

4th Day
Thursday, February 21, 2008
9:00 a.m.

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

Upon roll call, all Supervisors were present. County Attorney Daniel Wyner and County Administrator James Marquette were also present.

APPROVAL OF MINUTES:

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

SUMMARY OF CLAIMS BY COMMITTEE:

Committee No. 1	Finance	
A13254	Treasurer	578.29
A13554	Assessment - Real Property Tax	1,223.39
A16804	Information Technology	145,797.45
A19304	Judgments & Claims	4,311.50
A19314	Liability & Casualty Reserve	6,956.86
A24904	Community College	7,246.74
H19304	FMS System Update	902.50
H19332	Building Renovation Project	8,779.00
H19352	Enhanced 911 Emergency Telephone	1,084.40
H19392	Route 31 Complex	<u>4,300.00</u>
		\$ 181,180.13
Committee No. 2	Public Safety	
A11654	District Attorney	2,205.80
A11674	Crime Victims Board Grants	648.00
A11704	Public Defender	9,837.08
A11724	Legal Defense of Indigents	49,730.11
A11734	Wayne Pre-Trial Services, Inc.	8,869.92
A11854	Coroner	13,141.52
A11904	Grand Jury	4,713.52
A31104	Sheriff	15,215.08
A31114	Sheriff – Recreational Safety	925.99
A31134	Sheriff - Juvenile Office	232.67
A31142	Sheriff - Road Patrol	10,000.06
A41144	Sheriff – Road Patrol	9,241.36
A31154	Sheriff - Detective Unit	5,430.14
A31164	Sheriff - Court Security	318.15
A31402	Probation	6,290.38
A31404	Probation	6,120.79
A31504	Sheriff – Jail	35,306.34
A33154	Stop DWI	4,406.13
A34104	Mutual Aid (Fire Coordinator)	657.16
A36404	Emergency Management Office	863.70
A36424	E911 Communications	32,029.76
A36444	ALS Services	<u>7,283.82</u>
		\$ 223,467.48
Committee No. 3	Public Works	
A16152	Building & Grounds	1,107.69
A16154	Building & Grounds	67,482.97

A16404	Central Garage	8,379.65
A66104	Consumer Affairs (W&M)	835.36
D50104	Highway Administration	776.82
D50204	Highway Engineering	785.24
D51104	Maintenance of Roads & Bridges	22,279.16
D51114	Road Striping & Sign Maint	2,808.45
D51122	Road Construction	78,144.21
D51424	Snow Removal – County	476,577.05
DM51304	Road Machinery	<u>131,804.69</u>
		\$ 790,981.29

Committee No. 4 Economic Development & Planning

A56324	Bus Operations	
A63264	Economic Development Admin	110,291.00
A64104	Publicity (Tourism)	1,429.23
A64114	Tourism Matching Funds Program	2,415.95
A80204	Planning Board	4,466.75
A86874	Economic Development Zone Admin	10,552.00
H19382	ISTEA Project	<u>146,800.00</u>
		\$ 275,954.93

Committee No. 5 Government Operations

A10102	Legislative Board	845.00
A10104	Legislative Board	2,173.28
A10404	Clerk Legislative Board	922.24
A14104	County Clerk	3,903.99
A14204	County Attorney	7,388.58
A14304	Personnel Department	3,139.58
A14504	Board of Elections	46,994.15
A16704	Undistributed Meter Postage	20,000.00
A16714	Printing Department	6,771.43
A16724	Court House Xerox	118.22
A75104	County Historian	2,538.58
MS17104	Administrative Fees	13,246.66
S17104	Workers Comp	<u>415.00</u>
		\$ 108,456.71

Committee No. 6 Health & Medical Services

A40102	Public Health	812.77
A40104	Public Health	5,500.59
A40112	Public Health Service	2,773.79
A40114	Public Health Service	25,217.89
A40162	PH - Early Intervention 0-1	3,895.98
A40164	PH - Early Intervention 0-1	140,967.56
A40174	PH - Child w/Spec Needs 3-5	583,696.59
A40184	Public Health Education	3,916.81
A40194	Wayne Community Nursing Care	25,269.46
A40204	PH - EMS Coordinator	256.03
A43002	Behavioral Health	2,869.98
A43004	Behavioral Health	78,103.39
A43224	Community Providers	122,710.00
E60002	NH Combined	13,974.70
E60004	NH Combined	<u>406,467.21</u>
		\$ 1,416,432.75

Committee No. 7 Human Services

A60104	Administration	194,209.06
A61094	Family Assistance	80.00

A61404	Safety Net	240.00
A62124	WFD/DSS Intensive Employment	1,527.32
A62144	Economic Opportunity & Develop	498.74
A62934	WIA Adult	871.21
A62944	WIA Dislocated	1,314.95
A62954	WIA Youth	1,248.32
A62964	TANF Summer	858.00
A65104	Veteran Services	3,952.87
A67724	Area Agency on Aging	60,046.45
A73104	Youth Bureau	26,419.53
		\$ 291,266.45

Warrant Total **3,287,739.74**
During the Month Utilities **\$ 152,989.53**

Mrs. Bender moved, seconded by Mr. Plant, 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 January 2008 in the amount of \$14,561.97 was received and filed.

A Thank you letter was received from Mrs. Dorothy Mauser, Resident of the Town of Macedon, thanking the Board for increasing the pay for the election inspectors for Wayne County.

A letter was received from the Newark Volunteer Firemen's Association and the Newark Rose Parade Committee regarding the upcoming 2008 Newark Rose Parade, scheduled for Saturday, June 14, 2008. They are requesting everyone's support and participation to make this year's event a big success.

Correspondence was received from the New York State Department of Public Service regarding an extensive consumer education and outreach campaign throughout the eighteen county region that will include a series of public statement hearings for the possible implementation of a new area code for telephone numbers. The tentative date for the public statement hearing in our area has been scheduled for Wednesday, April 9, 2008 from 11 a.m. - 3 p.m. at the Wayne County Courthouse.

A Thank you letter was received by Hope Hemingway, a Wayne County employee of the Department of Social Services, to thank the Board for the shortened workday on Christmas Eve. It was very much appreciated.

Ms. Park moved, seconded by Mr. Groat, that the Communications be received and filed. Upon roll call, carried.

ANNUAL REPORTS:

Wayne County Clerk
Wayne Pre-Trial Services, Inc.
Wayne County Department of Probation and Correctional Alternatives
Wayne County Stop DWI

Ms. Park moved, seconded by Mr. Fabino, that all reports be received and filed. Upon roll call, carried.

PROCLAMATION:

Mr. Lauderdale read the Proclamation for Black History Month in Wayne County, on behalf of the Board.

The Chairman called for a short recess for certain standing committees to meet

regarding items for Other Business.

RESOLUTION NO. 108-08: AUTHORIZATION TO EXECUTE 2008 TITLE III C-2 CONTRACT WITH HOME DELIVERED MEAL SERVICE

Mr. Hammond presented the following:

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

WHEREAS, the Department of Aging and Youth contracts with the Home Meal Service, Inc. to provide this home meal delivery service with the contract period of April 1, 2008 through March 31, 2009; and

WHEREAS, the Title III C-2 contract is in the amount of \$39,610 plus the contributions and USDA allotment and Home Meal Service provides the \$4,401 match; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Home Delivered Meal Service, in the amount of \$39,610 for the period of April 1, 2008 through March 31, 2009.

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

RESOLUTION NO. 109-08: AUTHORIZATION TO EXECUTE 2008 SUPPLEMENTAL NUTRITIONAL ASSISTANCE PROGRAM (SNAP) CONTRACT RENEWAL WITH HOME DELIVERED MEAL SERVICE

Mr. Hammond presented the following:

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

WHEREAS, the Department of Aging and Youth contracts with Home Delivered Meal Service, Inc. to provide this home meal delivery service. The Contract year runs for the period of April 1, 2008 through March 31, 2009. The SNAP contract is in the amount of \$70,721 plus the contributions and USDA allotment, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Home Meal Service, in the amount of \$70,721 for the period of April 1, 2008 through March 31, 2009.

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

RESOLUTION NO. 110-08: AUTHORIZATION TO EXECUTE 2008 CONTRACT RENEWAL WITH SODUS SENIOR CENTER

Mr. Hammond presented the following:

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

WHEREAS, the Supplemental Nutritional Assistance program (SNAP) grant is utilized to fund the Sodus Senior Center. This contract runs for the period of April 1, 2008 through March 31, 2009; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Home Delivered Meal Service to run the Sodus congregate meal site, in the amount of \$8,000 for the period of April 1, 2008 through March 31, 2009.

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

RESOLUTION NO. 111-08: AUTHORIZATION TO EXECUTE AGREEMENT BETWEEN WAYNE COUNTY NURSING HOME AND GROUP WORKCAMPS FOUNDATION – 2008 WEEK OF HOPE PARTNER ORGANIZATION

Ms. Park presented the following:

WHEREAS, Wayne County Nursing Home desires to enter in agreement with Group Workcamps Foundation for volunteering services; and

WHEREAS, the Group Workcamps Foundation 2008 Week of Hope Partner Organization provides volunteers for service projects; and

WHEREAS, the Wayne County Nursing Home residents enjoy the interaction with the young volunteers from around the country that participate in this program; and

WHEREAS, the Wayne County Nursing Home desires to utilize volunteers for gardening and landscape projects for six weeks beginning June 16, 2008 and ending July 31, 2008; now, therefore, be it

RESOLVED, to authorize the Chairman of the Board of Supervisors to sign said Agreement, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 112-08: AUTHORIZING TO EXECUTE AN AGREEMENT BETWEEN ELDER MEDICAL SERVICES PC AND THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS, Elder Medical Services provides physician and psychology coverage including medical direction and direct resident care; and

WHEREAS, the contract with Elder Medical Services expires February 29, 2008; and WHEREAS, the nursing home is desirous to renew the contract with Elder Medical Services PC for the period March 1, 2008 through February 28, 2009 at a cost not to exceed \$31,920, plus \$100 per day of psychologist time spent at the facility; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute the contract, effective March 1, 2008 through February 28, 2009, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 113-08: AUTHORIZATION TO CONTRACT WITH NORMAL COMMUNICATIONS FOR TRANSIT ADVERTISING FOR THE LEAD POISONING PREVENTION AND TESTING CAMPAIGN

Ms. Park presented the following:

WHEREAS, there has been money budgeted for the advertising of educational messages and testing regarding lead poisoning prevention per the annual Lead Grant. Costs include advertising for two months along with production charges and design fees; 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 Normal Communications.

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

RESOLUTION NO. 114-08: AUTHORIZATION TO FILL VACANCY ON HEALTH SERVICES ADVISORY BOARD

Ms. Park presented the following:

WHEREAS, a vacancy exists on the Health Services Advisory Board as a result of a term expiration; and WHEREAS, Laurie Crane, 7903 Dutch St., Wolcott, NY 14590, Town Supervisor of Huron and Vice Chair of the Health and Medical Services committee is willing to serve on Public Health's Health Services Advisory Board; now, therefore, be it

RESOLVED, that Mrs. Crane is hereby appointed to the Health Services Advisory Board

for a term of office expiring December 31, 2011.

