



**SPECIAL LEGISLATURE MEETING AGENDA
CAYUGA COUNTY LEGISLATURE
Tuesday, March 31, 2020 at 6:00PM
Live Stream Link: <https://youtu.be/SOWFQ52Haa0>**

CALL TO ORDER: Hon. Aileen McNabb-Coleman, Chair

ROLL CALL: Sheila Smith, Clerk of the Legislature

EXCUSED:

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PRESENTATION: Kathleen Cuddy, Public Health Director: Update on COVID-19
Amy Russett, Director EMO: update on COVID-19

RESOLUTIONS:

WAYS & MEANS:

- 3-20-WM-1 Resolution authorizing the cancellation of penalty and 1% interest for all 2020 Town & County tax payments received in the month of April
- 3-20-WM-2 Excluding Emergency Personnel from the provisions of FFCRA while resolution No. 105-20 is in effect

JUDICIAL & PUBLIC SAFETY:

- 3-20-JP-1 Authorizing the District Attorney to fill FT Senior Assistant District Attorney vacancy in the District Attorney's Office
- 3-20-JP-2 Authorization to create a full-time Assistant District Attorney position in the District Attorney's Office and setting the salary (2/3)
- 3-20-JP-3 Authorizing District Attorney to fill Confidential Investigator vacancy in office
- 3-20-JP-4 Authorization to fill one vacant Emergency Services Dispatcher position due to a resignation
- 3-20-JP-5 Authorization to fill one vacant Emergency Services Dispatcher position due to a resignation
- 3-20-JP-6 Authorization to fill two vacant part-time Emergency Services Dispatcher position due to vacancies

And any other business that may come before the Board

ADJOURNMENT: Tuesday, April 28, 2020 at 6:00PM

IF YOU HAVE A DISABILITY AND NEED ACCOMMODATIONS, PLEASE CALL THE CLERK OF THE LEGISLATURE'S OFFICE AT 253-1308 AT LEAST 48 HOURS BEFORE THE SCHEDULED MEETING TO ADVISE WHAT ACCOMMODATIONS WILL BE NECESSARY.

3-20-WM-1

Resolution No. _____

3/31/20

TRE Cancel Penalty 1% Int April

RESOLUTION AUTHORIZING THE CANCELLATION OF PENALTY AND 1% INTEREST FOR ALL 2020 TOWN & COUNTY TAX PAYMENTS RECEIVED IN THE MONTH OF APRIL

By: Hon. Christopher Petrus, Chair, Ways & Means Committee

WHEREAS, New York State Real Property Tax Law Section 1182 permits the cancellation or reduction of interest, penalties and other charges if the governing body determines that it is in the best interests of the tax district and passes a resolution to authorize the enforcing officer to permit the cancellation in part or in whole of any interest, penalty or other charges; and

WHEREAS, on March 14, 2020, the Chair of the Cayuga County Legislature declared all of Cayuga County under a State of Emergency due to the COVID-19 outbreak; and

WHEREAS, Governor Andrew Cuomo has issued a series of Executive Orders putting New York State on 'PAUSE'; and

WHEREAS, many residents of Cayuga County have been under additional financial strain due to the COVID-19 outbreak and corresponding policies to slow the spread; and

WHEREAS, the last day for Town collection of the 2020 Town & County property tax is April 1, 2020; and

WHEREAS, 2020 Town & County taxes will be turned over to the County Treasurer for collection of delinquent taxes on April 2nd, at which time a state mandated 5% penalty and interest of 1% per month, or part thereof, for each month of delinquency will be applied; and

WHEREAS, the Legislature desires to alleviate financial strain due to 2020 Town & County property taxes by canceling the penalty and 1% interest on tax payments received in the month of April 2020; now therefore be it

RESOLVED, that the Cayuga County Legislature finds it to be in the best interests of the county to cancel the penalty and interest for all 2020 Town and County tax payments received by the Cayuga County Treasurer in the month of April 2020.

Ways & Means Committee

Christopher Petrus, Chair

Keith Batman

Elane Daly

Andy Dennison

Ryan Foley

Benjamin Vitale

Tucker Whitman

Co Atty 

EXCLUDING EMERGENCY PERSONNEL FROM THE PROVISIONS OF THE FFCRA WHILE RESOLUTION NO. 105-20 IS IN EFFECT

BY: Hon. Christopher Petrus, Chair, Ways & Means

WHEREAS, on March 18, the Families First Coronavirus Response Act (“FFCRA”) was enacted as Federal Law providing for up to ten days of paid sick leave under certain circumstances (“Emergency Paid Sick Leave Act”, “EPSLA”), and up to twelve weeks leave for parents caring for a child whose school or daycare has been closed due to Coronavirus (“Emergency Family and Medical Leave Expansion Act”, “EFMLA”), for a set of employers which includes the County of Cayuga; and

WHEREAS, The FFCRA contains provisions which allow employers of health care providers and emergency responders to exclude those employees from the leave provisions under both the EPSLA and the EFMLA; and

