

9th Day
Tuesday, July 19, 2007
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 Attorney Daniel Wyner and Interim-County Administrator Keith Kubasik were also present.

APPROVAL OF MINUTES:

Mr. DeSanto moved, seconded by Mrs. Park, that the minutes of the previous meeting be approved as printed. Upon roll call, carried.

SUMMARY OF CLAIMS BY COMMITTEE:

Committee 2	Supervisors, Personnel and Salary	
	A10104 Legislative Board	774.11
	A10404 Clerk Legislative Board	95.62
	A14204 County Attorney	2,907.79
	A14304 Personnel Department	229.69
	A16704 Undistributed Meter Postage	9,408.00
	A16724 Court House Xerox	118.22
		\$ 13,533.43
Committee 3	Assessment and Insurance	
	A13552 Assessment - Real Property Tax	3,573.26
	A13554 Assessment - Real Property Tax	261.46
	A14314 Cafeteria Plan	650.98
	A19304 Judgments & Claims	14,417.28
	A19314 Liability and Casualty Reserve	114.02
		\$ 19,017.00
Committee 4	Judicial	
	A11652 District Attorney	2,221.85
	A11654 District Attorney	4,877.94
	A11704 Public Defender	6,972.02
	A11724 Legal Defense of Indigents	51,933.42
	A11734 Wayne Pre-Trial Services, Inc.	8,869.92
	A11854 Coroner	2,162.90
	A11904 Grand Jury	2,776.83
	A31174 Animal Abuse Investigations	1,691.96
	A31402 Probation	5,705.86
		\$ 87,212.70
Committee 5	Buildings, Grounds and Parks	
	A16152 Building & Grounds	1,300.00
	A16154 Building & Grounds	46,628.15
	H19152 Parks Project	28,604.00
	H19332 Building Renovation Project	34,252.00
		\$ 110,784.15
Committee 6	County Clerk, Elections and Veterans	
	A14104 County Clerk	18,975.57
	A65104 Veteran Services	1,350.45
		\$ 20,326.02
Committee 7	Highway	
	A16404 Central Garage	9,836.77
	D50104 Highway Administration	391.86

	D50204	Highway Engineering	308.02
	D51104	Maintenance of Roads & Bridges	93,346.86
	D51114	Road Striping & Sign Maint	21,185.35
	D51122	Road Construction	144,915.95
	DM51304	Road Machinery	125,937.90
			\$ 395,922.71
Committee 8		Social Services	
	A60102	Administration	302.25
	A60104	Administration	123,508.79
	A61094	Family Assistance	40.00
	A61234	Juv Delinquent Care	39,379.96
	A61404	Safety Net	160.00
	A62124	WFD/DSS Intensive Employment	361.78
	A62144	Economic Opportunity & Develop	196.41
	A62934	WIA Adult	171.98
	A62944	WIA Dislocated	756.85
	A62954	WIA Youth	445.06
	A62964	TANF Summer	18.95
	E60002	NH Combined	9,177.34
	E60004	NH Combined	279,316.22
			\$ 453,835.59
Committee 9		Historical and Education	
	A24904	Community College	104,337.80
	A75104	County Historian	1,525.21
	A75204	Historical Society	\$16,200.00
			\$ 122,063.01
Committee 10		Finance	
	A13254	Treasurer	32,440.46
	A13644	Expenses on Prop Acquired	11.68
	A16802	Information Technology	39,587.76
	A16804	Information Technology	12,969.95
	S17104	Workmen's Comp	54,881.00
			\$140,998.91
Committee 11		Public Health	
	A40102	Public Health	3,097.35
	A40104	Public Health	7,959.05
	A40112	Public Health Service	11,517.00
	A40114	Public Health Service	35,423.27
	A40162	PH - Early Intervention 0-1	291.00
	A40164	PH - Early Intervention 0-1	153,937.22
	A40174	PH - Child w/Spec Needs 3-5	657,305.43
	A40184	Public Health Education	2,447.35
	A40194	Wayne Community Nursing Care	31,354.25
	A43002	Behavioral Health	1,965.64
	A43004	Behavioral Health	90,478.98
	A43224	Community Providers	378,338.00
			\$ 1,374,114.54
Committee 12		Planning	
	A56324	Bus Operations	9,594.45
	A63264	Economic Development Admin	7,123.00
	A64104	Publicity (Tourism)	6,104.58
	A64114	Tourism Matching Funds Program	10,290.85
	A80204	Planning Board	1,352.20
	H19582	Fairgrounds Livestock Barn	8,507.00

		\$ 42,972.08
Committee 13	Public Safety	
A31104	Sheriff	9,655.72
A31112	Sheriff - Recreational Safety	2,918.40
A31114	Sheriff - Recreational Safety	344.84
A31124	Sheriff - Civil Office	360.50
A31132	Sheriff - Juvenile Office	9,500.00
A31134	Sheriff - Juvenile Office	3,302.99
A31142	Sheriff - Road Patrol	62,627.37
A31144	Sheriff - Road Patrol	13,494.47
A31154	Sheriff - Detective Unit	4,959.40
A31164	Sheriff - Court Security	375.32
A31504	Sheriff - Jail	40,850.60
A33152	Stop DWI	3,714.90
A34102	Mutual Aid (Fire Coordinator)	368.05
A36404	Emergency Management Office	2,998.64
A36422	E911 Communications	9,368.76
A36442	ALS Services	1,960.00
A36444	ALS Services	11,104.21
A66104	Consumer Affairs (W&M)	228.07
H19352	Enhance911Emergency Telephone	9,070.00
		\$ 187,202.24
Committee 14	Agriculture, Aging, Youth and Recreation	
A67724	Area Agency on Aging	62,522.64
A73104	Youth Bureau	25,543.15
A73114	Youth Program - Recreation	48.49
A87304	Soil Conservation	4,250.00
		\$92,364.28
	Warrant Total	\$ 3,060,346.66
	During the Month Utilities	\$ 118,100.24

Mr. LeRoy 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 May 2007 in the amount of \$13,247.52 was received and filed.

A letter was received by Ms. J. Francine Bremer, regarding objection to comments regarding the abolishment of the position of Compliance Officer at the Wayne County Nursing Home.

A Resolution from the Seneca County Board of Supervisors was received requesting continued support for an immigration reform bill.

A letter was received from Faradyne Motors regarding a permanent reduction of 50 employees in their workforce at its facility located at 1000 Technology Parkway in Newark.

Letters were received from both Senator Michael Nozzolio and Assemblyman Robert Oaks requesting that the Board reach an acceptable agreement between Wayne County and the members of the NYS Civil Service Employees Association.

A copy of a Resolution of Appreciation to Charles Bridger was received from the Finger Lakes Workforce Investment Board members and staff. They extend their appreciation and gratitude for Chuck's thirty-year tenure serving as Fiscal Manager and Director, as well as his dedication and commitment to the job seekers and employers in Wayne County and the Finger Lakes Region.

A note of concern was received from Linda Roeland from the Town of Macedon regarding

settling with the "Lash Drive" residents and to stop wasting tax payer money.

A thank you letter was received from Kyra Yon, CBAPP Director of the Wayne County Action Program, for allowing her to address the Board about the agency's efforts regarding the community issue of teen pregnancy in Wayne County.

The 2007-2010 Consolidated Plan for Affordable Housing and Community Development by the US Dept. of Housing and Urban Development (HUD) was received.

A letter of appreciation was received for the Board's recent donation to the American School for the Deaf in West Hartford Connecticut, in memory of Danielle Crumb.

A letter was received from Nancy Johnson, Resident of the Town of Wolcott, regarding her concerns in the issue of the Nowak-Donk suit against Wayne County.

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

BIDS:

Heavy Duty Lift for Central Garage

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

PROCLAMATIONS:

The Clerk read a Proclamation on behalf of the Board, entitled National Clean Beaches Week – June 29 – July 5, 2007.

Supervisor Park introduced and presented a proclamation to the Red Creek High School Scholar Athlete Baseball Team, congratulating them and their coaches for their hard work and accomplishments in a great season and for receiving the Spring 2007 State Scholar Athletes Award.

The Clerk read the scheduled Notice of Public Hearing at 9:15 a.m. as follows:

COUNTY OF WAYNE

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 4-2007

PLEASE TAKE NOTICE, that there has been duly introduced before this Board of Supervisors of the County of Wayne on 17th day of April 2007, a proposed Local Law of the County, designated as Local Law No. 4 for the year 2007; and

NOTICE IS FURTHER GIVEN, that the Wayne County Board of Supervisors will hold a public hearing on Tuesday, June 19, 2007, 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, at which time all persons interested will be heard:

COUNTY OF WAYNE - STATE OF NEW YORK

A local law authorizing any person appointed to public office in the County of Wayne other than the position of Deputy Sheriff to reside within Wayne County or an adjoining county that borders Wayne County.

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

SECTION 1.

In the County of Wayne, the provisions of Public Officers Law § 3 requiring a person to be a resident of the political subdivision or municipal corporation of the state for which (s)he shall be chosen or within which (her) his official functions are required to be exercised, shall not prevent a

person from holding an appointed public office in the County of Wayne, other than the position of Deputy Sheriff, provided that such person: (a) meets or exceeds the minimum qualifications for the position previously adopted by the County of Wayne, (b) resides within the State of New York, unless otherwise provided by law, (c) resides within Wayne County or an adjoining county that borders Wayne County.

SECTION 2. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.

Dated: June 6, 2007
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

Chairman Hoffman opened the floor for speakers to address the board with their comments regarding the public hearing that was read. Perspective speakers were asked to sign in and to limit their speeches to 3 minutes.

The following Wayne County Citizens spoke:

Robert Diener
Edward O'Shea
Karen Thiemann
Ed Thiemann

John Gibbon
Margaret Churchill
Barbara Meeks
David Williamson

John Mutari
Debbie Johnson
Rita Otterbein
Brian Manktelow

After all interested persons were heard, Mr. Lyon moved, seconded by Mr. Fabino, that the public hearing be closed. Upon roll call, carried.

The Clerk read the second scheduled Notice of Public Hearing as follows:

COUNTY OF WAYNE

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 5-2007

PLEASE TAKE NOTICE, that there has been duly introduced before this Board of Supervisors of the County of Wayne on 17th day of April 2007, a proposed Local Law of the County, designated as Local Law No. 5 for the year 2007; and

NOTICE IS FURTHER GIVEN, that the Wayne County Board of Supervisors will hold a public hearing on Tuesday, June 19, 2007, at 9:20 a.m. in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law, at which time all persons interested will be heard:

COUNTY OF WAYNE - STATE OF NEW YORK

A local law amending Local Law No. 1-1993 establishing the position of County Administrator for the County of Wayne as amended by Local Law No. 2-1994 and Local Law No. 3-2006

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

SECTION 1

SECTION 3 OF LOCAL LAW NO. 1-1993 ESTABLISHING THE POSITION OF COUNTY ADMINISTRATOR FOR THE COUNTY OF WAYNE AS AMENDED BY LOCAL LAW NO. 2-1994 AND LOCAL LAW NO. 3-06 IS HEREBY AMENDED TO READ AS FOLLOWS:

(f) The appointee must reside within Wayne County or an adjoining county that borders Wayne County.