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

RESOLUTION NO. 115-08: AUTHORIZATION TO RENEW MEMBERSHIP TO PUBLIC HEALTH SERVICES ADVISORY BOARD

Ms. Park presented the following:

WHEREAS, the term of membership for June Smith, Health Services Advisory Board member, expired on 12/31/07; and

WHEREAS, Ms. Smith has expressed a willingness to renew her membership for a second term; now, therefore, be it

RESOLVED, that the following member is hereby appointed for a second term to the Health Services Advisory Board, expiring December 31, 2011:

June Smith
830 Old State Road
Sterling, NY 13156

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

RESOLUTION NO. 116-08: AUTHORIZATION TO EXECUTE A CONTRACT WITH ALBANY COLLEGE OF PHARMACY WITH WAYNE COUNTY PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, Albany College of Pharmacy (ACP) wishes to contract with Wayne County Public Health to provide a structured experiential program in the health sciences; and

WHEREAS, the students will be required to have supervised practical experience and training in the subject matter of the program/practicum; now, therefore, be it

RESOLVED, that Chairman of the Board of Supervisors is hereby authorized and directed to execute an agreement with Albany College of Pharmacy on behalf of Wayne County Public Health for the period March 1, 2008 to September 1, 2008, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 117-08: AUTHORIZATION TO SUBMIT BUDGET AND WORK PLAN AND EXECUTE 2008-09 IMMUNIZATION ACTION PLAN (IAP) CONTRACT

Ms. Park presented the following:

WHEREAS, Wayne County Public Health has a contract with the NYS DOH Immunization Program for \$17,850 to administer a county immunization program; to gather immunization level statistics; to provide education and outreach; to provide physician education; to provide adult immunizations; to increase awareness of benefits of immunization to migrant and seasonal farm workers; to provide for free Hepatitis A and B vaccination and to reduce Perinatal Hepatitis B transmission through education and intervention; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute the IAP contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, for the period 04/01/08 – 3/31/09.

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

RESOLUTION NO. 118-08: AUTHORIZATION TO SUBMIT BUDGET AND WORKPLAN AND EXECUTE CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR CHILDHOOD LEAD POISONING PREVENTION PROGRAM (CLPPP)

Ms. Park presented the following:

WHEREAS, Wayne County Public Health currently has a contract with the NYS DOH to

provide lead poisoning prevention, and

WHEREAS, Wayne County Public Health wishes to renew that agreement, and

WHEREAS, an operating budget, work plan and funding request must be submitted to the NYS DOH to secure funding in the amount of \$30,000 for the Childhood Lead Poisoning Prevention Program; now, therefore, be it

RESOLVED, that the Public Health Director is hereby authorized to submit a budget and work plan to the NYS DOH; and be it further

RESOLVED, that the Chairman of Wayne County Board of Supervisors is hereby authorized and directed to execute a contract for the CLPPP on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, for the period 04/01/08 to 3/31/09.

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

RESOLUTION NO. 119-08: AUTHORIZING MODIFICATION OF TRANSPORTATION CONTRACT WITH WAYNE FINGER LAKES BOCES

Ms. Park presented the following:

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

WHEREAS, the request for a modification is to add a bus monitor to inbound and outbound routes in order to assist the bus driver with four children in car seats; and

WHEREAS, the children attend the Sodus school district Monday through Friday for the afternoon session; and,

WHEREAS, the inbound rate is \$16.97 and the outbound is \$11.40 for a daily cost modification of \$28.37 effective January 7, 2008; 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 Wayne Finger Lakes BOCES effective 1/7/08 - 6/30/08 upon review and approval of the County Attorney.

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

RESOLUTION NO. 120-08: AUTHORIZATION TO SOLICIT REQUESTS FOR PROPOSALS FOR ELECTRONIC MEDICAL RECORD FOR THE WAYNE COUNTY NURSING HOME

Ms. Park presented the following:

WHEREAS; the implementation of electronic medical record system (EMR) will enhance the quality of resident care and improve staff efficiency; and

WHEREAS, the Wayne County Nursing Home is recommending obtaining necessary software to implement said system; now, therefore, be it

RESOLVED, that the Nursing Home Administrator is hereby authorized and directed to solicit requests for proposals for electronic medical record software including an alternate proposal for the hardware necessary for the implementation of the software in accordance with specifications prepared by the Nursing Home Administrator, and approved by the County Attorney as to content and form.

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

RESOLUTION NO. 121-08: AUTHORIZATION TO EXECUTE CONTRACTS WITH PROVIDERS FOR SERVICES FOR CANCER SCREENING PARTNERSHIP GRANT

Ms. Park presented the following:

WHEREAS, the county must contract for the provision of services (clinical breast exam, pelvic exams, pap smears, colorectal screening and follow-up procedures) for eligible men and women to the program; and

WHEREAS, the providers are willing to provide such service; now, therefore, be it

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

directed to execute a contract, subject to the County Attorney's approval as to form and content, with the following providers (see the attached list) on behalf of Wayne County Public Health Service, subject to the provider being in compliance with the County's insurance for the contract period 4/1/08 – 3/31/09. at an amount not to exceed \$81,000.

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

RESOLUTION NO. 122-08: AUTHORIZATION TO EXECUTE A RENEWED INTER-MUNICIPAL AGREEMENT WITH YATES COUNTY ON BEHALF OF THE S²AY NETWORK

Ms. Park presented the following:

WHEREAS, Wayne County Public Health currently has an Inter-Municipal agreement with Yates County Public Health on behalf of the S²AY Rural Health Network to share in the cost of a Regional Public Health Emergency Planner to be employed by the S²AY Rural Health Network; and

WHEREAS, this planner will serve the counties of Chemung, Yates, Livingston, Monroe, Ontario, Schuyler, Seneca, Steuben and Wayne, a coalition of county Public Health Departments also known as the Finger Lakes Public Health Alliance; and

WHEREAS, this Regional Public Health Emergency Planner will be responsible for implementing the attached work plan under the supervision of the S²AY Rural Health Network Coordinator and the Finger Lakes Public Health Alliance; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a renewed agreement subject to the County Attorney's approval as to form and content, with the S²AY Rural Health Network, on behalf of Wayne County Public Health Services subject to the county attorney's approval as to form and content for the period 9/01/07 to 8/31/08 at a cost not to exceed \$6,600.00

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

RESOLUTION NO. 123-08: AUTHORIZATION TO EXECUTE A CONTRACT WITH REGIONAL COMMUNITY ASTHMA NETWORK OF THE FINGER LAKES

Ms. Park presented the following:

WHEREAS, Wayne County Public Health has contracted in the past with the Regional Community Asthma Network of the Finger Lakes (RCAN) for services rendered as part of the NYS DOH Asthma Coalition funding through the American Lung Association of NYS, Inc.; and

WHEREAS, RCAN wishes to reestablish an agreement with Wayne County Public Health for the coordination and implementation of the RCAN Asthma Care Coordination/Education and outreach model for high-risk patients and the school management program from the NYS DOH; and

WHEREAS, the contract is a fee for service agreement up to a total of \$8,000 reimbursed quarterly to provide outreach, education and management of asthma needs within the school and home; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute the agreement with RCAN on behalf of Wayne County Public Health effective January 1, 2008 to November 30, 2008, subject to the County Attorney's approval as to form and content.

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

RESOLUTION NO. 124-08: AUTHORIZATION TO SUBMIT AN AMENDED 2007 STATE AID APPLICATION

Ms. Park presented the following:

WHEREAS, the NYS. Dept. of Health Article 6 State Aid regulations, requires an amended application submitted for any budget year budget changes occur, and

WHEREAS, the 2007 Public Health Budgets were amended to cover salary increases, an

amended application must be submitted, now, therefore, be it

RESOLVED, that the Public Health Director is hereby authorized and directed to submit an amended state aid application.

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

RESOLUTION NO. 125-08: AUTHORIZATION TO EXPAND VOICE MAIL CAPACITY AT WAYNE BEHAVIORAL HEALTH NETWORK

Ms. Park presented the following:

WHEREAS, WBHN originated voice mail capacity as per Resolution No. 525-04; and

WHEREAS, the current voice mail capacity has maximized and several staff are in need of this feature; and

WHEREAS, increasing capacity will minimize reception staff involvement with directing calls and also augment our clinical staff support who are frequently providing services and not available at the time of a received call, now, therefore, be it

RESOLVED, that the Buildings and Grounds Department is hereby authorized and directed to connect 10 additional voicemail boxes at the WBHN Department at a cost of \$2.50 per unit at a cost of \$300.00 annually.

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

RESOLUTION NO. 126-08: AUTHORIZATION TO PURCHASE VERIZON WIRELESS SERVICE AND EXECUTE CONTRACT FOR PUBLIC HEALTH

Ms. Park presented the following:

WHEREAS, the Wayne County Public Health Service would like to purchase Verizon Wireless Service for our Certified Home Health Agency Home Care Coordinator; and

WHEREAS, this coordinator provides referral service in the form of intake at the area hospitals, nursing homes and doctor's offices using a laptop computer; and

WHEREAS, these various locations frequently do not have computer access or hook up capability forcing the clinician to wait until her return to the office to download patient referral information; now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized to purchase Verizon Wireless Service at an approximate monthly recurring charge (less surcharges) of \$48.59 to \$59 for an approximate annual fee of \$700; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Verizon Wireless for an annual fee of \$700.00.

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

RESOLUTION NO. 127-08: AUTHORIZATION TO FILL VACANT POSITIONS FOR VARIOUS COUNTY DEPARTMENTS

Mrs. Collier presented the following:

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

Superintendent of Buildings and Grounds

1 - Maintenance Worker (vacant due to retirement)

Superintendent of Highways

1 - Construction Foreman (vacant due to promotion - to fill after March 20th with no back filling of this position)

1 - Engineer Tech, Seasonal \$15.100

7 - Seasonal MEO #2 \$13,847 for first seasonal year
\$14,847 for more than one (1) year experience
5 - Seasonal Laborers \$8.50

Commissioner of Social Services

1 – Senior Account Clerk (due to Vacancy - with no back filling of this position)

Sheriff

1 - Receptionist PT (due to resignation) effective 1/24/08
1 - Deputy Sheriff (due to resignation) effective 2/14/08
1 - Criminal Records Clerk (due to the resignation) effective March 3, 2008

E911 Coordinator

1 – FT Dispatcher (due to transfer)

Mr. Kelsch 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. 128-08: SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW PROVIDING FOR CHANGES IN SALARIES OF CERTAIN COUNTY OFFICERS DURING THEIR TERM OF OFFICE (2008) (Referred back to Standing Committee)

Mrs. Collier presented the following:

**SET DATE OF PUBLIC HEARING
LOCAL LAW INTRO NO. 4/LOCAL LAW NO. ____ FOR THE YEAR 2008**

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors shall hold a public hearing on **Tuesday, March 18, 2008 at 9:30 a.m.** in the Supervisors' Chambers in the County Court House, Lyons, New York, on the following proposed local law:

A Local Law providing for changes in the salaries of certain County officers during their term of office.

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

SECTION 1. The annual salary of the County Treasurer shall be \$66,592 effective January 1, 2008.

SECTION 2. The annual salary of the County Clerk shall be \$68,232 effective January 1, 2008.

SECTION 3. The annual salary of the County Coroner shall be \$36,197 effective January 1, 2008.

SECTION 4. The annual salary of the Commissioner of Social Services shall be \$79,093 effective January 1, 2008.

SECTION 5. The annual salary of the County Administrator shall be \$110,000 effective January 1, 2008.

SECTION 6. The annual salary of the County Attorney shall be \$87,520 effective January 1, 2008.

SECTION 7. The annual salary of the Public Defender shall be \$82,258 effective January 1, 2008.

SECTION 8. The annual salary of the Fire Coordinator shall be \$26,386 effective January 1, 2008.

SECTION 9. The annual salary of the Director of Real Property Tax Service shall be \$58,000 effective January 1, 2008.

SECTION 10. The annual salary of the Personnel Officer shall be \$66,607 effective

January 1, 2008.

SECTION 11. The annual salary of the Superintendent of Highways shall be \$70,234 effective January 1, 2008.

SECTION 12. The annual salary of the Sheriff shall be \$83,988 effective January 1, 2008.

SECTION 13. An incumbent holding a position subject to the provisions of Sections 1 through 12 of this local law at the time during the period from the effective date of the salary increase for such position until the time when basic annual salaries are first paid pursuant to this local law for such services in excess of the compensation actually received therefore, shall be entitled to a lump sum payment for the difference between the salary to which such incumbent was entitled for such service and the compensation actually received therefore. Such lump-sum payment shall be made as soon as practicable after this local law becomes effective.

