

Wednesday, January 2, 2008

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**MINUTES
CAYUGA COUNTY LEGISLATURE
REORGANIZATION MEETING
JANUARY 2, 2008, 6:30 PM**

ROLL CALL: Lee Brew, Clerk of the Legislature, all Legislatures present except Netti excused at 6:45PM

EMERGENCY EVACUATION STATEMENT:

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

Lee Brew, Clerk of the Legislature, we would like to recognize former County Legislator Betty Graney, the first woman ever elected to the Cayuga County Legislature, Bill Graney, City Councilman, and Ginger Sheffey, Regional Vice President of CSEA, she is up for re-election and we wish her well with her campaign.

MINUTES: For reading 11-27-07

PUBLIC BE HEARD:

If you wish to speak notify your Legislator, who will grant you privilege of the floor. You will be allowed to speak for 3 to 5 minutes. You must state your name and address.

REPORTS OF DEATH: None

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter of resignation from Paul Weiman, Codes Enforcement Officer, dated December 31, 2007, effective January 13, 2008.
2. Received a plaque from the United Way Campaign for the Ralph W. Standbrook Chairmans Choice Award, presented to the employees of Cayuga County to their outstanding leadership and support, we raised \$27, 500.

SWEARING IN OF COUNTY CLERK, SUSAN M. DWYER, Surrogate County Court Judge, Hon. Mark H. Fandrich, administrated the Oath of Office.

SWEARING IN OF LEGISLATORS:

David R. Axton, District #3, Michael H. Chapman, District #2, George C. Fearon, District #7, Patrick V. Mahunik, District #12, Roger A. Mills, District #6, Frances C. Mitchell, District #8, Ann R. Petrus, District #4, Daniel P. Sincebaugh, District #14, and Peter A. Tortorici, District #10, Surrogate County Court Judge, Hon. Mark H. Fandrich, administrated the Oath of Office.

NOMINATIONS FOR LEGISLATIVE CHAIRPERSON:

Motion by Legislator Petrus, 2nd by Legislator Lockwood for Roger Mills.

Motion by Legislator Sincebaugh, 2nd by Legislator Mahunik for Daniel Schuster.

Majority vote – Legislator Mills received 688 votes – Murphy(51), Mills(79), Palermo(58), Chapman(81), Axton(68), Petrus(53), Lockwood(63), Mitchell(57), Cuddeback(64), Tortorici(51), Fearon(63). Legislator Schuster received 144 votes – Mahunik(49), Schuster(47), Sincebaugh(48) Excused Netti(50).

Legislator Mills voted in as 2008 Legislature Chairman.

County Clerk Susan Dwyer administered the Oath of Office.

NOMINATIONS FOR LEGISLATIVE VICE CHAIRPERSON:

Motion by Legislator Palermo, 2nd by Legislator Lockwood for Peter Tortorici, approved by voice vote, all present voting aye. County Clerk Susan Dwyer administered the Oath of Office.

DESIGNATION OF MAJORITY AND MINORITY LEADERS FOR 2008:

Motion by Legislator Tortorici, 2nd by Legislator Lockwood for Michael Chapman, Majority Leader, approved by vice vote, all present voting aye.

Motion by Legislator Schuster, 2nd by Sincebaugh for Patrick Mahunik, Minority Leader, approved by voice vote, all present voting aye.

County Clerk Susan Dwyer administered the Oath of Office for Michael Chapman, Majority Leader and Patrick Mahunik, Minority Leader.

NOMINATION FOR CLERK OF THE LEGISLATURE AND OATH OF OFFICE:

Motion by Legislator Lockwood nominated Mary Jones for Clerk of the Legislature, approved by voice vote, all present voting aye. County Clerk Susan Dwyer administered the Oath of Office.

RESOLUTION NO. 01-08

1/2/08 COL ClkLeg-App08

APPOINTING CLERK OF LEGISLATURE AND SETTING SALARY

(Majority Vote)

BY: Ways & Means Committee

WHEREAS, this Committee is pleased to submit the name of Mary Jones for the position of Clerk of the Cayuga County Legislature for 2008; now, therefore be it

RESOLVED, that Mary Jones is hereby appointed Clerk of the Cayuga County Legislature for the year 2008; and be it further

RESOLVED, that his salary for 2008 shall be \$45,000.00; and, be it further

RESOLVED, that this resolution shall take effect immediately.

Signed by Cuddeback, Lockwood, Mitchell, Murphy, Petrus, Schuster.

Approved by voice vote, all present voting aye.

Legislator Petrus, welcome to the new members, you have been chosen by your constituents. The make-up of this body is going to be interesting. The older members will bring to this body the history and experience. The new members, you bring something also, excitement and enthusiasm. Now I ask that all of us join together and combine the history, experience, excitement and enthusiasm and let us cease to stop discussion of

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what we did wrong. Let us continue on this year to converse and discuss what we can do together to make things better for the people we represent. The Towns, Villages, that's everyone in this County. We represent all of Cayuga County; this needs to be joint cooperation. I look forward to working with all of you, God Bless,

Chairman, Roger Mills, this is quite an honor on my part. I am very thrilled to be selected as Chairman of the Legislature. We do need to come together, work together, there is certainly a lot of major issues that need to be addressed in this next Legislative year. We can't do it divided we need to work together as a team and I look forward to leading that team. Thank you for your support. I would like to acknowledge Lee Brew for his contributions he has made to the Legislature body throughout the years. I will be looking to Mary Jones, Clerk of the Legislature for guidance; we both have a little to learn in regards to conducting these meetings, and getting County business taking care of. I'm anxious to get started and look forward to working with Mary, as we continue onward. It's reassuring to look to my right and see County Manager, Wayne Allen and County Attorney Fred Westphal, there is a wealth of experience there and I won't hesitate to call on them.

10-MINUTE BREAK TO SIGN RESOLUTIONS & PHOTO OPPORTUNITIES.

Legislator Petrus, I would like to thank George Fearon, he served as Chairman through some really tuff times. I have know George for a long time, he is a honorable man, and we thank him.

Chairman Mills, I couldn't agree more, I had gotten to know George back when I first ran for public office, we knocked on a few doors together. He is a good man and has been a mentor to me and I appreciate everything he has been able to do for this County over the last several years and I look forward to learning as much as I can from him as we go forward.

MINUTES FOR READING: November 27, 2007

APPOINTMENTS AND RE-APPOINTMENTS:

HEALTH & HUMAN SERVICES:

Community Service Board, (MRDD Subcommittee)

Kimberly A. Savage, 6341 Canoga Rd., Auburn, NY 13021 term – 1-1-08 to 12-31-201.

Susan Barrette, 7077 N. Division St. Rd., Auburn, NY 13021 term – 1-1-08 to 12-31-2010.

Community Services Board, (Mental Health Subcommittee)

Barbara A. Bowen, 25 Grover St. Auburn, NY 13021 term – 1-1-08 to 12-31-2010.

Marion C. Cool, 17 John Smith Ave., Auburn, NY 13021 term 1-1-08 to 12-31-2010.

Cayuga County Office for the Aging Advisory Committee:

Don Clark, 61 Nelson St. Auburn, NY 13021 term 1-1-08 to 12-31-2013.

Jane Lumb, 5239 W. Lake Rd. Auburn, NY 13021 term 1-1-08 to 12-31-2013.

Auburn Memorial Hospital Board:

Elaine Daly, 160 Genesee St. 2nd FL, Auburn, N.Y. 13021 term 1-1-08 to 12-31-10.

PLANNING & ECONOMIC DEVELOPMENT:**Cayuga County Water & Sewer Authority: (Board)**

James Taber, 1791 W. Genesee St. Rd., Auburn, NY 13021 term – 1-1-08 to 12-31-2010.

Lester Van Dyke, 12314 Westbury Rd, Red Creek, NY 13143 term - 1-1-08 to 12-31-2010.

Herbert Marshall, 8016 Powers Rd., Port Byron, NY 13140 term 1-1-08 to 12-31-2010.

Central New York Regional Planning & Development Board:

Ann Petrus. 2435 State Rte 31, Weedsport, NY 13166 term - 1-1-08 to 12-31-2008.

Terri Bridenbecker, Chamber of Commerce, 36 S. St., Auburn, NY 13021 term – 1-1-08 to 12-31-2008.

Stephen F. Lynch, 1160 Genesee St., Auburn NY 13021 term – 1-1-08 to 12-31-08.

Vijay Mital, 52 Kearney Ave., Auburn, NY 13021 term – 1-1-08 to 12-31-08.

Dan Schuster, 123 Genesee St., Auburn, NY 13021 term 1-1-08 to 12-31-08.

Steve Zabriski, PO Box 119, 441 Main St., Aurora, NY 13026 term 1-1-08 to 12-31-08.

Cayuga County Industrial Development Agency:

Dave Miller, 8788 S. Seneca, Weedsport, NY 13166 term – 1-1-08 to 12-31-09.

Raymond E. Lockwood, 1877 State Rte. 326, Auburn, NY 13021 term – 1-1-08 to 13-31-08.

Carol Contigulia, 125 S. Herman Ave., Auburn, NY 13021 term – 1-1-08 to 12-31-08.

Herbert Marshall, 8016 Powers Rd., Port Byron, NY 13140 term – 1-1-08 to 12-31-09.

Cayuga County Ag & Farm Protection Board:

Judy Wright, 26 Mary St., Auburn, NY 13021 term – 1-1-08 to 12-31-2011.

Don Waterman, 1032 Spring Lake Rd. Port Byron, NY 13140 term – 1-1-08 to 12-31-2010.

Ken James, 4267 Lamphier Rd., Box 277, Locke, NY 13092 term – 1-1-08 to 12-31-2010.

David Shurtleff, 1972 Weatherly Rd., Cato, NY 13033 term – 1-1-08 to 12-31-2009.

