

**REGULAR SESSION  
(January 08, 2008)**

**Tuesday**

**2:30 PM**

The regular Session of the Wyoming County Board of Supervisors was held at the Wyoming County Government Center in the Board of Supervisors' Chambers located at 143 North Main Street, Warsaw, New York with all Supervisors present. Also present were County Attorney, Eric T. Dadd; Reimbursement and Budget Administrator, Janis Cook; Clerk to the Board of Supervisors, Cheryl Ketchum and Deputy Clerk to the Board, Brenda Ferrell.

At 2:35 PM Chairman Berwanger, T/Arcade, called the meeting to order.

The Veteran leading the Pledge of Allegiance this month was:

**DEAN V. JUNE**

Mr. June's service to his country comes while serving the Army National Guard during the Vietnam Era. He enlisted in the Army on February 28, 1970. He completed Basic Training and Advanced Individual Training at Fort Polk, Louisiana, where he became qualified as an "11C" Heavy Weapons – 81 mm Mortar Artillery Specialist. Mr. June returned to Batavia and was assigned duties with "C" Company of the 1/174<sup>th</sup> Infantry Battalion under the 42<sup>nd</sup> Infantry Division. While assigned with this unit, he took additional training in "Fire and Support", 1<sup>st</sup> Sergeant School, and NCO Professional Development. Active Duty included: the activation for the Flood of 1972 in Corning and the Strike of 1979 at the Attica Correctional Facility. Mr. June transferred to HQ of the 1/174 for a period of advancement, but then returned to C Co in Batavia as a 1<sup>st</sup> Sgt in 1985, where he stayed until his retirement in 1990.

For his service to his country, Mr. June was awarded:

**THE NATIONAL DEFENSE SERVICE MEDAL  
THE NCO PROFESSIONAL DEVELOPMENT RIBBON  
THE ARMY ACHIEVEMENT MEDAL WITH OAK LEAF CLUSTER  
THE ARMY COMMENDATION MEDAL WITH OAK LEAF CLUSTER  
THE MERITORIOUS SERVICE MEDAL**

Prior to his enlistment, Mr. June attended Geneseo State University and completed his degree in Education in 1967. He went to work at the Attica High School as a History Teacher for 7<sup>th</sup> & 8<sup>th</sup> Grades. He has held this position since his college graduation and is still teaching at Attica High School.

Mr. June has been a member of the Lions Club of Attica since 1990. He and his wife of 38 years, Sally, live in Attica and have 3 grown daughters.

*The pledge was said by all.*

A certificate of appreciation was presented to Mr. June in honor of his service to his country and also to commemorate his appearance today.

On a lighter note the Chairman stated that, Mr. June was enlisted as a Social Studies Teacher in 1967 and taught Supervisors Patti and Grant. The Chairman invited them both to have their pictures taken with Mr. June.

Chairman Berwanger offered Mr. June the opportunity to address the entire Board of Supervisors; he responded by telling the Board that he was humbled by the invitation and that inviting veterans to the Board Meeting to lead in the pledge has significant meaning.

The Department of Social Services proudly recognizes outstanding employees within the department. The employees are invited and encouraged to learn more about governmental proceedings and the inter-relationship between the Department of Social Services and the Board of Supervisors.

Each month, Commissioner Schmitt, brings an employee of the month to the Human Services Committee meeting to see first hand how Departmental requests are processed by the Board.

The employee of the month for January 2008 is Colleen Holmes. She has been employed at DSS since 1986 and is a Program Specialist in the Food Stamp Unit. Colleen has shown dedication and determination in her job and has gone above and beyond to the best of her ability to complete the work with co-workers being out on leave. She has kept a positive attitude throughout this time and has been very gracious for the assistance from the entire agency.

We would like to thank Colleen for her service to the community and to the County of Wyoming.

She is unable to be at the Board meeting, please join me in recognizing Colleen Holmes. Chairman Berwanger asked Commissioner Schmitt to extend the Board's congratulations.

#### **Communications:**

C1 - United Way plaque presentation to the employees of the county for Outstanding Performance in 2007.

#### **Open Public Hearings:**

Local Law F for the year 2007, Adopted Local Law 1 for the year 2008, entitled, **“EXEMPTION FROM REAL PROPERTY TAXES FOR REAL PROPERTY OWNED BY VETERANS WHO RENDERED MILITARY SERVICE TO THE UNITED STATES DURING THE COLD WAR”**

Local Law G for the year 2007, Adopted Local Law 2 for the year 2008, entitled, **“A LOCAL LAW AMENDING LOCAL LAW NO. 1, YEAR 1985 ENTITLED, REDUCING THE AMOUNT OF EXEMPTION PROVIDED BY 458-A OF THE REAL PROPERTY TAX LAW”**

**RESOLUTION NO. 08-11**  
**(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2007 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2007 accounts as follows:

<b>Youth Bureau</b>			
To: 01.45.7310.1.10001 SCH S/D/I Salaries (Y.Bureau)	\$2,000.00		
01.45.7310.1.10101 CSEA Salaries (Y.Bureau)	4,500.00		
01.38.4059.1.10101 CSEA Salaries (E. Intervention)	3,000.00		
01.38.4059.1.10001 SCH S/D/I Salaries (E. Intervention)	360.00		
<i>From any funds available</i>		\$9,860.00	
<b>Reason:</b> Funds needed to cover remaining 2007 Salaries.			
<b>Youth Bureau Total</b>			<b>\$9,860.00</b>
<b>Mental Health</b>			
To: 01.38.4250.1.10001 Salaries-Fixed Sch. D/S/I	\$592.00		
01.38.4250.1.10301 OT Includes FT/PT	<u>868.62</u>		
	\$1,460.62		
w/01.03.4250.1289 Other Dept. Income		\$868.62	
01.12.4250.4490 Mental Health/Alcoholic Addiction Control		<u>\$592.00</u>	
<b>Reason:</b> Increase in amount of payment from Wyoming County Community Health System for billing services and in Federal Salary Sharing.		\$ 1,460.62	
To: 01.38.4310.1.10301 OT – Includes FT/PT	\$1,516.00		
w/01.03.4310.1289 Other Dept. Income		\$1,516.00	
<b>Reason:</b> Increase in amount of payment from Wyoming County Community Health System for billing services.			
<b>Mental Health Total</b>			<b>\$2,976.62</b>
<b>District Attorney</b>			
To: 01.32.1166.4.40305 Drug Task Force	\$10,000.00		
w/01.11.1166.308907 DA/State Block Grant		\$10,000.00	
<b>Reason:</b> New Grant called Operation Impact Tools Grant			
<b>District Attorney Total</b>			<b>\$10,000.00</b>
<b>Treasurer</b>			
To: 01.33.1364.4.40301 Professional Service Contracts	\$8,435.33		
w/01.01.1000.1051 Gain from Sale of Acquired Property		\$8,435.33	
<b>Reason:</b> 2005 foreclosure expenses			
<b>Treasurer Total</b>			<b>\$8,435.33</b>