SECTION 14. If any clause, sentence, paragraph, part or provision of this local law shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its effect and operation to the clause, sentence, paragraph, part or provision thereof directly involved in the controversy in which such judgment is rendered.

SECTION 15. This local law is adopted subject to a permissive referendum, and the Clerk of the Board of Supervisors shall give public notice thereof, in the manner provided by law.

SECTION 16. This local law shall take effect on the date it is filed in the Office of the Secretary of State as provided in Section 27 of the Municipal Home Rule Law of the State of New York and shall be deemed to have been in full force and effect from and after January 1, 2008.

Mrs. Crane moved the adoption of the resolution. Seconded by Mr. Hammond.

Mrs. Bender moved, seconded by Ms. Park, that the Resolution be referred back to the Government Operations Committee for review. Upon roll call, all Supervisors voted Aye, except Supervisors Spickerman who voted Nay. The Chairman declared the motion carried.

RESOLUTION NO. 129-08: AUTHORIZATION TO EXECUTE CONTRACT FOR EMPLOYEE ASSISTANCE PROGRAM FOR 2008 WITH ESI

Mrs. Collier presented the following:

WHEREAS, ESI Employee Services EAP provided the County of Wayne with an Employee Assistance Program proposal for the period January 1, 2008 – December 31, 2008; and

WHEREAS, the County of Wayne is desirous of entering into an agreement with ESI for the period January 1, 2008 – December 31, 2008 for the provisions of an Employee Assistance Program at a rate of \$18.03 per employee; 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 ESI for the period January 1, 2008 – December 31, 2008 for the provision of an Employee Assistance Program at a rate of \$18.03 per employee; and be it further

RESOLVED, that the County Treasurer is authorized to make payment to ESI for 2008 for an amount not to exceed \$17,236.68 and charge the individual departments accordingly.

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

RESOLUTION NO. 130-08: AUTHORIZATION TO AMEND THE 2008 ELECTIONS DEPARTMENT BUDGET FOR THE PURCHASE OF VOTING MACHINES

Mrs. Collier presented the following:

WHEREAS, the State of New York has required that the County Elections Department

purchase election machines by Friday, February 8, 2008; and

WHEREAS, the State has determined that the County of Wayne must put a Ballot Marking Device at every polling site at this time and to provide for the Counties 5% local share of the purchase; and

WHEREAS, the total cost of 43 machines is \$494,500.00 and an additional \$17,265.00 for shipping, and ancillary equipment and supplies; and

WHEREAS, Resolution No. 79-08 authorized the purchase of the voting machines; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized to sign any documentation relating to the purchase of the election machines and equipment; and be it further

RESOLVED, that the County Treasurer is authorized to amend the 2008 Elections Budget to add the 5% local share of the 43 machines and the shipping costs as follows:

A1990-CONTINGENT FUND-GENERAL:

\$ 25,589.00 from .54000 (Contractual Expense)

A1450-BOARD OF ELECTIONS:

\$ 25,589.00 to .52500 (Other Equipment).

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

RESOLUTION NO. 131-08: RECOGNITION OF COUNCIL 82 AS BARGAINING AGENT FOR THE BARGAINING UNIT FORMALLY REPRESENTED BY WAYNE COUNTY SHERIFF'S POLICE OFFICER'S ASSOCIATION

Mrs. Collier presented the following:

WHEREAS, that Council 82 AFSCME AFL-CIO, represented by Ennio J. Corsi, Esq., has filed a petition with the Public Employment Relations Board (PERB) office to decertify the Wayne County Sheriff's Police Officer's Association (WCSPOA) and to have itself certified as the bargaining representative for the unit of employees currently represented by the WCSPOA; and

WHEREAS, Council 82 has further filed duly executed membership cards from a majority of the employees in the bargaining unit; and

WHEREAS, the President of the WCSPOA, Terry L. Pickett, has filed with PERB, a letter dated December 19, 2007, confirming the Association's consent to its decertification and to the certification of Council 82; now, therefore, be it

RESOLVED, that the County of Wayne and the Wayne County Sheriff voluntarily recognize Council 82 as the employee organization representing the bargaining unit previously represented by WCSPOA, said recognition to be effective on February 21, 2008.

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

RESOLUTION NO. 132-08: AUTHORIZE RENEWAL OF DEFERRED COMPENSATION PROGRAM

Mrs. Collier presented the following:

WHEREAS, Resolution No. 527-90 established a Deferred Compensation Plan pursuant to Section 457 of the Internal Revenue Code; and

WHEREAS, this Plan is now due for renewal under procedures set forth by the New York State Deferred Compensation Board; and

WHEREAS, said procedure call for the advertisement of competitive proposals; and

WHEREAS, this process resulted in the receipt of four (4) proposals which were reviewed and compared; and

WHEREAS, the results of this comparison as well as the five year history of services provided by the existing carriers have been considered; now therefore be it

RESOLVED, pursuant to the recommendation of the Deferred Compensation Committee,

the Government Operations Committee, that the Deferred Compensation Plan with contracts be awarded to The Hartford Life in conjunction with State Street Bank & Trust (trustee); and be it further

RESOLVED, that the Clerk of the Board is hereby directed to send certified copies of this resolution to the Chairman of the Board, County Administrator, County Treasurer, County Attorney and The Hartford.

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

RESOLUTION NO. 133-08: AUTHORIZATION TO CREATE AND ABOLISH POSITIONS WITHIN THE OFFICE OF THE COUNTY CLERK

Mrs. Collier presented the following:

WHEREAS, significant changes in responsibility have occurred within the office of the County Clerk; and

WHEREAS, recognizing these changes, the Board of Supervisors included in the 2008 County Budget funding for two (2) Senior Recording Clerk positions; now, therefore, be it

RESOLVED, that in the Office of the County Clerk two, (2) Recording clerk positions are hereby abolished; and

RESOLVED, that the County Clerk is hereby authorized to promote staff within and fill two, (2) Senior Recording Clerk Positions; and be it further

RESOLVED, that the Senior Recording Clerk positions will be paid from Line Item A1410.51166 Senior Recording Clerk.

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

RESOLUTION NO. 134-08: AUTHORIZATION TO CREATE AND FILL TWO PART-TIME VOTING MACHINE TECHNICIANS POSITIONS FOR BOARD OF ELECTIONS

Mrs. Collier presented the following:

WHEREAS, a federal judge has mandated that there be a ballot marking devise ("BMD") in every polling site by this fall's Primary Election; and

WHEREAS, the County of Wayne will be purchasing forty-three (43) BMDs for Wayne County polling sites; and

WHEREAS, trained personnel will be needed to carry out a number of duties connected with the new machines that will be received and put in place for this year's election process; now, therefore, be it

RESOLVED, that two (2) part-time Voting Machine Technician positions are hereby created, not to exceed 400 hours each, per year, within the Board of Elections office; and be it further

RESOLVED, that the Commissioners of the Board of Elections are hereby authorized to fill the two positions (one Democrat and one Republican).

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

RESOLUTION NO. 135-08: AUTHORIZATION TO AMEND THE COUNTY CLERK'S BUDGET AND TRANSFER FUNDS FOR THE PURCHASE OF IMAGING EQUIPMENT

Mrs. Collier presented the following:

WHEREAS, the County of Wayne has set aside \$137,500.00 in the 2007 budget and \$133,900.00 in the 2008 budget to purchase an imaging system; and

WHEREAS, the County is going out for bids to purchase the imaging system and the 2007 funds need to be transferred into the line item of the 2008 County Budget; now, therefore be it

RESOLVED, that the County Treasurer is hereby directed to transfer \$137,500.00 from A878 Capital Reserve to A1410.52200 (County Clerk-Office Equipment).

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

call, adopted.

RESOLUTION NO. 136-08: AUTHORIZATION TO ACCEPT PROPOSAL AND EXECUTE CONTRACT WITH TYLER TECHNOLOGY

Mrs. Collier presented the following:

WHEREAS, the County of Wayne has issued a request for proposals to purchase a new digital scanning system in the Office of the County Clerk on October 1, 2007; and

WHEREAS, in response seven companies submitted proposals, and

WHEREAS, a detailed review of all responses submitted was then conducted; now, therefore, be it

RESOLVED, that the proposal of Tyler Technology for \$272,100 is hereby accepted and 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; and be it further

RESOLVED, that the Department of Information Technology is hereby authorized to expend up to \$40,000 for the purchase of hardware to support said proposal.

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

Supervisor Spickerman requested the board to take a five minute recess at 9:20 a.m. to review a proposed resolution on the agenda. Motion carried.

RESOLUTION NO. 137-08: AUTHORIZE WESTERN FINGER LAKES SOLID WASTE MANAGEMENT AUTHORITY TO HOLD AN ELECTRONICS COLLECTION EVENT AT THE WAYNE COUNTY HIGHWAY DEPARTMENT

Mr. Spickerman presented the following:

WHEREAS, the Western Finger Lakes Solid Waste Management Authority holds an electronics collection event in conjunction with its annual household hazardous waste clean-up day for Wayne County residents; and

WHEREAS, the Authority has received numerous requests to hold a second electronics collection event; and

WHEREAS, the Authority Administrator consulted with the Highway Superintendent before establishing a date for the event; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors authorizes the Western Finger Lakes Solid Waste Management Authority to hold an electronics collection event at the Wayne County Highway Department on May 3, 2008.

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

RESOLUTION NO. 138-08: AUTHORIZE WESTERN FINGER LAKES SOLID WASTE MANAGEMENT AUTHORITY TO HOLD A HOUSEHOLD HAZARDOUS WASTE CLEAN-UP DAY AND ELECTRONICS COLLECTION EVENT AT THE WAYNE COUNTY HIGHWAY DEPARTMENT

Mr. Spickerman presented the following:

WHEREAS, the Western Finger Lakes Solid Waste Management Authority conducts an annual household hazardous waste clean-up day for Wayne County residents; and

WHEREAS, the event has been scheduled for Saturday, September 20, 2008 at the Wayne County Highway Department; and

WHEREAS, the Authority will also hold an electronics collection event the same day and at the same location; and

WHEREAS, the Authority Administrator consulted with the Highway Superintendent before establishing a date for the event; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors authorizes the Western Finger Lakes Solid Waste Management Authority to hold a household hazardous waste clean-up day

and electronics collection event at the Wayne County Highway Department on September 20, 2008.

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

RESOLUTION NO. 139-08: AUTHORIZATION TO TRANSFER BALANCES OF FUNDS AT THE END OF 2007 IN THE JOINT MUNICIPAL IMPROVEMENTS PROGRAM AND THE INDUSTRIAL DEVELOPMENT PROGRAM TO BE APPROPRIATED IN 2008

Mr. Spickerman presented the following:

WHEREAS, the County of Wayne funds a Joint Municipal Improvement Project program and the Industrial Development program which cross several fiscal years; and

WHEREAS, the funds obligated but not expended in 2007, need to be added to the 2008 County Budget; and

WHEREAS, the County closed these accounts out to fund balance at the end of 2007; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$927,412.00 in funds from the Appropriated Fund Balance as follows:

A6326 - ECONOMIC DEVELOPMENT ADMINISTRATION:

\$238,740.00 to .54552 (Joint Municipal Improvements)

\$688,672.00 to .54553 (Industrial Development Program)

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

RESOLUTION NO. 140-08: AUTHORIZE PURCHASE OF LAPTOP COMPUTER AND TRANSFER FUNDS FOR THE PLANNING DEPARTMENT

Mr. Spickerman presented the following:

WHEREAS, the Planning Department administers grants off site for various communities in Wayne County; and

WHEREAS, staff members traveling to these sites require a laptop computer to develop, store, and retrieve data relevant to the grant administrative process; and

WHEREAS, each new computer with Microsoft Office software must purchase a license for the use of that software; now, therefore, be it

RESOLVED, that the Planning Director is authorized to purchase a laptop computer at a cost not to exceed \$1185 and Microsoft Office software license not to exceed \$300; and be it further

RESOLVED, that the County Treasurer is authorized and directed to make the following transfers of funds within the Planning Department budget to cover the cost of the new computer:

\$1,185.00 from Account No. A8020.51342 (Senior Planner) to Account No. A8020.52201 (Computer Equipment)

\$300.00 from Account No. A8020.51342 (Senior Planner) to Account No. A8020.54475 (Software).

