

11th Day  
Tuesday, July 21, 2009  
9:00 a.m.

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

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

Upon roll call, all Supervisors were present.

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

**APPROVAL OF MINUTES:**

Mr. Kelsch moved, seconded by Mrs. Crane, 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 1	Finance	
A13250	Treasurer	64,135.00
A13254	Treasurer	36,665.19
A13554	Assessment - Real Property Tax	1,528.12
A13644	Expenses on Prop Acquired For	3,080.67
A16802	Information Technology	1,606.49
A16804	Information Technology	20,739.89
A19104	Unallocated Insurance	130.59
A19304	Judgments & Claims	8,286.92
A24904	Community College	14,721.93
H19332	Building Renovation Project	74,178.04
H19352	Enhance911Emergency Telephone	66,536.00
H19392	Route 31 Complex	<u>4,526.72</u>
		296,135.56
Committee 2	Public Safety	
A11652	District Attorney	16,360.00
A11654	District Attorney	6,785.95
A11704	Public Defender	11,938.41
A11724	Legal Defense of Indigents	89,322.30
A11734	Wayne Pre-Trial Services, Inc.	9,219.92
A11854	Coroner	8,137.99
A11904	Grand Jury	6,602.13
A31102	Sheriff	1,680.71
A31104	Sheriff	18,818.06
A31112	Sheriff - Recreational Safety	18,772.49
A31114	Sheriff - Recreational Safety	959.07
A31142	Sheriff - Road Patrol	109,625.63
A31144	Sheriff - Road Patrol	8,227.74
A31154	Sheriff - Detective Unit	602.05
A31164	Sheriff - Court Security	235.79
A31174	Animal Abuse Investigations	170.00
A31404	Probation	10,487.06
A31502	Sheriff - Jail	1,751.90
A31504	Sheriff - Jail	55,636.96

A33154	Stop DWI	6,645.94
A34104	Mutual Aid (Fire Coordinator)	1,153.17
A36404	Emergency Management Office	1,250.46
A36424	E911 Communications	12,686.02
A36442	ALS Services	22,774.37
A36444	ALS Services	<u>6,558.17</u>
		426,402.29
Committee 3	Public Works	
A16150	Buildings & Grounds	95.00
A16154	Buildings & Grounds	73,773.23
A16404	Central Garage	9,355.51
A66104	Consumer Affairs (W&M)	336.70
A87304	Soil Conservation	77,947.60
D50104	Highway Administration	283.22
D50204	Highway Engineering	29.64
D51104	Maintenance of Roads & Bridges	577,244.02
D51114	Road Striping & Sign Maint	68,158.67
D51122	Road Construction	406,778.90
DM51304	Road Machinery	<u>88,123.24</u>
		1,302,125.73
Committee 4	Economic Development & Planning	
A56324	Bus Operations	9,594.45
A63264	Economic Development Admin	237,500.00
A64104	Publicity (Tourism)	1,781.66
A64114	Tourism Matching Funds Program	17,953.98
A80204	Planning Board	1,618.61
A81604	Solid Waste Management	236,092.75
A86874	Economic Development Zone Admn	10,662.50
A87544	County Extension Serv	<u>106,161.75</u>
		621,365.70
Committee 5	Government Operations	
A10104	Legislative Board	7,247.64
A10404	Clerk Legislative Board	774.95
A12304	County Administration	270.59
A14104	County Clerk	674.82
A14204	County Attorney	994.84
A14304	Human Resources	1,808.45
A14314	Cafeteria Plan	717.60
A14504	Board of Elections	11,860.96
A16704	Undistributed Meter Postage	20,015.00
A16714	Printing Department	4,081.12
A75104	County Historian	1,366.75
MS17104	Administrative Fees	19,882.72
MS90554	Disability	4,187.50
S17104	Workers' Comp	<u>23,344.38</u>
		97,227.32
Committee 6	Health & Medical Services	
A40102	Public Health	43.88
A40104	Public Health	5,391.11
A40114	Public Health Service	23,526.41
A40164	PH - Early Intervention 0-1	155,203.68
A40174	PH - Child w/Spec Needs 3-5	621,765.95
A40184	Public Health Education	2,847.16
A40194	Wayne Community Nursing Care	39,023.99

A43002	Behavioral Health	16,605.00
A43004	Behavioral Health	127,366.66
A43224	Community Providers	609,697.00
E60002	NH Combined	5,258.04
E60004	NH Combined	<u>298,994.32</u>
		1,905,723.20
Committee 7	Human Services	
A60102	Administration	1,663.82
A60104	Administration	47,389.14
A60704	Purchase of Services	2,540.71
A61094	Family Assistance	40.00
A61294	State Training School	195,391.19
A61404	Safety Net	280.00
A62114	Title V Senior Comm Service	40.88
A62124	WFD/DSS Intensive Employment	976.37
A62144	Economic Opportunity & Develop	464.70
A62164	WFD-DSS TEAP	40.88
A62174	WFD-DSS WAGE SUBSIDY	257.16
A62184	WFD-PROJECT VETERAN RETURN	575.12
A62894	WIA YOUTH STIMULUS FUNDS	337.66
A62924	WFD-APY GRANT	123.20
A62934	WIA Adult	625.16
A62944	WIA Dislocated	1,197.16
A62954	WIA Youth	433.76
A62964	TANF Summer	613.90
A62984	WIA TTA	410.48
A62992	WFD-Administration	7,023.98
A62994	WFD-Administration	40.88
A65104	Veteran Services	5,472.83
A67724	Area Agency on Aging	83,027.41
A73104	Youth Bureau	22,012.90
A73114	Youth Program - Recreation	<u>598.40</u>
		371,577.69
	<b>Warrant Total</b>	<b>\$ 5,020,557.49</b>
	<b>During the Month Utilities</b>	<b>\$ 149,010.13</b>
	<b>Miscellaneous Disbursements</b>	<b>\$ 491,870.00</b>

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

**COMMUNICATIONS:**

The Clerk read the following:

The Sheriff's Report for the month of June 2009 in the amount of \$15,246.89 was received.

A letter was received from Eileen Teeter, retired Wayne County Employee of 34 years, regarding her protest as to the expense of her health care coverage that Wayne County provides compared to her pension that she receives, leaving her very income to live on.

A letter of acknowledgement of the Board's position in reference to Resolution No. 458-09 was received from Assembly Minority Leader Brian Kolb. This Resolution opposed the Senate and Assembly Bills for the amendment in the NYS Labor Law as it pertains to the agricultural industry.

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

**BIDS:**

Public Health

- Transportation of Preschool-Age Children with Physically Handicapping Conditions

Highway Department

- Atlantic Avenue Rehabilitation Project
- County Tank Removal Project

Nursing Home

- Auditing Services

Real Property Tax Services

- Action on Bids as Result of the Real Property Auction Sale

Board of Supervisors

- Lease and Maintenance of Copiers for County Departments

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

**PRIVILEGE OF THE FLOOR:**

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

**RESOLUTION NO. 462-09: AUTHORIZATION TO DECLARE VEHICLES SURPLUS AND TRANSFER VEHICLES TO OTHER COUNTY DEPARTMENTS**

Mr. Lyon presented the following:

WHEREAS, the following vehicles are no longer suitable for use by the Department in which they are currently used but could be used elsewhere; and

WHEREAS, pursuant to vehicle disposition procedure adopted by Resolution No. 128-09; the County Administrator is recommending that the following vehicles be transferred to specified County Departments as follows:

District Attorney

2003 CHEVROLET 2G1WF52E439403691  
Transfer to the Board of Supervisors

Board of Supervisors

2003 FORD 2FAFP71W33X137558  
Transfer to the Wayne County Nursing Home

now, therefore, be it

RESOLVED, that the vehicles listed above are hereby transferred to the designated county departments as recommended; and be it further

RESOLVED, that the vehicle listed below is hereby declared surplus and is to be disposed of in accordance with the Surplus Vehicle Disposition Procedure Outlined in Resolution No. 128-09:

Wayne County Nursing Home

1999 FORD 2FAFP71WXXX196953

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

**RESOLUTION NO. 463-09: AUTHORIZATION TO AWARD CONTRACT FOR THE LEASE AND MAINTENANCE OF COPIERS FOR WAYNE COUNTY DEPARTMENTS FOR THE PERIOD JANUARY 1, 2010 TO DECEMBER 31, 2013**

Mrs. Collier presented the following:

WHEREAS, Resolution No. 321-09 authorized the county to advertise for bids for the lease and maintenance of copiers for Wayne County Departments for the period January 1,

2010 to December 31, 2013; and

WHEREAS, the County of Wayne received 3 Bid packages for the lease of all copiers for a 48 month period; and

WHEREAS, based on the bids received the County will award said bid, now therefore be it

RESOLVED, that the County of Wayne awards Toshiba Business Solutions, 150 Metro Park, Rochester, New York, the bid for all copiers in Wayne County for the next 48 months beginning January 1, 2010. The award is for the following:

45 cpm copier \$105.50 per month lease  
35 cpm copier \$ 84.00 per month lease  
25 cpm copier \$ 81.50 per month lease

.00575 cost per copy

\$12.00 add on fax option  
\$ 0.00 add on scanning option  
\$ 0.00 add on printing option  
\$28.00 add on enhanced scanning option  
\$ 0.00 add on envelope printing

OTHERS BIDDING BUT NOT AWARDED THE BID:

Xerox Corporation  
Eastern Copy Products

and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign and agreement, based upon the review and approval of the County Attorney, with Toshiba Business Solutions beginning January 1, 2010 and ending December 31, 2013.