G. Douglas Young, Spruce Haven Farm, 5004 White Rd., Union Springs, NY 13160 term 1-1-08 to 12-31-2009

Al Kozlowski, 160 Genesee St., Auburn, NY 13021 term – coterminous with position.

Stephen F. Lynch, 160 Genesee St., Auburn, NY 13021 term - coterminous with position.

Brian Aldrich, Cornell Coop. Extension, 248 Grant Ave., Auburn, NY 13021 – term - coterminous with position.

TBD, New Legislative Representative: Roger Mills. - term - coterminous with position.

All of the above appointments, approved by voice vote, all present voting aye.

MOTIONS/RESOLUTIONS:

**RESOLUTION NO. 02-08
(1/2/08) yearend.W&M
AUTHORIZING ACCOUNTS PAYABLE YEAR END ADJUSTMENTS –
2007 OPERATING BUDGET**

BY: Hon. Paul Dudley, Chairman Ways and Means Committee

WHEREAS, provisions of the Federal Single Audit Act and regulations of the State Comptroller require Cayuga County to utilize modified accrual as the basis for governmental fund accounting; and

WHEREAS, modified accrual accounting principles require that the County accrue accounts payable so expenditures are generally reflected in the period for which goods or services are received; and

WHEREAS, application of this principle may result in the over-expenditure of certain individual line item expenditures and revenues particularly in areas where spending is mandated by State and Federal laws and requirements; now, therefore be it

RESOLVED, that the Cayuga County Legislature hereby authorizes and directs the County Treasurer to make adjusting entries to provide sufficient appropriations to avoid individual line item deficits upon the accrual of year-end accounts payable, provided that said entries do not result in an increase in total appropriations approved by the County Legislature, for 2007; and, be it further

RESOLVED, that said adjusting entries shall be subject to approval of the Chairman of the Legislature, Chairman of Ways and Means Committee and County Manager who shall upon completion of the year-end closing, report the same to the County Legislature. Signed by Cuddeback, Lockwood, Mitchell, Murphy, Petrus, Schuster.

Approved by voice vote, all present voting aye.

Motion by Legislator Lockwood to separate the question and vote on each newspaper separately, approved by voice vote, all present voting aye.

**RESOLUTION NO. 03-08
1/2/08 COL Designating Newspapers08
DESIGNATING NEWSPAPERS TO PUBLISH COUNTY MATTERS.**

BY: Hon. Francis Mitchell, Chairman, Government Operations Committee.

WHEREAS, Section 214, Subdivision 2, of the County Law directs that the Cayuga County Legislature shall annually designate at least two (2) newspapers for publication of all local laws, notices and other matters required by law to be published during fiscal year 2008.

NOW, BE IT RESOLVED, that the Cayuga County Legislature does hereby designate the following newspapers for that purpose:

REPUBLICAN REGISTER, Moravia, New York
The POST-HERALD, Fair Haven, New York
The CITIZEN, Auburn, New York

Signed by Mitchell, Petrus, Schuster.

Vote on the **Republican Register**, Moravia, NY – Approved by voice vote, all present voting aye.

Vote on the **Post Herald**, Fair Haven, NY – Approve by voice vote, all present voting aye, except Palermo abstained.

Vote on the **Citizen**, Auburn, NY – Approved by voice vote, all present voting aye, except Lockwood voting No.

RESOLUTION NO. 04-08

Action Date: 1/2/08 hrtransauditfunctionrev1

IMPLEMENTATION OF THE TRANSFER OF FUNCTION OF CERTAIN AUDIT STAFF FROM THE CLERK OF THE LEGISLATURE'S DEPARTMENT TO THE COUNTY MANAGER'S OFFICE PURSUANT TO THE RECOMMENDATION OF THE LEGISLATURE AND THE ADOPTION OF THE 2008 COUNTY BUDGET.

BY: Chairperson, Francis Mitchell, Government Operations
Chairperson, Paul Dudley, Ways and Means Committee

WHEREAS, the audit functions of the of the Clerk to the Legislature's Office have been reviewed by the legislature; and

WHEREAS, it was recommended that the audit functions of the Clerk to the Legislature Officer be separated for better internal controls of the various departmental expense accounts; and

WHEREAS, supervision of the audit functions could be accomplished by moving the aforesaid function to the County Manager's Office; and

WHEREAS, NYS CS Law, Section 70.2 states "As soon as practicable after the adoption of a law, rule, order or other action direction such a transfer of function, but not less than twenty days prior to the effective date of such transfer, the head of the department or agency from which such function is to be transferred shall certify to the head of the department or agency which such function is to be transferred a list of the names and titles of those employees substantially engaged in the performance of the function to be transferred, and shall cause copies of such certified list to be publicly and conspicuously posted in the offices of the department or agency from which such function is to be transferred, along with copies of this subdivision;" and

WHEREAS, funding for the position was moved from the Clerk to the Legislature account to the County Manager's account within the 2008 county to accommodate the anticipated transfer for employee's payroll and fringe benefits; now, be it therefore

RESOLVED, that the Transfer of Function of one Account Clerk Typist as listed in the attachment in the Clerk to the Legislature's be hereby ordered and initiated with the effective date of transfer to be January 23, 2008 or as soon as practicable as directed by the County Attorney; and be it further

RESOLVED, that the Clerk to the Legislature be hereby directed to post a certified list of employees as attached pursuant NYS CS Law, Section 70.2 "As soon as practicable after the adoption of a law, rule, order or other action direction such a transfer of function, but not less than twenty days prior to the effective date of such transfer, the head of the department or agency from which such function is to be transferred shall certify to the head of the department or agency which such function is to be transferred a list of the names and titles of those employees substantially engaged in the performance of the function to be transferred, and shall cause copies of such certified list to be publicly and conspicuously posted in the offices of the department or agency from which such function is to be transferred, along with copies of this subdivision;" and be it further

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RESOLVED, that the above list be posted the day after the adoption of this resolution; and be it further

RESOLVED, that the Treasurer be hereby authorized to make the appropriate journal entries to carry out the intent of this resolution; and be it further

RESOLVED, that this Transfer of Function be facilitated in accordance to NYS Civil Service Law, Cayuga County Civil Service Rules and Regulations, Bargaining Contracts, and the Policies of the County of Cayuga.

Signed by Mitchell, Schuster, Cuddeback, Lockwood, Petrus, Schuster.

RESOLUTION NO. 05-08

(1/2/08) contractLBrew

**AUTHORIZING THE LEGISLATURE TO CONTRACT
WITH LEE BREW FOR CONSULTANT SERVICES**

BY: Hon. Francis Mitchell, Chairman Government Operations Committee

Hon. Paul Dudley, Chairman Ways and Means Committee

WHEREAS, Lee Brew, the Clerk of the Cayuga County Legislature has recently retired; and

WHEREAS, Mr. Brew has worked as the Clerk of the Legislature for 15 years; and

WHEREAS, when Mr. Brew left County employment an extensive amount of knowledge was lost to the County; and

WHEREAS, a new Clerk of the Legislature will accept and perform such duties and responsibilities effective January 3, 2008; now, therefore be it

RESOLVED, that the County Legislature authorize the Chairman to sign a contract with Lee Brew to provide assistance and information for the Clerk of the Legislature; and, be it further

RESOLVED, that Mr. Lee Brew will be paid at a rate of \$15.00 per hour at a cost not to exceed \$5,000.00.

Signed by Mitchell, Petrus, Schuster, Lockwood, Cuddeback, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 06-08

1/2/08 boeinspectorpay

**AUTHORIZING THE BOARD OF ELECTIONS AND COUNTY TREASURER
TO PAY ELECTION INSPECTORS AND CUSTODIANS**

BY: Mr. Mitchell, Chairman, Government Operations Committee

BY: Mr. Dudley, Chairman, Ways & Means Committee

WHEREAS, § 3-420.1 and § 3-302.6 of the New York State Election Law mandate that as of January 1, 2006, towns and cities in New York State will no longer pay election inspectors and machine custodians and establishes this process as a function of each county, and

WHEREAS, the Election Law provides that each county legislative body approves the payment amount for each election inspector and machine custodian, and

WHEREAS, there was insufficient time to complete the Election Board's November audit due to the general election being held on the due date of the audit; and be it

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the claims so audited and charge account A1450.400.078 (General Election Inspectors) made therefore in the County Budget finalized on December 13, 2006.

RESOLVED, that the County Treasurer is authorized to issue payment in the amount of \$9,465.00 to the election inspectors
Signed by Mitchell, Petrus, Schuster, Cuddeback.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 07-08
January 2, 2007 itservers0108
AUTHORIZING THE INFORMATION TECHNOLOGY
DEPARTMENT TO PURCHASE SERVERS

By: Steven Cuddeback, Chairman, Public Works
Raymond Lockwood, Vice Chairman Ways and Means Committee
WHEREAS, the new County financial program requires servers and database software for operation and backup; and
WHEREAS, these servers must be in place and operational for installation of the new financial program; now therefore, be it
RESOLVED, that the Information Technology Department is authorized to purchase and install 3 new Hewelett Packard servers and related hardware and software for the financial program on New York State contract in the amount of \$25,000.00 from account No. A1020.200.000; and be it further
RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.
Signed by Cuddeback, Lockwood, Palermo, Mitchell, Tortorici, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 08-08
1-2-08 coanativeonefallsalestaxcollectsalestaxrev1
RESOLUTION CALLING FOR THE COLLECTION
OF SALES AND EXCISE TAXES ON TRIBAL LANDS