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

RESOLUTION NO. 141-08: AUTHORIZE PLANNING DIRECTOR APPOINTMENT TO MAIN STREET BOARD OF ADVISORS

Mr. Spickerman presented the following:

WHEREAS, on August 21-23, 2007, National Trust Main Street Center (NTMSC) staff visited Rochester and the Western Erie Canal Alliance (WECA) offices to conduct an assessment of WECA's organizational capacity to establish a Regional Main Street Coordinating Program, to design a structure for the coordinating program, and to provide an action plan for facilitating the coordinating program's work over the next two years; and

WHEREAS, the purpose of the Main Street Advisory Board is to support the Western Erie

Canal Alliance by helping to set policies and priorities, raise funds, participate in the selection process for new Main Street communities, promote the Regional Main Street Coordinating Program, and provide oversight and support for the Main Street Regional Coordinator Position; and

WHEREAS, the Main Street Advisory Board will meet 10 times in 2008 with the first meeting scheduled for February 6, 2008; and

WHEREAS, Main Street Revitalization is one of the responsibilities of the Planning Department and the Planning staff has participated in Main Street planning and implementation initiatives in seven of Wayne County's communities; now, therefore be it

RESOLVED, that the Planning Director is authorized to become a member of the Main Street Advisory Committee and attend meetings held at the Landmark Society Offices at 133 South Fitzhugh Street in Rochester; 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 a travel request by the Planning Committee.

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

RESOLUTION NO. 142-08: REMOVE COUNTY PROPERTIES FROM AGRICULTURAL DISTRICT

Mr. Spickerman presented the following:

WHEREAS, the County of Wayne owns several parcels of land that are within existing Agricultural Districts; and

WHEREAS, these properties are not actively farmed and in all likelihood will not be farmed in the future, now; therefore; be it

RESOLVED, that the following County-owned properties be removed from the Agricultural District as part of the Consolidated Agricultural District review:

Tax Parcel	Primary Owner	Parcel Address	Town	
72112-00-651212	County of Wayne	Old Route 31	Galen	20.25
70118-08-800778	County of Wayne	Margaretta Rd	Sodus Point	4.81
66111-00-036797	County of Wayne	Galloway Rd	Palmyra	0.69
66112-00-648553	County of Wayne	N Creek Rd	Palmyra	2.3
67112-00-579270	County of Wayne	Hydesville Rd	Arcadia	9
68113-12-804621	County of Wayne	3050 Route 88 North	Arcadia	0.48
69112-00-045638	County of Wayne	Pulver Rd	Arcadia	3.95
69117-00-864999	County of Wayne	State St Ext	Sodus	24.3
70111-00-055668	County of Wayne	Route 31	Lyons	134.0
65111-00-905830	County Of Wayne	Hogback Hill Rd	Palmyra	17.25
70118-00-252972	County of Wayne	Lake Rd	Sodus	1.39
77111-00-996170	County of Wayne	Van Dyne Spoor Rd	Savannah	26
70119-00-347092	County of Wayne	7583 Lake Rd	Sodus	26.64
71110-00-844818	County of Wayne	Route 31	Lyons	0.9
72111-00-033832	County of Wayne	Old Route 31	Galen	17.78
73112-00-159411	County Of Wayne	Old Route 31	Galen	8.3
73116-00-843270	County of Wayne	5172 Fifth Rd	Rose	0.25
76111-00-889956	County Of Wayne	Messner Rd	Savannah	2.83
76117-00-317392	County of Wayne	0310 Ridge Rd	Wolcott	32.34
70117-00-603168	County Of Wayne	5896 S Geneva Rd	Sodus	1.08
70111-00-050632	County of Wayne, Assoc	Route 31	Lyons	2.99
70117-00-604975	County of Wayne	Main Line N-S	Sodus	60.94
64117-00-337818.1	County of Wayne	Non-ceil. rr	Williamson	0.
68111-00-672901	County Of Wayne	Route 88 North	Arcadia	35.54

68112-00-771095	County of Wayne	Pulver Rd	Arcadia	8.5
68118-00-439079.1	County of Wayne	e-w main line	Sodus	0.01
69112-00-089820	County of Wayne	Pulver Rd	Arcadia	11.83
64111-00-304941	County of Wayne	1700 Daansen Rd	Palmyra	2.26
69114-00-060754	County of Wayne	3981 Brantling Hill Rd	Arcadia	3.44
71117-00-876830	County of Wayne	Shaker Rd	Sodus	4.13
72112-00-250106	County of Wayne	Gansz Rd	Galen	1.83
72112-00-724166	County of Wayne	Old Route 31	Galen	36.31
69112-00-216923	County of Wayne	6744 Pulver Rd	Arcadia	20.
78117-00-088103	County of Wayne, Authority	Route 370 13143	Butler	2.
75117-00-022555	County of Wayne, Authority	11359 Ridge Rd	Huron	3.45
75117-00-533238.1	County of Wayne, Authority	Ridge Rd	Huron	0.
76117-00-296450	County of Wayne, Authority	13107 Ridge Rd	Wolcott	0.13
71117-00-903837	County of Wayne Water & S	Ann Lee Dr	Huron	3.87

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

RESOLUTION NO. 143-08: AUTHORIZATION TO APPOINT MEMBER TO THE WESTERN FINGER LAKES SOLID WASTE MANAGEMENT AUTHORITY

Mr. Spickerman presented the following:

RESOLVED that the following person is appointed to the Western Finger Lakes Solid Waste Management Authority for a term of office effective immediately and expiring December 31, 2010:

Ron Cody
6166 Lillypond Way
Ontario, New York 14519

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

RESOLUTION NO. 144-08: AUTHORIZATION TO APPOINT MEMBERS TO COUNTY PLANNING BOARD

Mr. Spickerman presented the following:

WHEREAS, there is a vacancy on the County Planning Board for the Town of Savannah caused by the resignation of Ken Lauderdale and as the new Town Supervisor, Mr. Lauderdale has recommended the appointment of the following person to fill said vacancy:

Leroy Hollier
1776 Bixby Wood Road
Savannah, New York 13146; and

WHEREAS, there is a vacancy on the County Planning Board for the Town of Palmyra caused by the retirement of Lyman Kaller from the Board and the Town Supervisor has recommended the appointment of the following person to represent Palmyra on the County Planning Board:

Nelson Cook
1998 Maple Avenue
Palmyra, New York 14522

WHEREAS, the following persons have been recommended by their respective Supervisors for reappointment to the County Planning Board upon expiration of their terms of office on April 30, 2008:

Kevin Rooney
3037 Hance Road

Macedon, New York 14502

John Zornow
216 Edgett Street
Newark, New York 14513

North Rose, New York 14516

Scott Gregg
8025 Caywood Road
Red Creek, New York 13143

Steve Guthrie
10329 Short Road

now, therefore, be it

RESOLVED, that Leroy Hollier is hereby appointed to the County Planning Board for a term of office effective immediately and expiring April 30, 2008; and be it further

RESOLVED, that Nelson Cook is hereby appointed to the County Planning Board for a term of office effective immediately and expiring April 30, 2010; and be it further

RESOLVED, that upon expiration of his term of office on April 30, 2008, Leroy Hollier is hereby reappointed to the County Planning Board for a term of office effective May 1, 2008 and expiring April 30, 2011; and be it further

RESOLVED, that Kevin Rooney, John Zornow, Steve Guthrie and Scott Gregg are reappointed to the County Planning Board for terms of office effective May 1, 2008 and expiring April 30, 2011.

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

RESOLUTION NO. 145-08: URGING LEGISLATORS NOT TO INCREASE THRUWAY TOLLS

Mr. Spickerman presented the following:

WHEREAS, legislation increasing thruway tolls is being considered by New York State; and

WHEREAS, the New York State Office of the Comptroller has recently completed an audit of the New York State Thruway Authority; and

WHEREAS, the report indicates that the New York State Thruway Authority should manage its finances more responsibly; and

WHEREAS, the thruway is critical to the regional economy and an increase in tolls will unnecessarily place a burden on commerce, as well as residents of the region who use the thruway to commute to work; and

WHEREAS, raising the tolls will impact the price of goods at market, again causing a burden on residents of the region; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby urges our State legislators to take whatever action necessary to prevent the unnecessary thruway toll increases proposed by the NYS Thruway Authority; and be it further

RESOLVED, that certified copies of this resolution be delivered to Senator Michael F. Nozzolio, Assemblyman Robert Oaks, members of the board of the NYS Thruway Authority and Governor Spitzer.

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

RESOLUTION NO. 146-08: DECLARATION OF INTENT TO ACT AS LEAD AGENCY FOR PROJECT BLACKHAWK

Mr. Spickerman presented the following:

WHEREAS, pursuant to the provisions of SEQRA and the rules and regulations promulgated there under, the Wayne County Planning Department has prepared, on behalf of the County of Wayne, and filed with the Clerk of the Board of Supervisors a Full Environmental Assessment Form for the proposed Project Blackhawk (the "Project"); and

WHEREAS, the Project is determined to be a Type I Action requiring the County to conduct a coordinated review in accordance with SEQRA; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby accepts the Full Environmental Assessment Form filed with the Clerk and declares its intention to serve as lead agency for the

purpose of conducting a SEQRA review of the Project; and be it further

RESOLVED, that the Board of Supervisors makes the determination that the County of Wayne, the Wayne County Industrial Development Agency, the Wayne County Water and Sewer Authority, the New York State Department of Transportation, the New York State Department of Environmental Conservation, the New York State Department of Health, the New York State Office for Small Cities, the New York State Office of Parks, Recreation, and Historic Preservation, the U.S. Army Corps of Engineers, the U.S. Federal Emergency Management Agency and the Town of Galen are involved agencies; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to send written notification to these involved agencies requesting that they agree to have the County of Wayne serve as lead agency for the review of the Project.

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

RESOLUTION NO. 147-08: AUTHORIZE NO COST TIME EXTENSION FOR SODUS POINT PARK MULTI-MODAL PROJECT

Mr. Spickerman presented the following:

WHEREAS, Wayne County received a Multi-Modal #3 grant in the amount of \$105,000 to stabilize erosion along Wickham Boulevard as part of the Sodus Point Park Improvement Project; and

WHEREAS, the agreement between Wayne County and the NYS Department of Transportation for this project expired on March 31, 2007; and

WHEREAS, the NYS Department of Transportation requires a no cost time extension to the agreement so Wayne County may obtain reimbursement for expenses incurred for this project and the Planning Director has submitted the required request for that extension; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to execute a no cost time extension to the Multi-Modal #3 agreement between Wayne County and the NYS Department of Transportation, subject to approval as to form and content by the County Attorney, expiring October 2008.

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

RESOLUTION NO. 148-08: AUTHORIZATION TO PROCESS INTERDEPARTMENTAL CHARGEBACKS FOR ADVANCE PAYMENTS FOR MAINTENANCE AND REPAIRS FOR COUNTY DEPARTMENTS FOR 2008

Mr. LeRoy presented the following:

WHEREAS, Wayne County Departments were notified of the amount to include in their 2008 Budget line item .4438 (Maintenance/Repair); now, therefore, be it

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to make an interdepartmental charge backs to the departments listed below for advance payment for the full amount from line item .4438 (Maintenance/Repair) for the year 2008.