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

**RESOLUTION NO. 464-09: AUTHORIZATION TO PURCHASE DIGITAL DUPLICATOR AND AMEND 2009 COUNTY BUDGET FOR THE PRINTING DEPARTMENT**

Mr. Lyon presented the following:

WHEREAS, the current duplicator (Risograph) located in the printing Department is 15 years old and the vendor has ceased to make replacement parts for this machine; and

WHEREAS, the County has determined that a duplicator machine is required if you are going to be in the printing business as it is used for envelope printing, NCR copies which is approximately 65% of the printing work completed in a year; and

WHEREAS, the County's costs for these services are equal to or less than the most recent WFL BOCES bid for this type of printing; now therefore be it

RESOLVED, that the Printing Department be authorized to purchase the following of NYS Contract #PC59470:

1 Standard SD460 Digital Duplicator \$7,022.70  
1 Platen Cover\$ 86.25  
1 ADF Feeder \$1,023.75  
1 Cabinet\$ 280.50  
1 Extra Drum for Color (11 x 17)\$1,166.25

and be it further

RESOLVED, that the County Treasurer is hereby directed to make the following amendment to the 2009 County Budget:

**A1990-CONTINGENT FUND GEN:**  
\$9,579.45 from .54000 Contractual Expense

**A1671-PRINTING DEPARTMENT:**

\$9,579.45 to .52500 Other Equipment

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

**RESOLUTION NO. 465-09: AUTHORIZATION TO AMEND RESOLUTION 313-09 CONTRACTING WITH FISCAL ADVISORS**

Mr. Lyon presented the following:

WHEREAS, Resolution 313-09 authorized the County of Wayne to enter into a contract with Fiscal Advisors in relation to a bond issue for the re-construction work at the old Nursing Home Building; and

WHEREAS, the scope of the project is now more clearly defined; and

WHEREAS, Fiscal Advisors has provided the county with its fee schedule for services; now, therefore, be it

RESOLVED; Resolution 313-09 be amended to increase the amount of the contract from \$9,000 to up to \$18,500 per the following fee schedule:

Issuance of Serial Bonds:

One quarter of one percent (.25%) for the first three million dollars (\$3,000,000) par value of bonds issued plus one tenth of one percent (.1%) for each million dollars or fraction thereof in excess of the first three million dollars.

Issuance of notes in the public market via the distribution of a Note Official Statement and Notice of Sale/Bid form:

Fee not to exceed \$6,400.

Issuance of notes in the public market via the distribution of only a Notice of Sale/Bid Form: Fee not to exceed \$1,500.

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

**RESOLUTION NO. 466-09: AUTHORIZATION TO CONTRACT WITH INDUSTRIAL APPRAISAL COMPANY TO UPDATE THE INVENTORY OF FIXED ASSETS FOR WAYNE COUNTY**

Mr. Lyon presented the following:

WHEREAS, the County of Wayne wishes to keep its fixed asset inventory up to date; and

WHEREAS, the last physical inventory of the County of Wayne's Fixed Assets occurred in 2002; now, therefore, be it

RESOLVED, the County of Wayne hereby accepts the proposal from Industrial Appraisal Co. to perform this update; 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 Industrial Appraisal Company at a cost not to exceed \$17,700.

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

**RESOLUTION NO. 467-09: ACTION ON BIDS AS RESULT OF THE REAL PROPERTY AUCTION SALE**

Mr. Lyon presented the following:

WHEREAS, pursuant to Resolution No. 323-09 certain properties acquired by the County by tax deed were auctioned at the public sale held June 17, 2009; and

WHEREAS, such properties were auctioned subject to approval and acceptance of the bids by the Board of Supervisors; and

WHEREAS, the Finance Committee of the Board of Supervisors has reviewed all bids and

recommends the bids set forth below be accepted; and

WHEREAS, the bidder of parcel map number 75117-16-838422, Todd Palmer has requested that said bid be withdrawn and the Finance Committee of the Board of Supervisors having approved said request and the Finance Committee having further recommended that said property be offered to the second bidder; and

WHEREAS, in the best interest of the County, the Finance Committee recommends the rejection of the bids placed by Brian D. Manktelow on parcels 71111-09-228614 and 69113-00-955004; and

WHEREAS, after considerable deliberations, the Finance Committee recommends the rejection of the bid placed by Jason Palmer on parcel 68111-18-497014, now, therefore, be it

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

RESOLVED, that it is the determination of the Board of Supervisors, in the best interest of the County to allow the bid placed by Todd Palmer on property parcel map number 75117-16-838422 to be withdrawn as recommended by the Finance Committee; and be it further

RESOLVED, that it is the determination of the Board Of Supervisors in the best interest of the County to reject the bids placed by Brian D. Manktelow on parcels 71111-09-228614 and 69113-00-955004; and be it further

RESOLVED, that it is the determination of the Board of Supervisors in the best interest of the County to reject the bid placed by Jason Palmer on parcel 68111-18-497014; and be it further

RESOLVED, the Wayne County Treasurer is hereby authorized and directed to return the deposit of Todd Palmer in the amount of \$3,300, the deposit amounts of \$750 and \$2,125, respectively to Brian D. Manktelow and the deposit of \$4,300 to Jason Palmer; and be it further

RESOLVED, that parcel map number 75117-16-838422 be offered to the second bidder for the amount of \$14,500, parcel number 71111-09-228614 be offered to the second bidder for the amount of \$700 and parcel number 69113-00-955004 be offered to the second bidder for the amount of \$3,000.

<b>TOWN</b>	<b>PROPERTY TAX#</b>	<b>BIDDER NAME &amp; ADDRESS</b>	<b>BIDDER PRICE</b>
ARCADIA	67110-00-566665	Gary P. LaClair 5688 Tellier Road Newark, NY 14513	\$1,000
ARCADIA	67111-00-931710	Lisa Keshel 1400 Rte 96 A3 Waterloo, NY 13165	\$7,000
ARCADIA	67111-18-286059	Brenda Miller Ridley 933 Floodman Road Palmyra, NY 14522	\$1,200
ARCADIA	68113-00-838512	Francis T. Graham 3443 Lovers Lane Rose, NY 14542	\$9,000
BUTLER	76116-00-776736	Jon & Karen Merrell	\$26,000

		12600 VanVleck Road Wolcott, NY 14590	
GALEN	74112-14-347354	Michael T. Bricco 13883 Route 31 Savannah, NY 13146	\$1,700
GALEN	74112-14-393474	Networth Inc. 1336 Ridge Road Ontario, NY 14519	\$325
GALEN	75110-00-585655	Kathy McCarthy 7730 East Port Bay Road Wolcott, NY 14590	\$14,000
HURON	75119-00-292675	Thomas Telfer & Robert Krieger 10 Sanhurst Drive Scottsville, NY 14546	\$1,050
LYONS	71111-09-006653	Lucas Dobbins & Robert Lemmon 63 William Street Lyons, NY 14489	\$275
LYONS	71111-05-074769	Lisa Keshel 1400 Rte 96 A3 Lyons, NY 14489	\$5,500
LYONS	71111-05-223984	Gail Dickinson 3790 Ridge Road Williamson, NY 14589	\$50
LYONS	71111-13-134499	George Hetelekides 3572 Middle Cheshire Road Canandaigua, NY 14424	\$6,500
LYONS	71114-00-178679	Keith Gardner 8561 Ackermann Road Lyons, NY 14489	\$600
MACEDON	61112-19-560126	Russell Campbell & Kim Anderson 3379 Wal-Pal Road Walworth, NY 14568	\$4,500
MACEDON	63111-00-947757	Brad Jacobs 1516 Magog Road Macedon, NY 14502	\$20,500
MACEDON	64112-00-126212	Matthew Alexander 6128 Eddy Road Williamson, NY 14589	\$1,700
MACEDON	64114-00-572580	Casey & Dean Leeson 6394 E. Townline Road Williamson, NY 14589	\$500

MARION	66114-00-622284	Kathy McCarthy 7730 East Port Bay Road Wolcott, NY 14590	\$85,000
PALMYRA	64111-11-733550	LENMAR INC P O Box 546 Penfield, NY 14526	\$22,500
PALMYRA	65111-09-100737	Raymond Snyder 334 Kent Street Palmyra, NY 14522	\$30,000
PALMYRA	64111-12-900706	David & Nina Corea 3091 Sherwood Road Palmyra, NY 14522	\$500
PALMYRA	66112-00-779520 & 66112-00-786522	Donald Woodard 6737 Lakeview Road Sodus, NY 14551	\$50
ROSE	71116-00-896077	Jason Sloan 8052 Chimney Heights Blvd Wolcott, NY 14590	\$325
ROSE	75114-00-086843	Jon & Karen Merrell 12600 VanVleck Road Wolcott, NY 14590	\$300
SODUS	69117-06-257958	Eugene & Carrie Martin 4074 Covell Road Clyde, NY 14433	\$7,750
SODUS	69117-06-288967	Yu Alice Gao 22 West 5 <sup>th</sup> Street Corning, NY 14830	\$3,000
SODUS	70119-20-750215	Francis & Dave Graham 3443 Lovers Lane Rose, NY 14542	\$2,000
SODUS	71118-09-036625	Gary Crippler 352 Macedon Ctr. Rd. Fairport, NY 14450	\$7,750
SODUS	69118-18-382115	Donald Woodard 6737 Lakeview Sodus, NY 14551	\$850
SODUS	70116-00-588699	Jose Jesus & Maria Miranda 6863 Rotterdam Road Sodus, NY 14551	\$4,000
SODUS	71116-00-720572	Catherine & Allyn Ginett	\$4,750

		8625 York Settlement Road North Rose, NY 14516	
WILLIAMSON	65117-12-980501	Casey & Dean Leeson 6394 E. Townline Road Williamson, NY 14589	\$26,000
WILLIAMSON	67117-05-167913 & 67117-05-167922	Curtis & Cynthia Turner P O Box 325 Sodus, NY 14551	\$625
WOLCOTT	76117-00-940471	Charles Crisell 1230 State Route 88 Phelps, NY 14532	\$5,700
WOLCOTT	78120-00-337430	Christopher Drogi 14424 West Port Bay Road Sterling, NY 13156	\$1,200

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

**RESOLUTION NO. 468-09: 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 ARCADIA

2007 Tax Roll

Account No.	68115-00-811234	
Assessed to:	Victor & Susan Epstein	
Total Tax Difference:	\$177.31	Total County Tax Difference: \$118.72
Refund:	\$177.31	

TOWN OF ARCADIA

2008 Tax Roll

Account No.	68115-00-811234	
Assessed to:	Victor & Susan Epstein	
Total Tax Difference:	\$172.95	Total County Tax Difference: \$110.58
Refund:	\$172.95	

TOWN OF ARCADIA

2009 Tax Roll

Account No.	68115-00-811234	
Assessed to:	Victor & Susan Epstein	
Total Tax Difference:	\$168.70	Total County Tax Difference: \$103.86

Refund: \$168.70

TOWN OF WOLCOTT

2009 Tax Roll

Account No. 78117-00-103937

Assessed to: Bessie Riley

Total Tax Difference: \$531.68 Total County Tax Difference: \$148.69

Refund: \$531.68

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

**RESOLUTION NO. 469-09: ACCEPTING BIDS FOR CERTAIN REAL PROPERTY PARCELS**

Mr. Lyon presented the following:

WHEREAS, pursuant to direction from the Finance Committee, the Real Property Tax Director offered to adjoining landowners certain remaining real property parcels that were not bid upon and the first or second bidders failed to complete their contract, resulting from the 2009 Tax Foreclosure Auction held on June 17, 2009; and

WHEREAS, the bids have been opened and reviewed by the Finance Committee with each recommending that the bids set forth below be accepted; now, therefore, be it

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

TOWN	PROPERTY ID	BIDDER	BID PRICE
Galen	72112-00-297150	No Bid	
*V. of Sodus/Sodus	69117-05-187866	Todd Anderson	\$701.25
*V. of Sodus/Sodus	69117-05-187872	7834 Morley Road Sodus, NY 14551	

\*Note will be sold together

RESOLVED, that the Wayne County Treasurer is hereby authorized and directed to return all funds deposited by those individuals who's bids were rejected.