BY: George Fearon, Raymond Lockwood and David Axton
WHEREAS, during the pendency of land claims brought by Indian tribes for large tracts of land across New York State, tribal governments purported to assert jurisdiction over taxation, law enforcement, gambling, boxing, motor vehicle licensing, land use, environmental regulation, law enforcement and other matters; and
WHEREAS, during the pendency of these land claims the State of New York elected to exercise forbearance on counter-assertions of state jurisdiction over these matters; and
WHEREAS, recent court decisions by the United States Supreme Court in the *City of Sherrill v. Oneida Indian Nation of New York* (No. 03-855) and by the Second Circuit Court of Appeals in the *Cayuga Indian Nation of New York, et al. vs. Pataki, et al.* (2nd Cir. Docket No 02-6111(L)) have significantly altered the legal landscape and have affirmed, unequivocally, comprehensive state and local jurisdiction over lands and issues in question; and
WHEREAS, tribal governments in every part of New York State: from Long Island to the Canadian border; from Lake Ontario to the Pennsylvania border; from the Hudson Valley to the Finger Lakes and the Niagara frontier and Central New York continue to raise significant controversy through litigation focused on jurisdiction, property rights, Indian gaming, and tribal sovereignty; and

WHEREAS, numerous federal court cases involving the application of state and local excise and sales taxes to sales by tribal retailers to non-tribal members, including the United States Supreme Court case of *Department of Taxation and Finance of New York et. al. v. Milhelm Attea and Bros., Inc., et. al. (No 93-377)*, have repeatedly affirmed that states have a right to the sales and excise tax revenues on such transactions; and

WHEREAS, Cayuga County believes that a failure of the State of New York to assert its sovereign prerogatives with regard to taxation and other areas of governmental jurisdiction is detrimental to the well-being of citizens and the interests of local governments across the state; and

WHEREAS, failure to collect sales and excise taxes on tribal and Indian sales to non-tribal members has been particularly damaging to the citizens and governments of New York because this failure deprives the State of New York and local governments of legitimate, legal revenues which are desperately needed for public programs; and

WHEREAS, failure to collect these taxes on tribal and Indian sales further creates a grossly unfair business environment for non-Indian retailers across the State of New York by diverting business to tribal and Indian retailers and by giving tribal and Indian retailers a grossly unfair competitive advantage; and

WHEREAS, the Legislature of the State of New York, by legislation contained in Chapter 62 of 2003 amending various laws of the State regarding taxation, required the Commissioner of Taxation and Finance to implement, not later than September 16, 2003, measures to effectively collect sales and excise taxes on tribal and Indian sales of tobacco and motor fuels to non-tribal members; and

WHEREAS, the Commissioner of Taxation and Finance previously published rules and regulations which would attempt to collect those taxes upstream from the point of sale, the implementation of which was postponed until March 1, 2006; and

WHEREAS, the Governor introduced language in the 2006-07 Executive Budget Proposal to effectively delay collection of sales and excise taxes on Native American lands until January 1, 2007, and

WHEREAS, the State of New York delayed the collection of sales tax despite its statutory authority and obligation; and

WHEREAS, the State Legislature in 2006 passed legislation (A.10859-A / S.7568-A) that would have prohibited cigarette manufacturers from delivering their product to any licensed distributor who has been identified by the Attorney General, the NYS Department of Taxation and Finance or the City of New York as an illegal supplier of unstamped cigarettes; and

WHEREAS, Governor Pataki vetoed that legislation in August of 2006, and

WHEREAS, Governor Spitzer and his new administration pledged to begin collecting sales tax on goods sold on Native American lands to non Native Americans and included revenues from those collections in the 2007-08 State Budget, and

WHEREAS, New York State has, on this date, still not begun to collect sales and excise taxes on Native American lands, and

WHEREAS, Cayuga County has repeatedly expressed unqualified, strong support for implementation of such measures to collect these taxes on tribal sales to non-Indians:

NOW THEREFORE BE IT RESOLVED, that Cayuga County calls on the Governor of the State of New York to take any and all necessary action to insure collection of all sales and excise taxes on tribal and Indian sales of all goods and services to non-tribal members for the benefit of state and local governments without further delay, and

BE IT FURTHER RESOLVED, that New York State take action to affirmatively assert its sovereign prerogatives and jurisdiction consisted with recent court decisions, New York State and federal law.

BE IT FURTHER RESOLVED, that the Clerk of the Cayuga County Legislature shall forward copies of this Resolution to Governor Spitzer, the New York State Legislature New York State Association of Counties and all others deemed necessary and proper.

Signed by Fearon, Lockwood, Axton.

Approved by voice vote, all present voting aye.

NEW OR UNFINISHED BUSINESS:

1. PAR Application

County Attorney, Fred Westphal, as Mr. Lockwood indicated earlier, we have a tradition of having a special meeting in January, and I am going to make a request to have a special meeting. Mr. Allen has handed out to everybody the Holt Architects, Feasibility Study, which talks about a couple of options of potentially moving some services of the Mental Health to the Hospital. It is also located in your County Project, and you might want to consider it separate, because as you know the COP's payments has been suspended at this point. Pam Wandro, from the regional office, they are looking for some direction from the County, as far as which way the County is going on the programs. It might be appropriate, if the body considers it, to have a special meeting. My thought would be have a meeting as, A Committee of the Whole, having the whole Legislature their, rather than go through the individual committees, because you may have some of the same questions come up.

Legislator Petrus, Mr. Chair, I would support that as Chair of the Health & Human Services Committee.

Legislator Tortorici, what I would like to see is the three phases of the Holt Architects Proposal, and I would like to get an estimate of lease numbers on how much that's going to be. I would like to know from the State what if any reimbursement will come from the State for this project. Also any information we might need to help us decide on the building.

County Attorney, Fred Westphal, I did reach out to the Attorney's for the Hospital, they are going to meet to have that discussion, I'm not informed as to when that will happen, just to bring you up to speed. We need to pick a date and who you want to bring.

Legislator Mitchell, without the total information on leasing this property, which is not our property, I'm not sure the meeting would be very useful. I think we need to know when we're going to get that other information, before we pick a time for the meeting.

County Attorney, Fred Westphal, which choice should I tell the hospital the Legislature is interested in, both choices and see if they come up with a rental information. Is that what you're looking for?

Legislator Mitchell, yes.

Legislator Fearon, It might be wise to discuss this in executive session.

Chairman Mills, would you like to do that now.

Legislator Fearon, I would.

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Motion by Legislator Fearon to go into executive session, Re: Proposed Lease of Real Property, approved by voice vote, all present voting aye, at 7:53PM.

Chairman Mills, called back into session at 8:08PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to adjourn at 8:09PM, approved by voice vote, all present voting aye.

Minutes approved on 3-25-08, by voice vote, all present voting aye.

**MINUTES
CAYUGA COUNTY LEGISLATURE
JANUARY 22, 2008, 6:30 PM
CCOB 6TH FLOOR/CHAMBERS**

CALL TO ORDER: By Hon. Roger Mills Chairman Cayuga County Legislature

ROLL CALL: By Mary Jones, Clerk of the Legislature, all Legislators present, except excused Netti, and Lockwood.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PUBLIC BE HEARD: If you wish to speak notify your Legislator, who will grant you privilege of the floor. You will be allowed to speak for 3 to 5 minutes. You must state your name and address.

Legislator Francis Mitchell for Sjana M. McClure-Berry, re: Farmland Development Program, which is relatively new to the County. In this County you can apply to the Cayuga County Environmental Protection Board to put you farm into a conservancy, and you are paid approximately \$2,500 to not develop your land. I do have land in the conservancy, but I don't agree with the program. My Husband and I pay \$65.00 to Cornell University for programs that tell us how to be better farmers. The State has said that we should fight for the Farmland Development Laws. One of the thing that make it hard for farmers in New York State is we don't have a place to borrow money. In the New State Economic Hand Book, there are two very important figures to look at, 1. if we buy land at \$1, 927.00, it takes us 49 years to pay off that acre of land. If the County has 25 to 30 applications, but only supporting 2 to 4 of these applications, it's very discriminating. Whoever gets the Farmland Development rights automatically has no 49 years as opposed to the other farmers who do. 2. One of the biggest cost to farmers is interest. If the program is giving millions of dollars to one farmer it completely changes the playing field of all the other farmers. It's market manipulation at best.

Legislator Sincebaugh for Pamela McIntyre, I have received Mental Health Services for many years. I would like to know why Terri Wasilinko, who was up for reappointment for the Mental Health Subcommittee, I would like to know why she was not chosen?

Legislator Petrus, many names where brought up, the names on the agenda tonight were brought by the Community Services Board Nominating Committee.

DEATHS: Charles (Chuck) Savage, Auburn, NY served as County Legislator for 22 years, 7 of those years as minority leader and prominent local civic leader.

Dr. Edwin D. Mackey, Locke, NY, local prominent Veterinary, he was an icon to many communities, serving the people and all creatures great and small.

Joe L. Fredrick, Auburn, NY, served 33yrs with the Cayuga County Sheriff's Office, veteran of the U.S. Marine Corps.

MINUTES: For Approval: 11-27-07, Motion by Legislator Chapman, approved by voice vote, all present voting aye.
For Reading:

CCC REPORT: Daniel Larson, President, Spring enrollment is ahead of last Spring, Intersession is about a third higher than last year, the Sunday accelerated program has proven to be very successful, Adult information Night was held on January 14, 2008, Spring Orientation, is held every August for incoming Fall students, February Family Fun Day, will be held on February 3, 2008.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Legislator Petrus, There was a Board of Health meeting today, it was discussed about possible having a Health & Human Services Teaching Session. I was asked to get in touch with the other Legislator's to get a date and time to set up a meeting.

Legislator George C. Fearon gave the speech below on Saturday January 19, 2008 at the Booker T. Washington Community Center in Auburn, NY. The event was the annual "Reverend Dr. Martin Luther King Jr. Luncheon".

I know that at this time and place I am talking to the choir, but I want to challenge you regarding the tremendous, unfinished task still before us.

Dr. King stressed these magnificent words when he quoted from the Declaration of Independence: "We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness."

In reality, as long as there is any discrimination that denies mankind as a whole the total equality that all people are entitled to, freedom cannot ring and the promise is unfulfilled.