Board of Elections	\$ 10,650.00	Personnel	11,808.00
Board of Supervisors	29,094.00	Planning	8,064.00
County Attorney	9,114.00	Printing	5,106.00
County Clerk	51,564.00	Probation	39,978.00
County Veterans	3,240.00	Public Defender	15,930.00
Information Technology	33,594.00	Publicity & Tourism	3,702.00
District Attorney	25,488.00	Real Property Tax	10,470.00
Empire Zone	972.00	Solid Waste	6,228.00
Fire Coordinator	4,260.00	Stop DWI	4,932.00
Historian	8,052.00	Treasurer	13,752.00
Motor Vehicles	8,976.00		

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

RESOLUTION NO. 149-08: AUTHORIZATION TO ADVERTISE FOR BIDS FOR SECURITY MATERIALS AND EQUIPMENT FOR COUNTY CLERK OFFICE BUILDING

Mr. LeRoy presented the following:

WHEREAS, pursuant to Resolution No. 424-07, the Board of Supervisors approved to make some security upgrades to the County Clerk and DMV public windows; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized to advertise for bids in accordance with specifications prepared by the Superintendent of Buildings and Grounds and the County Attorney and filed with the Clerk of the Board of Supervisors; and be it further

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

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

RESOLUTION NO. 150-08: AUTHORIZATION TO ADVERTISE FOR BIDS FOR CONSTRUCTION OF THE WAYNE COUNTY CAMPUS SCREENING FACILITY

Mr. LeRoy presented the following:

WHEREAS, Barton and Loguidice has been contracted to develop the bid specifications for the construction and the equipment needed for the Wayne County Campus Screening Facility Improvement Project; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized to advertise for bids in accordance with specifications prepared by the Superintendent of Buildings and Grounds and the County Attorney and filed with the Clerk of the Board of Supervisors; and be it further

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

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

RESOLUTION NO. 151-08: AUTHORIZATION TO AMEND THE 2008 BUILDINGS AND GROUNDS BUDGET FOR CONTINUED WORK PROJECTS

Mr. LeRoy presented the following:

WHEREAS, the 2007 Buildings and Grounds Budget funded the County Clerks Security Equipment project; County Wide Building Card Access system and the Dome Replacement project; and

WHEREAS, all three projects were funded and started in 2007 and will be completed in 2008 and will require \$12,000.00 for the Card Access System; \$61,050.00 for the County Clerk Security Equipment and \$123,716.00 for the completion of the Dome Project; now therefore be it

RESOLVED, that the funds which were unexpended in 2007 and returned to fund balance be re-appropriated in the 2008 County Budget to finish these 3 projects; and further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$196,766.00 from Appropriated Fund Balance to:

Account No. A1615 BUILDINGS AND GROUNDS:

\$ 12,000.00 to .52500 Other Equipment

\$ 61,050.00 to .54600 Misc

\$123,716.00 to .54000 Contractual Expense

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

adopted.

RESOLUTION NO. 152-08: AUTHORIZE SODUS ROTARY CLUB TO INSTALL REST AREA ALONG WALLINGTON TO SODUS POINT TRAIL

Mr. LeRoy presented the following:

WHEREAS, the Wallington to Sodus Point trail was established in 2007 from the excavation and salvage of the old railroad line; and

WHEREAS, the trail is approximately 3 miles in length and has no rest areas for trail users; and

WHEREAS, the Sodus Rotary Club would like to install a rest area with a bench and some landscaping on the trail approximately half way between Wallington and Sodus Point; and

WHEREAS, the Sodus Rotary Club will also maintain the rest area once it is completed; now, therefore, be it

RESOLVED, that the Sodus Rotary Club is authorized to install a rest area to include a bench and landscaping on the Wallington to Sodus Point Trail; and be it further

RESOLVED, that the actual site of the rest area will be determined by the Superintendent of Buildings and Grounds in consultation with the Sodus Rotary Club; and be it further

RESOLVED, that the rest area shall be situated so it does not impede winter use of the trail, including snowmobiling; and be it further

RESOLVED, that the costs associated with the installation and maintenance of the rest area shall be the full responsibility of the Sodus Rotary Club and shall be at no cost to Wayne County.

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

RESOLUTION NO. 153-08: AUTHORIZATION TO EXECUTE CONTRACT WITH UPSTATE TEMPERATURE CONTROL

Mr. LeRoy presented the following:

WHEREAS, Upstate Temperature Controls was the original installer of the Johnson HVAC control system of the Wayne county Jail; and

WHEREAS, they are the certified provider of services for Johnson Controls System in our area; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a service agreement with Upstate Temperature controls for the sum of \$6,740.00 annually; and be it further

RESOLVED, that this contract will be for a five year period with a 3% increase annually.

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

RESOLUTION NO. 154-08: AUTHORIZATION TO POST AND FILL ASSISTANT SUPERINTENDENT FOR BUILDINGS AND GROUNDS AND SET SALARY

Mr. LeRoy presented the following:

WHEREAS, the position of Assistant Superintendent of Buildings and Grounds has been budgeted within the 2008 Buildings and Grounds budget; now, therefore, be it

RESOLVED, that the Personnel Department is hereby authorized to post the position of Assistant Superintendent and set salary at \$50,000; and be it further

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

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. 155-08: AUTHORIZATION TO ADVERTISE FOR BIDS FOR ONE (1) USED TRACK EXCAVATOR FOR HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

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

RESOLVED, that the bid opening is to be scheduled prior to the date of the Public Works Committee for timely review for board presentation; and be it further

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

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

RESOLUTION NO. 156-08: AUTHORIZATION TO ADVERTISE FOR BIDS FOR HIGHWAY MATERIAL FOR THE COUNTY OF WAYNE AND MUNICIPAL HIGHWAY DEPARTMENTS

Mr. LeRoy presented the following:

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to advertise for bids for construction and maintenance material for the County of Wayne and municipal highway departments in the fiscal year 2008. Material will include, but not be limited to: bituminous materials (liquid), bituminous pre-mixed stockpile patching, bituminous slurry seal, fiber reinforced bituminous membrane surface treat, paver chip seal, hot in place asphalt recycling, in place recycling types I, II, III, bituminous concrete plant mix, cold mix bituminous pavement (open & dense grade), miscellaneous cold milling, calcium chloride, steel sign post, aluminum sign blanks, guide rail, guide rail posts and accessories, snow and ice control sand, and timber materials, & crushed stone in accordance with specifications prepared by the Wayne County Highway Superintendent and approved by the County Attorney as to content and form; and be it further

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

RESOLVED, that the bid specifications shall provide that any municipal highway department purchasing materials pursuant to the bid shall be solely responsible for the audit and inspection of such materials and for any payments due the vendor.

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

RESOLUTION NO. 157-08: AUTHORIZATION TO AMEND AGREEMENT BETWEEN THE COUNTY OF WAYNE AND BARTON & LOGUIDICE FOR ENGINEERING SERVICES FOR THE FUEL STATION UPGRADE PROJECT

Mr. LeRoy presented the following:

WHEREAS, the Board of Supervisors adopted Resolution No. 276-07, entitled "Authorization to Execute Agreement between the County of Wayne and Barton and Loguidice for Engineering Services for the fuel Station Upgrade Project"; and

WHEREAS, based on the results of the subsurface investigation, Barton & Loguidice, P.C. has approved additional Engineering Services to Wayne County with recommendations for the required remedial service as follows:

\$1,200 for the Field Engineer

\$1,800 for the Soil Samples

for the Subsurface Investigation:

\$1,500 for the Soil Borings

\$3,200 for the Drilling Fees

\$3,000 for the Lab Fees

\$1,200 for the Summary Report to the NYS DEC; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract amendment on behalf of the County of Wayne, subject to the county Attorney's approval as to form and content, with Barton & Loguidice for additional engineering services fees listed and other services that may occur for the fuel station upgrade at an additional cost of \$20,000; and be it further

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

Account No A1990 – Contingent General Fund

\$20,000 from .54000 (Contingent Fund General – Contractual Exp.)

Account No. A1640 – Central Garage

\$20,000 to .54600 (Central Garage- Misc.)

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

RESOLUTION NO. 158-08: AUTHORIZATION TO PAY HIGHWAY DEPARTMENT EMPLOYEES OUT OF TITLE PAY

Mr. LeRoy presented the following:

RESOLVED, that the County Highway Superintendent is authorized and directed to pay David DeRoo and Thomas Walton differential pay of \$2.181 per hour for working out of title as Construction Foreman from January 1, 2008 to March 20, 2008; and be it further

RESOLVED, that the County Highway Superintendent is hereby authorized to continue to pay one employee Construction Foreman differential pay of \$2.181 per hour for working out of title from March 20 through November 15, 2008.

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

RESOLUTION NO. 159-08: AUTHORIZATION TO SEEK REQUEST FOR PROPOSALS TO ACQUIRE PROPERTY FOR THE WEST WALWORTH ROAD CULVERT PROJECT, NEWARK MARION ROAD PROJECT AND NORTH WAYNEPORT ROAD PROJECT

Mr. LeRoy presented the following:

RESOLVED, that the Highway Superintendent is hereby authorized and directed to request proposals for acquiring the following property needed for the construction of the West Walworth Culvert Project, Newark Marion Road Project, and the North Wayneport Road Project; and to present them at the next Highway Committee Meeting:

West Walworth Road Project D51122.52698

- Dennis C. Chopan - 61113-00-469802
- Richard Joswiak - 61113-00-415776
- Richard S and Carol R Joswiak - 61113-00-686620

Newark Marion Road Project – D51122.52696

- Christopher and Cheryl Lyon - 66113-00-405684
- William and Carol Magee - 66112-00-391915
- Diane Wiley - 66113-00-533039
- Loran D. Hotel - 66112-00-631934
- Michael and Sandra Gobeyn - 66112-00-562881

North Wayneport Road Project – D51122.52684

- Robert L Murphy Family Limited Partnership - 61111-00-228954
- Gerald and Wendy Taber - 61111-00-253753
- Macedon Mobil Mart - 61111-00-247760
- Macedon Mobil Mart - 61111-00-251775
- Samuel A. DiPrima - 61112-00-275771
- Wayne County Industrial Development Agency - 61112-00-257797
- Toomey Enterprises, LLC - 61112-00-255825
- Robert L Murphy Family Partnership - 61112-00-328887

- Wayne County Industrial Development Agency - 61112-00-263876
- Bagels, Inc. - 61112-00-275911
- Murphy Company, Inc. - 61112-00-267947
- Robert L Murphy Family Partnership - 61111-00-328887

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

RESOLUTION NO. 160-08: AUTHORIZING STUMP REMOVAL CONTRACT EMPIRE TREE SURGEONS

Mr. LeRoy presented the following:

WHEREAS, the Superintendent of Highways has received the following proposals for grinding approximately 48 stumps:

- Empire Tree Surgeons **\$40.00 per stump**
2288 Route 88 North
Newark, NY 14513
- Leonardi Manufacturing Co. Inc. \$43.00 per stump
2728 Erie Drive
Weedsport, NY 13166
- Crane's Tree Service \$75.00 per stump
7392 Dutch Street Road
Wolcott, NY 14590

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 Empire Tree Surgeons at a cost not to exceed \$1,920.00.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, all Supervisors voted Aye, except Supervisor Crane who abstained from voting. The Chairman declared the Resolution adopted.

RESOLUTION NO. 161-08: AUTHORIZING TREE REMOVAL CONTRACT WITH CRANE'S TREE SERVICE

Mr. LeRoy presented the following:

WHEREAS, the Superintendent of Highways has received the following proposals for the removal of 21 trees:

- Empire Tree Surgeons \$ 7,300.00
2288 Route 88 North
Newark, NY 14513
- Crane's Tree Service **\$ 5,400.00**
7392 Dutch Street Road
Wolcott, NY 14590

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Crane's Tree Service with the Excess Umbrella Insurance Policy at a cost not to exceed \$5,400.00.

