES (Red Creek/N. Rose-Wolcott)	\$306.79
6b	Oswego BOCES (mid-day Red Creek/N. Rose-Wolcott)	\$306.79
7a	Finger Lakes United Cerebral Palsy (Newark/Lyons) Geneva	\$253.43 a.m., \$253.43 p.m.
7b	Finger Lakes United Cerebral Palsy (Pal-Mac) Geneva -	\$253.43 a.m., \$253.43 p.m.
7c	Finger Lakes United Cerebral Palsy (Clyde-Sav) Geneva -	\$253.43 a.m., \$253.43 p.m.

7d	Finger Lakes United Cerebral Palsy (Marion) Geneva -	\$253.43 a.m., \$253.43 p.m.
7e	Finger Lakes United Cerebral Palsy (Clyde-Sav) Waterloo -	\$253.43 a.m., \$253.43 p.m.
7f	Finger Lakes United Cerebral Palsy (Pal-Mac) Canand.	\$253.43 a.m., \$253.43 p.m.
7g	Finger Lakes United Cerebral Palsy (Newark) Canand. -	\$253.43 a.m., \$253.43 p.m.
7h	Finger Lakes United Cerebral Palsy (Wayne) Canand. -	\$253.43 a.m., \$253.43 p.m.
7i	Finger Lakes United Cerebral Palsy (Marion) Canand. -	\$253.43 a.m., \$253.43 p.m.
8a	Headstart Program (Red Creek to Huron)	\$286.27
9a	Communication Center for Hearing & Speech (Wayne/Gananda/Penfield/Webster/Pal-Mac/Newark)	\$214.44 a.m., \$214.44 p.m.
10a	Stepping Stones Learning Center (Pal-Mac/Penfield/Gananda)	\$253.43 a.m., \$253.43 p.m.
10b	Stepping Stones Learning Center (Marion/Wmsn/Wayne & Webster)	\$253.43 a.m., \$253.43 p.m.
10c	Stepping Stones Learning Center (Lyons/Newark/Sodus)	\$253.43 a.m., \$253.43 p.m.
10d	Stepping Stones Learning Center (Red Ck/NRose-Wol/Clyde-Sav)	\$253.43 a.m., \$253.43 p.m.
11a	Roosevelt Children's Center (Penfield)	\$229.83 a.m., \$253.43 p.m.
11b	Roosevelt Children's Center (full day Penfield)	\$274.00
12a	Roosevelt VCS	\$229.83 a.m., \$253.43 p.m.
12b	Roosevelt VCS (full day Victor)	\$286.27

and be it further

RESOLVED, that the above mentioned bid awards are subject to periodic review and adjustment for fuel price increases or decreases in accordance in the methodology set forth in the bid documents.

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

RESOLUTION NO. 511-08: AUTHORIZATION TO SOLICIT REQUESTS FOR PROPOSALS FOR CERTAIN 2009 CONTRACTED PROGRAMS FOR DEPARTMENT OF AGING AND YOUTH

Mr. Hammond presented the following:

WHEREAS, the Department of Aging and Youth, with the support of the Youth Board, is responsible for determining the need, planning, resource development, resource allocation, and monitoring of youth programs that are funded by the New York State Office of Children and Family Services. Funds are allocated to several contracted agencies to provide programs for youth that focus on preventive services, runaway and homeless youth, juvenile justice, education, recreation and youth development; and

WHEREAS, State allocations are based on community assessments and program monitoring and both have demonstrated a shift in youth service needs. In addition, 2009 OCFS funding allocations are decreasing and to maximize services to meet the identified need is essential; and

WHEREAS, the Department of Aging and Youth will receive allocations from NYS Office of Families and Children's Services, County, match and private foundation funding in the amount of \$290,517 to provide the below contracted services; now, therefore, be it

RESOLVED, that the Department of Aging and Youth requests authorization to solicit Requests for Proposals for all 2009 contracted programs in excess of \$20,000 in the following identified service categories:

Runaway/Homeless Services

- Runaway Program-
- Homeless Program-

Preventive Services

- Parenting Education-
- Family Counseling-
- Respite Services-

Juvenile Justice

Diversion Services-

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

RESOLUTION NO. 512-08: AUTHORIZATION TO EXECUTE CONTRACTS FOR 2008/2009 FAMILIES AND COMMUNITIES TOGETHER (FACT) – SCHOOL FOR DEPARTMENT OF AGING AND YOUTH

Mr. Hammond presented the following:

WHEREAS, Families and Communities Together (FACT) is an interagency initiative designed to assist families of children who are having difficulty in their home, school, or community due to emotional and/or behavioral challenges. FACT serves children in grades K through 8 in eight school districts throughout Wayne County. The primary goal of FACT is to prevent out of home placements; and

WHEREAS, eight Wayne County Superintendents have requested to enter a contractual agreement with the Department of Aging and Youth for the provision of FACT services in their schools districts; and

WHEREAS, the Department of Aging and Youth agrees to provide FACT services to a minimum number children requested per school district at a sum of \$500.00 per child; now, therefore, be it

RESOLVED, that the Department of Aging and Youth requests authorization to contract with the schools listed below in the specified amount. The contract year will run from 7/1/08 through 6/30/09.

School	Youth Served	Total Cost
Sodus	20	\$10,000
NR/Wolcott	20	\$10,000
Lyons	15	\$ 7,500
Clyde	4	\$2,000
Palmyra	5	\$2,500
Williamson	5	\$2,500
Marion	4	\$2,000
Newark	15	\$7,500
Total	88	\$44,000

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

RESOLUTION NO. 513-08: AUTHORIZATION TO EXECUTE WAYNE COUNTY ACTION PROGRAM- FAMILY EDUCATOR CONTRACT FOR DEPARTMENT OF AGING AND YOUTH

Mr. LeRoy presented the following:

WHEREAS, a Families and Communities Together (FACT) Caseworker has requested a 10 month maternity leave and will be receiving half-time pay and fringe benefits while on leave from July 30 through May 30, 2009; and

WHEREAS, this position is funded by NYS OCFS Special Delinquency Prevention Program (SDPP) grant (100% reimbursable) and the Department will not be able to voucher for the \$16,000 (SDPP) remaining portion of her salary for the 10 month time period without appropriate expenditures; and

WHEREAS, the two remaining FACT caseworkers caseloads will be increased from 15 to 23 during the leave of absence causing and undue hardship in providing intensive casework services. FACT service delivery would benefit from contracted auxiliary support to help fulfill the casework duties; and

WHEREAS, Wayne County Community Action Program is willing to provide a contracted Family Education Position to provide low level casework duties and provide transportation for clients and their children to medical, mental health and eligibility appointments as required,

augmenting the service delivery plans; now, therefore, be it

RESOLVED, Wayne County Department of Aging and Youth will enter into a contractual agreement with Wayne County Action program to provide a part-time Family Educator position in the Amount of \$11.86 per hour in 2008 and \$12.06 in 2009, plus mileage at the going rate and the total will not exceed the \$16,000 SDPP balance for the period of August 1, 2008 through May 30, 2009, contingent on the leave of absence; and be it further

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

Account No. A7310 – Youth Bureau

\$8,000 from object code .51253 (Personal) to .54400 (Contracted Services)

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

RESOLUTION NO. 514-08: INCREASE FOSTER CARE RATES EFFECTIVE 4/1/08 FOR DEPARTMENT OF SOCIAL SERVICES

Mr. Hammond presented the following:

WHEREAS, the Wayne County Department of Social Services desires to have safe, secure and well trained foster care providers when necessary to provide care to children placed in the custody of the Wayne County Commissioner of Social Services; and

WHEREAS, these providers offer the least costly care alternative available for such placements; and

WHEREAS, Wayne County Department of Social Services must compete in the marketplace for such providers and therefore needs to have competitive foster care rates; and