Freedom cannot ring if there is any discrimination because of the gender or color of the body one happens to be born with.

Freedom cannot ring if there is any discrimination that causes a single man, woman or child to have less opportunity than others.

Freedom cannot ring if there is any discrimination because of what people believe or do not believe.

Freedom cannot ring if there is any discrimination because fellow citizens are or chose to be different than the perceived majority.

Freedom cannot ring if we walk alone.

We'll walk hand in hand and pledge that we shall never give up until freedom rings.

We can never turn back until freedom rings.

Some may ask, "When should we be satisfied?" We can never be satisfied as long as we fall short of the ultimate goal—hearing freedom ring.

Until all discrimination is eliminated, freedom cannot ring, and every valley is not exalted, and every hill and mountain is not made low, the rough places are not made plain, and the crooked places are not made straight.

Deep in my heart, I do believe we shall overcome someday and freedom will ring!

Legislator Petrus, re: The Task Force meeting, we meet, we saw, we talked, we are going to meet again. We continue to meet as members of the Legislature the committee was established by the chair. It is made up of some members of the Legislature as well as County Attorney, Fred Westphal, County Manager, Wayne Allen. We have met at least three times regarding where we go with Mental Health and I think we have been very successful in that conversation. We are looking at both the North Street building and how we can improve there and the Hospital, different sections of the Hospital and where we can place the clinics. There is a resolution tonight re:

MANAGER'S REPORT: Wayne Allen, today the Governor released his executive budget, hopefully the Legislature will adopt it by April 1, 2008 and then will know where the funding will be. Based on first pass by NYSAC and their review it's a mixed bag. It means you will be faced with some reduction in aid and reimbursement rates. In the case of Social Services the Safety Net Program they are shifting 2% of the cost away from State Government, now it will be 52% local and 48% State. The County now will have to come up with an extra 2% cost that the State had paid in the past, if the budget is passed the way the Governor has presented it. Another area is Federal Assistance, there is another 2% shift from the State paying to the County paying. There will be an impact on the College, the FTE, there are a number of things in the budget that we are going to have to watch very closely. We will be going the NYSAC meeting, please gather any material you can and we'll follow it along and hopefully when the budget is passed I will present you with a fact sheet with the ultimate outcome of the State Budget and what it's effect will be on the County Budget.

CHAIRMAN'S REPORT: Roger Mills, I would like to welcome some of the members of Leadership Cayuga. Jim Hotaling, formerly the Director of Cayuga County Soil and Water, has retired after 43 1/2 years of dedicated service to Cayuga County. In honor of his retirement, there is a retirement party scheduled for January 31, 2008 at The Springside Inn, Auburn, NY at 6:00PM. In recognition of his many dedicated years of service to Cayuga County, the Cayuga County Legislature is please to proclaim January 31, 2008 as Jim Hotaling Day in Cayuga County; proclamation is being prepared and I will present it to him at his party. I encourage as many people as possible to attend.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga County Board of Health:

Dr. Donald F. Hoffman, 14 Alden Ave., Auburn, NY 13021 term – 1-22-08 to 12-31-2011

EMS Advisory Board:

Dr. Mary DiRubbo, PO Box 775, Skaneateles, NY 13152 term 1-22-08 to 12-31-08
 Roman Rotko, 213 Dunning Ave., Auburn, 13021 term 1-22-08 to 12-31-08
 Michael Deyneka, 6468 E. Lake Rd., Auburn, NY 13021 term 1-22-08 to 12-31-08
 Joseph DiFabio, 260 McIntosh Dr., Auburn, NY 13021 term 1-22-08 to 12-31-08
 Deanna Gates, PO Box 100, Meridian, NY 13113 term 1-22-08 to 12-31-08
 Sam Giannettino, 100Swift St., Auburn, NY 13021 term 1-22-08 to 12-31-08
 Travis Poole, 33 French Ave., Auburn, NY 13021 term 1-22-08 to 12-31-08
 David James, 2687 Bell St., Weedsport, NY 13166 term 1-22-08 to 12-31-08
 Lon Fricano, 321 Backus Rd., Cayuga, NY 13034 term 1-22-08 to 12-31-08

Albert Mantey, 3045 White Rd., Moravia, NY 13118 term 1-22-08 to 12-31-08
Lori Debois, 626 McDonald Rd., Port Byron, NY 13140 term – 1-22-08 to 12-31-08

Edward Sherman, 107 Melrose Rd., Auburn, NY 13021 term – 1-22-08 to 12-31-08
Sara Miller, PO Box 116, Aurora, NY 13026 term – 1-22-08 to 12-31-08
Jen Savery, 3169 Swmp Rd., Cato, NY 13033 term – 1-22-08 to 12-31-08

Auburn Memorial Hospital Board:

Legislative Liaison – George Fearon, 5641 State Rte 326, Cayuga, NY 13034 term 1-22-08 to serve at the pleasure of the Board.

Cayuga County Parks & Trails:

Kevin Davis, 53 S. Main St., Box 382, Moravia, NY 13118 term 1-22-08 to 12-31-09

Paul Kelly, 15303 Green Rd., Sterling, NY 13156 term – 1-22-08 to 12-31-09
Sam Giangreco, 81 N. Lewis St., Auburn, NY 13021 term – 1-22-08 to 12-31-2010
Jim Young, 4549 State Rte. 34B, Union Springs, NY 13160 term 1-22-08 to 12-31-2010

David Hollier, 838 Victory Rd., Red Creek, NY 13143 term 1-22-08 to 12-31-09

Cayuga County Water Quality Management Agency (WQMA):

Stephen Lynch, 160 Genesee St., 5th Floor, Auburn, NY 13021 term – 1-22-08 – Does not Expire

Eileen O’Conner, 160 Genesee St, 2nd Floor, Auburn, NY 13021 term – 1-22-08 – Does not Expire

Gary Duckett, 6914 E. Lake Rd., Auburn, NY 13021 term – 1-22-08 – Does not Expire

Ron Podolak, 7413 County House Rd., Auburn, NY 13021 term 1-22-08 – 12-31-08

Bruce R. Natale, 160 Genesee St., 5th Floor, Auburn, NY 13021 1-22-08 – Does not Expire

Doug Ververs, Cornell Coop. Est., 248 Grant Ave., Auburn, NY 13021 term 1-22-08 – Does not Expire

Edward Wagner, 57 Willowbrook Dr., Auburn, NY 13021 term 1-22-08 – 12-31-08

Anthony L. DeCaro, 160 Swift St., Auburn, NY 13021 term 1-22-08 – 12-31-08

Harry Hinman, 2722 Mechanic, St. PO Box 13, Weedsport, NY 13166 term 1-22-08 to 12-31-08

Jack O’Neil, 9365 O’Neil Rd., Port Byron, NY 13140 term – 1-22-08 to 12-31-08

Dale Powell, 192 E. Lake Rd., Port Byron, NY 13140 term – 1-22-08 to 12-31-08

Barbara Harvey, 1220 Lake Como Rd., Cortland, NY 13045 term – 1-22-08 to 12-31-08

David Kukella, 21 Walnut St., Auburn, NY 13021 term 1-22-08 to 12-31-08

William Hecht, PO Box 86, Union Springs, NY 13160 term 1-22-08 to 13-31-08

Jim Young, 4549 State Rte. 34 B, Union Springs, NY 13160 term 1-22-08 to 12-31-08

COMMUNITY SERVICES BOARD:

Dr. Hagop Isnar, 17 Lansing St. Auburn, NY 13021 term 1-22-08 to 12-31-2011

Marion C. Cool, 17 John Smith Ave., Auburn, NY 13021 term – 1-22-08 to 12-31-2011

Dr. Christopher M. Szwajdel, 49 Drummond St., Auburn, NY 13021 term – 1-22-08 to 12-31-08

Barbara A. Bowen, 25 Gover St., Auburn, NY 13021 term – 1-22-08 to 1-22-08 to 12-31-2011

Kimberly a. Savage, 6341 Canoga Rd., Auburn, NY 13021 term – 1-22-08 to 12-31-2011

Anita Stoudymire, 1 Westlake Ave., Auburn, NY 13021 term – 1-22-08 to 21-31-2011

COMMUNITY SERVICES BOARD: (Alcohol and Substance Abuse Subcommittee)

Dr. Hagop Isnar, 17 Lansing St., Auburn, NY 13021 term – 1-22-08 to 12-31-08

COMMUNITY SERVICES BOARD: (Mental Health Subcommittee)

Joan Rusinko, PO Box 177, Cayuga NY 13034 term – 1-22-08 to 2011

Linda Albrecht, 67 Firelane 21, Cayuga NY 13034 term – 1-22-08 to 12-31-08

Motion by Legislator Chapman to approve all appointments, approved by voice vote, all present voting aye.

RECESS: 10 minutes

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter from the State of New York, Dept. of Agriculture and Markets, re: awarded Cayuga County the sum of \$2,266,738 to assist the County in its farmland preservation efforts.

2. Received notification from the State of New York, Dept. of State, re They have received Local Law No. 8, 2007 filed on December 3, 2007.

3. Received a letter from the New York State Sheriff's, Inc., re: Jail inmate telephone system,

4. Received a letter from the State of New York Dept. of Health, re: the plan of correction for the Cayuga County Nursing Home.

Motion by Legislator Lockwood to waive reading of communications and announcements, approved by voice vote, all present voting aye.

RESOLUTIONS

RESOLUTION NO. 09-08

1/22/08 Audit012208

AUTHORIZING THE COUNTY TREASURER TO PAY AUDIT OF CLAIMS

BY: Hon. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on January 22, 2008 audit claims against the County of Cayuga in the aggregate sum of \$1,446,220.28, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

Tuesday, January 22, 2008

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RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 13, 2006.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 10-08
1/22/08 Audit12208B
AUTHORIZING THE COUNTY TREASURER
TO PAY JANUARY, 2008 AUDIT OF CLAIMS

BY: Hon. Paul Dudley, Chairman, Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on January 22, 2008 audit claims against the County of Cayuga in the aggregate sum of \$85,141.37, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 11, 2007.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 11-08
1/22/08
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
WAYS & MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.