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

RESOLUTION NO. 162-08: AUTHORIZATION TO TRANSFER FUNDS AND PURCHASE COMPUTER EQUIPMENT FOR WAYNE COUNTY HIGHWAY DEPARTMENT

Mr. LeRoy presented the following:

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

\$1,345.03 from D51104.54407 (Maintenance of Roads & Bridges-Building Maintenance) to D50202.52400 (Highway Engineering-Highway & Street Equipment); and be it further

RESOLVED, that the County Superintendent of Highways is hereby authorized to purchase the following equipment from state bid contract:

80000184	1 – Computer	\$966.00
80000185	1 – UPS	\$80.00
80000186	1 - MS Software	\$299.03

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

RESOLUTION NO. 163-08: AUTHORIZATION TO EXECUTE CONTRACT WITH SIMPLEXGRINNELL LIFE SAFETY EQUIPMENT

Mr. LeRoy presented the following:

WHEREAS, Wayne County has eleven (11) buildings with Simplex Fire Alarm Systems, including the Wayne County Jail with a camera and sound system serviced through Simplex, as well; and

WHEREAS, SimplexGrinnell is a sole source provider of replacement equipment for these systems in place; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an agreement with SimplexGrinnell, subject to form and content by the County Attorney, for a contract period of five years from March 1, 2008 through February 28, 2013 at a cost of \$50,542.00, with an increase of 3% each year.

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

RESOLUTION NO. 164-08: AUTHORIZING AGREEMENT WITH SOIL AND WATER CONSERVATION DISTRICT FOR THE OPERATION AND MAINTENANCE OF COUNTY DRAINAGE PROGRAM FOR THE PERIOD 1/1/08 - 12/31/08

Mr. LeRoy presented the following:

WHEREAS, pursuant to Article 2 of the Soil and Water Conservation District Law, the Wayne County Soil and Water Conservation District is empowered to carry out measures for the control and prevention of soil erosion and flood water sediment damages on lands within the District; and

WHEREAS, pursuant to Section 223 of the County Law, the Board of Supervisors is empowered to appropriate and pay out for the general improvement of agriculture and soil such sums as it may deem proper for the expense of assisting the District in carrying out the provisions of the Soil and Water Conservation District Law; and

WHEREAS, the Board of Supervisors has appropriated funds for the purpose of the County Drainage Program to be undertaken by the District in furtherance of the purpose of the Soil and Water Conservation District Law; 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 Wayne County Soil and Water Conservation District providing (a) that the District shall be responsible for the operation and maintenance of the County Drainage Program during the period from January 1, 2008, to December 31, 2008, and (b) that the County shall provide funds to the District for the Drainage Program within the limits of the appropriations made by the Board of Supervisors for such purpose subject to audit and approval by the Board of Supervisors of claims for payment submitted by the District in such form containing such information and documentation as may be required by the Board of Supervisors.

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

adopted.

RESOLUTION NO. 165-08: AUTHORIZATION FOR THE SHERIFF AND CHAIRMAN TO SIGN THE FEDERAL ANNUAL CERTIFICATION REPORT FOR YEAR ENDING 12/31/07

Mrs. Bender presented the following:

RESOLVED, that the Chairman of the Wayne County Board of Supervisors and Wayne County Office of Sheriff are hereby authorized and directed to sign the Federal Annual Certification Report with regard to the Asset Forfeiture Program.

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

RESOLUTION NO. 166-08: AUTHORIZATION TO PURCHASE EQUIPMENT AND VEHICLE AND TRANSFER FUNDS WITHIN THE SHERIFF'S OFFICE BUDGETS

Mrs. Bender presented the following:

RESOLVED, that the Sheriff is hereby authorized to purchase the following:

13 - State bid light bars for road patrol vehicles not to exceed \$19,500

1 - Vehicle for the juvenile division in the amount of \$30,398.74

and be it further

RESOLVED, requisitions will be generated for the above purchases after the necessary funds are approved and transferred; and be it further

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

Account No. A3113 – Sheriff - JUVENILE

\$1,398.74 to A31132.52300 Juvenile Motor Vehicle

\$1,398.74 from A31152.52300 – Detective Motor Vehicle

Account No. A3114 – Sheriff – ROAD PATROL

\$19,500 to A31142.52500 Road Patrol Other Equipment

\$1,231.90 from A31122.52300 Civil Motor Vehicle

\$6,355.44 from A31142.52300 Road Patrol Motor Vehicle

\$6,839.16 from A31152.52300 Detective Motor Vehicle

\$5,073.50 from A31502.52300 Jail Motor Vehicle

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

RESOLUTION NO. 167-08: AUTHORIZATION TO EXECUTE CONTRACT BETWEEN COUNTY OF WAYNE AND MICHAEL SHEEHE, COORDINATOR OF EDUCATION FOR 2008

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 Michael Sheehe (Palmyra, NY) for the provision of alcohol, drug and highway safety oriented educational programs in Wayne County for the period of 1/01/08-12/31/08; and be it further

RESOLVED, that Michael Sheehe shall receive a fee for services in the amount of \$13,650 payable in equal monthly installments of \$1,365 each for the months of January, February, March, April, May, June, September, October, November, and December plus the following expenses:

Administrative Expenses including mileage (at a rate set by the Board of Supervisors), clerical, telephone, postage, copying and other expenses approved by the STOP DWI Coordinator; provided, however, that in no event shall the total amount of such expenses reimbursed by the County during the period of the agreement exceed the sum of \$1000.

Presentation Expenses including fees paid to third-party presenters and other persons assisting in the presentation of programs, equipment, clerical and other expenses

approved by the STOP-DWI Coordinator; provided, however, that in no event shall the total amount of such expenses reimbursed by the County during the term of the agreement exceed the sum of \$8,600.00.

and be it further

RESOLVED, that the Professional Liability Insurance coverage required by Wayne County's minimum insurance standards is hereby waived for the duration of this contract with Michael Sheehe for the provision of alcohol, drug and highway safety oriented educational programs in Wayne County.

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

RESOLUTION NO. 168-08: AUTHORIZATION TO MODIFY AND EXTEND CONTRACTS FOR AID TO PROSECUTION GRANTS

Mrs. Bender presented the following:

WHEREAS, pursuant to Resolution Nos. 416-06 and 322-07, the Wayne County Board of Supervisors adopted resolutions to apply for Aid to Prosecution Grants for the District Attorney's Office with the NYS Division of Criminal Justice Services; and

WHEREAS, it is necessary to execute budget amendments/grant extension to purchase equipment for the following grants:

1. Aid to Prosecution #T068059 expiring 3/31/08
2. Aid to Prosecution #T078058 expiring 9/15/08

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute budget amendments/grant extension to purchase equipment for the grants listed above for the District Attorney's Office for an extension date to expire December 31, 2008.

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

RESOLUTION NO. 169-08: AUTHORIZATION FOR CHAIRMAN AND DISTRICT ATTORNEY TO EXECUTE FEDERAL EQUITABLE SHARING AGREEMENT

Mrs. Bender presented the following:

RESOLVED, that the Wayne County District Attorney and Chairman of Board of Supervisors are hereby authorized to execute a Federal Equitable Sharing Agreement necessary for District Attorney's Office to continue to receive illegal narcotics monies forfeited through the federal government.

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

RESOLUTION NO. 170-08: AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH RICHARD YOUNGMAN FOR ASSIGNED COUNSEL ADMINISTRATOR

Mrs. Bender presented the following:

WHEREAS, the County is desirous of engaging the services of an assigned counsel administrator; and

WHEREAS, Richard Youngman, Esq., is willing to provide said services at a rate of \$75 per hour; 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 Richard Youngman, Esq., to provide services consisting of an assigned counsel administrator at a rate of \$75 per hour for a contract term of commencing November 1, 2007 and termination December 31, 2008.

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

RESOLUTION NO. 171-08: AUTHORIZATION FOR EXECUTE CONTRACT FOR VERIZON WIRELESS SERVICES FOR INTERNET ACCESS FOR EMERGENCY MANAGEMENT OFFICE

Mrs. Bender presented the following:

WHEREAS, Emergency Management is required to respond 24 x 7 to threatened or actual natural disasters, acts of terrorism or other man-made disasters that exceed the capacity of the local responders to handle with a "normal" response; and

WHEREAS, because of county mutual aid resolutions, this response may extend beyond Wayne County; and

WHEREAS, as an at-risk County (because of Ginna), Wayne County Emergency Management is also required by FEMA to maintain back-up communications systems, requiring internet access, either remotely, in the field, or at the EOC to access pertinent facility information and reference data from state and federal resources; and

WHEREAS, the best way to access this information is with a Wireless Card as demonstrated by the fact that these cards are becoming more and more common place within the county, currently used by Public Health, Sheriff's Office, and Social Services; and

WHEREAS, the card for Emergency Management would be assigned to the Director, and utilized by the Director, Radiological/HazMat Officer, or Training Officer as required; now, therefore, be it

RESOLVED, that the Director of Emergency Management is hereby authorized to purchase wireless access through Verizon Wireless Services at a monthly cost of \$48.63; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with Verizon Wireless at a monthly cost of \$48.63 at an annual cost not to exceed \$585.00.

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

RESOLUTION NO. 172-08: AUTHORIZATION TO SUPPORT CONTINUATION OF NEW YORK STATE POLICE PROVIDING SCHOOL RESOURCE OFFICER POSITIONS

Mrs. Bender presented the following:

WHEREAS, the Governors Proposed New York State Budget seeks to redeploy the State Police Officers who are assigned as school resource officers; and

WHEREAS, there are eight of these officers providing service to the school districts within Wayne County; and

WHEREAS, these officers provide invaluable service to the school districts and to the employees and students of our schools; and

WHEREAS, these officers assist in reducing the amount of incidents within our schools; and

WHEREAS, to replace these eight officers at school districts of local expense, it would cost Wayne County taxpayers in excess of \$400,000 per year; and

WHEREAS, at a time of fiscal stress on county and local governments and school districts, those jurisdictions cannot replace the School Resource Officers without negativity impacting property taxes; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors hereby urges our state legislators to prevent the redeployment of the School Resource Officers from the schools; and be it further

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

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

RESOLUTION NO. 173-08: TRANSFER OF FUNDS FOR VARIOUS COUNTY DEPARTMENTS

Mr. Lyon presented the following:

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

A1010-LEGISLATIVE BOARD:

\$ 1,127.00 to .51016 Secretary to Chairman
\$ 30,000.00 to .51023 Secretary to County Administrator
\$ 921.00 to .51122 Account Clerk
\$ 9,264.00 to .51326 Fiscal Manager
\$ 11,225.00 to .51516 County Administrator
\$ 35,000.00 from .51903 Non Positions
\$ 1,600.00 to .52200 Office Equipment
\$ 1,600.00 from .52201 Computer Equipment
\$ 1,000.00 to .54150 Office Supplies
\$ 1,000.00 to .54410 Conferences
\$ 1,341.00 to .58200 Payments to Social Security
\$ 9,834.00 to .58400 Hospitalization
\$ 6.00 to .58901 Employee Assistance Program

A1990-CONTINGENT FUND GENERAL

\$30,718.00 from .54000 Contractual Expenses

A1040-LEGISLATIVE BOARD:

\$ 1,159.00 to .51018 Clerk of Board
\$ 500.00 from .58100 NYS Retirement
\$ 89.00 to .58200 Payments to Social Security
\$ 1.00 to .58901 Employee Assistance Program

A1990-CONTINGENT FUND GENERAL

\$749.00 from .54000 Contractual Expenses

A1167-CRIME VICTIMS BOARD:

\$ 1,292.00 to .51480 Clerk of Board
\$ 1,414.00 from .54600 Misc
\$ 22.00 to .58100 NYS Retirement
\$ 99.00 to .58200 Payments to Social Security
\$ 1.00 to .58901 Employee Assistance Program

A1420-COUNTY ATTORNEY

\$ 870.00 to .51061 Secretary to County Attorney
\$ 3,366.00 to .51062 County Attorney
\$ 1,974.00 to .51083 Asst County Attorney
\$ 621.00 to .58100 NYS Retirement
\$ 475.00 to .58200 Payments to Social Security
\$ 1,021.00 from .58400 Hospitalization
\$ 2.00 to .58901 Employee Assistance Program

A1990-CONTINGENT FUND GENERAL

\$6,287.00 from .54000 Contractual Expenses

A3140 - PROBATION

\$ 21,354.00 to .43310 Probation Services (revenue)
\$ 2,065.00 to .51082 Director of Probation
\$ 2,433.00 to .51104 Clerk-Typist