WHEREAS, in compliance with State Regulations as detailed in 08 OCFS ADM 04, we need to increase our rates by 3.2% effective 4/1/08; now, therefore, be it

RESOLVED, that the daily Foster Care Rates will increase to the following effective 4/1/08:

DAILY RATE	0-3	4-5	6-11	12-15	16+
Reg	13.19	13.19	15.22	17.79	17.79
Enhanced	14.93	14.93	17.60	20.04	20.04
Special	19.65	19.65	21.32	22.89	22.89
Exceptional	25.90	25.90	25.90	29.38	29.38
Special II (age 10+ 36.33)					
Clothing	.98	.98	1.37	2.13	2.61
Diaper	1.81				

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

RESOLUTION NO. 515-08: AUTHORIZATION TO APPOINT MEMBER TO THE FINGER LAKES WORKFORCE

Mr. Hammond presented the following:

WHEREAS, this Board, has authorized the creation of the Finger Lakes Workforce Development Board for the Counties of Wayne, Yates, Seneca and Ontario in compliance with the Workforce Development Investment Act (WIA) of 1998; and

WHEREAS, current terms of office are ending, request mew appointments of Robert Doebelin and Charles Schillaci to be appointed to a term commencing July 1, 2008 and ending June 30, 2011; and

WHEREAS, the Workforce Investment Board members must be appointed by the respective Legislative Boards; and

WHEREAS, terms of appointment for each member will be made in accordance with the Finger Lakes Workforce Investment Board By-Laws; now, therefore be it

RESOLVED, that this Board does hereby appoint the following to the Finger Lakes

Workforce Investment Board for a term commencing July 1, 2008 to June 30, 2011:

- | | |
|---------------------------------|--------------------------------------|
| 1. Robert Doeblin, Service Coor | 2. Charles Schillaci, Commissioner |
| Geneva Housing Authority | Seneca County Div. of Human Services |
| Family Self Sufficiency Program | 1 DiPronio Drive, Waterloo, NY |
| 41 Lewis Street, Geneva, NY | |

RESOLVED, that certified copies of this resolution be sent to the appointee, to the Wayne, Seneca, Ontario and Yates County Departments of Workforce Development, and to the Executive Director of the Workforce Investment Board.

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

RESOLUTION NO. 516-08: AUDIT OF CLAIMS – JULY 15, 2008

Mr. Lyon presented the following:

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

RESOLVED, that the following Claims totaling \$3,985,280.54 are hereby approved for payment and the Treasurer is hereby authorized and directed to make payment of the same:

1. A Fund	\$ 2,093,433.56
2. D Fund	\$ 1,190,376.77
3. DM Fund	\$ 205,842.47
4. E Fund	\$ 359,060.65
5. H Fund	\$ 39,343.56
6. MS Fund	\$ 71,961.23
7. S Fund	\$ 22,775.00
8. TE Fund	\$ 2,487.30
Warrant Total	\$ 3,985,280.54

and be it further

RESOLVED, that the following utilities totaling \$123,234.47, processed pursuant to Resolution No. 176-78, are hereby ratified:

1. A Fund	\$ 81,072.60
2. DM Fund	\$ 5,165.80
3. E Fund	\$ 36,996.07
Utility Total	\$ 123,234.47

and be it further

RESOLVED, that miscellaneous disbursement checks were processed for the following County Departments, totaling \$63,177.49, are hereby ratified:

1. Nursing Home	\$ 59,938.00
3. Social Services	\$ 2,894.69
4. Wayne Behavioral Health	\$ 344.80
Misc. Disbursement Total	\$ 63,177.49

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

Mrs. Bender moved, seconded by Mr. Plant that five (5) resolutions be allowed on the floor under other business. Motion carried.