By: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 50, adopted April 11, 1978, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Electric and Gas service, and Water and Sewer service, and

WHEREAS, this Legislature did by Resolution No. 184, adopted August 14, 1984, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for telephone service, and Landfill Service, and

WHEREAS, said Committee has audited and authorized payments as follows:

DECEMBER 2007	
Gas & Electric	\$138,673.50
Water & Sewer	\$ 0
Telephone:	\$22,279.14
Landfill/Rubbish	\$ 301.63
Total:	\$159,254.27

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 12-08
1/22/08 PURCHSVCSDEC
AUTHORIZING THE CAYUGA COUNTY TREASURER
TO CHARGE DEPARTMENTS FOR CENTRAL SERVICES
AND PURCHASES FOR THE MONTH OF DECEMBER 2007

BY: Hon. David Pappert, Chairman, Ways & Means Committee.

WHEREAS, the Ways & Means Committee approved the payment of all Central Services,

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to credit the revenue account and charge the following departments' .40 Accounts (Contractual Expenditures) in accordance with attached schedules:

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$14,218.07
TOTAL		\$14,218.07

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 13-08
Date of meeting: January 22, 2008
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME

By: Ann Petrus, Chairman, Health & Human Services Committee

Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, this legislature did by Resolution Number 70, duly adopted on the 20th day of March 1984, authorize the Nursing Home Committee of the County Legislature to audit all claims against the Cayuga County Nursing Home, and

WHEREAS, said Committee has audited and authorized payment in the amount of \$281,016.66 for the month of December 2007, now therefore be it

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Petrus, Mahunik, Schuster, Sincebaugh, Tortorici, Mitchell, Palermo, Lockwood, Axton.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 14-08
seniornutrition
REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER
FOR OPERATION OF THE SENIOR NUTRITION PROGRAM
IN THE OFFICE FOR THE AGING.

BY: Ann Petrus, Chair, Health & Human Service Committee

Paul Dudley, Chair, Ways & Means Committee

WHEREAS, The Director of the Office for the Aging presented bills for service providers in regard to operation of the Senior Nutrition Program, to the County Treasurer for payment pursuant to Resolution No. 297, duly adopted on June 21, 1994, which claims total \$10,074.53 covering the period through 12/31/07 and have been paid as set forth on the attached lists; now, therefore, be it

RESOLVED, that the aforesaid claims shall become part and parcel of the full legislative audit for the Office for the Aging.

Signed by Petrus, Cuddeback, Mahunik, Sincebaugh, Schuster, Tortorici, Mitchell, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 15-08

1/22/08 thures

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
WAYS & MEANS COMMITTEE FOR PAYMENT OF THRUWAY TOLLS.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 24-97, adopted January 21, 1997, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Thruway Tolls, and,

WHEREAS, said Committee has audited and authorized payments as follows:

DECEMBER 2007 \$ 171.24

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 16-08

1/22/08 Credit

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS
& MEANS COMMITTEE FOR PAYMENT OF CREDIT CARD CHARGES.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 1-99, adopted January 01, 1999, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Credit Card Charges, and,

WHEREAS, said Committee has audited and authorized payments as follows:

DECEMBER 2007 \$5479.35

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 17-08

2/26/08

**AUTHORIZING PAYMENT OF LEGAL NOTICE FEES
PRIOR TO THE LEGISLATIVE AUDIT.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and

WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

WHEREAS, it would be in the best interest of the County to take advantage of the prompt payment discounts by paying these invoices prior to the legislative audit of claims, therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized to process legal Advertising invoices for payment by the Cayuga County Treasurer prior to the monthly legislative audit, and be it further

RESOLVED, that a monthly report of said payments shall be provided to each legislator on a monthly basis.

DECEMBER TOTAL \$8,139.13

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye, except Palermo abstained.

**RESOLUTION NO.18-08
(1/22/08) COA-Caph1PAY**

**AUTHORIZING THE COUNTY TREASURER TO PAY
CLAIMS AGAINST VARIOUS CAPITAL "H" PROJECTS.**

BY: MR. MITCHELL, WAYS & MEANS COMMITTEE.

WHEREAS, claims have been received in regard to various Capital "H" Projects previously established by the County; and

WHEREAS, said claims have been reviewed and approved by the interested oversight committees; now, therefore, be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to pay the following claims and charge the same to the appropriate Capital "H" Projects:

1. Project #03-7 (Phase 4/ Integration of Services (IOS)):
CDW GOVERNMENT, INC
Inv. No. HVK3747 \$ 6,520.28
APEX SOFTWARE:
Inv. No.43752337295 \$ 1,090.00
IAGT:
Inv. No103107 \$ 2,500.00
2. Project #06-5 (Modification to the Cayuga County Office Bldg. Heating System):
J&E ELECTRIC, INC.:
Application & Certificate for Payment No. 3 dated12/10/07 \$ 11,020.00
3. Project #07-1 (Erie HeritagePreservation):
CAMP, DRESSER & McKEE:
Inv. No. 302 \$ 34,051.27
KENT ENVIRONMENTAL:
Inv. No.58 \$ 8,874.82
Inv. No.59 \$ 6,082.85
Inv. No.60 \$ 8,458.12
Inv. No.61 \$ 7,026.03
Inv. No.62 \$ 6,845.88
Inv. No.63 \$ 15,930.14
Inv. No.64 \$ 31,340.93

4. Project #07-5 (Tyler Software):

TYLER TECHNOLOGIES:

Inv. No.120091	\$102,807.50
Inv. No.120120	\$222,789.00

And be it further

RESOLVED, that the Treasurer make the journal and accounting entries necessary to accomplish the foregoing.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 19-08

2/26/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF EQUIPMENT LEASE PAYMENTS.

BY: Hon. Francis Mitchell, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 76-02, adopted February 26, 2002, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Equipment Leases, and

WHEREAS, said Committee has audited and authorized payment as follows:

December 2007

Copier Leases and Maintenance:	\$ 5,804.96
Postage Leases:	\$ 0
Misc. Leases:	<u>\$ 8,492.50</u>
Total	\$14,297.46

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 20-08

2/26/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF PARCEL SERVICE PAYMENTS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 03-03, adopted January 3, 2003, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Parcel Service Payments, and

WHEREAS, said Committee has audited and authorized payment as follows:

DECEMBER 2007 \$ 366.19

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 21-08
(1/22/08) COA-Spending2008
SPENDING RESOLUTION

BY: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, this Legislature is of the opinion that a spending plan for the County of Cayuga is in order; now, therefore, be it

RESOLVED, that for the time period from the adoption of this resolution on January 22, 2008 until December 31, 2008, the following spending restrictions shall apply:

- a. A weighted majority vote of the County Legislature shall be required for equipment purchases over \$5,000.00.
- b. A weighted majority vote of the County Legislature shall be required for any new capital improvement or renovation expenses over \$5,000.00.
- d. Specifically excluded from the aforesaid procedures are:
 1. Equipment purchase restrictions where the source of funding is 100% reimbursable.
 2. Emergency authorizations approved by the Chairman of the Legislature, the Over-sight Committee Chairman, the Ways and Means Committee Chairman and the Minority Leader.

Signed by Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 22-08
(1/22/08) COA-AgencyCtrsReso2008
AUTHORIZE CHAIRMAN TO SIGN CONTRACTS
WITH CERTAIN AGENCIES.

By: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, certain appropriations were approved in the County Budget adopted for 2008 for certain agencies, in return for which these agencies agree to perform certain services for the benefit of the County of Cayuga; now, therefore, be it

RESOLVED, that the Chairman of the County Legislature be and he is hereby authorized and requested to sign on behalf of the County, certain contracts and articles of agreement with the following agencies:

CAYUGA COUNSELING, INC. OF AUBURN AND CAYUGA COUNTY:

1. Alternative Sentencing
2. Pretrial Diversion
3. Pretrial Release
4. Sexual Assault Victims Advocate Resource (SAVAR)

CAYUGA COUNTY ARTS COUNCIL, INC.

CAYUGA COUNTY SOIL & WATER CONSERVATION DISTRICT

CAYUGA MUSEUM OF HISTORY AND ART

CAYUGA/SENECA COMMUNITY ACTION AGENCY, INC.

THE CENTER FOR DISPUTE RESOLUTION

CENTRAL NEW YORK REGIONAL PLANNING AND DEVELOPMENT BOARD

CORNELL COOPERATIVE EXTENSION ASSOCIATION

FEDERATION OF CONSERVATION CLUBS OF CAYUGA COUNTY

FINGER LAKES ASSOCIATION, INC.
COMMUNITY PRESERVATION COMMITTEE, INC. (WILLARD CHAPEL)
MERRY-GO-ROUND PLAYHOUSE
LIBRARIES:

AURORA FREE LIBRARY	PORT BYRON LIBRARY
FAIR HAVEN LIBRARY	POWERS LIBRARY
FINGER LAKES LIBRARY SYSTEM	SEYMOUR LIBRARY
HAZARD PUBLIC LIBRARY	SPRINGPORT FREE LIBRARY
LANG, S.B. MEMORIAL LIBRARY	WEEDSPORT LIBRARY

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye, except Murphy abstained.