WHEREAS, on March 16, 2020, the Cayuga County Legislature passed Resolution No. 105-20 allowing for the Chair of the Cayuga County Legislature to issue paid time off to employees who meet the requirements contained in the EPSLA and the EFMLA, as well as under other circumstances for a forty-five day period, effective March 16, 2020; and

WHEREAS, prior to the expiration of Resolution 105-20, the Cayuga County Legislature shall determine whether the ability of the Chair to grant additional paid time off is necessary; and

WHEREAS, the Cayuga County Legislature finds that the provisions of Resolution 105-20 provide a more comprehensive solution than the federal government has enacted, and further finds that the critical importance of our emergency responders necessitates the evaluation of circumstances on a case-by-case basis; now, therefore be it

RESOLVED, that the County of Cayuga hereby excludes those emergency responders from the provisions of the FFCRA while Resolution 105-20 is in effect, and be it further

RESOLVED, that for the purposes of this resolution, “emergency responders” shall include, but not be limited to: law enforcement officers, jail personnel, 911 operators, public health personnel, emergency management personnel, and other such persons with specialized training or skills needed to provide essential aid in times of a declared emergency.

Ways & Means Committee

Christopher Petrus, Chair

Keith Batman

Elane Daly

Andy Dennison

Ryan Foley

Benjamin Vitale

Tucker Whitman

Co. Atty: 

3-20-JP-1

RESOLUTION NO. _____

3/31/20 DA VACANCY SR ADA rev

AUTHORIZING THE DISTRICT ATTORNEY TO FILL FT SENIOR ASSISTANT DISTRICT ATTORNEY VACANCY IN THE DISTRICT ATTORNEY'S OFFICE

BY: Hon. Andrew C. Dennison, Chairman, Judicial & Public Safety; and
Hon. Christopher K. Petrus, Chairman, Ways and Means

WHEREAS, District Attorney Jon Budelmann has a vacancy (as of 3/6/2020) in the full-time Senior Assistant District Attorney Position (control Nos. 007796 and 004896 (EFPP)) as the result of a resignation; and

WHEREAS, the full-time Senior Assistant District Attorney position is a critical position in the District Attorney's office responsible for the prosecution of cases up to and including serious felony cases; and

WHEREAS, the Legislature is desirous about continuing this important prosecutorial position in the District Attorney's Office; and

WHEREAS, this position has been budgeted for the entire year; now therefore be it

RESOLVED, that the District Attorney is authorized to fill the Senior Assistant District Attorney position, Grade 10, at a minimum salary of \$69,085.00 / year, by either an outside applicant or by promotion from within the department; and be it further

RESOLVED, that the District Attorney be hereby authorized to backfill any positions created by upward promotion from within the department; and be it further

RESOLVED, that the foregoing be accomplished in accordance with Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Judicial & Public Safety

Ways & Means Committee

Andy Dennison, Chair

Christopher Petrus, Chair

Keith Batman

Keith Batman

Elane Daly

Elane Daly

Michael Didio

Andy Dennison

Heidi Nightengale

Ryan Foley

Hans Pecher

Benjamin Vitale

Tucker Whitman

Tucker Whitman

Co. Atty: 

AUTHORIZATION TO CREATE A FULL-TIME ASSISTANT DISTRICT ATTORNEY POSITION IN THE DISTRICT ATTORNEY'S OFFICE AND SETTING THE SALARY (2/3)

BY: Andy Dennison, Chair, Judicial & Public Safety Committee
Chris Petrus, Chair, Ways & Means Committee

WHEREAS, New York State's Criminal Justice "Reform" Acts (Bail, Discovery, and Speedy Trial) took effect January 1, 2020; and

WHEREAS, the new statutes created significant additional burdens substantially increasing the workload and shortening the time frame for required actions by the District Attorney's Office; and

WHEREAS, the prosecution is now required to complete their discovery obligations within fifteen calendar days of the defendant's arraignment, and obligation is to provide absolutely everything (akin to what was required prior to trial, months after any arrests); and the sanction will be dismissal if not done; and

WHEREAS, the District Attorney has demonstrated a need for additional legal assistance in handling the increased workload in accordance with the new statutes to avoid dismissals and other unacceptable ramifications and the State has failed to fund this new mandate; and

WHEREAS, the Cayuga County Legislature is desirous of providing the District Attorney with adequate resources to prosecute crime in Cayuga County and protect its Citizens; now therefore be it

RESOLVED, that a full-time Assistant District Attorney position is hereby created in the District Attorney's Office at Grade 9 at a minimum salary of \$63,968 and shall be placed in Part IV of the Compensation Plan; and be it further

RESOLVED, that the amount of \$65,000 be transferred from the Contingency Account (A10164-54000) to the Full-Time Salary, District Attorney budget line (A11651-51001) and associated fringe benefit lines as determined by the Cayuga County Treasurer; and be it further

RESOLVED, that the foregoing be accomplished in accordance with Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it further

RESOLVED, if any changes in the New York State Bail Reform occurs, a review of the position will need to be reevaluated; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make such necessary journal entries to accomplish the foregoing.