SECTION 2.

This local law shall take effect on the date it is filed in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law of the State of New York

Dated: June 6, 2007
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

After the Clerk read the Notice of Public Hearing, the Chairman opened the floor for public comment. After all interested persons were heard, Mr. DeSanto moved, seconded by Mr. Plant, that the hearing be closed. Upon roll call, carried.

Chairman Hoffman requested that the Board recess for certain Standing Committees to meet. The Board resumed at 10:43 a.m.

Supervisor Jenkins, Chairman of the Personnel Committee, thanked the public for their time in attending and commenting on this morning's public hearings.

Mr. Jenkins added that he was pulling the following proposed resolutions off the agenda for today's board presentation:

- 2-2 Adoption of Local Law No. 4-2007: Authorizing any Person Appointed to Public Office in the County of Wayne other than the Position of Deputy Sheriff to Reside within Wayne County or an Adjoining County that Borders Wayne County
- 2-3 Adoption of Local Law No. 5-2007: A Local Law Amending Local Law No. 1-1993 Establishing the Position of County Administrator for the County of Wayne as Amended by Local Law No. 2-1994 and Local Law No. 3-2006

RESOLUTION NO. 377-07: AUTHORIZATION TO CREATE SUBSTITUTE AGING SERVICES AIDE FOR THE PALMYRA SENIOR CENTER

Mr. Molino presented the following:

WHEREAS, the Department of Aging and Youth provides a Senior Center/Nutrition Program in Palmyra; Monday through Friday, 9:30 -1:30; and

WHEREAS, the Palmyra Center Manager (PTE-Aging Services Aide- \$7.70 per hour) is unavailable and the agency's Nutrition Coordinator (FTE- \$20.20 per hour) is filling in for her on the days the Center Manager is unable to report to work; and

WHEREAS, it is more cost effective to hire a substitute Aging Service Aide to cover the Senior Center responsibilities as opposed to the Nutrition Coordinator and as a contingency plan if the manager is unable to work; and

WHEREAS, a part-time position does not accrue sick leave and does not receive pay when she is not working, therefore there would be no increase in the county budget; now, therefore, be it

RESOLVED, that one Aging Services Aide position is hereby created; and be it further

RESOLVED, that the Director for the Department of Aging and Youth is hereby authorized to hire one (1) Aging Services Aide at \$7.70 per hour to act as a substitute Manager when needed.

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

RESOLUTION NO. 378-07: AUTHORIZATION TO CREATE; ABOLISH AND FILL POSITION IN DEPARTMENT OF AGING AND YOUTH

Mr. Molino presented the following:

WHEREAS, the Department of Aging and Youth's account clerk is retiring effective July 5, 2007; and

WHEREAS, the account clerk position is funded and serves both the Youth and Aging

Departments equally and reclassifying the position to Account Clerk/Typist would maximize the ability to be more responsive and flexible to carrying out the responsibilities needed in our department; now, therefore, be it

RESOLVED, that one (1) Account Clerk positions is hereby abolished and one (1) Account Clerk/Typist positions is hereby created within the Department of Aging and Youth Department; and be it further

RESOLVED, that the Department of Aging and Youth is hereby authorized to fill one (1) Account Clerk/Typist position, as well as any other vacancies created by filling this position.

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

RESOLUTION NO. 379-07: AUTHORIZATION TO CONTRACT WITH CORNELL COOPERATIVE EXTENSION FOR NUTRITION EDUCATION AND TRANSFER FUNDS

Mr. Molino presented the following:

WHEREAS, the Department of Aging and Youth receives Residence Opportunities and Self Sufficiency (ROSS) grant funds to provide Case-management services for seniors at the Newark High-rise; and

WHEREAS, Additional ROSS funding has become available to provide health and wellness programming; and

WHEREAS, Nutrition Education has been identified as a priority in this grant; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Cornell Cooperative Extension June 2007 through December 2007, to provide six Nutrition Education workshops not to exceed \$505 with available ROSS funding; and

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

Revenue Account No. A67720.41281 by \$505

Contractual Expenses budgeted – line A6772.54891 by \$505.

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

RESOLUTION NO. 380-07: AUTHORIZATION TO EXECUTE CONTRACT WITH THE ARTHRITIS FOUNDATION FOR THE DEPARTMENT OF AGING AND YOUTH AND TRANSFER FUNDS

Mr. Molino presented the following:

WHEREAS, the Department of Aging and Youth receives Residence Opportunities and Self Sufficiency (ROSS) grant funds to provide Case-management services for seniors at the Newark High-rise, and

WHEREAS, additional ROSS funding has become available to provide health and wellness programming and physical fitness has been identified as a priority issue to help seniors live independently, and

WHEREAS, the Arthritis Foundation has been contacted and is willing to provide an exercise program twice a week at a cost of \$30 per session. The program will run from August 7 through December 31, 2007 with the total cost of the program not to exceed \$1,170, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the Arthritis Foundation to provide an exercise program from August 2007 through December 2007. The total cost of the program is not to exceed \$1,170 covered with available ROSS funding and,

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

Revenue Account No. A67720.41281 by \$1,170

Contractual Expenses budgeted – line A6772.54891 by \$1,170.

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

RESOLUTION NO. 381-07: AUTHORIZATION TO EXECUTE RESIDENCE OPPORTUNITIES AND SELF-SUFFICIENCY (ROSS) MEMORANDUM OF UNDERSTANDING (MOU) FOR THE DEPARTMENT OF AGING AND YOUTH

Mr. Molino presented the following:

WHEREAS, the Wayne County Department of Aging and Youth has received notice from the Newark Housing Authority that our Residence Opportunities and Self-Sufficiency (ROSS) RFP application was selected to provide case-management services to the senior residents of the Newark High-rise Apartments; and

WHEREAS, this award is contingent on approval of the Newark Housing Authority's HUD grant application. If approved, the Newark Housing Authority will provide funding in the amount of \$88,059.00 to the Department of Aging and Youth for three years of part-time case management services the period covering April 1, 2008 through March 31, 2011; and

WHEREAS, a signed MOU between the Newark Housing Authority and the Department of Aging and Youth is required for Newark Housing Authority's to submit the RFA grant application to HUD; now, therefore, be it

RESOLVED, that the Director of the Department of Aging and Youth is hereby authorized to sign a Memorandum of Understanding with the Newark Housing Authority for our agency to provide the above stated case management services.

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

RESOLUTION NO. 382-07: AUTHORIZATION TO EXECUTE PARTICIPATION AGREEMENT FOR THE LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT FOR 2007

Mrs. Bender presented the following:

WHEREAS, there is interest in continuing the Homeland Security grant that is administered through SEMO for participating counties in the program; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a participation agreement for the Local Emergency Management Performance Grant for 2007 on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content for \$25,534.12.

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

RESOLUTION NO. 383-07: AUTHORIZATION TO DECLARE VEHICLES SURPLUS FOR THE SHERIFF'S OFFICE

Mrs. Bender presented the following:

RESOLVED, that the following vehicles, no longer of use to the Wayne County Sheriff's Office, are hereby declared surplus and the vehicles have been moved to Central Garage in accordance with the Surplus Vehicle Disposition Procedure outlined in Resolution No. 375-91.

1988 Ford CV 2FAFP71W3WX141128 130,066

2000 Ford CV 2FAFP71W1YX111788 135,712

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

RESOLUTION NO. 384-07: AUTHORIZATION TO EXECUTE DOCUMENTS WITH STATE OF NEW YORK GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR HIGHWAY SAFETY GRANTS

Mrs. Bender presented the following:

WHEREAS, Wayne County DWI wishes to participate in the New York State Highway Safety Program again this year to obtain grant funding for the "Buckle Up New York" (BUNY) and "STEP" Enforcement programs for local police departments; and

WHEREAS, the goal of these programs are to reduce the number of crashes, injuries and deaths on New York's roads; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute any documents necessary to implement the grant requests on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content for the grant period of 10/01/07 to 9/30/08.

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

RESOLUTION NO. 385-07: ENDORSING SEMO FACILITY CONCERNS AND INTEREST TO REMAIN IN WAYNE COUNTY

Mrs. Bender presented the following:

WHEREAS, the operation of the New York State Emergency Management Office (SEMO) Lake District facility, located at 1144 East Union Street in Newark, offers many advantages to the County in terms of its close proximity to County offices and personnel; and

WHEREAS, Wayne County 911 maintains its back-up 911 dispatch center within the facility, and maintains vital County communications antennas on the communications tower located there; and

WHEREAS, it has come to the attention of various local SEMO and County personnel, that the State may be considering closing the facility, and moving its operations to the Rochester area; now, therefore, be it

RESOLVED, that the County of Wayne hereby expresses its desire that the SEMO operation remains at the Newark facility, and that the County be allowed to continue its operation of the back-up 911 dispatch center within the facility; and be it further

RESOLVED, that, should the State conclude that it will close the facility, the County hereby expresses its interest in obtaining ownership of the facility, including the communications tower; and be it further

RESOLVED, that, should the State conclude that it is in its best interest to no longer own the facility, the County hereby expresses its interest in negotiating a relationship that would allow the SEMO operation to remain at that location with ownership of the facility transferred to the County; and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to forward copies of this resolution to Governor Eliot Spitzer; Senator Michael F. Nozzolio and Assemblyman Robert C. Oaks.

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

RESOLUTION NO. 386-07: AUTHORIZATION TO APPROPRIATE FUNDING FOR HOMELAND SECURITY GRANT; PURCHASE EMERGENCY NOTIFICATION SYSTEM SERVICE AND MOBILE AND PORTABLE TWO WAY RADIOS FOR E-911 COMMUNICATIONS

Mrs. Bender presented the following:

WHEREAS, in accordance with Board of Supervisors Resolution No. 494-05, an application was made to the New York State Office of Homeland Security requesting consideration for Wayne County to receive an allocation in the State Homeland Security Grant Program for 2006; and

WHEREAS, the plan submitted by the County has been approved by the State, and is to include the purchase of an emergency notification service, commonly known as "reverse 911", the purchase of equipment and supplies for the Technical Decontamination team, and the purchase of radios to expand interoperability; now, therefore, be it

RESOLVED, that the H1935 E911 Emergency Telephone Project budget shall be amended as follows:

H1935.43302 Homeland Security shall be created, and shall be increased by \$55,700

H1935.52585 Homeland Security Grant – E911 shall be created, and shall be increased by

\$45,500

H1935.52586 Homeland Security Grant – Fire Coordinator shall be created, and shall be increased by \$10,200 and be it further

RESOLVED, that the E-911 Coordinator shall be authorized to purchase the above mentioned emergency notification system service, known as Hyper-Reach, at a State contract price for three years of service not to exceed \$28,000; and be it further

RESOLVED, that the 911 Coordinator shall be authorized to purchase mobile and portable two way radios, and necessary power supplies and accessories, to be used in association with the radio interoperability initiatives specified in the grant, after obtaining best competitive pricing from Finger Lakes Communications, Furman Communications, or others as necessary, at a total cost not to exceed \$12,000.