RESOLUTION NO. 23-08

1/22/08 coacollbargdepshrpoliceassnrev3

**APPROVING COLLECTIVE BARGAINING AGREEMENT BETWEEN
THE DEPUTY SHERIFF'S POLICE ASSOCIATION, INC.
AND THE COUNTY OF CAYUGA.**

BY: Mr. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, the County of Cayuga and the Deputy Sheriff's Police Association, Inc have agreed on a new five-year Collective Bargaining Agreement for 2007, 2008, 2009, 2010 and 2011 subject to approval by the Cayuga County Legislature; and

WHEREAS, the above new five-year Collective Bargaining Agreement was approved by the Association's membership in December of 2007; now, therefore, be it

RESOLVED, the Cayuga County Legislature hereby implements the five-year Collective Bargaining Agreement between the County of Cayuga and the Deputy Sheriff's Police Association, Inc. for the years 2007, 2008, 2009, 2010 and 2011 where needed and provides the necessary funds therefore; and be it further

RESOLVED, that the Chairman of the County Legislature and Chairman of the Ways & Means Committee are hereby authorized and directed to sign said Agreement on behalf of the County of Cayuga; and be it further

RESOLVED, that the County Treasurer be and he is hereby authorized to implement any necessary changes in accordance with the attached summary.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye, except Axton abstained.

RESOLUTION NO. 24-08

(Jan. 2008) RPS correctionerrorsJan08rev2

AUTHORIZING CORRECTION OF TAX ERRORS IN SEVERAL TOWNS:

BY: Paul Dudley, Chairperson, Ways & Means Committee.

WHEREAS, petitions for corrections have been received by the Director of Real Property Tax, from the Town Assessors to correct clerical errors or an error in essential fact as specified below, as existed on the 2007 Tax Roll, and:

WHEREAS, The petitions for correction were received too late to make the necessary adjustments before the extension of taxes, and;

WHEREAS, the Director of Real Property Tax Services has reviewed the petitions and found them to be correct; now therefore be it

RESOLVED, the Director of Real Property Tax Services under Real Property Tax Law 553-554 and 556A be authorized to make the change set forth hereafter; and be it further

RESOLVED, that the County Treasurer is authorized and directed to correct the 2007 County and Town Tax Roll; and be it further

RESOLVED, that a corrected tax statement shall be prepared, or a refund of any overpayment of taxes be made, as is applicable; and be it further

RESOLVED, that the 2006/2007 School Tax Roll shall also be corrected as follows:

Town of Owasco: TM# 138.00-1-6.6. Assessed to Matthew McArdle. Clerical Error. Agricultural exemption, (41720 in the amount of \$59,229) was accidentally dropped from the parcel and should be re-instated. The 2007 school tax roll and the 2007 Owasco tax roll should be corrected to reflect this change. The Auburn School district should issue a refund of the over paid tax.

Town of Niles: TM # 148.04-2-6.2. Assessed to John Read, Jr. Clerical Error. Property did not receive the STAR exemption which had been filed for. The 2007 Niles tax roll and the 2007 Moravia School rolls should be corrected to reflect this. Since the bill has been paid, the Moravia School district should issue a refund of any over paid tax.

Town of Moravia: TM# 199.00-1-32. Assessed to the Weed Revocable Trust. Clerical Error. Property did not receive the Ag exemption in the amount of \$33,628. The 2007 Moravia tax roll and the 2007 Moravia School district should be corrected to reflect this. The Moravia School district should issue any over paid tax.

Town of Moravia: TM# 199.00-1-23.3. Assessed to the Weed Revocable Trust. Clerical Error. Property did not receive the Ag exemption in the amount of \$20,070. The 2007 Moravia tax roll and the 2007 Moravia School district should be corrected to reflect this. The Moravia School district should issue any over paid tax.

Town of Moravia: TM# 199.00-1-23. Assessed to the Weed Revocable Trust. Clerical Error. Property did not receive the Ag exemption in the amount of \$4,716. The 2007 Moravia tax roll and the 2007 Moravia School district should be corrected to reflect this. The Moravia School district should issue any over paid tax.

Signed by Mitchell, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 25-08
revised (01/22/08) rpscorrproptxs2500orless
AUTHORIZING THE CAYUGA COUNTY TREASURER
TO MAKE REFUNDS OR CORRECTIONS OF REAL PROPERTY
TAXES IN THE AMOUNT OF \$2,500 OR LESS

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS the Real Property Tax Law allows this County Legislature to delegate to the County Treasurer responsibility for making corrections and refunds of Real Property Taxes where the amount involved does not exceed \$2,500; and

WHEREAS so delegating that responsibility will create greater efficiency and save money because the simpler process will take less time of County personnel; now, therefore be it

RESOLVED that pursuant to Sections 554 and 556 of the New York State Real Property Tax Law, this Cayuga County Legislature hereby authorizes the County Treasurer for the County of Cayuga to perform the duties for refunds or corrections of taxes as provided in said Sections, where the recommended refund or correction is \$2,500 or less; and be it further

RESOLVED that action by the County Treasurer is to be based on a sworn affidavit by the local assessing authority (Town Assessor) and the written report and recommendation of the Cayuga County Director of Real Property Tax Services; and be it further

RESOLVED that the Director of Real Property Services will submit a monthly reporting for the precluding month, to the Legislative Ways and Means committee, containing township, parcel, and ownership information, the reason for the correction, along with the dollar amount of the correction or refund.

RESOLVED that this Resolution shall take effect immediately and is effective during the calendar year 2008.

Signed by Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 26-08
1/22/08 W&M NONBARGAIN-PartIVAdj
AUTHORIZING SALARY ADJUSTMENTS FOR CERTAIN
NON-BARGAINING EMPLOYEES THAT WERE ADVERSELY
AFFECTED BY THE REMOVAL OF STEPS/LONGEVITY.

BY: Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, several non-bargaining administrative employees were adversely affected by the restructuring of the compensation plan in 2001 that eliminated steps and longevity for certain positions; and

WHEREAS, the County desires, to provide comparable monetary consideration for the Part IV Non-Bargaining employees that were in the process of moving up steps at that time; and

WHEREAS, each oversight committee reviewed the salary adjustment requests and approved the amounts in the 2008 budget with the intent that some adjustments would be done over a three year period; now therefore be it

RESOLVED, that the salaries for the titles/position #'s listed below be hereby increased by the determined amounts as follows in the next three years to correct the step movements that were within the terms and conditions of employment when they were hired:

<u>Department:</u>	<u>Title:</u>	eff. 1/1/08 2008	eff. 1/1/09 2009	eff. 1/1/10 2010
		<u>Adj</u>	<u>Adj</u>	<u>Adj</u>
County Treasurer	Adm. Assistant (#1811)	\$ 660	none	none
District Attorney	ADA (#1795)	\$1,552	\$1,552	none
Parks & Trails	Asst. PM Supervisor (#3367)	\$2,126	\$2,127	\$2,127
Planning Board	Adm. Assistant(#2361)	\$1,667	\$1,668	\$1,667

Public Health	Dir Admin Services (#3915)	\$1,868	\$1,869	\$1,869
Social Services	Dir Admin Services (#3902)	\$1,868	\$1,869	\$1,869
Social Services	Long Term Care Admin(#2173)	\$1,001	none	none

;and be it further

RESOLVED, that the salary line item for each position/employee listed be increased to reflect the adjustments as set forth above; and be it further

RESOLVED, that the County Treasurer be hereby authorized to make any journal and accounting entries to carry out the intent of this resolution.

Signed by Mitchell, Lockwood, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 27-08

1-22-08 TRESWorkersCompConsultantrev

**AUTHORIZING THE COUNTY LEGISLATURE TO ENTER
INTO AN AGREEMENT WITH A WORKERS' COMPENSATION
CLAIMS CONSULTANT TO SEEK REFUNDS DUE
THE COUNTY FROM THE STATE INSURANCE FUND.**

Mr. Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, the County desires to enter into an agreement with a Worker's Compensation Claims Consultant to seek any retrospective refunds the County is owed from the State Insurance Fund, and

WHEREAS, New York State has enacted legislation that sets a deadline for retrospective funds, and

WHEREAS, the Consultant will be entitled to receive 30% of any refunds, cash or credits, the County collects, now therefore be it

RESOLVED, the Cayuga County Legislature does hereby authorize the Chairman to enter into an agreement with MARK A. BARBERO, Workers' Compensation Claims Consultant to seek any retrospective refund due to the county from the State Insurance Fund and that Mark A. Barbero will be entitled to 30% of the refund, cash or credits, the County Collects.

Signed by Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 28-08

(1/22/08) HRCSEquip2008-rev3

**AUTHORIZATION TO PURCHASE EQUIPMENT FOR NEWLY ACQUIRED
OFFICE SPACE AND FOR HUMAN RESOURCES AND CIVIL SERVICE
PERSONNEL FILE CABINETS FOR INTEGRITY AND SECURITY
OF PERSONNEL FILES AND TESTING MATERIALS.**

BY: Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Legislature approved the 2008 County Budget on December 11, 2007; and

WHEREAS, the 2008 Human Resources and Civil Service Commission Budget has appropriated A1430.200.000 Equipment funds in the amount of \$13,870; and

WHEREAS, the Human Resources Administrator followed the protocol of receiving three (3) state contract prices from vendors (see attached) for the computer workstation, conference table, chairs and file cabinets; now therefore be it

Tuesday, January 22, 2008

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RESOLVED, that the Human Resource and Civil Service Commission be authorized to purchase the following:

one (1) computer workstation for the Human Resources Administrator;
five (5) window blinds for the newly acquired office space (former Veterans' Office);
one (1) conference table and six (6) chairs; and
eighteen (18) four-tier lateral file cabinets with locking mechanisms for integrity and security of personnel files and testing materials; and further be it

RESOLVED, that the Human Resources and Civil Service Commission Office be allowed to purchase said equipment from A1430.2 in the amount of \$13,870 to purchase:

A1430.2	12,825	Equipment (Ergonomic Work Station, Table, Chairs and Five-Tiered Lateral File Cabinets);
A1430.2	1,045	Five (5) window blinds

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 29-08

1.22.08 caoauthsignstipdolrev

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN AN ORDER ON CONSENT/STIPULATION,
NEW YORK STATE DEPARTMENT OF LABOR**