\$ 2,512.00 to .51140 Sr. Typist
\$ 2,538.00 to .51156 Sr. Account Clerk Typist
\$ 54,871.00 to .51308 Probation Officer
\$ 23,384.00 to .51330 Sr. Probation Officer
\$ 13,057.00 to .51340 Probation Supervisor
\$ 5,893.00 to .51691 Probation Assistant
\$ 10,355.00 to .58100 Payments to NYS Retirement System
\$ 8,167.00 to .58200 Payments to Social Security
\$ 14,826.00 from .58400 Hospitalizations
A1990-CONTINGENT FUND-GENERAL
\$ 89,095.00 from .54000 Contractual Expense

A6292 – WFD-APY GRANT:

\$ 1,365.00 to .51123 Account Clerk-Typist
\$ 9,120.00 to .51252 Employment & Training Counselor
\$ 1,850.00 to .51256 Employment & Training Coordinator
\$27,500.00 to .51357 JTPA
\$10,500.00 to .54000 Contractual Expense
\$ 877.00 to .54150 Office Supplies
\$ 200.00 to .54166 Postage
\$ 2,763.00 to .54181 Training Materials
\$ 6,750.00 to .54199 Miscellaneous Expense
\$ 550.00 to .54230 Telephone
\$ 340.00 to .54408 Copier Expense
\$ 600.00 to .54410 Conference
\$ 500.00 to .54485 Travel
\$ 1,234.00 to .58100 Payments to NYS Retirement
\$ 3,048.00 to .58200 Payments to Social Security
\$ 727.00 to .58300 Workers Compensation
\$ 2,013.00 to .58400 Hospitalization
\$ 63.00 to .58600 Disability
\$70,000.00 to .42770 Miscellaneous Revenue
Mr. Plant moved the adoption of the resolution. Seconded by Mr. Lauderdale. Upon roll call, adopted.

RESOLUTION NO. 174-08: AUTHORIZATION TO PAY INSURANCE PREMIUM TO HAYLOR, FREYER AND COON, INC.

Mrs. Collier presented the following:

WHEREAS, Wayne County has received two invoices from Haylor, Freyer and Coon, Inc., with a total amount of Forty Four and 70/100 Dollars (\$44.00) for premiums for adding 2008 Fords #8161, #4035 and #6282 on the New York Auto Commercial Package for the County of Wayne effective December 3, 2007 and December 20, 2007; and

WHEREAS, Wayne County has received an Invoice from Haylor, Freyer and Coon, Inc. in the amount of Four Thousand One Hundred Twelve and 00/100 Dollars (\$4,112) for the renewal of the crime policy to Wayne County for the period of January 1, 2008 – January 1, 2009, and this invoice needs to be paid; now, therefore, be it

RESOLVED, that the Clerk of the Board is hereby authorized to make payment to Haylor, Freyer & Coon, Inc. in the amount of Four Thousand One Hundred Fifty Six and 70/100 Dollars (\$4,156.70) from Account A1910.4300 upon adoption of this resolution.

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

RESOLUTION NO. 175-08: AUTHORIZATION TO EXECUTE RENEWAL CONTRACTS WITH

TYLER TECHNOLOGIES FOR MUNIS SOFTWARE; OPERATING SYSTEM AND DATABASE ADMINISTRATION SUPPORT

Mr. Lyon 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 Tyler Technologies for the following:

1. MUNIS software for the contract period from starting March 17, 2008 to March 16, 2009 at a cost not to exceed \$101,505.00
2. Operating System and Database Administration contract period from starting March 17, 2008 to March 16, 2009 at a cost not to exceed \$23,814.00.

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

RESOLUTION NO. 176-08: AUTHORIZATION TO ENTER INTO A SETTLEMENT WITH TLI SOLUTIONS, INC. C/O FRONTIER CHEMICAL SITE PRP GROUP ADMINISTRATION FUND

Mrs. Collier presented the following:

WHEREAS, an enforcement action has been threatened by the New York State Department of Environmental Conservation ("NYS DEC") with regard to the alleged release of hazardous substances at, and the alleged migration of such hazardous substances from, the former permitted Frontier Chemical Royal Avenue Treatment, Storage and Disposal Facility ("TSDF") in Niagara Falls, New York; and

WHEREAS, there have been on-going efforts of Frontier Chemical Site PRP Group to resolve the matter with the State of New York; and

WHEREAS, it is alleged that as many as 5,000 entities including the Wayne County Board of Elections are alleged to have arranged for the treatment, storage, or disposal of hazardous substances and waste at said site; and

WHEREAS, said parties have been offered a "De-Minimis" cash out opportunity in the amount of a \$2,000 payment which will limit the County's liability regarding this matter; now therefore be it

RESOLVED, that the Chairman of the Wayne County Board Of Supervisors is hereby authorized to execute a settlement and liability release agreement regarding this matter, subject to the County Attorney's approval; and be it further

RESOLVED, that the Wayne the County Treasurer is hereby authorized and directed to issue a check made payable to TLI Solutions, Inc c/o Frontier Chemical Site PRP Group Administration Fund (Tax Id 52-1680438), in the amount of Two Thousand and 00/100 Dollars (\$2,000), from Account No. A1930 (Judgment and Claims), as directed by the Wayne County Attorney.

Mr. Plant asked if the proposed settlement with TLI Solutions Inc. would remove the County from future liabilities. County Attorney Wyner confirmed that it would.

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

RESOLUTION NO. 177-08: APPROVING PROPERTY DAMAGE CLAIM SETTLEMENT - GEICO ON BEHALF OF GREGORY ROZO

Mrs. Collier presented the following:

RESOLVED, that the following property damage claim settlement is hereby approved and the County Treasurer is authorized and directed to pay the settlement from Account No. A1930 (Judgment and Claims) as directed by the County Attorney:

Claimant: Geico, on behalf of Gregory Rozo

Settlement Amount: \$9,645.63

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

RESOLUTION NO. 178-08: AUTHORIZATION TO ENTER INTO AGREEMENTS WITH LU ENGINEERS & CLOUGH HARBOUR & ASSOCIATES

Mr. Lyon presented the following:

WHEREAS, The Wayne County Board of Supervisors requested Request For Proposals from interested engineering firms to provide services regarding proposed County Brownfields projects; and

WHEREAS, said proposals have been reviewed by the Insurance Committee of the Wayne County Board Of Supervisors; and

WHEREAS, said committee recommends that the County engage either Lu Engineers or Clough Harbour & Associates, depending on the nature of the proposed Brownfields project; now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors to 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 either Lu engineers or Clough Harbour & Associates, to provide engineering services for appropriate Brownfield's projects.

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

RESOLUTION NO. 179-08: APPROVING APPLICATIONS FOR CORRECTED TAX ROLLS

Mr. Lyon 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 ARCADIA

2008 Tax Roll
Account No.: 69112-00-307724
Assessed to: Genesee Land Trust, LLC
Corrected Total Tax: \$ 0.00

TOWN OF BUTLER

2008 Tax Roll
Account No.: 77114-00-120279
Assessed to: Homer Ferris
Corrected Total Tax: \$ 739.75

2008 Tax Roll
Account No: 75117-19-624089
Assessed to: Thelma Chestnut
Corrected Total Tax: \$ 93.48

TOWN OF ROSE

2008 Tax Roll
Account No.: 72113-00-720930
Assessed to: Lawrence Waldron

Corrected Total Tax: \$ 2,204.53

2008 Tax Roll
Account No: 73116-19-675066
Assessed to: Gary Poole & Dale Lietchi
Corrected Total Tax: \$ 258.73

TOWN OF SODUS

2008 Tax Roll
Account No. 71119-17-115022
Assessed to: Domenico Bartucca
Corrected Total Tax: \$274.80

2008 Tax Roll
Account No. 71119-19-621030
Assessed to: Kevin Mullaney
Corrected Total Tax: \$4,838.75

2008 Tax Roll
Account No. 71117-00-542358
Assessed to: Vandewalle Fruit Farm
Corrected Total Tax: \$ 0.00

2008 Tax Roll
Account No. 68116-00-495522
Assessed to: Gilbert Ellis
Corrected Total Tax: \$1,499.69

2008 Tax Roll
Account No. 70118-00-319926
Assessed to: Edward Weiss
Corrected Total Tax: \$1,424.24

2008 Tax Roll
Account No. 70118-00-323896
Assessed to: Thomas Ginett
Corrected Total Tax: \$1,902.05

2008 Tax Roll
Account No. 6870118-00-338832
Assessed to: Donna Meyer
Corrected Total Tax: \$2,147.81

2008 Tax Roll
Account No. 70118-00-386916
Assessed to: Walter Kastrup
Corrected Total Tax: \$835.14

2008 Tax Roll
Account No. 70118-00-394968
Assessed to: Walter Kastrup
Corrected Total Tax: \$340.11

2008 Tax Roll

Account No. 70118-00-396855
Assessed to: Richard Sovie
Corrected Total Tax: \$1,055.26

2008 Tax Roll
Account No. 70118-00-420727
Assessed to: Phyllis Lent
Corrected Total Tax: \$553.12

2008 Tax Roll
Account No. 70118-00-426816
Assessed to: William Wheeler
Corrected Total Tax: \$1059.93

2008 Tax Roll
Account No. 70118-00-426883
Assessed to: Alfred Burlew
Corrected Total Tax: \$795.63

2008 Tax Roll
Account No. 70118-00-464850
Assessed to: George Baist
Corrected Total Tax: \$1134.47

2008 Tax Roll
Account No. 70118-00-497759
Assessed to: Phyllis & George Lent
Corrected Total Tax: \$1115.84

2008 Tax Roll
Account No. 70118-00-508790
Assessed to: Martha Yaskow
Corrected Total Tax: \$915.50

2008 Tax Roll
Account No. 70118-00-512837
Assessed to: Donald Ross
Corrected Total Tax: \$1653.96

2008 Tax Roll
Account No. 70118-00-529777
Assessed to: James Steger
Corrected Total Tax: \$1,658.61

2008 Tax Roll
Account No. 69118-17-169058
Assessed to: Jeffrey Pattchett
Corrected Total Tax: \$564.43

2008 Tax Roll
Account No. 67118-00-542582
Assessed to: Daniel & Lori Vanacker
Corrected Total Tax: \$00.00

TOWN OF ONTARIO

2008 Tax Roll

Account No. 64117-00-127202
Assessed to: Ken & Lorraine Guidotti
Corrected Total Tax: \$2243.05

TOWN OF WOLCOTT

2008 Tax Roll

Account No. 75118-00-958684
Assessed to: Lynn Chatfield
Corrected Total Tax: \$878.13

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

RESOLUTION NO. 180-08: TAX REFUND – ERROR ON TAX ROLL

Mr. Lyon 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 ONTARIO

2008 Tax Roll

Account No. 63119-15-706388
Assessed to: Debra Lynn Agostinelli
Refund: \$497.30

2008 Tax Roll

Account No. 63118-18-386136
Assessed to: Charles Crumb
Refund: \$215.61

TOWN OF WOLCOTT

2008 Tax Roll

Account No. 75117-12-968564
Assessed to: Linda Frey
Refund: \$57.56

and be it further

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

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

RESOLUTION NO. 181-08: CONCUR WITH COUNTY TREASURER'S RECOMMENDATION TO WITHDRAW 2009 CANANDAIGUA ROAD; 1156 QUAKER ROAD; QUAKER ROAD PROPERTY OWNED BY DAVID R. MORRISON IN THE TOWN MACEDON FROM FORECLOSURE PROCESS

Mr. Lyon presented the following:

WHEREAS, the County Treasurer has identified certain real property, a copy of which is on file with the Clerk of the Board, that have a barrier to tax enforcement; now, therefore, be it

RESOLVED, that the Board of Supervisors concur with the County Treasurer's recommendation that these real property located at 2009 Canandaigua Road TM #62112-00-307310, 1156 Quaker Road TM#62112-00-239302 and Quaker Road TM# 62112-00-086345 all owned by David R. Morrison in the Town of Macedon be withdrawn from the foreclosure process and that the Town Assessors be directed to place this real property in the exempt portion of the tax roll.