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

RESOLUTION NO. 387-07: AUTHORIZATION TO APPLY FOR GRANT FUNDING FOR RADIO PROJECTS FOR E-911 COMMUNICATIONS

Mrs. Bender presented the following:

WHEREAS, the Wayne County Radio Communications Committee is continuing its work in planning for conversion of the public safety and public service radio systems in the county to VHF narrow band; and

WHEREAS, certain grant programs are being investigated as potential funding sources that could be applicable to the conversion project; and

WHEREAS, two of the programs identified have application deadlines prior to the end of June, 2007; now, therefore, be it

RESOLVED, that the 911 Coordinator, and the Operations Officer of Emergency Management are hereby authorized to submit applications, to be signed by the Chairman of the Board of Supervisors as necessary, for the Edward Byrne Memorial Discretionary Grant Program and the COPS Technology Program Grant Fund, which is a program where the County would submit a joint application with the City of Rochester.

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

RESOLUTION NO. 388-07: AUTHORIZATION TO WAIVE GENERAL LIABILITY INSURANCE REQUIREMENTS FOR SUSAN PETERSON GATELY

Mr. Spickerman presented the following:

WHEREAS, Wayne County has agreed to hire Susan Peterson Gately to complete a birding brochure; and

WHEREAS, the cost to the County for this service is \$600; and

WHEREAS, the County requires General Liability Insurance coverage as part of Wayne County's Minimum Insurance standards; and

WHEREAS, the cost of this coverage for Ms. Peterson Gately is disproportionate to the price she is charging Wayne County to complete brochure; now, therefore, be it

RESOLVED, that the General Liability Insurance coverage required by Wayne County's Minimum Insurance Standards is hereby waived for the contract with Susan Gately-Peterson the period June 1, 2007 – August 1, 2007.

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

RESOLUTION NO. 389-07: AUTHORIZE CLOSE-OUT OF HUD CANAL CORRIDOR INITIATIVE PROGRAM AND WIRE-TRANSFER UNEXPENDED FUNDS

Mr. Spickerman presented the following:

WHEREAS, under the Canal Corridor Initiative ("CCI") program, Wayne County was awarded \$783,000 in Section 108 grant funds for development and design of the Erie Canal

Cultural Center in the Village of Lyons and for the acquisition of the E-53 Lock property in the Town of Galen; and

WHEREAS, the County drew \$694,000 of HUD Section 108 Grant funds for these projects and spent \$628,809.24; and

WHEREAS, the Planning Director has provided HUD with a final accounting of all expenditures associated with this project that indicates that Wayne County owes HUD the balance of unexpended funds in the amount of \$65,190.76; and

WHEREAS, HUD has provided close-out documents for execution by the Chairman; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized and directed to execute all documents in connection with the close-out of the Wayne County CCI Program, subject to approval as to form and content by the County Attorney; and be it further

RESOLVED, that the County Treasurer is authorized and directed to wire transfer \$65,190.76 to an account to be identified by HUD.

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

RESOLUTION NO. 390-07: AUTHORIZE THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL TO COORDINATE THE 2010 CENSUS LOCAL UPDATE OF CENSUS ADDRESS (LUCA) PROGRAM FOR WAYNE COUNTY

Mr. Spickerman presented the following:

WHEREAS, gathering of information for the 2010 United States Census will be done almost entirely by mail; and

WHEREAS, the Census Bureau develops a complete list of addresses known as the Master Address File ("MAF") using local sources such as E-911 and Postal Service files; and

WHEREAS, the Genesee Finger Lakes Regional Planning Council ("GFLRPC") is willing to coordinate the LUCA process on behalf of Wayne County; now, therefore, be it

RESOLVED, that Wayne County authorizes the GFLRPC to coordinate the 2010 Census LUCA Program on its behalf; and be it further

RESOLVED, that the Chairman of the Board is authorized and directed to execute all documents and contracts in connection with the implementation of the Census LUCA program by the GFLRPC, subject to approval as to form and content by the County Attorney; and be it further

RESOLVED, that the Wayne County Planning Department will serve as the point of contact for the purpose of the Census LUCA Program.

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

RESOLUTION NO. 391-07: AUTHORIZE AGRICULTURAL DEVELOPMENT SPECIALIST APPOINTMENT TO FARMLAND PROTECTION ADVISORY COMMITTEE

Mr. Spickerman presented the following:

WHEREAS, Ora Rothfuss, Agricultural Development Specialist, has been invited by the New York State Department of Agriculture and Markets (NYSDAM) to become a member of its Farmland Protection Advisory Committee; and

WHEREAS, the Farmland Protection Advisory Committee serves in an advisory capacity and assists the staff of NYSDAM in developing and shaping farmland protection policies and implementation guidelines throughout New York State, including Wayne County; and

WHEREAS, the Farmland Protection Advisory Committee will initially meet monthly, but eventually will meet quarterly, with additional conference calls and meetings as deemed necessary; and

WHEREAS, farmland protection is one of the most important responsibilities of the Agricultural Development Specialist; now, therefore, be it

RESOLVED, that Ora Rothfuss is authorized to become a member of the Farmland Protection Advisory Committee and attend monthly and subsequently, quarterly meetings held

at the NYSDAM Office located at 10 Airline Drive in Albany; and be it further

RESOLVED, that mileage and parking charges associated with attendance at these meetings shall be a County expense, subject to approval of individual travel requests by the Planning Committee.

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

RESOLUTION NO. 392-07: AUTHORIZATION TO AMEND RESOLUTION NO. 230-07 KM DAVIES INDUSTRIAL SITE DEVELOPMENT FUND

Mr. Spickerman presented the following:

WHEREAS, the Wayne County Board of Supervisors authorized up to \$100,000 of industrial site development funding with Resolution No. 230-07, contingent upon the local municipality committing to and providing 1/3 of the total cost, up to \$100,000, for the site improvements necessary for the expansion of KM Davies in Williamson; and

WHEREAS, the Williamson Town Board was presented a resolution proposing up to \$50,000 of in-kind services be provided between the Highway Department and Water Department, with consensus by those departments regarding the capacity to provide such assistance; and

WHEREAS, the Williamson Town Board was unable to take a vote due to circumstances of quorum due to the number of board members and the fact that two of the four board members have a conflict of interest particular to this entity; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes 1/3 of the project costs from the Industrial Site Development fund, not to exceed \$50,000., with KM Davies providing all other costs including the proposed 1/3 (\$50,000) to have been provided by the local municipality, recognizing the chance & unpredictable circumstance, noting that waiving the 1/3 portion of the municipality shall not be perceived of as setting a precedent; and be it further

RESOLVED, that a memorandum of understanding outlining the process will be developed, subject to County Attorney's approval as to form and content, and the tracking of company participation will be managed through the Wayne County Industrial Development Agency, with reimbursement of the County's match occurring after the company has provided its match and the project is complete; and that the completion of the project and record submission shall be no longer than 18 months without renewal by resolution.

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

RESOLUTION NO. 393-07: AUTHORIZATION TO DEVELOP A MEMORANDUM OF UNDERSTANDING TO OUTLINE INDUSTRIAL SITE DEVELOPMENT FUNDS FOR JAMKO EXPANSION IN LYONS

Mr. Spickerman presented the following:

WHEREAS, Jamko Technical Solutions, Inc. researched several sites for an expansion, including out of state, and determined to combine its two Wayne County facilities at the Lyons facility; and

WHEREAS, the expanded facility requires upgrades to water and sewer and the Village and Town of Lyons have requested assistance in accomplishing the upgrade; and

WHEREAS, estimated costs for the 2,500 linear feet of sewer and water total \$58,500; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby authorizes one third (1/3) of the project costs from the Industrial Site Development fund, not to exceed \$19,500; and be it further

RESOLVED, that a memorandum of understanding outlining the process will be developed, subject to County Attorney's approval as to form and content, and the tracking of company and municipal participation will be managed through the Wayne County Industrial Development Agency, with reimbursement of the County's match occurring after the local

municipalities and the company have provided their matches and the project is complete; and be it further

RESOLVED, that the completion of the project and record submission shall be no longer than 18 months without renewal by resolution.

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

RESOLUTION NO. 394-07: AUTHORIZATION TO RESCIND RESOLUTION NO. 229-07 FOR INDUSTRIAL SITE DEVELOPMENT FUND FOR BELLA DESIGN IN RESEARCH FOREST IN MACEDON

Mr. Spickerman presented the following:

WHEREAS, the Wayne County Board of Supervisors authorized up to \$22,500 of industrial site development funding with Resolution No. 229-07, for the site improvements for a new facility for Bella Design in Research Forest, Macedon; and

WHEREAS, requirements of the resolution will not all be met; now, therefore, be it

RESOLVED, that Resolution No. 229-07 is hereby rescinded.

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

RESOLUTION NO. 395-07: AUTHORIZATION TO CLOSE OUT RUSPAK CORP. 2000/2002 PROJECT FROM INDUSTRIAL SITE DEVELOPMENT FUND

Mr. Spickerman presented the following:

WHEREAS, the Wayne County Board of Supervisors authorized up to \$33,500 of industrial site development funding with Resolution No. 508-00, for the site improvements for a new facility for Ruspak Corp. in the Village of Lyons; and

WHEREAS, that resolution was later rescinded and replaced by Resolution No. 261-02, authorizing a total cost to the County not to exceed \$47,095; and

WHEREAS, the vast majority of this funding was distributed and the project completed; now, therefore, be it

RESOLVED, that funding for the Ruspak Corp. 2000/2002 project under Industrial Site Development Fund is hereby complete and closed.

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

RESOLUTION NO. 396-07: AUTHORIZATION FOR WAYNE BEHAVIORAL HEALTH NETWORK TO ESTABLISH MEMORANDUM OF UNDERSTANDING (MOU) WITH CORNELL UNIVERSITY COOPERATIVE EXTENSION TO PROVIDE NUTRITION EDUCATION PROGRAM

Ms. Park presented the following:

WHEREAS, Wayne Behavioral Health Network (WBHN) incorporates nutritional education as part of some of its program services; and

WHEREAS, in order to help improve the health and vitality of WBHN CDT clients, Cornell University Cooperative Extension (CUCE) through its Community Nutrition Education Program and has agreed to provide educational services to WBHN which will include lessons on basic nutrition and healthy lifestyles, food safety, and food budgeting; and

WHEREAS, both WBHN & CUCE would like to develop an agreement (MOU) which describes the arrangements agreed upon between CUCE & WBHN; NOW, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors authorizes the Chairman of the Board (pending County Attorney approval as to form and content) to sign an MOU on behalf of Wayne County & Wayne Behavioral Health Network together with Cornell University Cooperative Extension.