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

**RESOLUTION NO. 470-09: AUTHORIZATION FOR DIRECTOR OF INFORMATION TECHNOLOGY TO ATTEND USER/TRAINING CONFERENCE**

Mr. Lyon presented the following:

WHEREAS, the Director of Information Technology desires to attend a User/Training conference sponsored by MUNIS; and

WHEREAS, the conference is scheduled for October 25 through October 28, 2009; and

WHEREAS, the conference will contribute to the continued professional development of the IT Director; and

WHEREAS, the conference will educate one on increasing the efficiency and

effectiveness of our MUNIS applications; now, therefore, be it

RESOLVED, that the Director of Information Technology is hereby authorized to attend the Connect2009 conference, in Orlando, FL from October 25 through October 28, 2009 at a total cost not to exceed \$1,560 coming from Account No. A16804-54410 (Conference).

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

**RESOLUTION NO. 471-09: APPROVING SALE OF TAX DEED PROPERTY – LUIS A. ACOSTA AND LAURA ACOSTA**

Mr. Lyon presented the following:

WHEREAS, the County of Wayne has acquired title by tax deed to a parcel that was sold at the Real Property Tax Foreclosure Sale on June 17, 2009, being located at 245 East Miller Street in the Town of Arcadia, Tax Map #68111-18-497014; and

WHEREAS, prior deed holder, Luis A. Acosta and Laura Acosta, his wife, having offered to purchase the property back from the County for the amount of the taxes, penalties, and interest owing in the amount of (\$9,129.38) and the County having received said amount; and

WHEREAS, Luis A. Acosta and Laura Acosta, his wife, agree that the County of Wayne will reinstate all prior liens and mortgages that were on said property at the time said property was conveyed to the County on June 16, 2009; now, therefore, be it

RESOLVED, that the sale of property being located at 245 East Miller Street in the Town of Arcadia, Tax Map #68111-18-497014 to Luis A. Acosta and Laura Acosta, his wife, for the amount of \$9,129.38 with the Wayne County Treasurer, plus payment of all filing fees, is hereby approved and the Chairman of the Board of Supervisors, on behalf of the County, is hereby authorized and directed to execute all documents related to said sale, subject to the County Attorney's approval as to form and content and to deliver a quit-claim deed for the property in accordance with the terms and conditions of sale; and be it further

RESOLVED, that all prior liens and mortgages on said property at the time said property was conveyed to the County on June 16, 2009 will be reinstated; and be it further

RESOLVED, that the bid submitted by Jason Palmer, in the amount of \$25,000, for said property is hereby rejected, and the Wayne County Treasurer is hereby directed to return the bid deposit.

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

**RESOLUTION NO. 472-09: AUTHORIZATION FOR THE DISTRICT ATTORNEY TO APPLY FOR AID TO PROSECUTION GRANT FOR THE PERIOD APRIL 1, 2009 TO MARCH 31, 2010**

Mrs. Bender presented the following:

WHEREAS, the District Attorney has been notified that the County of Wayne may be eligible for an Aid to Prosecution Grant in the amount of \$35,300.00 with no matching funds for the period of 4/1/09 to 3/31/10; and

WHEREAS, the District Attorney has applied for and received said Grants when made available; now therefore be it

RESOLVED, that the District Attorney is authorized to apply for a \$35,300 Aid to Prosecution Grant with no matching funds for the period of 4/1/09 to 3/31/10; and further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute all necessary documents to implement the grant for the period of 4/1/09 to 3/31/10 on behalf of the County, subject to the County Attorney's approval as to form and content, with the New York State Division of Criminal Justice Services.

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

**RESOLUTION NO. 473-09: AUTHORIZATION TO ENTER INTO THE NYS OFFICE OF HOMELAND SECURITY 2009 TECHNICAL RESCUE & USAR GRANT PROGRAM**

Mrs. Bender presented the following:

WHEREAS, Cayuga County will be the submitting partner and Wayne and Seneca Counties will be participating counties; and

WHEREAS, this grant will promote development of regional partnership among local entities that provide targeted technical rescue services; and

WHEREAS, this grant focuses on technical rescue and USAR (urban search and rescue) involving structural collapse, trench, confined space, swift water or rope rescues in an all-hazards environment; and

WHEREAS, this grant will be used for the above mentioned training and required equipment; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to sign any documentation necessary to execute Wayne County as a participating partner in this grant and be it known, that no county monies will be expended.

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

**RESOLUTION NO. 474-09: AUTHORIZATION TO DECLARE EQUIPMENT SURPLUS FOR PUBLIC DEFENDER'S OFFICE**

Mrs. Bender presented the following:

WHEREAS, the Wayne County Public Defender's Office received a grant from the New York State Division of Criminal Justice Services that ran through March 31, 2009, which provided funding to include updating equipment for the Public Defender's Office; and

WHEREAS, the Public Defender's Office currently has the following items of equipment that they would like

to declare surplus and moved to the offices of Wayne County Information and Technology:

One (1) Minolta Copier, DiAlta Di250/Di350

Six (6) Dell Monitors

One (1) PC Warehouse Computer, I.D. # 001263

now, therefore, be it

RESOLVED, that the above-referenced equipment shall be turned over the Wayne County Information and Technology Department as surplus equipment.

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

**RESOLUTION NO. 475-09: AUTHORIZATION TO TRANSFER FUNDS FOR THE PUBLIC DEFENDER'S BUDGET**

Mrs. Bender presented the following:

WHEREAS, the Wayne County Public Defender's Office received a grant from the New York State Division of Criminal Justice Services (DCJS) in the sum of \$291,000 that ran from April 1, 2007 through March 31, 2009, and WHEREAS, at the conclusion of budget year 2008, the unspent grant funds were estimated at \$100,000, with \$75,000 of that sum being entered into the 2009 budget for the Public Defender's Account No. A11704 under line item 54500 to cover expenses through the end of the of the DCJS grant period of March 31, 2009; and

WHEREAS, authorization is hereby requested for the Wayne County Treasurer to transfer the sum of \$4,365.40 from line item 54500 to line item 54483 to cover DCJS expenses made through March 31, 2009; now, therefore, be it

RESOLVED, that the Wayne County Treasurer is authorized to transfer the sum of \$ 4,365.40 from account number A1170 line item 54500 to line item 54483 to replenish DCJS expenses.

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

adopted.

**RESOLUTION NO. 476-09: AUTHORIZATION TO EXECUTE INTENSIVE SUPERVISION PROGRAM AGREEMENT WITH NEW YORK STATE**

Mrs. Bender presented the following:

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

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an agreement on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State Division of Probation and Correctional Alternatives for the allocation of \$20,022.00 in State Aid for the period January 1, 2009 - December 31, 2009.

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

**RESOLUTION NO. 477-09: AUTHORIZATION TO EXECUTE PROBATION ELIGIBLE DIVERSION PROGRAM AGREEMENT WITH NEW YORK STATE**

Mrs. Bender presented the following:

WHEREAS, the New York State Division of Probation and Correctional Alternatives ("NYSDPCA") has approved Wayne County's Probation Eligible Diversion Program ("PED"); now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute an agreement on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State Division of Probation and Correctional Alternatives for the allocation of \$23,594 in State Aid for the period 1/1/09 - 12/31/09.

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

**RESOLUTION NO. 478-09: AUTHORIZATION TO EXECUTE CONTRACT #T580877 "ENHANCED SUPERVISION OF SEX OFFENDERS"**

Mrs. Bender presented the following:

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

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute said contract on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State Division of Probation and Correctional Alternatives for an estimated allocation of up to \$26,788 Said contract period is April 1, 2009 to March 31, 2010.

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

**RESOLUTION NO. 479-09: AUTHORIZATION TO EXECUTE LETTER OF APPROVAL FOR STATE AID FOR PROBATION SERVICES**

Mrs. Bender presented the following: Brief Explanation:

WHEREAS, the New York State Division of Probation and Correctional Alternatives ("NYSDPCA") has advised Wayne County that the Department of Probation's maximum projected State Aid for Probation Services allocation is \$246,804 for State Fiscal year 2009-2010; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute the Letter of Approval on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State

Division of Probation and Correctional Alternatives for the allocation of State Aid for the State Fiscal Year 2009-2010.

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

**RESOLUTION NO. 480-09: AUTHORIZATION TO APPLY FOR FEDERAL GRANT FOR THE PURCHASE OF SCUBA RELATED EQUIPMENT**

Mrs. Bender presented the following:

WHEREAS, the Wayne County Sheriff's Office has been notified that it is eligible to receive funds for the purchase of SCUBA related equipment under the FEMA 2009 American Recovery and Reinvestment Act (ARRA) Port Security Grant Program (PSGP) with no matching funds; and

WHEREAS, the County has the need for an additional SCUBA equipment; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to apply for grant funds available within the 2009 American Recovery and Reinvestment Act Port Security Grant Program with no matching funds.