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

RESOLUTION NO. 182-08: AUTHORIZATION TO EXECUTE GRANT APPLICATION TO STUDY PROPERTY TAX ADMINISTRATION

Mr. Lyon presented the following:

WHEREAS, the New York State Office of Real Property Services (ORPS) administers a program to provide grant funding to study implementation of county assessing and coordinated services initiatives; and

WHEREAS, this program provides \$25,000 to develop a study for these initiatives with an additional \$25,000 to be awarded following presentation of the study to the Board of Supervisors; and

WHEREAS, the county desires to apply for this grant for the purpose of funding a study to explore potential cost and efficiency savings through utilizing coordinated assessing services and to develop possible models for implementation; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute any and all documents necessary to apply for, accept, and implement a grant from the Office of Real Property Services Centralized Property Tax Administration Program.

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

RESOLUTION NO. 183-08: URGING NEW YORK STATE LEGISLATURE TO CHANGE FORMULA FOR DETERMINING STAR BENEFITS

Mr. Lyon presented the following:

WHEREAS, Erie, Monroe, Westchester, Onondaga and Wayne Counties share sales tax revenue with school districts; and

WHEREAS, the current STAR benefit system is calculated locally using property tax revenues as the sole local component; and

WHEREAS, the sales tax revenue these counties distribute to local school districts is not credited in the local share for calculation of the STAR benefit; and

WHEREAS, as these counties increase school district funding with sales tax revenues, the state STAR program benefits for residents does not increase; and

WHEREAS, if sales tax amounts were included in the calculation of STAR benefits, county residents would receive an increase of dollars in their STAR benefit without experiencing an increase in their school district tax rates; and

WHEREAS, residents of counties that provide support for school districts, by sharing sales tax revenue, should not be adversely affected or penalized with lower STAR benefits because of the sharing of their counties; and

WHEREAS, changing the formula for calculating STAR benefit amount would return at least \$1.8 million to Wayne County taxpayers; and

WHEREAS, changing the formula for calculating STAR benefits has no impact on school district tax rates and has no adverse impact on Wayne County taxpayers; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors is hereby requesting the New York State Legislature to change the formula for determining STAR benefits to include sale tax revenues shared with school districts; and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor Eliot Spitzer,

Assembly Speaker Sheldon Silver, Majority Leader Joseph Bruno, Assemblyman Robert C. Oaks; Senator Michael F. Nozzolio; County Executives and Board Chairs of Monroe, Erie, Westchester and Onondaga Counties and the New York State Association of Counties.

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

RESOLUTION NO. 184-08: AUDIT OF CLAIMS – FEBRUARY 21, 2008

Mr. Lyon presented the following:

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

RESOLVED, that the following Claims are hereby approved for payment and the Treasurer is hereby authorized and directed to make payment of the same:

1. A Fund	\$ 1,978,594.65
2. D Fund	\$ 581,370.93
3. DM Fund	\$ 131,804.69
4. E Fund	\$ 420,441.91
5. H Fund	\$ 161,865.90
6. MS Fund	\$ 13,246.66
7. S Fund	\$ 415.00
Warrant Total	\$ 3,287,739.74

and be it further

RESOLVED, that the following utilities totaling \$152,989.53, processed pursuant to Resolution No. 176-78, are hereby ratified:

1. A Fund	\$ 108,659.14
2. DM Fund	\$ 7,088.24
3. E Fund	\$ 37,242.15
Utility Total	\$ 152,989.53

and be it further

RESOLVED, that miscellaneous disbursement checks were processed for the following County Departments, totaling \$80,049.92, are hereby ratified:

1. Nursing Home	\$ 74,562.00
2. Sheriff's Office	\$ 4,746.80
3. Social Services	\$ 316.50
4. Wayne Behavioral Health	\$ 79.62
5. Aging and Youth	\$ 345.00
Misc. Disbursement Total	\$ 80,049.92

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

Ms. Park moved, seconded by Mr. Fabino that two (2) resolutions be allowed on the floor under Other Business. Upon roll call, all Supervisors voted aye. Motion carried.

RESOLUTION NO. 185-08: AUTHORIZING REFUND OF BID DEPOSIT FOR REAL PROPERTY AUCTION SALE FOR TAX MAP # 74112-18-355190 – TOWN OF GALEN

Mr. Lyon presented the following:

WHEREAS, pursuant to Resolution No. 669-07, the Wayne County Board of Supervisors offered to sell County property, Tax ID 7112-18-355190, 27 Orchard Street in the Town of Galen; and

WHEREAS, the high bids of Five Hundred and 00/100 Dollars (\$500) and Five Hundred and 00/100 Dollars (\$500) were received from both Matthew Alexander and Patricia DeGrande for said property; and

WHEREAS, that Interim-Real Property Tax Director was authorized to submit said

property for a Sealed Re-bid between Matthew Alexander and Patricia DeGrande; and
WHEREAS, the following bids were received:

TOWN OF GALEN Txm# 74112-18-355190	Name	Bid
	Matthew Alexander	\$ 717.00
	Patricia DeGrande	\$1,100.00

and

WHEREAS, Resolution No. 890-07 accepted the bid of Patricia DeGrande; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is hereby authorized to refund the bid deposits of Matthew Alexander in the amount of \$1,217.00.

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

**RESOLUTION NO. 186-08: AUTHORIZATION TO AMEND COUNTY BUDGET AND
MIGRANT HEALTH PROGRAM CONTRACT AND SUBMIT AMENDED GRANT BUDGET
(Res. 743-06)**

Ms. Park presented the following:

WHEREAS, NYS DOH has added \$18,750 to our existing contract to enhance delivery of health and support/enabling services to Migrant Seasonal Farm Workers and their families by helping to address identified program gaps and service needs; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an amended contract on behalf of Wayne County Public Health, subject to the County Attorneys approval as to form and content, for the period January 1, 2007 – March 31, 2008; and be it further

RESOLVED, that Wayne County Public Health Director is authorized to submit an amended budget; and be it further

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

Account No. A 4011 – Public Health Service

Increase expense .52200 (Office Equip.) by \$2,000

Increase expense .54634 (Migrant Nurse Prog.) by \$16,750

Increase revenue .44630 (Migrant Grant) by \$18,750

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

Mr. Plant addressed the Board to announce the distribution of the proposed changes to the current Rules of Order and to ask for board members to please read through the proposed changes as these will be presented to the appropriate standing committee and on the agenda for the next board meeting.

Chairman Hoffman requested that the Board take a short recess at 9:48 a.m. until the scheduled reading of three Public Hearings, commencing at 10:00 a.m.

The Board resumed regular session at 10:00 a.m.

The Clerk read the following Notice of Public Hearing that was scheduled for 10:00 a.m..

**COUNTY OF WAYNE
NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW
INTRO NO. 1/LOCAL LAW NO. ____ FOR THE YEAR 2008**

NOTICE IS HEREBY GIVEN that the Wayne County Board of Supervisors will hold a public hearing on Thursday, February 21, 2008, at 10:00 a.m. in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local

law:

COUNTY OF WAYNE - STATE OF NEW YORK

A local law amending Law No. 3-2002 as amended by Local Law No. 7-2002, Local Law No. 2-2003, Local Law No. 4-2003, Local Law No. 1-2004, Local Law 2-2004, Local Law No. 3-2004, Local Law No. 5-2004, Local Law No. 5-2005; Local Law No. 6-2005; and Local Law No. 1-2006 entitled "A local law authorizing the Wayne County Industrial Development Agency on behalf of the County of Wayne, to make application for designation of certain areas within the County of Wayne as an Empire Zone"

SECTION 1.

Section 2. of Law No. 3-2002 as amended by Local Law No. 7-2002, Local Law No. 2-2003, Local Law No. 4-2003, Local Law No. 1-2004, Local Law 2-2004, Local Law No. 3-2004, Local Law No. 5-2004 Local Law No. 5-2005; Local Law No. 6-2005; and Local Law No. 1-2006 entitled "A local law authorizing the Wayne County Industrial Development Agency on behalf of the County of Wayne, to make application for designation of certain areas within the County of Wayne as an Empire Zone" is hereby amended to read as follows:

"Section 2.

The boundaries of said certain areas to be included and amended in said Empire Zone shall be as set forth in attached maps/legal descriptions and made a part and amended hereof."

SECTION 2.

This local law shall take effect immediately upon 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.

SECTION 3.

The Commissioner of the New York State Department of Economic Development is hereby requested to revise the boundaries of the Empire Zone in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

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

Dated: February 11, 2008
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

The Chairman opened the floor for public comment and requested persons interested in addressing the Board regarding the proposed Local Law for the Empire Zone to come forth.

No members of the public wished to comment, therefore, the Chairman requested for a motion to close the hearing.

Ms. Park moved, seconded by Mr. Fabino, that the hearing be closed. Upon roll call, carried.

The Clerk read the following Notice of Public Hearing scheduled for 10:05 a.m..

**COUNTY OF WAYNE
NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW
INTRO NO. 2/LOCAL LAW NO. ____ FOR THE YEAR 2008**

NOTICE IS HEREBY GIVEN that the Wayne County Board of Supervisors will hold a public hearing on Thursday, February 21, 2008, at 10:05 a.m. in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

COUNTY OF WAYNE - STATE OF NEW YORK

A local law to approve the allocation of zone lands for Project Blackhawk Manufacturing project for a regionally significant project as determined by the Zone Administrative Board and

the New York State Department of Economic Development Law.

WHEREAS, project Blackhawk is expanding their business activities at a proposed new facility located at 1635 Commons Pkwy in the Town of Macedon, NY; and

WHEREAS, this expansion project will add 291 jobs that support their on-site manufacturing; and

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

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

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

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

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

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

Dated: February 11, 2008
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

The Chairman opened the floor for public comment and requested persons interested in addressing the Board with their comments and concerns on the proposed Local Law to come forth.

No one wished to comment, therefore, the Chairman requested for a motion to close the hearing.

Mr. Kelsch moved, seconded by Mr. LeRoy, that the hearing be closed. Upon roll call, carried.

The Clerk read the Notice of Public Hearing scheduled for 10:10 a.m..

**COUNTY OF WAYNE
NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW
INTRO NO. 3/LOCAL LAW NO. ____ FOR THE YEAR 2008**

NOTICE IS HEREBY GIVEN that the Wayne County Board of Supervisors will hold a public hearing on Thursday, February 21, 2008, at 10:10 a.m. in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

COUNTY OF WAYNE - STATE OF NEW YORK

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

WHEREAS, project Blackhawk is expanding their business activities at a proposed new facility located on Route 31 in the Town of Galen, NY; and

WHEREAS, this expansion project will add 291 jobs that support their on-site manufacturing; and

WHEREAS, the project is not within the Wayne County Empire Zone boundaries; and
WHEREAS, the New York State Department of Economic Development has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Wayne County Empire Zone has determined that the proposed project is eligible for Empire Zones benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; now, therefore, be it
RESOLVED, that the Board of Supervisors of the County of Wayne approves the allocation of zone lands for the proposed expansion of Project Blackhawk manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, said zone lands to constitute the property described in Appendix A hereto; and be it further

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

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

Dated: February 11, 2008
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

The Chairman opened the floor for public comment and requested persons interested in addressing the Board with their comments and concerns on the proposed Local Law to come forth.

No members of the public wished to comment, therefore, the Chairman requested for a motion to close the hearing.

Mr. Plant moved, seconded by Mr. LeRoy, that the hearing be closed. Upon roll call, carried.

ADJOURNMENT:

The next scheduled meeting of the Board is Tuesday, March 18, 2008 at 9:00 a.m.

Ms. Park moved, seconded by Mr. Colacino, that the board adjourn at 10:12 a.m.
Carried.

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