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

RESOLUTION NO. 397-07: AUTHORIZATION FOR TRANSFER OF VACATION LEAVE TIME FOR WAYNE BEHAVIORAL HEALTH NETWORK EMPLOYEE

Ms. Park presented the following:

WHEREAS, the following Wayne County employees are desirous to donate their designated vacation leave time to Kathy Hunt in order to help her extend and cover leave time necessary for personal circumstances:

The following employees listed below have requested to donate vacation leave hours as noted:

Wendi Louder -4	Patty McKinny -4	James Arena -4	Sharon Polson -4
Bonnie Reynolds -4	Donna Dunn -4	Bonnie Lord -4	Pat Nelson-Stuck -4
Beth Bitonti -4	Amy Henkel -4	Kathryn Haynes -4	Melody Hitchner -4
Martha Lynch -3	Cathy Bump -4	Gail Bush -4	LaVaughn Rynearson -4
Tony Ojeda -4	Linda Trout -4	J. Mark Reynolds -4	Patti Uhl -4
Maria Jones -4	Kim Robinson -2	Kevin Elphick -3	Nancy Simms -2
Tony Milonni -2	Kim Bautista -4	Eileen Ersteniuk -4	Linda VanDeMortel -2
Peg Haust-Arliss -4	Royle Miralles -4	Ora Rothfuss -4	Sue Pullen -4
Lisa Ahrans -4	Christine Worth -4	James Haitz -4	

now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to transfer a total of 130 Hours of leave time to Kathy Hunt; and be it further

RESOLVED, that the hours are now hereby that of Kathy Hunt and will not be returned to the above said donors.

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

RESOLUTION NO. 398-07: AUTHORIZATION TO AMEND RESOLUTION #183-07 WITH WAYNE CAP PROVIDER FOR RELATED SERVICES FOR PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

Ms. Park presented the following:

WHEREAS, the County has a contract with Wayne County Action Program (WCAP) to provide related services for preschool age children with handicapping conditions; and

WHEREAS, Wayne County Public Health must add Aide service at a cost of \$15/hour, now, therefore, be it

RESOLVED, pursuant to Section 4410 of the Education Law, that the Chairman of the Board of Supervisors is hereby authorized to execute an amended contract with WCAP for the provision of aide services for the period 7/1/07 – 6/30/09.

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

RESOLUTION NO. 399-07: AUTHORIZATION TO PURCHASE WIRELESS PRIORITY SERVICE WITH BIOTERRORISM PLANNING FUNDING

Ms. Park presented the following:

WHEREAS, Wireless Priority Service (WPS) is a calling capability that increases the probability of a call completion when National Security/Emergency Preparedness user such as Wayne County Public Health Service Emergency Planning staff needs to use the phone in the event of an emergency; and

WHEREAS, the NYS DOH recommends that local health departments purchase this service as indicated in the NYS DOH Bioterrorism and Emergency Preparedness Planning 2007 grant year deliverables; and

WHEREAS, the cost of the service is a one-time activation fee of \$10 per phone for 10 phones \$100.00 with a \$4.50/phone monthly fee for 10 phones for 12 months \$540.00 and an additional \$.75 per minute for each of the ten phones, for a total cost not to exceed \$640, in the event that the WPS Cards are used, and further, these charges are payable directly to the

cellular provider as a component of the basic service plan which will be charged to the BT grant funding; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to purchase the Wireless Priority Service.

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

RESOLUTION NO. 400-07: AUTHORIZATION TO CONTRACT WITH WAYNE FINGER LAKES BOCES FOR TRANSPORTATION

Ms. Park presented the following:

WHEREAS, the County is required to provide for transportation for children in the Early Intervention and the Pre-K programs to the Wayne County Chapter of NYS ARC facility located in the village of Newark and satellite programs located in the Williamson Elementary School, N-Rose Wolcott Elementary School and to include the Stepping Stones Learning Center at the Ontario Elementary School at Wayne Central School for the period of 7/1/07 to 6/30/08; and

WHEREAS, the transportation rate will be \$31.50 per child per day; now, therefore be it RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract with WFL BOCES for the aforementioned time period.

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

RESOLUTION NO. 401-07: AUTHORIZATION TO DECLARE MEDICAID 2006 CHARITY CARE FOR WAYNE COUNTY PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, the difference in the cost of Medicaid visits versus Medicaid reimbursement for such visits is an allowable cost under Charity Care regulations, now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors acknowledges the amount of \$17,393.39 as Medicaid Charity Care.

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

RESOLUTION NO. 402-07: AUTHORIZING MODIFICATION OF TRANSPORTATION CONTRACT WITH WAYNE FINGER LAKES BOCES - NEWARK SCHOOL DISTRICT

Ms. Park presented the following:

WHEREAS, the County is required to provide for transportation for children in the Early Intervention programs and currently has a contract with Wayne Finger Lakes BOCES; and

WHEREAS, the reason for this modification is that there is no vehicle and driver to accommodate 2.5 hours per day Monday through Friday to the Newark School district; and

WHEREAS, the daily cost of the modification is \$60; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a modified contract with WFL BOCES effective March 29, 2007 to June 30, 2007.

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

RESOLUTION NO. 403-07: AUTHORIZING MODIFICATION OF TRANSPORTATION CONTRACT WITH WAYNE FINGER LAKES BOCES-BUS MONITOR FOR SODUS SCHOOL RUN

Ms. Park presented the following:

WHEREAS, the County is required to provide for transportation for children in the Early Intervention programs and currently has a contract with Wayne Finger Lakes BOCES; and

WHEREAS, the reason for this modification is that CPSE recently ordered a bus monitor for a new student Monday through Friday to the Sodus school and home; and

WHEREAS, the daily cost of modification is \$26.20 beginning 4/30/07; now, therefore, be it RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a modified contract with WFL BOCES effective 4/30/07 to 6/30/07.

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

RESOLUTION NO. 404-07: AUTHORIZATION TO AMEND RESOLUTION NO. 45-07 EARLY INTERVENTION ADMINISTRATION PROGRAM CONTRACT TO INCLUDE COLA BENEFIT

Ms. Park presented the following:

WHEREAS, the County has a current contract with the NYS DOH to administer the Early Intervention Program for the grant year 10/1/06 to 9/30/07 in the amount of \$71,507; and

WHEREAS, the NYS DOH has instructed the Public Health Department to amend this contract to incorporate a cost of living adjustment (COLA) in the amount of \$1,001 (for a total of \$72,508) to promote recruitment and retention of staff or to respond to other critical non-personal service costs and to use the funds for expenses incurred on or before March 31, 2007; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an amendment to the Early Intervention Administration program budget, subject to the county attorney's approval as to form and content.

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

RESOLUTION NO. 405-07: AUTHORIZATION TO RENEW CONTRACT WITH EASTMAN DENTAL CENTER FOR SMILEMOBILE

Ms. Park presented the following:

WHEREAS, Wayne County Public Health has had a contract with Eastman Dental Center to provide dental services in the form of the "Smile Mobile" to eligible children of Wayne County; and

WHEREAS, the Smile Mobile will be stationed behind the Health Services Building and Public Health Department will assist initially in scheduling appointments; 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 the University of Rochester Eastman Dental Center for the period 6/1/07 to 9/31/07.

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

RESOLUTION NO. 406-07: AUTHORIZATION TO CONTRACT WITH MCBEE ASSOCIATES FOR WAYNE COUNTY PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, the Wayne County Health Department Administrative Assistant participated in a regional finance group meeting with McBee Associates to discuss review and recovery of possible Medicare funds; and

WHEREAS, the prospective payment system has only been in effect for two years, it has been a challenge for home health agency nurses to code patient services to reflect maximum reimbursement for Medicare episodes; and

WHEREAS, this process is an educational tool for future claiming and coding activities; and

WHEREAS, McBee Associates will provide this service to the western regional counties for a reduced rate of 27.3% (regular rate is 30%) of any funds recovered; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized and directed to contract with McBee Associates as a professional service to review our claims dated 8/1/05-12/31/07.

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

RESOLUTION NO. 407-07: TRANSFER OF FUNDS FOR VARIOUS COUNTY DEPARTMENTS

Mr. Colvin presented the following:

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

CD6293-WIA ADULT

\$179,819.15	from .44712 WFD Revenue (revenue)
\$ 10,656.00	from .45031 Interfund Transfers (revenue)
\$ 17,635.86	from .51088 E & T Director II
\$ 11,682.11	from .51104 Clerk Typist
\$ 11,264.04	from .51123 Account Clerk-Typist
\$ 35,790.20	from .51252 Employment & Training
\$ 24,781.68	from .51256 Empl & Trng Coord
\$ 14,899.14	from .51300 Senior Employment & Tr
\$ 1,656.95	from .54150 Office Supplies
\$ 710.00	from .54166 Postage
\$ 1,533.88	from .54210 Gas
\$ 1,049.85	from .54220 Light & Power
\$ 2,614.50	from .54230 Telephone
\$ 181.38	from .54240 Water
\$ 598.00	from .54300 Insurance
\$ 4,861.80	from .54407 Building Maintenance & Repairs
\$ 1,654.86	from .54408 Copier Repair
\$ 700.00	from .54410 Conference
\$ 3,000.00	from .54414 Data Processing
\$ 279.00	from .54456 Printing
\$ 3,636.02	from .54485 Travel
\$ 15,399.00	from .58100 Payments to NYS Retirement
\$ 6,132.98	from .58200 Payments to Social Security
\$ 2,463.00	from .58300 Worker's Comp
\$ 26,291.99	from .58400 Hospitalization
\$ 755.00	from .58600 Disability
\$ 43.81	from .58901 Employee Assistance Program

CD6296-TANF SUMMER

\$ 860.10 from .51357 JTPA

CD6294-WIA DISLOCATED

\$407,542.05	from .44712 WFD Revenue (revenue)
\$ 19,062.13	from .45031 Interfund Transfers(revenue)
\$ 43,985.75	from .51088 E & T Director II
\$ 9,220.93	from .51104 Clerk Typist
\$ 30,164.12	from .51123 Account Clerk-Typist
\$105,818.12	from .51252 Employment & Training
\$ 1,854.30	from .51256 Empl & Trng Coord
\$ 58,586.61	from .51300 Senior Employment & Tr
\$ 3,366.96	from .54150 Office Supplies
\$ 1,413.06	from .54166 Postage
\$ 3,329.40	from .54210 Gas
\$ 2,431.48	from .54220 Light & Power