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

**RESOLUTION NO. 481-09: AUTHORIZATION TO ADVERTISE FOR BIDS FOR DRY CLEANING FOR SHERIFF'S OFFICE**

Mrs. Bender presented the following:

WHEREAS, per negotiated agreements the Wayne County Sheriff Department must dry cleaning services for uniforms for staff covered by said agreements; and

WHEREAS, the current contract for uniforms expired on December 31, 2008; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized to advertise for bids for dry cleaning services for the Sheriff's Office in accordance with specifications prepared by the Sheriff's Office 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 designed and directed to publicly open the bids at the time specified in the Advertisement for Bids, and to present a record of the bids at the next meeting of the Board of Supervisors following the bid opening.

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

**RESOLUTION NO. 482-09: AUTHORIZATION TO APPLY FOR FEDERAL GRANT FOR THE PURCHASE OF CANINE RELATED EQUIPMENT WITH A NYS OFFICE OF HOMELAND SECURITY 2009EXPLOSIVE DETECTION CANINE TEAM GRANT**

Mrs. Bender presented the following:

WHEREAS, the Wayne County Sheriff's Office has been notified that it is eligible to receive funds for the purchase of Canine related equipment under the NYS Office of Homeland Security 2009 Explosive Detection Canine Team Grant Program with no matching funds; and

WHEREAS, the County has the need for Canine related equipment; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to apply for grant funds available within the 2009 Explosive Detection Canine Team Grant Program with no matching funds.

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

**RESOLUTION NO. 483-09: AUTHORIZATION TO ADVERTISE FOR BIDS FOR UNIFORMS FOR THE SHERIFF'S OFFICE**

Mrs. Bender presented the following:

WHEREAS, per negotiated agreements the Wayne County Sheriff Department must

supply uniforms for staff covered by said agreements; and

WHEREAS, the current contract for uniforms expired on March 31, 2009; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized to advertise for bids for uniform purchases for the Sheriff's Office in accordance with specifications prepared by the Sheriff's Office 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 designed and directed to publicly open the bids at the time specified in the Advertisement for Bids, and to present a record of the bids at the next meeting of the Board of Supervisors following the bid opening.

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

**RESOLUTION NO. 484-09: AUTHORIZE EXECUTION OF CONTRACT FOR CRIME VICTIMS BOARD**

Mrs. Bender presented the following:

WHEREAS, the State of New York has approved a three year VOCA grant application for Wayne County; and

WHEREAS, the State of New York requires an annual application for the continuation of funding for the Wayne County Crime Victim/Witness Services Program; and

WHEREAS, the amount awarded for 2009-2010 is set aside at \$45,070; and

WHEREAS, the grant requires at least a 20% local match; and

WHEREAS, the amount of \$11,204 is required to meet on-going expenses; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a Continued Funding Application on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content, with the New York State Crime Victims Board for the continuation of Wayne County's Crime Victim/Witness Services program; and be it further

RESOLVED that the application is in the amount of \$58,216.00 of which \$45,070.00 is reimbursed for the period October 1, 2009 to September 30, 2010.

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

**RESOLUTION NO. 485-09: AUTHORIZATION TO TRANSFER SURPLUS VEHICLE TO CENTRAL GARAGE**

Mr. LeRoy presented the following:

WHEREAS, a 1998 Blue Chevy Cavalier has been declared surplus by Public Health; and

WHEREAS, Central Garage has indicated a need for said vehicle; now, therefore, be it

RESOLVED, that the following surplus vehicle, declared surplus in Resolution No. 361-09, be transferred to the Wayne County Central Garage for use as a loaner/pool vehicle:

1998 Chevy Cavalier VIN # 1G1JCS245W7277616.

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

**RESOLUTION NO. 486-09: AUTHORIZATION TO ACCEPT LOW BID FOR THE ATLANTIC AVENUE REHABILITATION PROJECT**

Mr. LeRoy presented the following:

WHEREAS, this project is funded with 100 % Federal Stimulus Funds (ARRA); and

WHEREAS, the Clerk of the board of Supervisors has duly advertised for bids for the Atlantic Avenue Rehabilitation Project (D51122.52621) for the County Highway Department, and the bids were opened on Monday, June 22, 2009 at 10:00 a.m. and the following bid was received:

Midland Asphalt	Material, Inc.	\$88,962.40
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now, therefore, be it

RESOLVED, that the bid submitted by Midland Asphalt Materials, Inc. of Tonawanda, New York, in accordance with the specification, is hereby accepted in the amount not to exceed \$88,962.40, subject to Midland Asphalt Material, Inc. approval; 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 Midland Asphalt Materials, Inc. in accordance with the bid acceptance.

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

**RESOLUTION NO. 487-09: AUTHORIZATION TO ENTER AGREEMENT WITH LU ENGINEERS FOR THE CONSTRUCTION ADMINISTRATION SERVICES FOR THE COUNTY TANK REMOVAL PROJECT**

Mr. LeRoy presented the following:

WHEREAS, the scope of work for the construction administration plan has been reviewed and approved by the County Highway Superintendent; and

WHEREAS, a fee amount not to exceed of \$15,000 has been negotiated with Lu Engineers; 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 Lu Engineers for the Construction Administration Services for the County Tank Removal; and be it further

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

**A1990-CONTINGENT FUND GEN:**

\$15,000.00 from .54000 Contractual Expense

**A9901 – INTERFUND TRANSFERS:**

\$15,000.00 to .59400 Transfer-Machinery

**DM5130 – ROAD MACHINERY:**

\$15,000.00 to .54000 Contractual Expense

**DM9999 – OTHER:**

\$15,000.00 to .45031 Interfund Transfers

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

**RESOLUTION NO. 488-09: AUTHORIZATION TO ACCEPT LOW BID FOR COUNTY TANK REMOVAL PROJECT AND AMEND BUDGET**

Mr. LeRoy presented the following:

WHEREAS, the Clerk of the Board of Supervisors has duly advertised for bids for the removal of eight (8) underground tanks for the County Tank Removal Project for the County Highway Department, and the bids were opened on Monday, June 6, 2009 at 1:00 p.m. and the following bid was received:

SAW Environmental Services Inc.       \$22,100  
672 Frey Road  
Macedon, NY 14502

RESOLVED, that the bid submitted by SAW Environmental Services of Macedon, NY, in

the amount of \$22,100 in accordance with the specifications, is hereby accepted; and be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract on behalf of the County of Wayne, subject to the county Attorney's approval as to form and content with SAW Environmental Services, in accordance with the bid acceptance; and be it further

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

**A1990- CONTINGENT FUND GEN:**

\$22,100.00 from .54000 Contractual Expenses

**A9901 - INTERFUND TRANSFER:**

\$22,100.00 to .59400 Transfer-Machinery

**DM5130 - ROAD MACHINERY:**

\$22,100.00 to .54000 Contractual Expense

**DM9999 – OTHER:**

\$22,100.00 to 45031 Interfund Transfers

and be it further

RESOLVED, that after consulting with the County Administrator and the Public Works Committee Chairperson, the Highway Superintendent is hereby authorized to remove any contaminated soil material that is encountered during the project.

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

**RESOLUTION NO. 489-09: AUTHORIZATION TO CREATE PETTY CASH FUNDS FOR THE HIGHWAY DEPARTMENT**

Mr. LeRoy presented the following:

WHEREAS, the County Highway Department has had occasions where they have needed a petty cash fund; now, therefore, be it

RESOLVED, that the Wayne County Highway Department is hereby authorized to create a petty cash fund in the amount of \$75.00; and be it further

RESOLVED, that funds in the amount of \$75 are to be taken from Account No. D50104.54600 Miscellaneous.

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

**RESOLUTION NO. 490-09: AUTHORIZATION TO AMEND H1933 BUILDING RENOVATION PROJECT BUDGET**

Mr. LeRoy presented the following:

WHEREAS, H1933 Building Renovation Project Budget has been used for the various projects in the rehab of the old Nursing Home in the past; and

WHEREAS, the some line items have been overdrawn and others have excess funding and it is desirous that all these line items be closed out prior to the time renovation of the old Nursing Home begins; now, therefore be it

RESOLVED, that the County Treasurer is hereby authorized to amend the 2009 County Budget for H1933 Building Renovation Project as follows:

**H1933-BUILDING RENOVATION PROJECT:**

\$ 564,400.00 from .52569 Asbestos Removal

\$ 537,071.20 to .52569 B1006 Asbestos Removal

\$ 62,123.91 to .52572 QRA03 Consultants-Managers-COB

\$1,030,964.00 from .52574 Consultants-Managers

\$1,030,964.00 to .52574 B1006 Consultants-Managers

\$ 1,000.00 from .52575 Printing-Advertising  
\$ 10,173.17 to .52575 B0106 Printing-Advertising  
\$ 953.25 to .52575 B1006 Printing-Advertising  
\$44,921.53 from .52700 Capital Construction

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

**RESOLUTION NO. 491-09: AUTHORIZATION TO CONTRACT WITH SIEMENS' BUILDING TECHNOLOGIES, INC.**

Mr. LeRoy presented the following:

WHEREAS, Siemens Building Technologies' Inc. is the manufacturer of our Health Services Building HVAC operating control system; and

WHEREAS, the current contract expired on May 31, 2009 and the County is desirous of entering into another agreement for these services; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign an agreement with Siemens Building Technologies, subject to approval of the County Attorney as to form and content; and further be it

RESOLVED, said contract will be for a term of three years beginning June 1, 2009 and ending May 31, 2012 at the following cost per year:

06/01/09 to 05/31/10	\$5,964.00
06/01/10 to 05/31/11	\$6,144.00
06/01/11 to 05/31/12	\$6,336.00

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

**RESOLUTION NO. 492-09: AUTHORIZATION TO AMEND STATE ADMINISTRATIVE FUNDING APPLICATION FOR 2008 – 2009 CONTRACT FOR WAYNE COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

Mr. Spickerman presented the following:

WHEREAS, Wayne County received designation of an Empire Zone and Resolution 833-02 established the Empire Zone Administrative Board; and

WHEREAS, the Wayne County Industrial Development Agency oversee the program and has received the State Administrative Funding Application for the 2008-2009 contract period for a contract amount of \$21,229; and

WHEREAS, the 08-09 contracts include performance standards and the funding allocations for this contract year (08-09) were based on each zone's performance evaluation during the 07-08 contract period; now, therefore, be it

RESOLVED, that the Wayne County Board of Supervisors directs and authorizes the application and the subsequent contract with Empire State Development.