RESOLUTION NO. 517-08: AUTHORIZATION TO EXECUTE AN AGREEMENT WITH WAYNE COUNTY DEPARTMENT OF AGING AND YOUTH TO PROVIDE OUTREACH ACTIVITIES – HOME ENERGY ASSISTANCE PROGRAM (HEAP)

Mr. Hammond presented the following:

RESOLVED, that the Commissioner of the Wayne County Department of Social Services is hereby authorized to execute an agreement with Wayne County Department of Aging and Youth to provide outreach activities during the period 8/1/08-9/30/09, for the total sum of

\$19,000 subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 518-08: SET DATE OF PUBLIC HEARING FOR PROPOSED LOCAL LAW TO APPROVE THE ALLOCATION OF ZONE LANDS FOR IEC ELECTRONICS CORPORATION FOR A REGIONALLY SIGNIFICANT PROJECT AS DETERMINED BY THE ZONE ADMINISTRATIVE BOARD AND THE NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT LAW

Mr. Spickerman presented the following:

RESOLVED, pursuant to Section 20 of the municipal Home Rule Law, the Board of Supervisors shall hold a public hearing on August 19, 2008 at 9:15 a.m. in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

A local law to approve the allocation of zone lands for IEC Electronics Corporation for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law.

COUNTY OF WAYNE – STATE OF NEW YORK

WHEREAS, IEC Electronics Corporation is expanding their business activities at 105 Norton Street in the Village of Newark, Town of Arcadia, NY; and

WHEREAS, this expansion project will add 60 jobs that support their on-site manufacturing and retain 237; and

WHEREAS, the project is not within the Wayne County Empire Zone boundaries; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Wayne County Empire Zone has determined that the proposed project is eligible for Empire Zones benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Wayne approves the allocation of zone lands for the proposed expansion of IEC Electronics Corporation for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, said zone lands to constitute the property described in Appendix A hereto; and be it further

RESOLVED, that the Wayne County Board of Supervisors hereby requests that the New York State Commissioner of Economic Development approve this addition to the Wayne County Empire Zone as described in Section 1.

This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to give at least five days notice of such hearing by posting such notice upon the bulletin board at the County Court House, Lyons, New York, and by publishing such notice at least once (1) in the official newspapers of the County of Wayne.

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

RESOLUTION NO. 519-08: AUTHORIZATION TO ACCEPT LOW BID FOR BRIDGE REPLACEMENT FOR THE LAKE ROAD OVER MAXWELL CREEK CULVERT PROJECT AND TRANSFER FUNDS

Mr. LeRoy presented the following:

WHEREAS, the Lake Road over Maxwell Creek Culvert is beyond repair and needs to be replaced; and

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for the culvert replacement of the Lake Road over Maxwell Creek Culvert Project (D51122.52662) for the County Highway Department, and the bids were open on Monday, July 30, 2008 at 10:00 a.m. and the following bids were received:

BVR Construction Co, Inc. **\$ 1,327,296.00**
244 Lake Avenue
Rochester, NY 14608

Win-Sun Construction, Inc. **\$ 1,278,480.00**
General Contractors
18 Hidden Meadow
Penfield, NY 14526

Slate Hill Constructors, Inc. **\$ 1,276,000.00**
6573 Herman Road
PO Box 275
Warners, NY 13164

Crane-Hogan Structural System, Inc. **\$ 1,154,760.00**
3001 Brockport Road
Spencerport, NY 14559

now, therefore, be it

RESOLVED, that the bid submitted by Crane-Hogan Structural System, Inc. of Spencerport, New York, in the amount of \$1,154,760.00, in accordance with the bids specifications, is hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content with Crane-Hogan Structural System, Inc. in accordance with the bid acceptance; and be it further

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

Account No. A1990-Contingent Fund General
\$457,463.00 from .4000 (Contractual Expense)
Account No. A9901-Interfund Transfers
\$457,463.00 to 59300 (Transfer County Road)
Account No. D5112-Road Construction
\$457,463.00 to .52662 (Lake Road over Maxwell Cr.)
Account No. D9999-Other
\$457,463.00 to .45031 (Interfund Transfers)