\$ 5,602.73	from .54230 Telephone
\$ 359.70	from .54240 Water
\$ 997.00	from .54300 Insurance
\$ 11,687.88	from .54407 Building Maintenance & Repairs
\$ 2,889.42	from .54408 Copier Repair
\$ 1,370.00	from .54410 Conference
\$ 6,426.00	from .54414 Data Processing
\$ 560.00	from .54456 Printing
\$ 5,911.08	from .54485 Travel
\$ 10,872.00	from .54500 Fees for Services, Non Employees
\$ 33,026.00	from .58100 Payments to NYS Retirement
\$ 20,754.60	from .58200 Payments to Social Security
\$ 7,315.00	from .58300 Worker's Comp
\$ 45,787.26	from .58400 Hospitalization
\$ 1,336.00	from .58600 Disability
\$ 161.25	from .58901 Employee Assistance Program

CD6296-TANF SUMMER

\$ 9,329.19	from .51357 JTPA
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CD9080-VACATION

\$ 2,048.34	from .58800 Vacation
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CD6295-WIA YOUTH

\$240,519.91	from .44712 WFD Revenue (revenue)
\$ 9,351.00	from .45031 Interfund Transfers (revenue)
\$ 12,494.59	from .51088 E & T Director II
\$ 13,445.38	from .51104 Clerk Typist
\$ 7,420.36	from .51123 Account Clerk-Typist
\$ 579.06	from .51251 Employment & Training
\$ 69,352.09	from .51252 Employment & Training
\$ 8,820.59	from .51256 Empl & Trng Coord
\$ 282.82	from .51300 Senior Employment & Tr
\$ 71,111.62	from .51357 JTPA
\$ 1,395.25	from .52500 Other Equipment
\$ 1,301.36	from .54150 Office Supplies
\$ 447.00	from .54166 Postage
\$ 2,431.83	from .54199 Miscellaneous Expense
\$ 1,523.86	from .54210 Gas
\$ 1,044.48	from .54220 Light & Power
\$ 2,278.03	from .54230 Telephone
\$ 162.32	from .54240 Water
\$ 767.00	from .54300 Insurance
\$ 4,638.42	from .54407 Building Maintenance & Repairs
\$ 1,258.42	from .54408 Copier Repair
\$ 725.00	from .54410 Conference
\$ 2,250.00	from .54414 Data Processing
\$ 119.99	from .54456 Printing
\$ 1,977.85	from .54485 Travel
\$ 257.00	from .54500 Fees for Services, Non Employees
\$ 15,113.00	from .58100 Payments to NYS Retirement
\$ 14,011.16	from .58200 Payments to Social Security
\$ 5,414.00	from .58300 Worker's Comp
\$ 8,368.93	from .58400 Hospitalization

\$	500.00	from .58500 Unemployment
\$	314.00	from .58600 Disability
\$	47.13	from .58901 Employee Assistance Program

CD6296-TANF SUMMER

\$	18.37	from .51357 JTPA
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CD6296-TANF SUMMER

\$131,167.00	from .42766 DSS Reimbursement(revenue)
\$ 62,206.80	from .44712 WFD Revenue(revenue)
\$ 6,539.16	from .51088 E & T Director II
\$ 4,484.50	from .51104 Clerk Typist
\$ 3,741.82	from .51123 Account Clerk-Typist
\$ 1,528.25	from .51251 Employment & Training
\$ 16,763.00	from .51252 Employment & Training
\$ 3,896.76	from .51256 Empl & Trng Coord
\$119,749.83	from .51357 JTPA
\$ 631.61	from .54150 Office Supplies
\$ 732.70	from .54166 Postage
\$ 2,878.46	from .54199 Miscellaneous Expense
\$ 440.49	from .54210 Gas
\$ 354.10	from .54220 Light & Power
\$ 1,087.09	from .54230 Telephone
\$ 95.23	from .54240 Water
\$ 302.00	from .54300 Insurance
\$ 970.19	from .54407 Building Maintenance & Repairs
\$ 990.27	from .54408 Copier Repair
\$ 859.00	from .54414 Data Processing
\$ 2,133.26	from .54485 Travel
\$ 26.00	from .54500 Fees for Services, Non Employees
\$ 4,183.00	from .58100 Payments to NYS Retirement
\$ 12,734.72	from .58200 Payments to Social Security
\$ 5,385.00	from .58300 Worker's Comp
\$ 2,797.36	from .58400 Hospitalization
\$ 50.00	from .58600 Disability
\$ 20.00	from .58901 Employee Assistance Program

CD6298-WIA TTA

\$ 98,397.79	from .44712 WFS Revenue(revenue)
\$ 5,400.00	from .45031 Interfund Revenue (revenue)
\$ 49,046.36	from .51252 Employment & Training
\$ 16,000.00	from .51256 Employment & Training Coordinator
\$ 1,010.76	from .54150 Office Supplies
\$ 834.18	from .54166 Postage
\$ 494.85	from .54210 Gas
\$ 306.00	from .54220 Light & Power
\$ 1,165.70	from .54230 Telephone
\$ 51.00	from .54240 Water
\$ 116.00	from .54300 Insurance
\$ 2,469.58	from .54407 Building Maintenance & Repairs
\$ 300.00	from .54408 Copier Repair
\$ 1,395.02	from .54410 Conference
\$ 1,420.00	from .54414 Data Processing
\$ 3,455.10	from .54485 Travel

\$ 8,708.00 from .58100 Payments to NYS Retirement
 \$ 4,976.19 from .58200 Payments to Social Security
 \$ 1,905.00 from .58300 Worker's Comp
 \$ 9,429.60 from .58400 Hospitalization
 \$ 291.00 from .58600 Disability
 \$ 32.44 from .58901 Employee Assistance Program

CD6296-TANF SUMMER

\$ 391.01 from .51357 JTPA

CD6299-WIA ADMINISTRATION

\$ 12,233.85 from .44712 WFS Revenue (revenue)
 \$ 9,280.04 from .51088 E & T Director
 \$ 1,243.00 from .58100 Payments to NYS Retirement
 \$ 701.81 from .58200 Payments to Social Security
 \$ 246.00 from .58300 Workers' Comp
 \$ 725.00 from .58400 Hospitalization
 \$ 34.00 from .58600 Disability
 \$ 4.00 from .58901 Employee Assistance Program

MS 9055 DISABILITY

\$ 22,230.00 to .42709 Employee Contribution (revenue)
 \$120,000.00 to .42801 Interfund Reimb of Expense (revenue)
 \$ 15,600.00 to .54000 Contractual Expense
 \$126,630.00 to .58600 Disability

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

RESOLUTION NO. 408-07: AUTHORIZATION TO PURCHASE EQUIPMENT AND FURNISHINGS FOR CERTAIN COUNTY DEPARTMENTS

Mr. Colvin 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:

<u>Superintendent of Buildings and Grounds</u>		<u>Unit</u>	<u>Extended</u>
7000518	160' of fencing and all related items		\$3,098.75
<u>Administrator of the Nursing Home</u>			
7000498	2 Transcription Kit	135.70	271.40
7000492	4 Recording Unit	49.99	199.96
7000500	1 HP Printer	266.57	266.57
7000494	1 APC Smart-UPS 750VA USB		385.00
7000494	1 Printer LEXMARK X5000N		\$474.83
<u>Director of Mental Health</u>			
7000511	1 Step-Running Board		\$500.00
<u>Director of IT Unit</u>			
7000519	5 PC's	942.41	\$4,712.05
7000515	3 Desk Chairs	166.40	\$499.20

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

RESOLUTION NO. 409-07: APPROVE LOAN OF COUNTY VEHICLE TO THE TOWN OF WOLCOTT

Mr. Colvin presented the following:

WHEREAS, the Wayne County Department of Social Services has declared the 1999 Ford Crown Victoria surplus (VIN #2FAFP71W5XX115731) due to a bad heater core and high mileage; and

WHEREAS, the Town of Wolcott is interested in loaning this vehicle from the County of Wayne in "as is" condition; now, therefore, be it

RESOLVED, that the County of Wayne ("County") shall loan one (1) surplus vehicle - 1999 Ford Crown Victoria-VIN #2FAFP71W5XX115731) to the Town of Wolcott, provided that the Town of Wolcott shall execute a vehicle loan agreement containing the following terms and conditions:

1. At all times after delivery of the vehicle by the County to the Town of Wolcott and until termination of the agreement, (hereinafter referred to as the "loan period"), the vehicle shall be deemed to be under the care, custody, and control of the Town of Wolcott. The Town of Wolcott shall be responsible for all maintenance and repair of the vehicle during the loan period.
2. The Town of Wolcott shall indemnify the County for all damages to, or loss of, the vehicle during the loan period;
3. Notwithstanding the limits of liability of any policy of insurance maintained by the Town of Wolcott, the Town of Wolcott shall defend, indemnify, and hold harmless the County and its officers, employees, and agents from all liabilities, claims, actions, damages, costs, and expenses (including, but not limited to, attorneys' fees) of every nature and description arising out of the use or operation of the vehicle during the loan period. The Town of Wolcott's duties and obligations pursuant to this paragraph shall survive the termination or expiration of this agreement.
4. (a) At all times during the loan period, the Town of Wolcott shall maintain Automobile Liability Insurance coverage for the vehicle with a combined single limit for Bodily Injury and Property Damage of not less than \$1,000,000 each accident;
(b) Upon execution of the agreement, the Town of Wolcott shall furnish the County with a Certificate of Insurance evidencing that a policy for the required Automobile Liability Insurance coverage has been issued and is in effect. If the policy expires or is cancelled during the term of this agreement, the Town of Wolcott shall immediately furnish a Certificate of Insurance evidencing proper renewal or replacement of the policy. The Town of Wolcott shall use the WC Standard Insurance Certificate form, except that the IIA/ACORD form Certificate of Insurance may be used provided the Cancellation provision set forth in Section VII on the WC Standard Insurance Certificate is added verbatim to the form.
5. The agreement shall take effect immediately upon execution by the parties and shall terminate automatically when the Town of Wolcott returns the vehicle to the County. The County also may terminate the agreement upon ten (10) days written notice of termination to the Town of Wolcott;

and be it further

RESOLVED, that the Chairman of the WC Board of Supervisor is hereby authorized and directed to execute the vehicle loan agreement on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 410-07: AUTHORIZATION TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. Plant presented the following:

WHEREAS, Wayne County DSS has been notified that it has been selected to participate as one of 23 counties in the Portable Information Tech. Project, and

WHEREAS, Wayne County DSS is desirous of participating in this project which will allow CPS workers to be more productive by providing laptop computers with the necessary software to access NYS OCFS Connections program, and

WHEREAS, the costs to Wayne County DSS will be significantly less than the value of the hardware provided by OCFS, therefore be it

RESOLVED, that the Commissioner of the Wayne County Department of Social Services is hereby authorized to enter into a Memorandum of Agreement with the New York State Office of Children and Family Services, subject to the review of the County Attorney for the period 6/1/07 – 3/31/08.