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

**RESOLUTION NO. 493-09: ACCEPT BID FOR RED CREEK RAILROAD BRIDGE REHABILITATION AND AUTHORIZE AGREEMENT WITH RED CREEK SNOWMOBILE CLUB TO SUBSIDIZE ADDITIONAL COSTS FOR PROJECT**

Mr. Spickerman presented the following:

WHEREAS, Resolution No. 874-03 authorized Wayne County to accept an award from the NYS Office of Parks, Recreation and Historic Preservation Recreational Trails Grant Program (the grant) in the amount of \$70,000 and authorized the establishment of a capital project account for the same amount; and

WHEREAS, Resolution No. 51-04 authorized the closure of all capital project accounts and the establishment of a Capital Reserve Fund A878, where funds from this project were deposited; and

WHEREAS, the grant is to be used to rehabilitate a former railroad bridge in the Village of

Red Creek to complete the northern rail trail corridor connection to the Cayuga County trail system; and

WHEREAS, the Highway Superintendent has calculated a materials cost of \$71,733.65 for the bridge deck, walkway, rails, curbs and steel beams based upon current materials bid amounts; and

WHEREAS, the Wayne County Highway Department will undertake the rehabilitation and installation of the bridge; and

WHEREAS, the Red Creek Snowmobile Club has committed to providing \$5,000 for the extra cost of the bridge and to cover any additional incidental expenses that may arise during installation; now, therefore, be it

RESOLVED, that Wayne County is authorized to enter into an agreement with the Red Creek Snowmobile Club to provide up to \$5,000 to subsidize the cost of the rehabilitation of the Red Creek Bridge, subject to approval as to form and content by the County Attorney.

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

**RESOLUTION NO. 494-09: AUTHORIZATION FOR DIRECTOR OF TOURISM AND PROMOTION TO ATTEND TRADESHOW**

Mr. Spickerman presented the following:

WHEREAS, Wayne County Tourism is partnering with Visit Rochester at an I love NY Media Day and Tradeshow in Toronto on August 18, 2009; now, therefore, be it

RESOLVED, that the Director of Wayne County Office of Tourism and Promotion is hereby authorized to attend the tradeshow in Toronto on August 18, 2009, at a cost not to exceed \$175.00.

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

**RESOLUTION NO. 495-09: AUTHORIZATION TO PAY DUES TO FINGER LAKES TOURISM ALLIANCE**

Mr. Spickerman presented the following:

WHEREAS, in 1977 the Finger Lakes Region was established as one of the eleven distinct geographic vacation regions in New York State; and

WHEREAS, Finger Lakes Tourism Alliance is the regional tourism promotion agent for the Finger Lakes Region; and

WHEREAS, affiliation with Finger Lakes Tourism Alliance is a proven benefit in supporting tourism promotion for Wayne County and furthering our investment in economic development for the county; now, therefore, be it

RESOLVED that the Director of Wayne County Office of Tourism and Promotion is hereby authorized pay \$8500 FOR 2009 annual dues.

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

**RESOLUTION NO. 496-09: HUMAN RESOURCES POLICY ON REFERENCES AND EMPLOYMENT VERIFICATIONS FOR CURRENT AND PAST EMPLOYEES**

Mrs. Collier presented the following:

WHEREAS, organizations which consider current and past Wayne County employees seek reference or employment verification from the Wayne County Human Resources Department; and

WHEREAS, establishing a standard policy and procedure protects Wayne County's interests and reduces Wayne County's liability exposure; now, therefore, be it

RESOLVED that the Human Resources Department will respond only to telephone or written requests for reference and/or employment verification on current or past employees. The Human Resources Department will provide or confirm only the employee's name, current

or last position (job title) held, current or final rate of pay, and dates of employment. Further, requests for such information received by any other Wayne County Department, Officer, or employee will be forwarded to Human Resources for response.

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

**RESOLUTION NO. 497-09: AUTHORIZING AGREEMENT WITH MINIER REMODELING AND WOODWORKING FOR IMPROVEMENTS TO JOY COMMUNITY CENTER – SODUS**

Mrs. Collier presented the following:

WHEREAS, the County of Wayne Board of Elections has grant funds of \$24,128.14 under the NYS Polling Access Improvement T002696; and

WHEREAS, voter access under HAVA requires polling sites to be ADA compliant; and

WHEREAS, the Joy Community Center's 2 interior doors are not ADA compliant for wheelchairs, walkers, etc.; and

WHEREAS, the Wayne County Board of Elections has been approved by the State Board of Elections to expend said grant funds for the replacement of 2 interior doors and accompanying modifications so as to be ADA compliant; and

WHEREAS, Minier Remodeling and Wood Working has submitted a proposal to perform said work for the sum of One Thousand Six Hundred Seventy and 00/100 (\$1,670.00); and

WHEREAS, the Wayne County Attorney has reviewed Minier Remodeling and Wood Working's certificate of insurance and found that said Company's present general liability insurance coverage does not comply with Wayne County's insurance requirements; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an agreement with Minier Remodeling and Woodworking, Sodus, New York for improvements to the Joy Community Center upon the behalf of the Wayne County Board of Elections for ADA poll site improvements, contingent upon review and approval by the County Attorney as to form and content; and be it further

RESOLVED, that the County of Wayne's insurance requirements regarding general liability insurance are hereby waived; and be it further

RESOLVED, that Minier Remodeling and Wood Working's general liability insurance in the amount of \$500,000 per each occurrence and \$1,000,000 general aggregate are hereby accepted; and be it further

RESOLVED, that the improvements and charges shall be in accordance with the following agreement:

1.	2 – 6 panel pine doors at \$143.00 each	\$ 286.00
2.	2 – custom pine jambs at \$50.00 each	\$ 100.00
3.	Custom wood door sills: 1 at \$75.00 1 at \$20.00	\$ 95.00
4.	2 – lock sets at \$30.00 each	\$ 60.00
5.	2 – hinge sets at \$12.00 each	\$ 24.00
6.	Paint	\$ 35.00
7.	Trash removal	\$ 20.00
8.	Labor	<u>\$1,050.00</u>
	<b>Total</b>	<b>\$1,670.00</b>

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

**RESOLUTION NO. 498-09: AUTHORIZING AGREEMENT WITH CJ GUENTHER FOR IMPROVEMENTS TO JOY COMMUNITY CENTER – SODUS**

Mrs. Collier presented the following:

WHEREAS, the County of Wayne Board of Elections has grant funds of \$24,128.14 under the NYS Polling Access

Improvement T002696; and

WHEREAS, voter access under HAVA requires polling sites to be ADA compliant; and

WHEREAS, the Joy Community Center is located in a rural area with little or no exterior lighting; and

WHEREAS, voters arrive and depart from the polling site sometimes in the dark and to provide adequate safety for both disabled and non-disabled voters; and

WHEREAS, the Wayne County Board of Elections has been approved by the State Board of Elections to expend said grant funds for the installation and replacement of exterior lighting for safety and to be ADA compliant; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute an agreement with CJ Guenther, Sodus, New York for improvements to the Joy Community Center upon the behalf of the Wayne County Board of Elections for ADA poll site improvements, contingent upon review and approval by the County Attorney as to form and content; and be it further

RESOLVED, that the improvements and charges shall be in accordance with the following agreement:

1. 2 – 174 watt metal halide wall pack fixtures with dusk to dawn photocells
2. 1 – ¾ inch conduit and panel box, cable whips, with 20 amp, 12 gauge wiring
3. 1 – 6 foot post light and power feeders in ¾ pvc conduit under driveway

TOTAL \$1,580.00

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

**RESOLUTION NO. 499-09: AUTHORIZATION TO PARTICIPATE IN A COOPERATIVE BID COORDINATED BY THE BOARD OF COOPERATIVE EDUCATIONAL SERVICES OF ONTARIO, SENECA, WAYNE AND YATES COUNTIES FOR VARIOUS COMMODITIES AND/OR SERVICES**

Mrs. Collier presented the following:

WHEREAS, the County of Wayne ("County") desires to participate in a Cooperative Bidding Program conducted by the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties ("BOCES") from year to year or, until this Resolution is rescinded, for the purchase of various commodities and/or services; and

WHEREAS, the County is desirous of participating with BOCES in the joint bid of the commodities and/or services on file with the Clerk of the Board as authorized by General Municipal Law, Section 119-o; and

WHEREAS, the County has appointed BOCES as representative to assume the responsibility for drafting specifications, advertising for bids, accepting and opening bids, tabulating bids, reporting the results to the County and making recommendations thereon; now, therefore, be it

RESOLVED, that the County hereby accepts the appointment of BOCES to represent it in all matters related above; and be it further

RESOLVED, that the County hereby authorizes the above-mentioned BOCES to represent it in all matters regarding the entering into contract(s) for the purchase of the commodities and/or services; and be it further

RESOLVED, that the County agrees to assume its equitable share of the costs incurred as a result of the cooperative bidding; and be it further

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 BOCES for participation in cooperative bidding conducted by BOCES for various commodities and services and if requested to furnish BOCES with an estimated minimum number of units that will be purchased by BOCES; and be it further

RESOLVED, that the Board of Supervisors hereby authorizes BOCES to award cooperative bids to the bidder deemed to be the lowest responsive and responsible meeting

the bids specification and otherwise complying with Article 5-A of the General Municipal Law of the State of New York relating to public bids and contracts; and be it further

RESOLVED, that the Clerk of the Wayne County Board of Supervisors is hereby authorized and directed to send a copy of this resolution to the Clerks of the legislative bodies of Seneca, Ontario and Yates Counties, Regional Support Center, Eisenhower Building, 131 Drumlin Court, Newark, New York, 14513-1863.