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-12  
(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**FUNDS APPROPRIATED TO VARIOUS 2008 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby appropriated to the various 2008 accounts as follows:

<b>District Attorney</b>			
<b>To:</b> 01.32.1166.4.40305 Drug Task Force/Block Grant	\$15,000.00		
01.32.1166.4.40401 Training/Education	2,000.00		
01.32.1166.4.41010 Misc. OFC/Operating Supplies	3,500.00		
01.32.1166.4.42306 Confidential Buy Money	2,000.00		
w/01.11.1166.308907 State Block Grant		\$22,500.00	
<b>Reason:</b> Remaining amount of New Grant – Operation Impact Tools Grant – Total amount of grant is \$32,500 with \$10,000 appropriated for 2007 and remaining appropriated in 2008.			
<b>To:</b> 01.32.1165.1.10604 Grant Award –Salary	\$5,050.00		
01.32.1165.8.81001 NYS Retirement (9.5%)	479.67		
01.32.1165.8.83001 FICA	313.10		
01.32.1165.8.85001 MEDICARE	73.23		
w/01.11.1165.308904- Other State Aid DA		\$5,916.00	
<b>Reason:</b> Appropriate funds for new grant program for 2008 for DA’s recruitment and retention program			
<b>District Attorney Total</b>			<b>\$28,416.00</b>
<b>Buildings &amp; Grounds</b>			
<b>To:</b> 01.34.1620.1.10202 Temporary	\$5,200.00		
01.34.1620.8.83001 FICA	322.40		
01.34.1620.8.85001 Medicare	75.40		
<i>from any funds available</i>		\$5,597.80	
<b>Reason:</b> to cover the cost of the temp position created by Resolution #07-416.			
<b>Buildings &amp; Grounds Total</b>			<b>\$5,597.80</b>

**Carried: XXX Ayes: 1618 Noes: Absent: Abstain:**

Mr. Bush, T/Gainesville, Chairman of the Audit Committee, presented bills totaling **\$1,056,509.72** for the month of **December 2007**.

**Carried: XXX Ayes: 1618 Noes: Absent: Abstain:**

*There was a motion by Mrs. Totslie, T/Genesee Falls, to combine resolutions #3 through #8. A voice vote was taken and all voted aye*

**RESOLUTION NO. 08-13  
(January 08, 2008)**

By Mrs. Totslin, Chairman of Human Services Committee:

**LAURA PAOLUCCI APPOINTED TO THE  
OFFICE FOR THE AGING ADVISORY COUNCIL**

**BE IT RESOLVED**, That *Laura Paolucci* (Wyoming County Public Health) 5362 Mungers Mill Rd, Warsaw, NY 14569 is hereby appointed to the Office for the Aging Advisory Council *to fill a vacant unexpired term created by Lori Roche for a term of three (3) years; effective January 01, 2008 through December 31, 2008.*

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-14  
(January 08, 2008)**

By Mrs. Totslin, Chairman of Human Services Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS  
CONTRACTS AND AGREEMENTS ON BEHALF OF THE OFFICE FOR THE AGING**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign the following contracts on behalf of the Office for the Aging:

- **Daniel J. Perkins**, 101 West Court Street, Warsaw, NY 14569 for the provision of WRAP services to be provided in an amount not to exceed thirty thousand dollars (\$30,000.00); effective January 01, 2008 through December 31, 2008.
- Memorandum of Understanding with **WCJW**, Merchant Road, Warsaw, NY 14569 for the provision of Radio Advertising to be provided in an amount not to exceed five thousand dollars (\$5,000.00); effective January 01, 2008 through December 31, 2008.
- Memorandum of Understanding with **WCJW**, Merchant Road, Warsaw, NY 14569 to provide information and outreach to caregivers in Wyoming County in an amount not to exceed five thousand two hundred eighty dollars (\$5,280.00) (local match \$1,320.00); effective January 01, 2008 through December 31, 2008.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-15  
(January 08, 2008)**

By Mrs. Totslie, Chairman of Human Services Committee:

**CHAIRMAN AUTHORIZED TO SIGN GRANT APPLICATION AND ACCEPTANCE  
AWARD WITH THE NEW YORK STATE OFFICE FOR THE AGING ON BEHALF OF  
THE OFFICE FOR THE AGING**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a grant application and acceptance award with the New York State Office for the Aging, 2 Empire State Plaza, Albany, NY 12223 to provide funding for participation in the POMP (Performance Outcome Measurement Project) in a minimum amount of eight thousand dollars (\$8,000.00); effective September 30, 2007 through September 29, 2008.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-16  
(January 08, 2008)**

By Mrs. Totslie, Chairman of Human Services Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS  
CONTRACTS ON BEHALF OF THE YOUTH BUREAU**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign the following contracts on behalf of the Youth Bureau:

- **Erin Dressel**, 1087 Friedman Road Attica, NY 14011 for Preschool related services not to exceed 2008-2009 budget amounts (variable depending on number of services); effective January 01, 2008 through June 30, 2009.
- **University of Rochester Medical Center/Strong Center for Developmental Disabilities**, 601 Elmwood Ave, Box 671 Rochester, NY 14642 for Preschool related services not to exceed 2008-2009 budget amounts (variable depending on number of services); effective July 01, 2007 through June 30, 2009.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-17  
(January 08, 2008)**

By Mrs. Totslin, Chairman of Human Services Committee:

**CHAIRMAN/COMMISSIONER AUTHORIZED TO SIGN A BONUS ALLOCATION  
ACCEPTANCE AWARD WITH THE NEW YORK STATE OFFICE OF CHILDREN  
AND FAMILY SERVICES ON BEHALF OF THE DEPARTMENT OF SOCIAL  
SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Social Services with the approval of the County Attorney are hereby authorized and directed to sign a Bonus Allocation Acceptance Award with NYS Office of Children & Family Services, 40 N. Pearl Street, Albany, NY 12243 on behalf of the Department of Social Services. Said grant is to enable the Department of Social Services to provide better service to Food Stamp clientele in a maximum amount of twenty-five thousand dollars (\$25,000.00); effective January 01, 2008 through December 31, 2008.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-18  
(January 08, 2008)**

By Mrs. Totslin, Chairman of Human Services Committee:

**MEMBERS APPOINTED/REAPPOINTED TO  
THE WYOMING COUNTY YOUTH BOARD**

**BE IT RESOLVED**, That the following members are hereby appointed/reappointed to the *Wyoming County Youth Board*:

**Youth Reps.**

*For a term of one (1) year; effective January 01, 2008 through December 31, 2008*

- Doni Wagner, 62 Center St., Warsaw, NY 14569
- Carrina Gayhart, 62 Center St., Warsaw, NY 14569

**Agency Reps.**

*For a term of two (2) years; effective January 01, 2008 through December 31, 2009*

- Patricia Baron-Mills (Mental Health), 338 N. Main St., Warsaw, NY 14569
- Tamara Whalen (Probation), 143 N. Main St., Warsaw, NY 14569
- Colin Reagan (Sheriff's Dept.), 151 N. Main St., Warsaw, NY 14569

**Community Reps.**

*For a term of three (3) years; effective January 01, 2008 through December 31, 2010*

- Keith Counterline, 100 Genesee St., Attica, NY 14011
- Valerie Lundy, 11 Shearing Rd., Gainesville, NY 14066

- Frances Tozier, 3870 Centerline Rd., Warsaw, NY 14569

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**#9**

**RESOLUTION NO. 08-19  
(January 08, 2008)**

By Mrs. Totline, Chairman of Human Services Committee and Mrs. Meeder, Chairman of the Human Resource Committee:

**CHAIRMAN / COMMISSIONER AUTHORIZED TO SIGN CONTRACTS ON  
BEHALF OF THE DEPARTMENT OF SOCIAL SERVICES AND COUNTY  
ATTORNEY'S OFFICE**

**BE IT RESOLVED**, That the Chairman of this Board and the Commissioner of Social Services with the approval of the County Attorney are hereby authorized and directed to sign the following contracts on behalf of the Department of Social Services and the County Attorney's Office:

- **Eric Dadd, Attorney**, 11 Exchange Street, Attica, NY 14011 for lease of office space in a maximum amount of four thousand eight hundred dollars (\$4,800.00); effective January 01, 2008 through December 31, 2008.
- **David H. Nelson**, 11 Exchange Street, Attica NY 14011 for resource recovery at \$70.00 per hour; effective January 01, 2008 through December 31, 2008.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

*There was a motion by Mr. Kushner, T/Eagle, to combine resolutions #10 through #13. A voice vote was taken and all voted aye*

**#10**

**RESOLUTION NO. 08-20  
(January 08, 2008)**

By Mr. Kushner, Chairman of Public Health Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE FOLLOWING  
MENTAL HEALTH COMMITTEES AND SUBCOMMITTEES**

**BE IT RESOLVED**, That the following members are hereby appointed/reappointed to various Mental Health Committees and Subcommittees:

**Community Services Board:**

Four (4) year terms; effective January 1, 2008 through December 31, 2011

- Dr. Gregory Collins, Public Health Commissioner, 5362 Mungers Mill Road, Silver Springs, NY 14550
- Martin Mucher, Executive Director, Wyoming County Community Action, 6470 Rte. 20A, Perry, NY 14569

**MR/DD Subcommittee:**

Four (4) year terms; effective January 1, 2008 through December 31, 2011

- Dr. Gregory Collins, Public Health Commissioner, 5362 Mungers Mill Road, Silver Springs, NY 14550
- Martin Mucher , Executive Director, Wyoming County Community Action, 6470 Rte. 20A, Perry, NY 14569
- Gretchen Jackson, 181 W. Buffalo Street, Warsaw, NY 14569

To fill the unexpired vacant term of Dan Fritzpatrick; effective January 1, 2008 through December 31, 2010.

- Christopher Peterson, Executive Director of Livingston/ Wyoming ARC, 18 Main Street, Mt. Morris, NY 14510

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**#11**

**RESOLUTION NO. 08-21  
(January 08, 2008)**

By Mr. Kushner, Chairman of Public Health Committee:

**CHAIRMAN AUTHORIZED TO SIGN VARIOUS  
CONTRACTS ON BEHALF OF MENTAL HEALTH**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign the following contracts on behalf of Mental Health:

- **Coordinated Care Services, Inc.**, 1099 Jay Street, Building J, Rochester, NY 14611, to pay Wyoming County Mental Health Department for staff to provide support and assistance to the Peer Family Advisory Group and for postage, paper, copying, etc., in a minimum amount of twelve thousand eighty-three dollars (\$12,083.00); effective January 01, 2008 through December 31, 2008.
- **Colleen Eccleston**, 6013 Burke Hill Road, Warsaw, NY 14569, to provide support and assistance to the Peer Family Advisory Group in an amount not to exceed eleven thousand five hundred eighty-three dollar (\$11,583.00). 100% State Aid. No County Levy; effective January 01, 2008 through December 31, 2008.