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

RESOLUTION NO. 411-07: AUTHORIZATION TO CREATE A PETTY CASH FUND FOR THE DEPARTMENT OF SOCIAL SERVICES FOR THE COMMISSIONER'S REVOLVING FUND AT THE LYONS NATIONAL BANK

Mr. Plant presented the following:

RESOLVED, that the Wayne County Department of Social Services is hereby authorized to create a petty cash fund by opening a checking account at the Lyons National Bank as a revolving fund, to replace the previous LNB account that was turned over to the Wayne County Treasurer to allow correct segregation of Federal funding through SSA and SSI programs for clients of DSS whose funds are managed by DSS as Representative Payee; and be it further

RESOLVED, that this account would be funded via Social Services Miscellaneous funds, with a minimum of \$200 to open the account with the account under the name of M. Josh McCrossen, Commissioner of Wayne County Social Services; and be it further

RESOLVED, that this account would also furnish small amounts of financial assistance to indigent persons who could be assisted with travel out of the county, urgent but short term medical or prescription needs or in meeting other needs to avoid opening cases when possible; and be it further

RESOLVED, that this account would also be available to receive funds as necessary on behalf of DSS for other client needs as well.

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

RESOLUTION NO. 412-07: AUTHORIZE A MEMORANDUM OF UNDERSTANDING BETWEEN THE PROBATION DEPARTMENT AND THE DEPARTMENT OF SOCIAL SERVICES

Mr. Plant presented the following:

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to sign a memorandum of Understanding for Cooperative Diversion Procedures Between the Wayne County Probation Department and the Wayne County Department of Social Services for the time period 7/1/07 – 6/30/08.

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

RESOLUTION NO. 413-07: AUTHORIZATION TO EXECUTE AGREEMENTS WITH CHILD CARING INSTITUTIONS FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. Plant presented the following:

Authorize the Commissioner of the Wayne County Department of Social Services to execute agreements with authorized agencies for the time frame 7/1/07-6/30/08 for the purchase of foster care for children, subject to the County Attorney's approval as to form and content.

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

call, adopted.

RESOLUTION NO. 414-07: AUTHORIZATION TO DELCARE VEHICLE SURPLUS FOR THE DEPARTMENT OF SOCIAL SERVICES

Mr. Plant presented the following:

WHEREAS the following vehicle is no longer of use by the Wayne County Department of Social Services:

1999 Ford Crown Victoria - VIN: 2FAFP71W5XX115731; now, therefore, be it

RESOLVED, that the above vehicle is hereby declared surplus and moved to Central Garage to be disposed of in accordance with the surplus Vehicle Disposition Procedure outlined in Resolution No. 375-91.

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

RESOLUTION NO. 415-07: AUTHORIZATION TO EXECUTE CONTRACTS FOR DEPARTMENT OF SOCIAL SERVICES

Mr. Plant presented the following:

Authorize the Chairman of the Wayne County Board of Supervisors to execute contracts on behalf of the County of Wayne and the Wayne County Department of Social Services, subject to the County Attorney's review as to form and content, with the following contractors for the time frame 7/1/07-6/30/08:

- Wayne County Association of Retarded Citizens (ARC) for services to Child-Only cases at a cost not to exceed \$75,000.
 - Catholic Charities of the Diocese of Rochester d/b/a Catholic Charities of Wayne County for provision of Early/Crisis Intervention Services to TANF eligible cases at a cost not to exceed \$56,000.
 - Wayne County Action Program for Family Violence Parent Education Services at a cost not to exceed \$18,000.
 - Victim Resource Center for Domestic Violence Services to Child Protective Services families at a cost not to exceed \$21,500.
- These contracts are to be funded 100% with federal monies through the TANF flexible fund.

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

RESOLUTION NO. 416-07: AUTHORIZATION TO RECLASSIFY POSITION OF ACCOUNT CLERK TO SENIOR ACCOUNT CLERK FOR NURSING HOME

Mr. Plant presented the following:

WHEREAS, the current Account Clerk's duties have increased in complexity and amount due to the rehabilitation services at the Wayne County Nursing Home; and

WHEREAS, the need for Senior Account Clerk staffing is required to handle the Preferred Care, Preferred Care Gold, Medicare Blue Choice, HMO's, No-Fault Workers' Comp, Medicare and other Third Party insurers; now, therefore, be it

RESOLVED, that the Nursing Home Administrator is hereby authorized to reclassify the position of Account Clerk to Senior Account Clerk and fill the vacancy immediately.

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

RESOLUTION NO. 417-07: AUTHORIZE APPROVAL FOR AUDIO CONFERENCE ENTITLED "LEGAL & DOH PERSPECTIVE: ADVANCED DIRECTIVES & RELATED IMMEDIATE JEOPARDY CITATIONS"

Mr. Plant presented the following:

WHEREAS, staff attending the audio conference will be able to identify the laws and regulations related to Advanced Directives, discuss common issues in the long term care, and

identify survey compliance issues; and

WHEREAS, the cost for the audio conference is \$125; now, therefore, be it

RESOLVED, the Wayne County Nursing Home is given authorization to submit registration for the audio conference offered on June 13th for \$125.00.

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

RESOLUTION NO. 418-07: AUTHORIZATION TO DECLARE VEHICLE SURPLUS AND REQUEST SURPLUS VEHICLE FOR CENTRAL GARAGE

Mr. Lyon presented the following:

RESOLVED, that the following vehicle is no longer of use to the Wayne County Central Garage, hereby declared surplus and the vehicle is hereby authorized to be disposed of in accordance with the Surplus Vehicle Disposition Procedure Outlined in Resolution No. 375-91:

2000 Ford Crown Vic ID# 2FAPF71W2YX166248

RESOLVED, that the following surplus vehicle be transfer to Central Garage:

2000 Ford Crown Vic ID# 2FAPF71W1YX111788

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

RESOLUTION NO. 419-07: AUTHORIZATION TO ACCEPT BID FOR (1) HEAVY DUTY LIFT FOR CENTRAL GARAGE

Mr. Lyon presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for (1) Heavy Duty Lift for Central Garage, and the bids were open on Wednesday, April 11, 2007 at 10:00 a.m. and the following bids were received:

Red's Equipment Warehouse 910 Montgomery St., Syracuse	\$27,640.00
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PJ Industrial Supply 640 North Winton Rd., Rochester, NY	\$27,700.00
---	-------------

S&W Services, Inc. 6057 Corporate Drive, East Syracuse, NY	\$32,983.00
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now, therefore, be it

RESOLVED, that the bid submitted by Red's Equipment Warehouse in the amount of \$27,640.00, in accordance with the specifications, is hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and contend with Red's Equipment Warehouse at a cost not to exceed \$27,640.00.

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

RESOLUTION NO. 420-07: AUTHORIZATION TO DECLARE EQUIPMENT SURPLUS FOR COUNTY HIGHWAY DEPARTMENT

Mr. Lyon presented the following:

RESOLVED, that the following equipment, no longer of use by the Wayne County Highway, is hereby declared surplus and to be disposed in accordance with Wayne County Surplus Equipment Disposition Procedure:

Danuser post-hole auger (3 bits).

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

RESOLUTION NO. 421-07: AUTHORIZATION TO HIRE ASSISTANT HIGHWAY SUPERINTENDENT; SET SALARY AND TRANSFER FUNDS FOR HIGHWAY DEPARTMENT

Mr. Lyon presented the following:

RESOLVED, that the Superintendent of Highway is hereby authorized to fill the Assistant Highway Superintendent position at an annual salary of \$70,000; and be it further

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

Account No. D5020 HIGHWAY ENGINEERING

\$ 46,562.00 from .51096 Highway Engineer

\$ 46,562.00 to .51094 Assistant Highway Superintendent

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

RESOLUTION NO. 422-07: AUTHORIZATION TO TRANSFER FUNDS FOR PRESERVATION OF ORIGINAL LAND GRANT MAPS AT COUNTY CLERKS OFFICE

Mr. Young presented the following:

WHEREAS, Wayne County has made a commitment to preserve Wayne County's history for the benefit and edification of future generations, and

WHEREAS, Wayne County in resolution 533-06, contracted with Gary Albright of Honeoye falls to preserve and protect the original land grant map for the Village of Sodus Point and that the project execution took longer than anticipated and

WHEREAS, funds appropriated for the project in 2006 have expired, RESOLVED, that the County Treasurer is hereby authorized and directed to transfer the following funds:

Account No. A1410 - County Clerk

Account No. .54600 shall be increased by \$875

Account No. .51255 shall be decreased by \$875

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

RESOLUTION NO. 423-07: AUTHORIZATION TO INSTALL CURBING ON THE NORTH EDGE OF THE PROPERTY LINE AT THE NEW NURSING HOME

Mr. Fabino presented the following:

WHEREAS, three prices have been obtained for the installation of curbing on the north edge of the property line at the new nursing home as follows:

Nicoletta	\$4,750.00
Geneva Granite	\$3,120.00
Hynes Concrete	\$5,920.00

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 Nicoletta Construction at a cost not to exceed \$4,750.

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

RESOLUTION NO. 424-07: AUTHORIZATION TO INSTALL ADDITIONAL SECURITY EQUIPMENT IN THE COUNTY CLERK'S OFFICE BUILDING

Mr. Fabino presented the following:

WHEREAS, the County of Wayne is desirous of making changes which will increase the safety of the workers with keeping the services to the public at the forefront; now, therefore, be it

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

install additional safety equipment to increase the safety of the employees in the County Clerk's Office Building at a cost not to exceed \$61,050.00; its funds to install safety related mechanisms as approved by the Buildings and Grounds Committee; and be it further

RESOLVED, that the County Treasurer is hereby authorized to make the following amendment to the 2007 County Budget and create the appropriate line items:

A9950-TRANSFER TO CAPITAL FUND PROJECTS:

\$ 61,050.00 from .52774 (Building Renovations Project)

A1615-BUILDINGS AND GROUNDS:

\$ 61,050.00 to .54600 (Miscellaneous Expense)

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

RESOLUTION NO. 425-07: AUTHORIZATION TO EXECUTE INTENSIVE SUPERVISION PROGRAM AGREEMENT WITH NEW YORK STATE

Mr. DeSanto 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 \$22,900 in State Aid for the period 1/1/07 - 12/31/07.