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

**RESOLUTION NO. 500-09: AUTHORIZE THE PURCHASE OF ADDITIONAL EQUIPMENT IN 2009 COUNTY HISTORIAN BUDGET**

Mrs. Collier presented the following:

WHEREAS, the Approved 2009 Budget Line 7510 – 52200 Office Equipment authorized the purchase of one (1) Filing Cabinet at \$200.00 and one (1) Table at \$200.00 for a total of \$400; and

WHEREAS, the actual cost for the items authorized when actually quoted was \$206.98; now, therefore, be it

RESOLVED, that the Office of the Historian be authorized to purchase one (1) additional 4 Drawer Filing Cabinet from these budgeted funds not to exceed \$170.

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

**RESOLUTION NO. 501-09: AUTHORIZING COUNTY ADMINISTRATOR TO ATTEND INTERNATIONAL CITY COUNTY MANAGEMENT ASSOCIATION CONFERENCE IN MONTREAL, PQ**

Mrs. Collier presented the following:

WHEREAS, the County Administrator desires to attend the International City County Management Association Annual Conference; and

WHEREAS, the conference inclusive of pre-conference workshops is scheduled for September 12-16, 2009 in Montreal; and

WHEREAS, the conference and its workshops will contribute to the continued professional development of the County Administrator; now, therefore, be it

RESOLVED, that the County Administrator is hereby authorized to attend the ICMA Annual Conference from September 12-16 2009 at a cost not to exceed \$1600 for conference registration, pre-conference workshops, and hotel accommodations.

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

**RESOLUTION NO. 502-09: AUTHORIZE THE CONTRACT FOR PHYSICIAN SERVICES WITH ROCHESTER MEDICAL GROUP**

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home desires to enter into an agreement for the provision of physician services with Rochester Medical Group effective July 21, 2009 – December 31, 2009; and

WHEREAS, there will be no cost to the Wayne County Nursing Home as Rochester Medical Group will bill directly for physician services; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to execute the agreement with Rochester Medical Group for the period July 21, 2009 – December 31, 2009, at no cost to the County or the Nursing Home, 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. 503-09: AWARDING CONTRACT FOR AUDITING SERVICES AT THE WAYNE COUNTY NURSING HOME**

Ms. Park presented the following:

WHEREAS, the Wayne County Nursing Home has advertised for Auditing Services; and  
WHEREAS, a bid was received for auditing services for the Wayne County Nursing Home in accordance with the provisions of Section 103 of the General Municipal Law; and

WHEREAS, the only bid was submitted by The Bonadio Group; now, therefore, be it  
RESOLVED; that the bid be accepted; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute a Contract on behalf of the Wayne County Nursing Home, subject to the County Attorney's approval as to form and content, with The Bonadio Group, LLP for the provision of annual audit services and certification of the RHCF-4 for 2009, 2010, and 2011 at a cost including out of pocket as follows:

	<u>Dec. 31, 2009</u>	<u>Dec. 31, 2010</u>	<u>Dec. 31, 2011</u>
Audit of Financial Statements	\$17,000	\$18,000	\$19,000
Certification of RHCF-4	\$ 850	\$ 900	\$ 950

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

**RESOLUTION NO. 504-09: AUTHORIZATION TO CONTRACT WITH TODAY'S OPTION FOR WAYNE COMMUNITY NURSING CARE**

Ms. Park presented the following:

WHEREAS, Wayne County now offers Today's Option, a Medicare Advantage plan; and  
WHEREAS, Wayne Community Nursing Care would like to contract with Today's Option to become a preferred provider; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to contract with Today's Option, subject to the County Attorney's approval as to form and content, at the Medicare CMS rates.

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

**RESOLUTION NO. 505-09: AUTHORIZATION FOR WAYNE COUNTY PUBLIC HEALTH TO DECLARE EQUIPMENT SURPLUS**

Ms. Park presented the following:

WHEREAS, Wayne County Public Health has a printer, a fax machine and a fetal doppler that is either unserviceable or broken equipment; and

WHEREAS, such items are in need of being removed from the Public Health Department by the Building and Grounds Department for proper disposal and disposition; now, therefore, be it

RESOLVED, that the following items of the Public Health Department are hereby declared surplus:

IBM Info-print 40 Laser Printer – SN# 0112732  
Brother IntelliFax Model 2900 SN# u60074F2J450281  
Fetal, No Display Audio Doppler – SN#920LXOA02482-05

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

**RESOLUTION NO. 506-09: AUTHORIZATION TO RESCIND RESOLUTION NO. 367-09 AND CONTRACT WITH WAYNE FINGER LAKES BOCES FOR TRANSPORTATION**

Ms. Park presented the following:

WHEREAS, Resolution No. 367-09 authorized a contract with Wayne Flinger Lakes

BOCES (WFL BOCES) provide for transportation for children in the Early Intervention and the Pre-K programs; and

WHEREAS, Resolution No. 367-09 must be rescinded due to inaccurate language contained in the resolution; and

WHEREAS, the County is required to provide for transportation for children in the Early Intervention and the Pre-K programs to the Wayne County Chapter of NYS ARC facility located in the village of Newark and satellite programs located in the Williamson Elementary School, N-Rose Wolcott Elementary School and to include the Stepping Stones Learning Center at the Ontario Elementary School at Wayne Central School for the 09-10 school year; and

WHEREAS, the transportation rate will be \$33.00 per child per day; now, therefore, be it RESOLVED, that this Board of Supervisors does hereby rescind Resolution No. 367-09; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to execute a contract with WFL BOCES, subject to the approval of the County Attorney as to content and form, for the period 7/1/09 to 6/30/2010.

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

**RESOLUTION NO. 507-09: AUTHORIZING PRE-K RELATED SERVICES CONTRACT WITH RED CREEK CENTRAL SCHOOL DISTRICT**

Ms. Park presented the following:

WHEREAS, the County is required to contract for the provisions of related services for preschool-age children with handicapping conditions pursuant to Section 4410 of the Education Law; and

WHEREAS, the Red Creek Central School District has become an approved provider of such services; now, therefore, be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute a contract with Red Creek Central School District, subject to the County Attorney's approval as to form and content, for the following Pre-K related services during the period 7/1/09 – 6/30/11:

Speech Therapy, Physical Therapy, Occupational Therapy, Vision Therapy, Psychological Services, Teacher of the Deaf: 2009 – 2010, \$56/.5hr; 2010 – 2011, \$57/.5hr, group rate \$35each child/.5 hr; and

1 on 1 aid, paraprofessional aid, teaching assistant: \$12/hour

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

**RESOLUTION NO. 508-09: AUTHORIZING PRE-K CONTRACTS WITH RED CREEK CENTRAL SCHOOL DISTRICT**

Ms. Park presented the following:

WHEREAS, the County is financially responsible for the Pre-K special education services provided under Section 4410 of the Education Law; and

WHEREAS, the County is required to contract for approved special education services or programs for preschool age children with handicapping conditions pursuant to Section 4410 of the Education Law; now, therefore be it

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute contracts, subject to the County Attorney's approval as to form and content, with Red Creek Central School District Section 4410 services for the period 7/1/09 – 6/30/11.

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

**RESOLUTION NO. 509-09: AUTHORIZATION TO AMEND RES. NO. 257-09 AUTHORIZING CONTRACTS WITH PROVIDERS OF RELATED SERVICES FOR PRESCHOOL CHILDREN**

**WITH HANDICAPPING CONDITIONS TO ADD THE FOLLOWING SERVICE PROVIDER**

Ms. Park presented the following:

WHEREAS, Resolution No. 257-09 authorized contracts with providers of related Services for Preschool Children with Handicapped Conditions; and

WHEREAS, the County must contract for the provisions of related services for preschool-age children with handicapping conditions; and

WHEREAS, the following provider, Katrina L. Briggs, Speech Therapist, wishes to contract with the County to provide related services, and was not listed on Resolution No. 257-09; now, therefore, be it

RESOLVED, that this Board of Supervisors authorizes amending Resolution No. 257-09 to add Katrina L. Briggs, 129 Layton St., Lyons, NY 14489, pursuant to Section 4410 of the Education Law; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Katrina L. Briggs, 129 Layton St., Lyons, NY 14489, subject to the County Attorney's approval as to form and content, for related services for preschool children with handicapping conditions for the period 7/1/09 – 6/30/11 in accordance with rates approved by the Public Health Committee of the Board of Supervisors:

Speech Therapy –2009 - 2010 \$56/.5 hour

2010 - 2011 \$57/.5 hour

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

**RESOLUTION NO. 510-09: AUTHORIZATION TO CONTRACT WITH STERICYCLE, INC. FOR WAYNE COUNTY PUBLIC HEALTH**

Ms. Park presented the following:

WHEREAS, the Public Health Department has need of disposal of medical waste materials on a monthly basis; and

WHEREAS, the Public Health Department would like to continue to purchase medical waste disposal/pick-up services from Stericycle, Inc. on a monthly basis; and

WHEREAS, the monthly fee for such services will not exceed \$287 per month; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to sign agreement with Stericycle, Inc, upon the review and approval of the County Attorney, for the period of July 1, 2009 till June 30, 2012, for a monthly rate not to exceed \$287.

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

**RESOLUTION NO. 511-09: AUTHORIZATION TO PURCHASE PERSONAL EMERGENCY RESPONSE SYSTEM UNITS FOR THE DEPARTMENT OF AGING AND YOUTH**

Mr. Hammond presented the following:

WHEREAS, the Wayne County Department of Aging and Youth currently provides Personal Emergency Response System (PERS) units to 155 frail and elderly residents of Wayne County; and

WHEREAS, twenty-five of these units are approximately 15 years old and replacement batteries are no longer available; and

WHEREAS, the Department of Aging and Youth wishes to continue to provide PERS services without interruption; and

WHEREAS, the required funds to purchase the additional 25 units are available through the special T-96 account. This account was created from donations from PERS recipients; now, therefore, be it

RESOLVED, that the director of the Department of Aging and Youth is hereby authorized and directed to purchase twenty-five Linear 2400 personal emergency response units from Doyle Security, currently the exclusive supplier of PERS equipment to the Department of Aging and Youth, for a cost not to exceed \$8,675.