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-22  
(January 08, 2008)**

By Mr. Kushner, Chairman of Public Health Committee:

**RESOLUTION NUMBER 07-17 AMENDED**

**WHEREAS**, Resolution Number 07-17, entitled, “**AUTHORIZE CHAIRMAN TO SIGN VARIOUS GRANT APPLICATIONS AND/OR RENEWALS ON BEHALF OF WYOMING COUNTY HEALTH DEPARTMENT AND CERTIFIED HOME HEALTH AGENCY FOR THE YEAR 2007,**” passed by this Board of Supervisors on January 09, 2007 provides for various grant applications and/or renewals on behalf of Wyoming County Health Department and the Certified Home Health Agency for the year 2007; now therefore

**BE IT RESOLVED**, That the above mentioned resolution be hereby amended to reflect the following change:

- **Health Research, Inc.**, One University Place, Rensselaer, NY, from a minimum amount of seventy-five thousand dollars (\$75,000.00) to an awarded minimum amount of sixty-four thousand four hundred sixty-five dollars (\$64,465.00); and amend effective dates of August 31, 2007 through August 30, 2008 to August 31, 2007 through August 09, 2008 providing reimbursement for Public Health Emergency Preparedness activities.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-23  
(January 08, 2008)**

By Mr. Kushner, Chairman of Public Health Committee:

**GREGORY COLLINS, DO, MPH, REAPPOINTED MEDICAL DIRECTOR  
OF THE WYOMING COUNTY PUBLIC HEALTH DEPARTMENT**

**BE IT RESOLVED**, That *Gregory Collins, DO, MPH*, 4820 Darby Rd., Avon, NY 14414, is hereby reappointed as Medical Director of the Wyoming County Public Health Department; effective January 01, 2008 through December 31, 2008.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

*There was a motion by Mr. Fleischman, T/Java, to combine resolutions #14 through #20. A voice vote was taken and all voted aye*

**RESOLUTION NO. 08-24  
(January 08, 2008)**

By Mr. Fleischman, Chairman of the Planning Committee:

**CHAIRMAN AUTHORIZED TO SIGN CONTRACT WITH THE WYOMING COUNTY  
BUSINESS CENTER ON BEHALF OF PLANNING AND DEVELOPMENT**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a contract with the Wyoming County Business Center , 6470 State Rte. 20A, Suite 2, Perry, NY 14530 on behalf of Planning and Development. Said contract is to provide for General Economic Development Services in an amount not to exceed one hundred twenty-four thousand five hundred dollars (\$124,500.00); effective January 01, 2008 through December 31, 2008.  
Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-25  
(January 08, 2008)**

By Mr. Fleischman, Chairman of the Planning Committee:

**MEMBERS APPOINTED/REAPPOINTED TO THE 2-1-1 ADVISORY BOARD**

**BE IT RESOLVED**, That the following members are hereby appointed/reappointed to the 2-1-1 Advisory Board *for a one (1) year term; effective January 01, 2008 through December 31, 2008:*

- *Marty Mucher*, 208 State St., Batavia, NY 14020
- *Deb Schmitt*, 3062 Suckerbrook Rd., Perry, NY 14530
- *James Fleischman*, 5824 Java Lake Rd., Arcade, NY 14009

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-26  
(January 08, 2008)**

By Mr. Fleischman, Chairman of the Planning Committee:

**MEMBERS REAPPOINTED TO THE GLOW ADVISORY COMMITTEE**

**BE IT RESOLVED**, That the following members are hereby reappointed to the GLOW Advisory Committee for a term of one (1) year; effective January 01, 2008 through December 31, 2008:

- *William Maddison (Cornell Cooperative Extension)* 401 North Main, Warsaw, NY 14569
- *Mark Rountree (Planning & Development)* 6470 Route 20A, Suite 4, Perry, NY 14530

Carried: XXX Ayes: 1618 Noes: Absent: Abstain:

#17

**RESOLUTION NO. 08-27  
(January 08, 2008)**

By Mr. Fleischman, Chairman of the Planning Committee:

**MARK ROUNTREE REAPPOINTED TO THE GLOW PLANNING COMMITTEE**

**BE IT RESOLVED**, That *Mark Rountree (Planning & Development)* 6470 Route 20A, Suite 4, Perry, NY 14530 is hereby reappointed to the GLOW Planning Committee *for a term of one (1) year; effective January 01, 2008 through December 31, 2008.*

Carried: XXX Ayes: 1618 Noes: Absent: Abstain:

#18

**RESOLUTION NO. 08-28  
(January 08, 2008)**

By Mr. Fleischman, Chairman of the Planning Committee:

**MARK ROUNTREE REAPPOINTED TO THE  
GLOW REGIONAL SOLID WASTE COMMITTEE**

**BE IT RESOLVED**, That *Mark Rountree (Planning & Development)*, 6470 Route 20A, Suite 4, Perry, NY 14530 is hereby reappointed to the GLOW Regional Solid Waste Committee *for a term of one (1) year; effective January 01, 2008 through December 31, 2008.*

Carried: XXX Ayes: 1618 Noes: Absent: Abstain:

#19

**RESOLUTION NO. 08-29  
(January 08, 2008)**

By Mr. Fleischman, Chairman of the Planning Committee:

**STUART HEMPEL REAPPOINTED TO THE  
GLOW WORKFORCE INVESTMENT BOARD**

**BE IT RESOLVED**, That *Stuart Hempel (WCCH)*, 1338 Werner Rd., Warsaw, NY 14569 be hereby reappointed to the GLOW Workforce Investment Board *for a term of three (3) years; effective January 01, 2008 through December 31, 2010.*

Carried: XXX Ayes: 1618 Noes: Absent: Abstain:

**RESOLUTION NO. 08-30  
(January 08, 2008)**

By Mr. Fleischman, Chairman of the Planning Committee:

**MICHAEL HEFTKA REAPPOINTED TO THE  
MICRO ENTERPRISE LOAN REVIEW COMMITTEE**

**BE IT RESOLVED**, That *Michael Heftka*, 6470 Route 20A, Perry, NY 14530 is hereby reappointed to the Micro Enterprise Loan Review Committee *for a term of two (2) years; effective January 01, 2008 through December 31, 2009.*

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

*There was a motion by Mrs. Meeder, T/Middlebury, to combine resolutions #21 through #23. A voice vote was taken and all voted aye*

**RESOLUTION NO. 08-31  
(January 08, 2008)**

By Mrs. Meeder, Chairman of the Human Resource Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH ACS GOVERNMENT  
RECORDS MANAGEMENT ON BEHALF OF THE COUNTY CLERK’S OFFICE**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a contract with ACS Government Records Management, P.O. Box 4889, Syracuse, NY 13221, for microfilm to image conversion services for Deeds located within the County Clerk’s Office (Phases 1 & 2) in an amount not to exceed twenty-eight thousand five hundred ninety-nine dollars (\$28,599.00); effective July 1, 2007 through June 30, 2008.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-32  
(January 08, 2008)**

By Mrs. Meeder, Chairman of the Human Resource Committee:

**RICHARD HARRISON APPOINTED RECORDS MANAGEMENT OFFICER**

**BE IT RESOLVED**, That Richard Harrison, 7436 Route 98, Arcade, NY 14009 is hereby appointed Records Management Officer; effective January 01, 2008.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-33  
(January 08, 2008)**

By Mrs. Meeder, Chairman of the Human Resource Committee:

**JAMES K. MARLEY PROVISIONALLY APPOINTED  
DIRECTOR OF WEIGHTS AND MEASURES**

**BE IT RESOLVED**, That *James K. Marley*, 5649 Hardys Rd., Gainesville, NY 14066 is hereby provisionally appointed to the competitive class position of *Director of Weights & Measurers*; effective January 21, 2008.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

*There was a motion by Mr. Rogers, T/Pike, to combine resolutions #24 and #25. A voice vote was taken and all voted aye*

**RESOLUTION NO. 08-34  
(January 08, 2008)**

By Mr. Rogers, Chairman of the Public Safety Committee:

**SALARY SCHEDULE "G" AMENDED**

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended to reflect the following changes to Salary Schedule "G":

**District Attorney:**

*One time stipends payable after April 01, 2008 with Aid to Prosecution Grant funds.*

- (1<sup>st</sup>) Assistant District Attorney    \$10,000
- (2<sup>nd</sup>) Assistant District Attorney    \$8,000
- Secretary to the District Attorney    \$2,500
- Secretary I    \$2,000

*\*Once paid salary schedule reverts back to 0*

***One time Recruitment and Retention Award***

- (1<sup>st</sup>) Assistant District Attorney    - \$2,525.00
- (2<sup>nd</sup>) Assistant District Attorney    - \$2,525.00

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-35  
(January 08, 2008)**

By Mr. Rogers, Chairman of the Public Safety Committee:

**CHAIRMAN AUTHORIZED TO SIGN CONTRACT WITH  
SAIA COMMUNICATIONS ON BEHALF OF EMERGENCY SERVICES**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a contract with Saia Communications, 100 Stradtman St., Buffalo, NY 14206 to install Dual Sinclair Folded Dipole Antennas at the Perry Water Tower, in an amount not to exceed two thousand eight hundred ten dollars and seventy cents (\$2,810.70); effective December 19, 2007 through satisfactory completion of the project.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

*There was a motion by Mr. Patti, T/Attica, to combine resolutions #26 through #29. A voice vote was taken and all voted aye*

**RESOLUTION NO. 08-36  
(January 08, 2008)**

By Mr. Patti, Chairman of the Public Works Committee:

**AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST  
INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELL"  
PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID  
PROJECT, (SUPPLEMENTAL AGREEMENT NO. 1) AND APPROPRIATING FUNDS  
THEREFORE**

**WHEREAS**, a Project for the **Replacement of Hillside Road Bridge over Trout Brook, Town of Pike, Wyoming County, P.I.N. 4754.05; BIN 3320150** (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, the County of Wyoming desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of **PE/Design, ROW and Construction phases**.

**NOW, THEREFORE**, the Board of Supervisors, duly convened does hereby

**RESOLVE**, that the Board of Supervisors hereby approves the above-subject project; and it is hereby further

**RESOLVED**, that the Board of Supervisors hereby authorizes the Chairman to pay in the

**RESOLUTION NO. 08-36**

**January 08, 2008**

**Page 2**

first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and it is further

**RESOLVED**, that the sum of **\$613,000** is hereby appropriated from Board of Supervisors and made available to cover the cost of participation in the above phases with \$85,000 for PE/Design, \$2,000 ROW and \$526,000 Construction of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project. and it is further

**RESOLVED**, this Resolution shall take effect immediately

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**#27**

**RESOLUTION NO. 08-37  
(January 08, 2008)**

By Mr. Patti, Chairman of the Public Works Committee:

**PURCHASE OF HIGHWAY EQUIPMENT APPROVED**

**BE IT RESOLVED**, That the purchase of one Salt Dogg Polymer Salt & Sand Spreader (2.0 yd capacity, 96" electric poly hopper) model SHPE1500 from: **Valley Fab & Equipment, Inc.**, 9776 Trevett Road, Boston, NY 14025 in an amount not to exceed three thousand nine hundred fifty one dollars (\$3,951.00) delivered. To be paid out of 2007 funds be hereby approved.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-38  
(January 08, 2008)**