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

RESOLUTION NO. 426-07: AUTHORIZATION TO EXECUTE LETTER OF APPROVAL ALLOCATION FOR LEVEL 2 AND LEVEL 3 SEX OFFENDERS

Mr. DeSanto 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 Letter of Approval 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 \$20,800.00.

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

RESOLUTION NO. 427-07: AUTHORIZATION TO SELL CERTAIN REAL PROPERTY PARCELS ACQUIRED BY THE COUNTY FOR DELINQUENT TAXES TO ADJOINING LAND OWNERS

Mr. Hammond presented the following:

WHEREAS, pursuant to the provisions of Article Eleven (11) of the Real Property Tax Law of the State of New York pertaining to the enforcement of the collection of delinquent taxes, the County of Wayne has or will acquire title to the real property as shown on Appendix A (attached hereto and incorporated herein by reference) and is entitled to acquire title by Court Order to the properties from 2005 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 2005 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:

SEQ #	VILLAGE/TOWN	TAX ID #	LOCATION
500113	V. OF NEWARK/T. OF ARCADIA	68111-17-088192	W. Sherman Ave
500220	V. OF WOLCOTT/T. BUTLER	75116-07-617976	Limekiln Road
500283	TOWN OF BUTLER	77115-00-943736	Westbury Road
500316	V. OF CLYDE/T. OF GALEN	74112-09-106731	Wayne Avenue
500326	V. OF CLYDE/T. OF GALEN	74112-10-341571	Lock Street
500573	V. OF LYONS/T. OF LYONS	71111-09-018627	Water Street
500582	V. OF LYONS/T. OF LYONS	71111-05-073896	Rice Street
501206	TOWN OF SAVANNAH	77112-00-250711	Bixby Wood Rd
501244	V. OF SODUS/T. OF SODUS	69117-06-264975	Maple Avenue

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, 2007.
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:
 2007 School Tax
 2008 Town Tax & County Tax which may include relieved village or school taxes
INCLUDING ANY APPLICABLE INTEREST AND PENALTIES
 In order to avoid future delinquent charges, the new owner should immediately advise all tax collectors of the new ownership, and the address where future tax bills are to be mailed.
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 August 21, 2007. It shall be the purchaser's responsibility to contact the County Real Property Tax Service Agency (946-5916) on or after AUGUST 21, 2007 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 September 14, 2007 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 SEPTEMBER 14, 2007, 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.

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

RESOLUTION NO. 428-07: APPROVING APPLICATIONS FOR CORRECTED TAX ROLLS

Mr. Hammond presented the following:

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

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

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

TOWN OF ROSE

2007 Tax Roll

Account No.:	73116-15-744266
Assessed to:	New Hope Assembly of God
Corrected Total Tax:	\$180.22

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

RESOLUTION NO. 429-07: AUTHORIZING PAYMENT OF LITIGATION COST AND TRANSFER FUNDS

Mr. Hammond presented the following:

WHEREAS, Resolution No.700-06 approved contributions to legal fees incurred by certain Wayne County Municipalities in defense of Real Property Tax Assessment Review Proceedings; and

WHEREAS, the following Towns have requested reimbursement for litigation fees as follows:

Town of Arcadia:	
Community Bank	\$ 18.75
Town of Ontario:	
Orchard Grove Trailer Park	\$ 490.24
	\$ 158.50
	<u>\$ 571.07</u>
Total (Ontario):	\$1,219.81

now, therefore, be it

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

\$1,240.00 to Account No. A1355.4506 (Attorneys) from Account No.A1990.4000 (Contingent Fund General-Contractual Expense); and be it further,

RESOLVED, that the Director of Real Property Tax Services is hereby authorized to pay the amount stated above in accordance with Resolution 444-95 from Account No. A1355.4506 (Attorneys).

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

RESOLUTION NO. 430-07: TAX REFUND – ERROR ON TAX ROLL

Mr. Hammond presented the following:

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

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

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

TOWN OF ROSE	
2005 Tax Roll	
Account No.	74114-00-265808
Assessed to:	Thomas & Sherry Dincher
Refund:	\$5.88
2006 Tax Roll	
Account No.	74114-00-265808
Assessed to:	Thomas & Sherry Dincher
Refund:	\$8.83

and be it further

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

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

RESOLUTION NO. 431-07: AUTHORIZATION FOR SETTLE PROPERTY DAMAGE CLAIM – RICHARD VANDERMARK

Mr. Hammond presented the following:

WHEREAS, an accident occurred on May 30, 2007, on Pearl Street in the Village of

Lyons when a Wayne County vehicle collided with vehicle owned by Richard Vandermark and caused damage to said vehicle in the amount of Five Hundred Fifteen and 38/100 Dollars (\$515.38); now, therefore, be it

RESOLVED, that the following property claim settlement is hereby approved and the County Treasurer is authorized and directed to pay the amount of \$515.38 to Richard Vandermark from Account No. A1930 (Judgment & Claims) as directed by the County Attorney.

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

RESOLUTION NO. 432-07: AUTHORIZE NEWARK CENTRAL SCHOOL DISTRICT LEAVING THE WORKERS' COMPENSATION PLAN EFFECTIVE JULY 1, 2007

Mr. Hammond presented the following:

WHEREAS, the Newark Central School District has formally requested to leave the Wayne County Workers' Compensation Plan, effective July 1, 2007, and has requested a buyout figure from the plan; and

WHEREAS, the Insurance Committee of the Wayne County Board of Supervisors has reviewed this request and information provided by USA-TPA that \$134,068.00 would be the buyout figure; now, therefore be it

RESOLVED, that the Board of Supervisors hereby approves the Newark Central School District leaving the Wayne County Workers' Compensation Plan effective July 1, 2007; and be it further

RESOLVED, that the Board of Supervisors hereby establishes a buyout for future claims at \$134,068.00 which shall be paid prior to July 1, 2007.

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

RESOLUTION NO. 433-07: AUTHORIZATION TO FILL VACANT POSITIONS FOR VARIOUS COUNTY DEPARTMENTS

Mr. Jenkins presented the following:

RESOLVED, that the following Department Heads are hereby authorized to fill the vacant positions listed for their respective departments:

Sheriff

1 – Deputy Sheriff PT (due to Resignation- C. Koerner eff. 5/31/07)

1 – Registered Nurse (due to Resignation- B. DeRue eff. 5/28/07)

Personnel Officer

1 - Payroll Clerk (due to transfer)

Commissioner of Social Services

1 – Typist (due to resignation)

E-911 Commissioner

1 – Public Safety Dispatcher Supervisor on a Temporary Basis (due to military leave).

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

RESOLUTION NO. 434-07: AUTHORIZATION TO PURCHASE NEW COMPUTER AND TRANSFER FUNDS FOR THE COUNTY ATTORNEY'S OFFICE

Mr. Jenkins presented the following:

WHEREAS, a computer in the Wayne County Attorney's Office is no longer functional; and

WHEREAS, Informational Technology Department has issued a quote for \$783 to replace said computer; now, therefore, be it

RESOLVED, that the Wayne County Attorney's Office is hereby authorized to purchase one (1) Dell Computer at a cost of \$783; and be it further

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

A1420-County Attorney

\$783 from .51061 (Secretary to County Attorney) to A1420.52200 (Office Equipment)

and be it further

RESOLVED, that the Computer presently in the Wayne County Attorney's office is hereby declared surplus equipment and shall be disposed of by the Wayne County Information Technology Department.

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

RESOLUTION NO. 435-07: AUTHORIZATION TO APPOINT TEMPORARY PERSONNEL ASSISTANT FOR THE WAYNE COUNTY CIVIL SERVICES PERSONNEL OFFICE

Mr. Jenkins presented the following:

RESOLVED, that Christine Kalinski is hereby appointed as Personnel Assistant Temporary with the same duties that have been previously established for the position of Personnel Assistant; and be it further

RESOLVED, that Christine Kalinski be compensated for this temporary appointment at an annual salary of \$44,000, effective June 20, 2007.

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

RESOLUTION NO. 436-07: AUTHORIZATION TO RECLASSIFY A POSITION OF CLERK PT TO COPY CENTER COORDINATOR PT IN THE PRINTING DEPARTMENT

Mr. Jenkins presented the following:

WHEREAS, the position of Clerk in the printing department is not the title of the duties currently being performed; and

WHEREAS, the Personnel Officer has researched same as has recommended a reclassification of the position to Copy Center Coordinator PT; now, therefore, be it

RESOLVED, that the position of Clerk in the Printing Unit be reclassified to Copy Center Coordinator PT; and be it further

RESOLVED, that an hourly rate of \$10.50 per hour be established for the position of Copy Center Coordinator PT, effective June 20, 2007.

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

RESOLUTION NO. 437-07: AUTHORIZE REQUEST FOR PROPOSALS FOR PROFESSIONAL NEGOTIATOR

Mr. Jenkins presented the following:

WHEREAS, the Collective Bargaining Agreement with IUE CWA is due to expire December 31, 2007; and

WHEREAS, the Collective Bargaining Agreement with the Wayne County Sheriff's Employees Association is due to expire on December 31, 2007; and

WHEREAS, the County of Wayne contemplates entering into negotiations later this year with said Unions regarding each of these Collective Bargaining Agreements; and

WHEREAS, the County of Wayne deems it would be appropriate to have professional negotiator represent the County of Wayne in these negotiations; now, therefore, be it

RESOLVED, that the County Administrator be authorized and directed to issue a Request For Proposal (RFP) for professional negotiators regarding the contract negotiations between the County of Wayne and the IUE CWA and the Wayne County Sheriff's Employees Association, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 438-07: RESOLUTION IN SUPPORT OF LEGISLATION TO INCREASE STATE ASSISTANCE PAYMENTS FOR FARMLAND PROTECTION

Mr. Spickerman presented the following:

WHEREAS, the New York State Department of Agriculture and Markets (NYSDAM) and Natural Resource Conservation Service (NRCS) farmland protection programs have together provided approximately \$6,600,000 toward projects in three Wayne County towns on fifteen farms that permanently protected over three thousand four hundred acres of farmland; and

WHEREAS, currently, there is a conflict between New York's Farmland Protection Program and the federal Farm and Ranchland Protection Program that has resulted in federal dollars being ineligible as a local match for state Farmland Protection Program projects. As a result, more farmers will be forced to take a "bargain sale" on their development rights – essentially donating 25% of the value; and

WHEREAS, the towns in Wayne County have seen a drastic reduction in farmers willing to participate in farmland protection grant projects as a result of this conflict; and

WHEREAS, NYS Senate bill 4333 and NYS Assembly bill 7361 allow the State to provide a greater share of the total project cost for farmland protection implementation grants, increasing the state assistance payment from 75% of the total project cost to 85% thereof; now, therefore, be it

RESOLVED, that Wayne County does hereby support the NYS Senate bill 4333 and NYS Assembly bill 7361, or similar legislation; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to send letters of support to all relevant legislators.