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

**RESOLUTION NO. 512-09: AUTHORIZATION TO EXECUTE 2009/2010 FAMILIES AND COMMUNITIES TOGETHER (FACT) – SCHOOL CONTRACTS**

Mr. Hammond presented the following:

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

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

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

RESOLVED, the Department of Aging and Youth requests authorization to contract, upon the review and approval of the County Attorney, with the schools listed below in the specified amount. The contract year will run from 7/1/09 through 6/30/10.

<b>School</b>	<b>Youth Served</b>	<b>Total Cost</b>
Sodus	20	\$10,000
NR/Wolcott	10	\$ 5,000
Lyons	10	\$ 5,000
Clyde	4	\$ 2,000
Palmyra	8	\$ 4,000
Williamson	5	\$ 2,500
Marion	3	\$ 1,500
Newark	15	\$ 7,500
<b>Total</b>	<b>75</b>	<b>\$37,500</b>

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

**RESOLUTION NO. 513-09: AUTHORIZATION TO DECLARE VEHICLE SURPLUS FOR DEPARTMENT OF SOCIAL SERVICES**

Mr. Hammond presented the following:

WHEREAS the following vehicle was damaged in an accident and has been declared unrepairable and is no longer of use by the Wayne County Department of Social Services: 2007 Ford Crown Victoria – Gray/Driftwood Beige - 2FAHP71W17X151425 now, therefore, be it

RESOLVED, that the vehicle listed above is hereby declared surplus and moved to Central Garage in accordance with the Surplus Vehicle Disposition Procedure outlined in Resolution No. 128-09.

RESOLVED, that the Central Garage is hereby authorized to dispose of the above listed vehicle by public auction or sealed bidding.

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

**RESOLUTION NO. 514-09: AUTHORIZATION TO EXTEND TEMPORARY POSITION AT DEPARTMENT OF SOCIAL SERVICES**

Mr. Hammond presented the following:

WHEREAS, the Accounting Unit is charged with timely and accurate Application Registrations; and

WHEREAS, this position is required to provide statutorily mandated Benefit Program Registrations; and

WHEREAS, the individual in the Application Registration position is presently on medical leave and her expected date of return is uncertain; and

WHEREAS, Resolution No. 244-09 created a Temporary Account Clerk position through July 21, 2009 or until the individual on medical leave returns to work; now, therefore, be it

RESOLVED, that the Temporary Account Clerk position that was created by Resolution No. 244-09 be extended until October 20, 2009 or until the individual on medical leave returns to work but in no event shall be beyond October 20, 2009.

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

**RESOLUTION NO. 515-09: AUTHORIZATION TO ACCEPT THE "PROJECT VETERAN RETURNS" GRANT FOR WORKFORCE DEVELOPMENT**

Mr. Hammond presented the following:

WHEREAS, the Veteran's Grant was submitted in July 2008 as an Earmark Grant from then Congressman's Walsh's office; and

WHEREAS, the grant provides for employment and training services to Veteran's and their family members; and

WHEREAS, authorization to formally accept the grant is needed; now therefore be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized, upon review and approval of the County Attorney, to accept the Veteran's Return Earmark Grant with the budget of \$238,755, to be effective for a nine month period commencing on July 22, 2009.

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

**RESOLUTION NO. 516-09: AUTHORIZATION TO CREATE POSITION OF A PART-TIME ACCOUNT CLERK FOR THE DURATION OF THE VETERAN RETURNS GRANT**

Mr. Hammond presented the following:

WHEREAS, the Veteran Returns Grant will require appointment scheduling, participant training voucher processing, Federal vouchers and monthly reporting, with an increase work and traffic flow into the One Stop Office; and

WHEREAS, the budget includes monies for an Part-time Account Clerk fully reimbursed by the Veteran Returns Grant; now, therefore, be it

RESOLVED, that position of Account Clerk Part-Time is hereby created and the Workforce Development Director is authorized to hire one Account Clerk Part-Time for the duration of the Veteran Returns Grant, upon the approval of the County Attorney and Chairman of the Supervisor's acceptance of the Veteran Returns Grant.

Ms. Park 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. 517-09: AUTHORIZATION TO CREATE AND FILL A POSITION OF A EMPLOYMENT AND TRAINING COUNSELOR PART-TIME FOR THE DURATION OF THE VETERAN RETURNS GRANT**

Mr. Hammond presented the following:

WHEREAS, the Veteran Returns Grant will require career counseling, assessment and training processing, and increase the work flow into the One Stop Office; and

WHEREAS, the budget includes monies for a Employment and Training Counselor Part-time reimbursed by the Veteran Returns Grant; now, therefore, be it

RESOLVED, that one position of Employment and Training Counselor Part-time is hereby created and the Workforce Development Director is authorized to hire one Employment and Training Counselor Part-time for the duration of the Veteran Returns Grant, upon the approval of the County Attorney and Chairman of the Supervisor's acceptance of the Veteran Returns Grant.

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

Chairman Hoffman introduced and welcomed representatives from the National Weather Service, Judith M. Levan, Warning Coordination Meteorologist and Thomas A. Niziol, Meteorologist in Charge to today's Board Meeting.

On behalf of The New York StormReady Advisory Board, they were pleased to present a Certificate of Recognition to Wayne County for the achievement of StormReady status.

George Bastedo, Director of Emergency Management, accepted the certificate on the County's behalf and joined in to thank William Pulver, Emergency Management Training Coordinator, for managing the project.

The Chairman addressed the Board to announce that James Fabino, Lyons Town Supervisor, will be celebrating his 85<sup>th</sup> birthday on July 28. He added that Mr. Fabino holds the record of being the oldest member ever to serve on the Wayne County Board of Supervisors. Mr. Fabino previously served on the Village of Lyons Board of Trustees for 14 years; 12 year as Deputy Mayor and 24 years as Town Supervisor. He began his career in public service as a Senior in High School, when he enlisted in the military during World War II. He joined his four older brothers that were already on active duty serving in the war.

The Chairman requested the Board to take a short recess at 9:35 a.m.

The Board resumed regular session at 9:55 a.m.

**RESOLUTION NO. 518-09: AUDIT OF CLAIMS – July 21, 2009**

Mr. Lyon presented the following:

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

RESOLVED, that the following Claims totaling **\$5,020,557.49** are hereby approved for payment and the Treasurer is hereby authorized and directed to make payment of the same:

1. A Fund	\$	3,383,032.08
2. D Fund	\$	1,052,494.45
3. DM Fund	\$	88,123.24
4. E Fund	\$	304,252.36
5. H Fund	\$	145,240.76
6. MS Fund	\$	24,070.22
7. S Fund	\$	23,344.38
Warrant Total	\$	<b>5,020,557.49</b>

and be it further

RESOLVED, that the following utilities totaling **\$149,010.13**, processed pursuant to Resolution No. 176-78, are hereby ratified:

1. A Fund	\$	42,371.16
2. DM Fund	\$	64,995.24
3. E Fund	\$	41,643.73
Utility Total	\$	<b>149,010.13</b>

and be it further

RESOLVED, that miscellaneous disbursement checks were processed for the following County Departments, totaling **\$491,870.00** are hereby ratified:

1. Nursing Home	\$	190,786.86
2. Sheriff-Misc.	\$	2,134.98
3. Sheriff-Pistol Permits	\$	4,241.25
4. Social Services	\$	49,133.80

5. County Attorney	\$	102.22
6. WBHN	\$	77.52
7. Dept. Aging & Youth	\$	1,244.75
8. Treasurer	\$	580.00
9. Public Health	\$	293.00
10. Workers' Comp	\$	<u>243,275.62</u>
Misc. Disbursement Total	\$	<b>491,870.00</b>

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

**RULE 15 RESOLUTIONS**

**RESOLUTION NO. 519-09: AUTHORIZATION SALE OF PROPERTY IDENTIFIED AS T.M. #76116-00-595929**

Mr. Lyon presented the following:

WHEREAS, the County of Wayne acquired title by tax deed, to the property located on Wager Road, which consists of approximately 49.82 acres in the Town of Butler, Tax Map # 76116-00-595929; and

WHEREAS, the Town of Butler desires to acquire said property from the County of Wayne; now, therefore, be it

RESOLVED, that the County of Wayne is hereby authorized to transfer title to the Town of Butler for property located on Wager Road in the Town of Butler, Tax Map # 76116-00-595929, contingent upon the Town of Butler paying all back taxes, including any interest and penalties; and be it further

RESOLVED, the transfer of said property to the Town of Butler, is hereby approved and the Chairman of the Board of Supervisor, on behalf of the County, is hereby authorized and directed to execute all documents related to said sale, subject to the County Attorney's approval as to form and content and to deliver a quit-claim deed for the property in accordance with the terms and conditions of sale.

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

**RESOLUTION NO. 520-09: AUTHORIZING CONTRIBUTION TO TOWN OF MACEDON REGARDING COST OF DISCIPLINARY PROCEDURE**

Mr. Lyon presented the following:

WHEREAS, the Town of Macedon has requested that the County of Wayne provide fifty percent (50%) of the total cost in the amount of Fifty Four Thousand Eight Hundred and 95/100 (\$54,800.95) of a disciplinary procedure regarding a former town employee, Heath Farabell; and

WHEREAS, the County of Wayne has acknowledged some legal responsibility regarding the Town originally offering a position to Mr. Farabell; now, therefore, be it

RESOLVED, that the County of Wayne will reimburse the Town of Macedon in the amount of Twenty Seven Thousand Four Hundred and 00/100 (\$27,400.00), which sum represents fifty percent (50%) of the cost incurred by the Town of Macedon regarding the above mentioned disciplinary proceeding; and be it further

RESOLVED, that the Wayne the County Treasurer is hereby authorized and directed to issue a check made payable to Town of Macedon in the amount of Twenty Seven Thousand Four Hundred Ninety Nine and 00/100 (\$24,700.00), from Account No. A#1930 (Judgment and Claims), as directed by the Wayne County Attorney.