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, by Notice of Violation and Order to Comply, the New York Department of Labor on July 24, 2007, cited the County of Cayuga for four alleged violations of 12 NYCRR 5603.1, 56-3.2 56-4.1 and 56-5.1, copy attached; and

WHEREAS, the U. S. Attorney's Office advised the County Attorney by correspondence dated October 29, 2007, that no criminal charges against the County of Cayuga would be pursued by the Federal Government; and

WHEREAS, the New York State Department of Labor has submitted a two page Stipulation, which imposed a fine of \$5,000.00 for the four violations of Labor Law Article 30 and /or Code Rule 56 for the County's review, a copy of which is attached to this resolution; and

WHEREAS, the County of Cayuga admits that it violated Labor Law Article 30 and /or Code Rule 56 as set forth in the Stipulation the New York Department of Labor; and

WHEREAS, the County of Cayuga waives the right to a hearing on the violations and consents to the payment of the sum of \$5,000.00 by reason of said violations; and

WHEREAS, there are sufficient funds in Account No. A-1620.400.176 to pay the fine; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign the Stipulation, with the New York State Department of Labor; and be it further

RESOLVED that the fine of \$5,000.00 be paid out of Account No. A-1620.400.176; and be it further

RESOLVED that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 30-08

**1.22.08 coaholtagrmt
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE TO ENTER INTO AN AGREEMENT
WITH HOLT ARCHITECTS.**

BY: Hon. Ann Petrus , Health and Human Service
Hon. Francis Mitchell , Ways and Means

WHEREAS, Resolution No. 185-06 authorized the County of Cayuga to cooperate with the New York State Department of Mental Health on resolving certification issues; and

WHEREAS, the Cayuga County Legislature desires to explore the possibility of consolidating existing mental health clinic services into vacant space at Auburn Memorial Hospital; and

WHEREAS, Resolution No. 662-07 authorized the exploration of transitioning existing mental health clinic services into vacant space at Auburn Memorial Hospital with the New York State Office of Mental Health, Community Services Board and Auburn Memorial Hospital; and

WHEREAS, Holt Architects, a health care architectural firm presently working with Auburn Memorial Hospital in expansion and remodeling of Auburn Memorial Hospital has submitted a Letter Agreement for program verification/schematic design development for the relocation of Cayuga County Mental Health Offices; and

WHEREAS, Account No. 1620.400.059-A, Professional Services, contains sufficient monies to pay for this phase; and be it

WHEREAS, the County of Cayuga desires to retain Holt Architect for the provision of said services; now therefore be it

RESOLVED that the Chairman of the Cayuga County Legislature is hereby authorized to enter into a contact with Holt Architect for program verification/schematic design development for the relocation of Cayuga County Mental Health Offices; and be it further

RESOLVED, that the invoices be charged against Account No. 1620.400.059-A, Professional Services; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Legislator Chapman, does it have a dollar figure, hourly fee and mileage?

County Attorney Fred Westphal, after feasibility study only.

Legislator Cuddeback, is it a wise decision?

County Attorney Fred Westphal, yes, I recommend it.

Signed by Petrus, Cuddeback, Tortorici, Schuster, Mahunik, Sincebaugh, Mitchell, Axton.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 31-08
(January 22, 2008) HD TeleMed Contract
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH CAYUGA HEALTH ASSOCIATION, INC.

BY: Chairman of the Health & Human Service Committee
Chairman of the Ways & Means Committee

WHEREAS, Cayuga Health Association applied for and received funds from the Allyn Foundation, Inc. to cover the purchase of HomeMed Telemedicine Units, and to work with our Home Care Agency to install telemedicine units to the homes of some of our appropriate cases; and

WHEREAS, Telemedicine is the use of electronic equipment to monitor a patient's condition at home and transmit the information to the CHHA; and

WHEREAS, in addition to reducing nursing visits to the patient's home, the daily monitoring of a patient can help more readily pick up changes in a patient's condition resulting in better care management; and

WHEREAS, an initial number of five (5) TeleMed units will be made available to this program, the cost of the central monitoring unit will be split between Cayuga Health Association and Cayuga County Health Department; and

WHEREAS, at the request of the Health Department, Cayuga Health Association will provide, and install a HomeMed unit in a patient's home (provided a unit is available). Included will be initial instructions of the use of the unit to the patient and/or family. The unit will be tested and assurance will be made that the unit is functioning properly and that the patient and/or family member is able to use the equipment properly. The Health Department will be responsible for the daily monitoring of patient data and take appropriate actions based on those findings; and

WHEREAS, this has been budgeted for in the 2008 Health Department Budget;

NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Cayuga Health Association, Inc. for a start-up cost of \$1,375, and a cost of \$300 per unit installation; and be it further

RESOLVED, that these costs be charged to account #4012.400.059 (Professional Services) of the 2008 Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 32-08
(January 22, 2008) HD SPCA Contract 2008
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH THE FINGER LAKES SPCA OF CNY TO PROVIDE
RABIES VACCINATION CLINICS (100% FUNDED)

BY: Chairman of the Health & Human Service Committee
Chairman of the Ways & Means Committee

WHEREAS, in order to meet the local health department requirement under a recently revised NYS law, we are mandated to provide at least three, free to the public, rabies vaccination clinics per year for dogs, cats, and domesticated ferrets; and

WHEREAS, in order to accomplish this, it is our desire to contract with the Finger Lakes SPCA of CNY to provide these clinics at a cost not to exceed \$600 per year plus the cost of vaccine and syringes; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract annually with the Finger Lakes SPCA of CNY to provide these mandated services (100% funded); and be it further

RESOLVED, that payment for these services will be from account #4010.400, line item # .123, of the 2008 Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 33-08

**(January 22, 2008) HS Accept OTDA FS Bonus Allocation
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT WITH THE STATE OFFICE OF TEMPORARY
AND DISABILITY ASSISTANCE FOR THE 2008 FOOD
STAMP BONUS ALLOCATION PLAN**

BY: Chairman of the Health & Human Service Committee
Chairman of the Ways & Means Committee

WHEREAS, the Human Service Division of Health & Human Services has been advised that the New York State Office of Temporary and Disability Assistance has approved its 2008 Food Stamp Bonus Allocation Plan in the amount of \$25,000; and

WHEREAS, by reinvesting these funds into the Food Stamp Program, Human Services can increase participation of underserved populations such as working families; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with the New York State Office of Temporary and Disability Assistance, accept funding in the amount of \$25,000, and enter into any subcontract necessary to implement the 2008 Food Stamp Bonus Allocation Plan for the period January 1, 2008 through December 31, 2008 with the possibility of claiming extended beyond December 31, 2008; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all the necessary journal and accounting entries and to amend the Humans Services' 2008 budget in the following manner:

Increase Revenue Account #6010.460.000	\$25,000
Increase Appropriation Account #4610	\$25,000

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 34-08
(January 22, 2008) HD John Tonzi Contract
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH JOHN J. TONZI TO CONDUCT ADMINISTRATIVE
HEARINGS FOR THE CAYUGA COUNTY BOARD OF HEALTH

BY: Chairman of Health & Human Services Committee
Chairman of Ways & Means Committee

WHEREAS, John J. Tonzi has successfully served on behalf of the Cayuga County Board of Health as the Hearing Officer at administrative hearings regarding violations of the New York State and Cayuga County Sanitary Codes; and

WHEREAS, Mr. Tonzi's contract expired on December 31, 2007; and

WHEREAS, it is our desire to renew Mr. Tonzi's contract for the period January 1, 2008 through December 31, 2008 at a rate of \$40.00 per hearing; now, therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with John J. Tonzi to conduct administrative hearings for the Cayuga County Board of Health; and be it further

RESOLVED, that this service be paid out of account #4010.400, line item number .172 of the 2007 Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 35-08
(January 22, 2008) HD Thadine Collier Contract 2008
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH THADINE COLLIER, RN

BY: Chairman of the Health & Human Service Committee
Chairman of the Ways & Means Committee

WHEREAS, there exists in the Environmental Health Division of Health & Human Services a need to provide rabies exposure case management and education services; and

WHEREAS, the Health Department relies on obtaining this service through professional contractors; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Thadine Collier, RN to provide these services for the period January 1, 2008 through December 31, 2008 at the rate of \$20.91 per hour; and be it further

RESOLVED, that the charges for these services be paid out of account #4010.400, line item # .123 of the 2008 Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 36-08
(January 22, 2008) HS Catholic Charities Contract 2008
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH CATHOLIC CHARITIES FOR THE PROVISION
OF PARENTING CASE MANAGEMENT

BY: Chairman of the Health & Human Service Committee
 Chairman of the Ways & Means Committee

WHEREAS, Preventive Services are supportive and rehabilitative services provided to children and families that are intended to divert disruption of the family or for those children in foster care and reduce their length in care; and

WHEREAS, preventive services can be categorized as mandated or optional; and

WHEREAS, every social service district is obligated to provide core preventive services to their mandated preventive cases; and

WHEREAS, Parenting Case Management is a core preventive service that needs to be available; and

WHEREAS, based on the new child welfare funding, preventive services are reimbursed open-ended 65% state reimbursement net of federal; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to renew the contract with Catholic Charities for Parenting Case Management Program for the period January 1, 2008 to December 31, 2008 in an amount not to exceed \$40,000; and be it further

RESOLVED, that payment for these sessions be made from account #6070.4, line item # .184 of the 2008 Human Services' Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 37-08
(January 22, 2008) HS Hillside Detention Bed 2008
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH HILLSIDE CHILDREN'S CENTER
TO PROVIDE ONE NON-SECURE DETENTION BED FOR
THE PERIOD OF JANUARY 1, 2008 – DECEMBER 31, 2008

BY: Chairman of the Health & Human Service Committee

Chairman of the Ways & Means Committee

WHEREAS, the Department of Health & Human Services is required to provide detention services for county residents remanded by the courts; and

WHEREAS, it is the desire of the Department to enter into a contract with Hillside Children's Center for the provision of one non-secure detention bed; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Hillside Children's Center in the amount of \$100,777 to reserve one non-secure detention bed for the period of January 1, 2008 to December 31, 2008.