Judicial & Public Safety

Ways & Means Committee

Andy Dennison, Chair

Christopher Petrus, Chair

Keith Batman

Keith Batman

Elane Daly

Elane Daly

Michael Didio

Andy Dennison

Heidi Nightengale

Ryan Foley

Hans Pecher

Benjamin Vitale

Tucker Whitman

Tucker Whitman

Co. Atty: 

3-20-JD-3

RESOLUTION NO. _____

3-31-20

DA Confidential Investigator

AUTHORIZING DISTRICT ATTORNEY TO FILL CONFIDENTIAL INVESTIGATOR VACANCY IN OFFICE

BY: Hon. Andrew Dennison, Chairman, Judicial & Public Safety; and
Hon. Christopher Petrus, Chairman, Ways and Means

WHEREAS, the District Attorney will have a vacancy in the position of the Confidential Investigator in his office effective March 20, 2020; and

WHEREAS, the Confidential Investigator position is a critical position in the District Attorney's office responsible for confidential investigations, security of the office, chain of custody of evidence and extradition of defendants; and

WHEREAS, the Legislature is desirous about continuing this important investigative position in the District Attorney's Office; and

WHEREAS, this position has been budgeted for the entire year; now therefore be it

RESOLVED, that the District Attorney is authorized to fill the full-time position of Confidential Investigator at a minimum salary of \$50,313.00; and be it further

RESOLVED, that the foregoing be accomplished in accordance with Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Judicial & Public Safety Committee

Ways & Means Committee

Andy Dennison, Chair

Christopher Petrus, Chair

Keith Batman

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Ryan Foley

Hans Pecher

Benjamin Vitale

Tucker Whitman

Tucker Whitman

Co. Atty: 

3-20-JP-4

RESOLUTION NO. _____

3/31/20

911 Fulltime fill

AUTHORIZATION TO FILL ONE VACANT EMERGENCY SERVICES DISPATCHER POSITION DUE TO A RESIGNATION.

BY: Mr. Andrew Dennison, Chairperson, Judicial and Public Safety Committee
Mr. Chris Petrus, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently has one vacant Full-Time Emergency Services Dispatcher position due to a resignation; and

WHEREAS, it is necessary to fill the Emergency Services Dispatcher positions for continuity of services; and

WHEREAS, there is money in the 911 budget account A30201 51001 to fund position; now therefore be it

RESOLVED, that position (#1875) be filled, and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher position from the existing Civil Service list; and be it further

RESOLVED, that the position be filled in accordance to the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga.

Judicial & Public Safety

Ways & Means Committee

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Heidi Nightengale

Ryan Foley

Hans Pecher

Benjamin Vitale

Tucker Whitman

Tucker Whitman

Co. Atty: _____



3-20-JP-5

RESOLUTION NO. _____

3/31/20

911 Fulltime fill

AUTHORIZATION TO FILL ONE VACANT EMERGENCY SERVICES DISPATCHER POSITION DUE TO A RESIGNATION.

BY: Mr. Andrew Dennison, Chairperson, Judicial and Public Safety Committee
Mr. Christopher Petrus, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently has one vacant Full-Time Emergency Services Dispatcher position due to a resignation; and

WHEREAS, it is necessary to fill the Emergency Services Dispatcher positions for continuity of services; and

WHEREAS, there is money in the 911 budget account A30201 51001 to fund position; now therefore be it

RESOLVED, that position (#4401) be filled, and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher position from the existing Civil Service list; and be it further

RESOLVED, that the position be filled in accordance to the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga.

Judicial & Public Safety

Ways & Means Committee

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Tucker Whitman

Tucker Whitman

Co. Atty. 

3-20-JD-6

RESOLUTION NO. _____

3/31/20

911 PT time fill

AUTHORIZATION TO FILL TWO VACANT PART-TIME EMERGENCY SERVICES DISPATCHER POSITION DUE TO VACANCIES.

BY: Mr. Andrew Dennison, Chairperson, Judicial and Public Safety Committee
Mr. Christopher Petrus, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently has two vacant Part-Time Emergency Services Dispatcher positions; and

WHEREAS, current vacancies are causing excessive amounts of overtime; to help alleviate some of the open shifts we need to fill the Part-Time Emergency Services Dispatcher positions for continuity of services; and

WHEREAS, there is money in the 911 budget account A30201 51002 to fund position; now therefore be it

RESOLVED, that positions (#1914 & #1892) be filled, and that the 911 Administrator be hereby authorized to fill the vacant Part-Time Emergency Services Dispatcher positions from the existing Civil Service list; and be it further

RESOLVED, that the position be filled in accordance to the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga.

Judicial & Public Safety

Ways & Means Committee

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Tucker Whitman

Tucker Whitman

Co. Atty: 