By Mr. Patti, Chairman of the Public Works Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH  
SIMPLEX/GRINNELL, LP ON BEHALF OF BUILDINGS AND GROUNDS**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a contract with Simplex/Grinnell, LP, 1999 Mt. Read Blvd., Rochester, NY 14615 for alarm testing in the Courthouse and Government Center and sprinkler testing in both buildings plus the Public Safety building. NYS Contract #PT63104, is a 3 year agreement in an amount not to exceed three thousand three hundred seventy dollars (\$3,370.00) annually totaling ten thousand one hundred ten dollars (\$10,110.00); effective January 01, 2008 through December 31, 2010.  
Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-39  
(January 08, 2008)**

By Mr. Patti, Chairman of the Public Works Committee:

**RESOLUTION DECLARING CERTAIN REAL PROPERTY AS SURPLUS AND  
SCHEDULING A PUBLIC HEARING ON A LOCAL LAW RELATING TO THE SALE  
OF SAID PROPERTY.**

**WHEREAS**, the Board of Supervisors for the County of Wyoming has determined that certain property located at 76 North Main Street in the Village of Warsaw, New York is surplus property based on its location, condition, age and lack of suitability for any County use, and

**WHEREAS**, the County has been informed and understands that this property may have some value to a prospective purchaser if said property can be marketed with the expectation of a private and conclusive sale.

**NOW, THEREFORE**, be it resolved that the property depicted on Exhibit A attached hereto is declared surplus property and a public hearing shall be held on February 12, 2008, at 2:30 PM at the Wyoming County Government Center, 143 N. Main St., Warsaw, New York. on Wyoming County Local Law Introductory No. A, for the year 2008, authorizing the private sale of said property subject to the negotiation of acceptable terms and upon the further resolution of this Board of Supervisors.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**Exhibit A**

ALL THAT TRACT OR PARCEL OF LAND, situate in the Village of Warsaw, County of Wyoming and State of New York, bounded and described as follows: Beginning at a point in the east line of Main Street in said Village on the north line and at the northwest corner of lands heretofore conveyed by Samuel D. Purdy and others to Charles T. Watkins; thence east along said Watkin's north line 100 feet; thence north parallel with the east line of Main Street 23 feet; thence west parallel with the south line hereof 100 feet, to the east line of Main Street; thence south along the east line of Main Street, 23 feet to the place of beginning, containing 2300 square feet of land; more or less.

Also the right of passage through the lane in the rear of said lot, being the same premises conveyed by Samuel D. Purdy and others to Mary E. Stowe by deed dated February 25<sup>th</sup>, 1888, and recorded in Liber 109 of deeds at page 173, in Wyoming County Clerk's Office, and by said Mary E. Stowe conveyed to Jacob Baker by deed dated October 25<sup>th</sup>, 1888, and recorded in Liber 109 of Deeds at page 290 in Wyoming County Clerk's Office.

And being the same premises conveyed to Ivan D. Hodges by Ivan D. Hodges and Margaret M. Hodges, by Deed dated December 29th, 1976 and recorded in the Wyoming County Clerk's Office on December 29, 1976 in Liber 454 of Deeds at page 46.

*There was a motion by Mr. Davis, T/Covington, to combine resolutions #30 through #37. A voice vote was taken and all voted aye*

**#30**

**RESOLUTION NO. 08-40**  
**(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**ONE (1) POSITION OF SOCIAL SERVICES SPECIALIST TRAINEE (TEMPORARY)**  
**(1.00 FTE) CREATED IN THE DEPARTMENT OF SOCIAL SERVICES**

**BE IT RESOLVED**, That one (1) position of Social Services Program Specialist Trainee (Temporary) (1.00 fte) be hereby created in the Department of Social Services assigned to the Food Stamp Unit; effective immediately not to exceed 6 months.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**#31**

**RESOLUTION NO. 08-41**  
**(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**RPTS DIRECTOR AUTHORIZED TO APPROVE CORRECTION OF ERRORS**

**BE IT RESOLVED**, That in accordance with Chapter 515 of Laws of 1997, the Wyoming County Board of Supervisors amends the Correction of Errors procedure (RPTL 550-559) by authorizing the Director of Real Property Tax Services to approve the correction of the tax roll and tax bill, in an amount not to exceed one thousand dollars (\$1,000.00) (RPTL 554 (9)); and be it

**FURTHER RESOLVED**, That the Director of Real Property Tax Service is also authorized to issue a tax refund and direct the Wyoming County Treasurer to issue refund, in an amount not to exceed one thousand dollars (\$1,000.00) (RPTL 556 (8) (a)).

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**#32**

**RESOLUTION NO. 08-42  
(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**ONE (1) POSITION OF CORRECTION OFFICER, PT  
CREATED IN THE COUNTY JAIL**

**BE IT RESOLVED**, That one (1) position of Correction Officer, PT be hereby created in the County Jail and placed on the appropriate step and grade of the appropriate union agreement; effective immediately.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**#33**

**RESOLUTION NO. 08-43  
(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**WYOMING COUNTY PREMIUM CONVERSION PLAN APPROVED**

**BE IT RESOLVED**, that the form of Cafeteria Plan effective November 1, 1993, presented to this meeting is hereby approved and adopted and that the duly authorized agents of the Employer are hereby authorized and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the Plan; and be it

**FURTHER RESOLVED**, that the Administrator shall be instructed to take such actions that are deemed necessary and proper in order to implement the Plan, and to set up adequate accounting and administrative procedures to provide benefits under the Plan; and be it

**FURTHER RESOLVED**, that the duly authorized agents of the Employer shall act as soon as possible to notify the employees of the Employer of the adoption of the Cafeteria Plan by delivering to each employee a copy of the summary description of the Plan in the form of the Summary Plan Description presented to this meeting, which form is hereby approved.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-44  
(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A MEMORANDUM OF AGREEMENT  
WITH CORNELL COOPERATIVE EXTENSION  
OF WYOMING COUNTY FOR THE YEAR 2008**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a Memorandum of Agreement with Cornell Cooperative Extension of Wyoming County for the payment of County Appropriations in the amount of three hundred ninety-seven thousand one hundred five dollars and eighty-two cents (\$397,105.82) to be allocated as follows:

- **\$164,811.98** to fully fund the Agricultural Dept.
  - **202,773.17** to fully fund the 4-H Dept.
  - **29,520.67** to partially fund the FCS Dept.
- \$397,105.82**

and

- **\$10,000.00** to partially fund the Wyoming County Dairy Institute

Effective January 01, 2008 through December 31, 2008;  
Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**RESOLUTION NO. 08-45  
(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN LETTERS OF UNDERSTANDING WITH  
CONTRACT AGENCIES FOR 2008**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign Letters of Understanding with the following Contract Agencies for 2008:

<i>Contract Agency</i>	<i>2008 Expenditures</i>
Wyoming County Soil & Water	\$165,910.62
Pioneer Library System	26,687.00

Wyoming County Fair Association	25,000.00
Arts Council for Wyoming County	15,878.00
Erie Wyoming County Soil & Water	2,514.00
Wyoming County Tourist Promotion Agency	109,145.00
Wyoming County Business Education Council	6,000.00
Wyoming County Wildlife Federation	1,256.00
<b>Totals</b>	<b>\$352,390.62</b>

Contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**#36**

**RESOLUTION NO. 08-46  
(January 08, 2008)**

By Mr. Davis, Chairman of Finance Committee:

**CHAIRMAN AUTHORIZED TO SIGN A CONTRACT WITH MERCY FLIGHT**

**BE IT RESOLVED**, That the Chairman of this Board with the approval of the County Attorney is hereby authorized and directed to sign a contract with Mercy Flight in an amount not to exceed nine thousand dollars (\$9,000.00); effective January 01, 2008 through December 31, 2008; contingent upon the availability of funds.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**#37**

**RESOLUTION NO. 08-47  
(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**SALARY SCHEDULE “D” AMENDED**

**BE IT RESOLVED**, That the Wyoming County Salary Plan which became effective January 01, 1967, as amended, is hereby amended to reflect the following changes to Salary Schedule “D”:

- **Director of Weights and Measures** annual salary set at \$38,500.00; effective January 21, 2008.

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**Public Comments:**

None

There being no public comments on the following resolutions the Chairman asked Supervisor Bush to comment on these veteran's exemptions. Supervisor Bush stated that these local laws will make it possible for "cold war" veterans to be eligible for tax exemption not previously available. Also, the Chairman stated that each of the towns have made arrangements with Veterans' Services to make presentations to the Towns.

Supervisor Bush made a motion to close the public hearings. A second was made by Supervisor Fleischman and the Public Hearing was closed.

**Public Hearing  
#38**

**RESOLUTION NO. 08-48  
(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**LOCAL LAW INTRODUCTORY NO. F, FOR THE YEAR 2007,  
ADOPTED LOCAL LAW 1, FOR THE YEAR 2008**

**WHEREAS**, there was duly presented and introduced at a meeting of this Board, held on the 11th day of December, 2007, a proposed local law of the County, designated as Local Law Introductory No. F, for the year 2007, entitled, "**Exemption from Real Property Taxes for Real Property owned by Veterans who rendered Military Service to the United States during the Cold War;**" and

**WHEREAS**, in accordance with the provisions of Resolution No. 07-384, there was a public hearing held by this Board of Supervisors on this 8<sup>th</sup> day of January at 2:30 PM, after due notices of said hearing having been posted and published according to the law and said resolution; and

**WHEREAS**, after holding said public hearing, and the said local law having laid on the desks of the members of this Board of Supervisors at least seven days prior to the final adoption, a majority of this Committee agreed to recommend the enactment and passage of the above mentioned local law, designated as herein above set forth; now therefore

**BE IT RESOLVED**, That Local Law Introductory No. F, Year 2007, County of Wyoming, New York, as presented to this Board on the 8<sup>th</sup> day of January, 2008, is hereby adopted, enacted and passed by this Board in its original form as follows:

**BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WYOMING AS FOLLOWS:**

**Section 1.** Pursuant to the authority of the provisions of Section 458-b of the Real Property Tax Law, the maximum exemptions allowable from County real property taxation shall be 15% of

the property assessment, not to exceed \$12,000.00 multiplied by the latest final state equalization rate for service during the “Cold War” and a percentage of the property’s assessment equal to one-half of any service connected disability rating not to exceed \$40,000.00 multiplied by the latest final state equalization rate.

**Section 2.** This exemption shall apply to assessment rolls prepared with taxable status dates after January 3, 2008.

**Section 3.** This local law shall become effective immediately upon filing with the Secretary of State but in no event earlier than January 3, 2008.

DATED at Warsaw, New York  
December 11, 2007 (Introduced)  
January 08, 2008 (Adopted)  
Cheryl J. Ketchum  
Clerk

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

**Public Hearing  
#39**

**RESOLUTION NO. 08-49**  
**(January 08, 2008)**

By Mr. Davis, Chairman of the Finance Committee:

**LOCAL LAW INTRODUCTORY NO. G, FOR THE YEAR 2007,**  
**ADOPTED LOCAL LAW 2, FOR THE YEAR 2008**

**WHEREAS,** There was duly presented and introduced at a meeting of this Board, held on the 11th day of December, 2007, a proposed local law of the County, designated as Local Law Introductory No. G, for the year 2007, entitled, “**A Local Law Amending Local Law No. 1, Year 1985 Entitled, Reducing the Amount of Exemption Provided by 458-a of the Real Property Tax Law;**” and

**WHEREAS,** in accordance with the provisions of Resolution No. 07-385, there was a public hearing held by this Board of Supervisors on this 8<sup>th</sup> day of January at 2:30 PM, after due notices of said hearing having been posted and published according to the law and said resolution; and

**WHEREAS,** after holding said public hearing, and the said local law having laid on the desks of the members of this Board of Supervisors at least seven days prior to the final adoption,

a majority of this Committee agreed to recommend the enactment and passage of the above mentioned local law, designated as herein above set forth; now therefore

**BE IT RESOLVED**, That Local Law Introductory No. G, Year 2007, County of Wyoming, New York, as presented to this Board on the 8<sup>th</sup> day of January, 2008, is hereby adopted, enacted and passed by this Board in its original form as follows:

**BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WYOMING AS FOLLOWS:**

**Section 1.** County of Wyoming Local Law No. 1 of 1985 adopted a local law entitled "A local law reducing the amount of exemption provided by Section 458-a of the Real Property Tax Law". Said local law is hereby amended in accordance with the authority provided the Board in the Real Property Tax Law Section 458-a.