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

**RESOLUTION NO. 521-09: AUTHORIZATION TO AWARD BID FOR TRANSPORTATION OF PRESCHOOL-AGE CHILDREN WITH PHYSICALLY HANDICAPPING CONDITIONS FOR THE PERIOD 9/1/09 - 8/31/10**

Ms. Park presented the following:

WHEREAS, pursuant to the requirements of Section 4410 of the Education Law and Title II-A of the Public Health Law, the County has duly received bids for transportation of preschool-age children with handicapping conditions during the period September 1, 2009 - August 31, 2010, as shown on the bid tabulation on file with the Clerk of the Board of Supervisors; now, therefore, be it

RESOLVED, that the bids listed below are hereby accepted and the Chairman of the Board of Supervisors is hereby authorized and directed to execute the required contracts, subject to the County Attorney's approval as to form and content, with the respective bidders:

**BIDDER:**

**ARCADIA TRANSPORTATION CO., INC., P.O. Box 432, Newark, NY 14513**

**Route No. and Location**

2a	Monroe BOCES #1 (Wayne/Gananda/Penfield/Webster) Roch. Elem. only	\$245.00 a.m., \$245.00 p.m.
2b	Monroe BOCES #1 (Palmyra-Macedon) Roch. Elem. only	\$245.00 a.m., \$245.00 p.m.
2c	Monroe BOCES #1 (Wayne/Gananda/Penfield/Webster)	\$245.00 a.m., \$245.00 p.m.
2d	Monroe BOCES #1 (Palmyra-Macedon) BOCES Campus	\$245.00 a.m., \$245.00 p.m.
2e	Monroe BOCES #1 ((Williamson/Marion) All Locations -	\$245.00 a.m., \$245.00 p.m.
2f	Monroe BOCES #1 (Palmyra-Macedon/Wayne Central/Gananda/ Webster/Penfield) E. Irondequiot only -	\$245.00 a.m., \$245.00 p.m.
3a	United Cerebral Palsy (Wayne/Gananda/Williamson)	\$245.00 a.m., \$245.00 p.m.
3b	United Cerebral Palsy (Palmyra-Macedon)	\$245.00 a.m., \$245.00 p.m.
4a	E. John Gavras Center (Red Creek to Auburn)	\$250.00 a.m., \$250.00 p.m.
4b	E. John Gavras Center (Red Creek/N. Rose-Wolcott to Red Creek)	\$250.00 a.m., \$250.00 p.m.
5a	Rochester Hearing & Speech Center (Wayne/Gananda)	\$245.00 a.m., \$245.00 p.m.
5b	Rochester Hearing & Speech Center (Palmyra-Macedon)	\$245.00 a.m., \$245.00 p.m.
7a	Finger Lakes United Cerebral Palsy (Newark/Lyons) Geneva	\$245.00 a.m., \$245.00 p.m.
7b	Finger Lakes United Cerebral Palsy (Pal-Mac) Geneva -	\$245.00 a.m., \$245.00 p.m.
7c	Finger Lakes United Cerebral Palsy (Clyde-Sav) Geneva -	\$245.00 a.m., \$245.00 p.m.
7d	Finger Lakes United Cerebral Palsy (Marion) Geneva -	\$245.00 a.m., \$245.00 p.m.
7e	Finger Lakes United Cerebral Palsy (Clyde-Sav) Waterloo	\$245.00 a.m., \$245.00 p.m.
7f	Finger Lakes United Cerebral Palsy (Pal-Mac) Canand.	\$245.00 a.m., \$245.00 p.m.
7g	Finger Lakes United Cerebral Palsy (Newark) Canand. -	\$245.00 a.m., \$245.00 p.m.
7h	Finger Lakes United Cerebral Palsy (Wayne) Canand. -	\$245.00 a.m., \$245.00 p.m.
7i	Finger Lakes United Cerebral Palsy (Marion) Canand. -	\$245.00 a.m., \$245.00 p.m.
8a	Headstart Program (Red Creek to Huron)	\$285.00
9a	Communication Center for Hearing & Speech (Wayne/Gananda/Penfield/Webster/Pal-Mac/Newark)	\$210.00 a.m., \$210.00 p.m.
10a	Stepping Stones Learning Center (Pal-Mac/Penfield/Gananda)	\$245.00 a.m., \$245.00 p.m.
10b	Stepping Stones Learning Center (Marion/Wmsn/Wayne & Webster)	\$245.00 a.m., \$245.00 p.m.
10c	Stepping Stones Learning Center (Lyons/Newark/Sodus)	\$245.00 a.m., \$245.00 p.m.
10d	Stepping Stones Learning Center (Red Ck/NRose-Wol/Clyde-Sav)	\$245.00 a.m., \$245.00 p.m.
11a	Roosevelt Children's Center (Penfield)	\$220.00 a.m., \$245.00 p.m.
11b	Roosevelt Children's Center (full day Penfield)	\$266.00
12a	Roosevelt VCS	\$220.00 a.m., \$245.00 p.m.
12b	Roosevelt VCS (full day Victor)	\$275.00

**BIDDER:**

**A&E TRANSPORT SERVICES, INC., PO Box 189, Oswego, NY 13126**

**Route No. and Location**

1a	Mary Cariola Children's Center (Wayne/Gananda)	\$264.79 a.m., \$264.79 p.m.
1b	Mary Cariola Children's Center (Palmyra-Macedon)	\$264.79 a.m., \$264.79 p.m.
1c	Mary Cariola Children's Center (full day) (Wayne/Gananda/Pal-Mac)	\$264.79
6a	Oswego BOCES (Red Creek/N. Rose-Wolcott)	\$298.00
6b	Oswego BOCES (mid-day Red Creek/N. Rose-Wolcott)	\$298.00
10e	Stepping Stones Learning Center (WCS AVE D Site)	\$264.79 a.m., \$264.79 p.m.

and be it further

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

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

**AD-HOC – BUILDING RELOCATION COMMITTEE**

**RESOLUTION NO. 522-09: AUTHORIZATION TO CONTRACT WITH LOZIER ENVIRONMENTAL CONSULTING, INC. FOR PROFESSIONAL AIR MONITORING AND TESTING SERVICES**

Mr. Spickerman presented the following:

WHEREAS, asbestos testing is required to define the scope of a needed abatement of asbestos in various areas of the Old Nursing Home; and

WHEREAS, Lozier Environmental Consulting, Inc. has provided all of our professional air monitoring, testing services, and abatement design services for this building as required by NYS Labor laws since the 2006 abatement; and

WHEREAS, we will require future services during the construction phase of the renovation project; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign an agreement with Lozier Environmental Consulting, Inc. for an amount not to exceed \$10,000.00, subject to approval of the County Attorney as to form and content based on Quotes provided by Lozier dated June 30, 2009, at the following costs:

**INITIAL TESTING AND SAMPLING:**

PLM Analysis:	100 Samples @ \$25.00/sample	\$ 2,500.00
TEM Analysis:	45 Samples @ \$ 70.00/sample	\$ 3,150.00
PCB Analysis:	6 Samples @ \$ 110.00/sample	\$ 660.00
Building Inspector:	40 Hours @ \$50.00/hour	\$ 2,000.00
Report Generation:	10 Hours @ \$35.00/hour	\$ 350.00

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

**OTHER BUSINESS**

Ms. Park moved, seconded by Mrs. Bender that two (1) resolutions be allowed on the floor under Other Business. Upon roll call, all Supervisors voted Aye. Carried.

**RESOLUTION NO. 523-09: AUTHORIZATION TO EXECUTE SUBCONTRACT WITH HEALTH RESEARCH INSTITUTE, INC FOR BREAST &CERVICAL CANCER EARLY DETECTION PROGRAM**

Ms. Park presented the following:

WHEREAS, Wayne County Public Health currently has a contract with the New York State Department of Health to provide cancer screening services through the Cancer Screening Partnership of Wayne County; and

WHEREAS, Health Research Institute, Inc. (HRI) has been awarded additional funding through the CDC for the same in the amount of \$33,955.00; and

WHEREAS, part of the overall project involves the Breast & Cervical Cancer Early Detection Program through Wayne County, who will administer the grant; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to execute the subcontract with Health Research Institute, subject to the County Attorney's approval as to form and content, for the period 06/30/09 to 06/29/10, for an amount not to exceed \$33,955.00.

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

**RESOLUTION NO. 524-09: BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE INCREASING TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK**

Mr. Lyon presented the following:

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

**SECTION 1.** Section 4-A of Resolution No. 150, enacted by the Board of Supervisors of the County of Wayne on November 15, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

**SECTION 4-A.** Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning March 1, 2004, and ending November 30, 2011. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

**SECTION 2.** Paragraph (c) of Subdivision (1) of section 11 of Resolution No. 150, enacted by the Board of Supervisors of the County of Wayne on November 15, 1967, imposing sales and use taxes, is amended to read as follows:

(c) With respect to the additional tax of one percent imposed for the period beginning March 1, 2004, and ending November 30, 2011, in respect to the use of property used by the purchaser in this county prior to December 1, 2005.

**SECTION 3.** Subdivision (d) of section 14 of Resolution No. 150, enacted by the Board of Supervisors of the County of Wayne on November 15, 1967, imposing sales and use taxes, as amended, is amended to read as follows:

(d) One hundred percent of net collections from the additional one percent rate of tax, imposed for the period beginning March 1, 2004, and ending November 30, 2011, is set aside for County purposes and shall be available for any County purpose.

**SECTION 4.** This enactment shall take effect December 1, 2009.

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

**EXECUTIVE SESSION:**

At 10:00 a.m., Mrs. Bender moved, seconded by Mr. Lauderdale, that the Board go into Executive Session to discuss current litigation and a personnel matter. Upon roll call, carried.

**REGULAR SESSION:**

At 10:08 a.m., Mr. Fabino moved, seconded by Mr. Plant that the Board resume regular session. Carried.

Chairman Hoffman announced that the scheduled Capital Projects Meeting will be held in the Supervisors' Conference Room on the first floor at 10:30 a.m. this morning.

**ADJOURNMENT:**

The next scheduled meeting of the Board is Tuesday, August 21, 2009 at 9:00 a.m.

Mr. Lauderdale moved, seconded by Mr. Fabino, that the Board adjourn the meeting at 10:10 a.m. Carried.

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