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

RESOLUTION NO. 439-07: RESOLUTION IN SUPPORT OF CHANGING FEDERAL FARMLAND PROTECTION RULES

Mr. Spickerman presented the following:

WHEREAS, the New York State Department of Agriculture and Markets (NYSDAM) and Natural Resource Conservation Service (NRCS) farmland protection programs have together provided approximately \$6,600,000 toward projects in three Wayne County towns on fifteen farms that permanently protected over three thousand four hundred acres of farmland; and

WHEREAS, the Natural Resource Conservation Service (NRCS) will no longer grant a statewide exemption to the two percent impervious surface limit that they require for all conservation easements that are purchased using Farm and Ranchland Protection Program (FRPP) funds, now will they grant a waiver allowing more than 6% impervious surfaces; and

WHEREAS, the New York State Department of Agriculture and Markets (NYSDAM) will not allow FRPP funds to be used as a local match; and

WHEREAS, the Farm, Nutrition and Community Investment Act, sponsored by Senator Charles Schumer and co-sponsored by Congressman James Walsh, in their respective legislative houses, will modify FRPP rules in a way that would allow the NRCS and NYSDAM programs to co-fund farmland protection projects; now, therefore; be it

RESOLVED, that Wayne County does hereby support the Farm, Nutrition and Community Investment Act, or similar legislation that will allow the NRCS and NYSDAM programs to co-fund farmland protection projects; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is authorized to send letters of support to all relevant legislators.

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

RESOLUTION NO. 440-07: AUDIT OF CLAIMS

Mr. Colvin 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 are hereby approved for payment and the Treasurer is hereby authorized and directed to make payment of the same:

1. A Fund	\$	2,250,453.16
2. CD Fund	\$	0.00
3. D Fund	\$	260,148.04
4. DM Fund	\$	125,937.90
5. E Fund	\$	288,493.56
6. H Fund	\$	80,433.00
7. MS Fund	\$	0.00
8. S Fund	\$	<u>54,881.00</u>
Warrant Total	\$	3,060,346.66

and be it further

RESOLVED, that the following utilities totaling \$118,100.24, processed pursuant to Resolution No. 176-78, are hereby ratified:

1. A Fund	\$	79,537.04
2. CD Fund	\$	0.00
3. DM Fund	\$	3,883.12
4. E Fund	\$	<u>34,680.08</u>
Utility Total	\$	118,100.24

and be it further

RESOLVED, that the checks processed for the Department of Social Services for Special Assessments, totaling \$194.30, are hereby ratified.

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

RESOLUTION NO. 441-07: AUTHORIZATION TO AMEND BIDS AWARD FOR TRANSPORTATION OF PRESCHOOL AGE CHILDREN WITH PHYSICALLY HANDICAPPING CONDITIONS

Ms. Park presented the following:

WHEREAS, pursuant to the requirements of Section 4410 of the Education Law and Title-A of the Public Health Law, the County must provide for the transportation of preschool age children during the period September 2006 to August 2007; and

WHEREAS, due to recent changes in the transportation vendor, new routes will be added to A&E Transport Services, Inc.; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to amend the Bids Award contract to include the following routes for the remainder of the school year contract date of July 1,07 to August 31, 2007.

Route No. and Location:

1b	Mary Cariola Children's Center (Palmyra-Macedon)	\$134.94 P.M.
2f	Monroe BOCES #1 (Palmyra-Macedon/Wayne Central/Gananda/Webster/Penfield) E. Irondequoit only	\$134.94 A.M.
3a	United Cerebral Palsy (Wayne/Gananda/Williamson)	\$134.94 A.M.

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

RESOLUTION NO. 442-07: AUTHORIZATION TO EXECUTE CONTRACT WITH NYS OFFICE OF HOMELAND SECURITY IN RELATIONSHIP TO THE RESPONSIBILITY FOR MAINTENANCE AND CALIBRATION OF GRANT PURCHASED EQUIPMENT FOR MUTUAL AID

Mrs. Bender presented the following:

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 New York State Office of Homeland Security in relationship to the responsibility for maintenance and calibration of grant purchased equipment for Mutual Aid. (Extension of Federal Domestic Preparedness Equipment Program Grant which expired on 4/29/07).

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

Mr. DeSanto moved, seconded by Mr. Lyon that three (3) resolutions be allowed on the floor under Other Business. Upon roll call, carried.

RESOLUTION NO. 443-07: AUTHORIZATION TO PAY INITIAL PROJECT MOBILIZATION FEE TO LINSTAR, INC. FOR PROVISION OF INTEGRATED SECURITY SYSTEMS FOR VARIOUS COUNTY BUILDINGS

Mr. Fabino presented the following:

WHEREAS, pursuant to Resolution No. 292-07, duly adopted by the Board of Supervisors on April 17, 2007, Linstar, Inc. has been contracted to provide Integrated Security Systems in accordance with the Written Security Proposal for various Wayne County Facilities; and

WHEREAS, pursuant to Section 4A Compensation and Payment of said contract, the County shall compensate the Contractor for services rendered in accordance with the written proposal at a total cost not to exceed \$171,579.54; and

WHEREAS, an initial payment of 30% shall be paid for consideration of project mobilization fees; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to process an initial payment of 30% for consideration of project mobilization fees in the amount of \$51,473.90, as per authorized contract agreement.

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

RESOLUTION NO. 444-07: AUTHORIZATION TO AMEND RES. NO. 366-07: AUTHORIZATION TO EXECUTE CONTRACT WITH SWBR ARCHITECTS FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE FORMER NURSING HOME FACILITY

Mr. Fabino presented the following:

WHEREAS, Resolution no. 366-07 authorized to execute an Agreement with SWBR Architect for architectural and engineering services for a concept master plan of the former nursing home facility; and

WHEREAS, the terms of the Proposal for Professional Services stipulated that there would be additional costs for reimbursable expenses such as the cost of printing drawings and reports, postage and deliveries; and

WHEREAS, the resolution that was adopted authorized a fee for design services for the Project at an amount not to exceed \$55,000, but did not include the additional costs for reimbursable expenses for the project; now, therefore, be it

RESOLVED, that the RESOLVED clause in Resolution No. 366-07 is hereby amended to read as follows:

"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 SWBR Architects for the provision of architectural and engineering services for a concept master plan of the former nursing home facility to be used for a multipurpose county office building at a cost of \$55,000 plus additional costs for reimbursable expenses associated with printing drawings and reports, postage and deliveries."

Mr. DeSanto moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll

call, all Supervisors voted Aye, except Supervisors Fabino and Park who voted Nay. The Chairman declared the Resolution adopted.

RESOLUTION NO. 445-07: OPPOSE THE PASSAGE OF ASSEMBLY BILL NUMBER A.08703 AND TO ENCOURAGE THE CONSIDERATION OF PROPOSALS AND COMMENTS MADE BY THE NYSEDC FOR ECONOMIC DEVELOPMENT

Mr. LeRoy presented the following:

WHEREAS, the New York State Assembly is considering bill number A.08703 which relates to the function of industrial development agencies; and

WHEREAS, the Wayne County Industrial Development Agency was created in 1969 under the NYS IDA legislation and has been the lead for economic development in Wayne County; is the manager of numerous grants and programs for communities for development, improvement of infrastructure and economic development; and made up of five representatives comprising its board of directors; and

WHEREAS, the Wayne County Board of Supervisors has reviewed the proposed bill and has determined that, although in some areas of IDA management and functions there are improvements that can be made, as in any aspect of government, bill number A.08703 contains proposed changes that would be harmful to Wayne County and its functions to facilitate economic development; and

WHEREAS, the majority of the requirements outlined in A.08703, already exist through the IDA law and Public Authorities Accountability Act and are being followed by many agencies; that the New York State Economic Development Council has proposed best practices and consistent reporting and application processes; and

WHEREAS, the industrial development legislation was enacted to provide tools to assist communities in development, to assure New York State and its counties are able to provide businesses a business friendly atmosphere and jobs for New York State residents, and, A.08703 would discourage such business growth; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors is opposed to the passage of A.08703 and encourages the consideration of proposals and comments made by the NYSEDC and be it further

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized and directed to send a copy of this resolution to Governor Eliot Spitzer, New York State Assembly Leader Sheldon Silver, New York State Senate Leader Joseph L. Bruno, Assemblymen Robert C. Oaks, Senator Michael F. Nozzolio and the New York State Association of Counties.

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

Prior to Board adjournment, Chairman Hoffman requested that the Board recess for certain Standing Committees to meet. Immediately following committee meetings, the Board when into Executive Session.

EXECUTIVE SESSION: Mr. Plant moved, seconded by Ms. Park that the Board go into Executive Session at 11:55 a.m. to discuss a personnel matter. Upon roll call, carried.

REGULAR SESSION: Mr. Fabino moved, seconded by Ms. Park, that the Board resume regular session at 12:11 p.m. Carried.

Mr. Plant requested Thomas Warnick, Wayne County Treasurer, to address the Board regarding his concerns with a cash flow problem at the Wayne County Nursing Home. The Treasurer requested the consideration of a transfer of funds to cover the upcoming expenses for the operation of the facility.

Supervisor Park and several other Board Members questioned the Nursing Home

Administrator about this issue and the financial operations of the Nursing Home.

Chairman Hoffman announced that the Board take a five minute recess for a proposed resolution to be drafted for presentation.

Mr. DeSanto moved, seconded by Mr. Fabino that one (1) resolution be allowed on the floor under Other Business. Upon roll call, all Supervisors voted Aye, except Supervisors Hammond, Lyon, Collier, Colvin and Park who voted Nay. The Chairman declared the motion carried.

RESOLUTION NO. 446-07: AUTHORIZATION TO INCREASE BUDGET APPROPRIATION FUND FOR THE WAYNE COUNTY NURSING HOME

Mr. Plant presented the following

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

\$824,000 from A3599 (General Fund - Fund Balance) to
Appropriation Account No. A99019.59500 (Transfer Nursing Home)
and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer such funds to the Nursing Home on an as needed basis, not to exceed \$824,000.

Mr. DeSanto moved the adoption of the resolution. Seconded by Mr. Fabino. Upon roll call, all Supervisors voted Aye, except Supervisors Hammond, Bender, Lyon, Collier and Park, who voted Nay. The Chairman declared the Resolution adopted.

Mr. Hammond asked for the official vote for removing the two resolutions from the agenda regarding the proposed adoption of local laws on residency, earlier today. Mr. Hammond continued by stating that no actual vote of the Personnel Committee was taken to pull or table said resolutions. The Chairman stated that it was noted for the record.

ADJOURNMENT:

The next scheduled meeting of the Board is Tuesday, July 17, 2007 at 9:00 a.m.

Mr. Fabino moved, seconded by Mr. Spickerman, that the board adjourn at 1:40 p.m. Carried.

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