**Section 2.** Pursuant to the authority of paragraph (d) of subdivision 2 of Section 458-a of the Real Property Tax Law, the amount of exemption provided by paragraphs (a), (b) and (c) of such subdivision 2 is hereby increased as follows:

Paragraph (a) \$12,000.00; Paragraph (b) \$8,000.00; Paragraph (c) \$40,000.00.

**Section 3.** This local law shall become effective immediately upon filing with the Secretary of State.

DATED at Warsaw, New York  
December 11, 2007 (Introduced)  
January 08, 2008 (Adopted)  
Cheryl J. Ketchum  
Clerk

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

*Chairman Berwanger asked the Board if any member objected to the presentation of Unanimous Consent Resolution Office Number 40 and 41.*

*Hearing no objections the Chairman invited Hospital CEO, Ron Krawiec to come forward and explain what the borrowing would be used for.*

*County Attorney Dadd was then asked to explain the reason for a 2/3 majority vote.*

*Clerk Ketchum was then instructed to call the roll.*

**RESOLUTION NO. 08-50  
(January 08, 2008)**

By Mr. Berwanger, Chairman of the Committee of the Whole :

**BOND RESOLUTION OF THE COUNTY OF WYOMING, NEW YORK, DATED  
JANUARY 08, 2008, FOR THE ISSUANCE AND SALE OF BONDS OF THE COUNTY  
OF WYOMING, NEW YORK, IN THE AMOUNT OF \$480,000.00 FOR THE  
ACQUISITION OF CRITICAL HOSPITAL EQUIPMENT**

**RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WYOMING,  
NEW YORK** (by the favorable vote of not less than two-thirds of the voting strength of said  
Board) **AS FOLLOWS:**

Section 1. The County of Wyoming, New York is hereby authorized to acquire  
by purchase the following equipment for Wyoming County Community Health System.

<b>Item</b>	<b>Estimated Maximum Cost</b>
<b>Equipment:</b>	
New Philips 100003 Brilliance CT 16 slice Scanner	
Accessories: Keyboard language (English), Scan Tools Pro, Flat Head Holder, 30- min Console UPS, Teal 100k Isotran Plus (transformer), Extended Brilliance Workspace, Dual Monitor Configuration, and AVA Stenosis License.	\$480,000.00

The estimated maximum cost of the acquisition of such equipment is the sum of \$480,000.00 and  
said amount is hereby appropriated therefore. The plan of financing involves the issuance of  
\$480,000.00 in serial bonds of the County of Wyoming to finance the appropriation, and the levy  
and collection of taxes upon all the taxable real property in the County in an amount sufficient to  
pay the principal of and interest of said bonds.

Section 2. Serial bonds of said County of Wyoming in the principal amount of  
\$480,000.00 are hereby authorized to be issued pursuant to the provisions of the Local Finance  
Law of the State of New York, to finance the said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- In accordance with Section 11 of the Local Finance Law, the period of  
probable usefulness for which said bonds are to be issued, is hereinabove set forth in Section 1  
for each item or items to be acquired, such period of probable usefulness being the period of five  
(5) years. Also, set forth for each item is the maximum estimated cost of each item or items.
- No current funds need be provided because the period of probable  
usefulness for each item does not exceed five (5) years.

Section 4. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law, and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the County payable as to both principal and interest by general tax upon all the taxable real property within the County without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and pursuant to Section 30.00 of the Local Finance Law relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Section 56.00 to Section 60.00 of said law, the powers and duties of the Board of Supervisors relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the serial bonds authorized by this resolution and of any notes authorized and issued in anticipation of the sale of said bonds, and the renewals thereof, are hereby delegated to the County Treasurer, as the Chief Fiscal Officer of the County.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds may be contested only if: (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. The specific object or purpose of the purchase herein authorized is to provide equipment for use at Wyoming County Community Hospital, a public general hospital owned and operated by the County of Wyoming.

**Section 8. This resolution shall take effect immediately**

**Carried: XXX    Ayes: 1687    Noes:    Absent:    Abstain:**

*Chairman Berwanger explained that the \$700,000 grant for the County's Radio system project, which was provided through Congressman Reynolds, has been, within the past few weeks, received. The Chairman requested Janis Cook give a brief explanation for the reason of this transfer.*

1. *This is the balance from all appropriations to the radio project that would be set aside for the continued maintenance of the towers.*

UC#41

**RESOLUTION NO. 08-51  
(January 08, 2008)**

By Mr. Berwanger, Chairman of the Committee of the Whole:

**FUNDS TRANSFERRED TO VARIOUS 2008 ACCOUNTS**

**BE IT RESOLVED**, That funds are hereby transferred to the various 2008 accounts as follows:

<b>Capital Improvement Funds</b>			
<b>From:</b> 15.64.3020.2.20101 Radio System Equipment Project	\$48,080.51		
<b>To:</b> 12.61.3020.4.40810 E911 Maintenance & Repair		\$48,080.51	
<b>Reason:</b> To move funds from the completed Radio Tower Project to a Radio Tower Maintenance and Repair Line in the CIP fund.			
<b>Capital Improvement Funds Total</b>			<b>\$48,080.51</b>

**Carried: XXX    Ayes: 1618    Noes:    Absent:    Abstain:**

*There being no further business to come before this Board, Senior Supervisor Bush, T/Gainesville, adjourned the meeting at 3:13 PM with a rap on his desk.*

\*\*\*\*\*

*Respectfully submitted,*

***Cheryl J. Ketchum***

Cheryl J. Ketchum, Board Clerk