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

RESOLUTION NO. 520-08: AUTHORIZE THE HIGHWAY AND BUILDINGS AND GROUNDS DEPARTMENTS TO CONSTRUCT IMPROVEMENTS TO THE WALLINGTON TO SODUS POINT TRAIL IN 2009

Mr. LeRoy presented the following:

WHEREAS, Wayne County received a grant in the amount of \$237,000 to construct improvements to the Wallington to Sodus Point trail; and

WHEREAS, this grant also required a match in the amount of \$60,000 from Wayne County, which was not included in the 2008 budget; and

WHEREAS, Wayne County's top budgetary goal is the reduction of the property tax rate and the mitigation of the property tax burden on the taxpayers of the County; and

WHEREAS, the current economic climate demands financial discipline to achieve this goal; and

WHEREAS, the County of Wayne acknowledges and supports to concept of improvements to the northern portion of the Wallington to Sodus Point Trail from Ridge Road to Sodus Point, approximately 3 miles; and

WHEREAS, the County of Wayne believe that the County Workforce can accomplish said rudimentary improvements, including but not limited to brush trimming, grading of the northern portion of the trail, limited drainage and fill of gravel where necessary; and

WHEREAS, the Departments of Highway has estimated the In-house labor and equipment cost at \$10,450.00 and purchased material costs at \$18,750.00; now, therefore, be it

RESOLVED, that this Board of Supervisors does hereby support the Departments of Highway and Buildings and Grounds to utilize staff and equipment, at a cost not to exceed \$10,450.00 and purchase required materials at a cost not to exceed \$18,750.00 to be budgeted for and completed during 2009 the improvements to the approximately 3 miles for Ridge Road to Sodus Point; and therefore be it further

RESOLVED, that the Planning Director is authorized to notify the NYS Department of Transportation of Wayne County's intention to reject federal funding for this project and to request reprogramming the funds for another project.

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

RESOLUTION NO. 521-08: SET DATE OF PUBLIC HEARING FOR PROPOSED LOCAL LAW TO APPROVE THE ALLOCATION OF ZONE LANDS FOR A MANUFACTURING PROJECT FOR A REGIONALLY SIGNIFICANT PROJECT AS DETERMINED BY THE ZONE ADMINISTRATIVE BOARD AND THE NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT LAW

Mr. Spickerman presented the following:

RESOLVED, pursuant to Section 20 of the municipal Home Rule Law, the Board of Supervisors shall hold a public hearing on Monday, July 28, 2008 at 9:05 a.m. in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

A local law to approve the allocation of zone lands for a Manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law.

COUNTY OF WAYNE – STATE OF NEW YORK

WHEREAS, a manufacturer is expanding their business activities at 124 Columbia in the Village of Clyde, Town of Galen, NY; and

WHEREAS, this expansion project will create 68 net new jobs that support their on-site manufacturing and retain 215; and

WHEREAS, the project is not within the Wayne County Empire Zone boundaries; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Wayne County Empire Zone has determined that the proposed project is eligible for Empire Zones benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Wayne approves the allocation of zone lands for the proposed expansion of manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, said zone lands to constitute the property described in Appendix A hereto; and be it further

RESOLVED, that the Wayne County Board of Supervisors hereby requests that the New York State Commissioner of Economic Development approve this addition to the Wayne County Empire Zone as described in Section 1.

This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to give at least five days notice of such hearing by posting such notice upon the bulletin board at the County Court House, Lyons, New York, and by publishing such notice at least once (1) in the official newspapers of the County of Wayne.

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

EXECUTIVE SESSION:

Mr. Lyon moved, seconded by Mr. Groat, that the Board go into Executive Session to discuss pending litigation. Upon roll call, carried.

REGULAR SESSION:

Ms. Park moved, seconded by Mr. Colacino that the Board resume regular session. Carried.

ADJOURNMENT:

The next scheduled meeting of the Board is Monday, July 28, 2008 at 9:00 a.m.

Mr. LeRoy moved, seconded by Mr. Plant, that the board adjourn at 11:06 a.m. Carried.

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