RESOLVED, that payment for these services will be from account #6123 of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 38-08

(January 22, 2008) HS Medical Transportation 2008

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
CONTRACTS FOR THE PROVISION OF NON-EMERGENCY MEDICAL
TRANSPORTATION SERVICES FOR THE HUMAN SERVICES DIVISION OF
THE HEALTH & HUMAN SERVICES DEPARTMENT**

BY: Chairman of the Health & Human Service Committee
Chairman of the Ways & Means Committee

WHEREAS, the Human Services Division of Health & Human Services is required to provide non-emergency medical transportation services for those clients who are eligible for such services; and

WHEREAS, it is necessary for the Department in order to provide these services to utilize multiple contractors as follows:

- 1) Helping Hands...\$50 one way stretcher, \$21 one way wheelchair, \$1.80/mi. outside city, \$10 if they supply oxygen, \$10 if extra attendant needed
- 2) ABLE...\$20 one way, \$50 if stretcher, \$2.00/mi. outside city, \$10 if they supply oxygen
- 3) Northbrook...\$10 each way, \$1.50/mi. outside city
- 4) Speedy Medical Transport...\$23 one way wheelchair, \$43 if stretcher, \$1.70/mi. outside city, \$10 Assist Rate
- 5) Suburban Transportation Service...\$21 one wheelchair, \$55 if stretcher, \$2.00/mi. outside city, \$10 oxygen
- 6) Seneca Medical & Rehabilitation Center...\$40 each way – stretcher transport, \$18 each way – wheel chair transport, \$1.75 per mile outside city

NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into contracts with the above listed agencies for provision of medical transportation services for the period January 1, 2008 to December 31, 2008; and be it further

RESOLVED, that payment for these services will be made from Account #6101.0 of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 39-08
(January 22, 2008) HD Maffei/Childbirth Educator
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE
AND THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO ENTER INTO A CONTRACT WITH NANCY MAFFEI, RN,
FOR PROVISION OF CHILDBIRTH EDUCATION CLASSES

BY: Chairman of the Health & Human Service Committee
 Chairman of the Ways & Means Committee

WHEREAS, the Community Health Services Division of the Cayuga County Health Department provides Childbirth Education Classes for Cayuga County residents with priority given to participants in the Health Department's MOMS and MCH programs; and

WHEREAS, the Department relies to an extent on obtaining services through certain professional independent contractors and the past contractor who was teaching these classes will no longer be contracting with us; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Nancy Maffei, RN, commencing January 7, 2008, at a rate not to exceed \$220 per series and \$110 per initial observation, until terminated or amended; and be it further

RESOLVED, that payment for these services will be from account #4010.400, line item # .059 of the Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 40-08
(January 22, 2008) HS Partnership for Results
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH PARTNERSHIP FOR RESULTS, INC.
FOR THE PROVISION OF PREVENTIVE SERVICES

BY: Chairman of the Health & Human Service Committee
 Chairman of the Ways & Means Committee

WHEREAS, it is the responsibility of the Human Services Division of Health & Human Services to provide preventive services to forestall foster care placement; and

WHEREAS, with the new Child Welfare Funding, such preventive service contracts are reimbursed at minimum, 65%; and

WHEREAS, through the Partnership for Results, Inc. we can secure the following services at the following annual rates that will assist us in achieving our goals of reducing our number of children in foster care:

<u>Services</u>	<u>Contract Amount</u>	<u>Rate Per Unit of Service</u>
Intensive Supervision Conditional Discharge Program	\$99,606	N/A
Multi-Dimensional Preventive Services	\$52,714	N/A
Family Group Conferencing	N/A	\$40.00

NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Partnership for Results, Inc. for the provision of the above listed services for the period of January 1, 2008 to December 31, 2008; and be it further

RESOLVED, that the charges for these services be paid out of account #6070.4, line item # .184 of the 20078 Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 41-08

(January 22, 2008) HS Cayuga Counseling 2008

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A CONTRACT WITH CAYUGA COUNSELING SERVICES, INC. FOR THE PROVISION OF PINS ADJUSTMENT SERVICES, PARENT AIDE, JUVENILE SPECIAL SUPERVISION SERVICES, AND AFTERCARE

BY: Chairman of the Health & Human Service Committee

Chairman of the Ways & Means Committee

WHEREAS, the Human Services Division of Health & Human Services desires to contract with Cayuga Counseling to provide preventive services to forestall foster care and detention placement; and

WHEREAS, our Human Services Division has in the past successfully contracted with Cayuga Counseling Services, Inc. towards that end to provide PINS Adjustment Services, Parent Aide Services, Juvenile Special Supervision Service, Aftercare, and Respite; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Cayuga Counseling Services, Inc. to provide the above services for the contract period January 1, 2008 through December 31, 2008 at the following costs:

<u>Services</u>	<u>Rates Per</u> <u>Unit of Service</u>
PINS Adjustment	\$62.12
Parent Aide	\$44.13
Juvenile Special Supervision	\$69.34
Aftercare	\$69.34

RESOLVED, that these services be paid from account #6070.4, line item # .185 of the Human Services Department's 2008 Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye, except Murphy Abstained.

RESOLUTION NO. 42-08
(January 22, 2008) HS Cayuga Home FPP, FFT 2008
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH CAYUGA HOME FOR CHILDREN
FOR THE PROVISION OF FAMILY PRESERVATION SERVICES
AND FUNCTIONAL FAMILY THERAPY

BY: Chairman of the Health & Human Service Committee
 Chairman of the Ways & Means Committee

WHEREAS, the Human Services Division of Health & Human Services is responsible for providing preventive services to forestall foster care placement; and

WHEREAS, Cayuga Home for Children has a program which provides an intensive in-home intervention program to families at high risk of foster care placement based on Child Protective Services reports; and

WHEREAS, Cayuga Home for Children has a Functional Family Therapy program which is an evidenced-based, home-based program that targets youth age 11-18 at risk of institutional placement; and

WHEREAS, our Human Services Division has successfully contracted with Cayuga Home for Children to provide these services in the past; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Cayuga Home for Children to provide the above services for the contract period of January 1, 2008 through December 31, 2008 at the following costs:

<u>Services</u>	<u>Contract Amount</u>	<u>Rate Per Unit of Service</u>
Family Preservation	\$148,000	\$71.79
Functional Family Therapy	\$ 55,080	N/A

RESOLVED, that these services be paid from account #6070.4, line item # .184 of the Human Services Department's 2008 Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 43-08
(January 22, 2008) HHS Aurora of CNY Contract
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH AURORA OF CENTRAL NEW YORK, INC.
FOR INTERPRETING SERVICES

BY: Chairman of the Health & Human Service Committee
 Chairman of the Ways & Means Committee

WHEREAS, the Health Department and the Human Services Department both have a need on occasion for interpreting services for clients who are blind, visually impaired, deaf, hard of hearing or deaf/blind; and

WHEREAS, Aurora of Central New York, Inc. is the only not-for-profit community agency in Central New York dedicated exclusively to serving people who are blind, visually impaired, deaf, hard of hearing or deaf/blind;

WHEREAS, there is funding in both the Health Department's 2008 Budget and the Human Services' 2008 budget to provide these services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Aurora of Central New York, Inc. at the attached rates for the period of January 1, 2008 through December 31, 2008; and be it further

RESOLVED, that these expenses be paid out of the following accounts:

Human Services Account #6010.400.059

Health Department Accounts #4010.400.059 and #4012.400.059 (CHHA)

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 44-08

(January 22, 2008) HD East Hill STD

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH EAST HILL FAMILY MEDICAL, INC.
FOR THE PROVISION OF STD SERVICES**

BY: Chairman of Health & Human Service Committee

Chairman of Ways & Means Committee

WHEREAS, the County's Department of Health is responsible for providing diagnosis and treatment of sexually transmitted diseases (STD's) under Article 213 of the Public Health Law; and

WHEREAS, East Hill Family Medical, Inc. is certified by the State of New York for screening and treatment of sexually transmitted diseases; and

WHEREAS, the County Health Department has successfully contracted with East Hill Family Medical, Inc. in previous years for the provision of the above-described services, and it is our desire to once again contract with East Hill Family Medical for the provision of these services; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with East Hill Family Medical, Inc. for the provision of diagnosis and treatment of sexually transmitted diseases in the amount of \$34,730 for the contract period of January 1, 2008 through December 31, 2008; and be it further

RESOLVED, that payment for these services shall be made from account #4010.400, line item # .126 of the 2008 Health Department's Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 45-08
(01/22/08) YBagrementsCCS&BookerT
AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF THE CAYUGA COUNTY YOUTH BUREAU TO
EXECUTE AGREEMENTS WITH CAYUGA COUNSELING SERVICES,
BOOKER T. WASHINGTON COMMUNITY CENTER, FREEDOM
RECREATIONAL SERVICES, AUBURN YMCA-WEIU AND
THE MERRY-GO-ROUND PLAYHOUSE.

By: Ann Petrus, Chairwoman, Health and Human Services Committee
David Pappert, Chairman, Ways and Means Committee

WHEREAS, the County of Cayuga is eligible for \$175,015.00 in Youth Development Delinquency Prevention and Special Delinquency Prevention Program funds from the New York State Office of Children and Family Services, and

WHEREAS, the Cayuga County Youth Bureau has approved the program description and budget of the following agencies in the amounts not exceeding those designated therefore when proper claims have been submitted, and

WHEREAS, said grants are contingent upon the County receiving 100% of the aforesaid amount from the New York State Office of Children and Family Services, now therefore be it

RESOLVED, that the Chairman of the County Legislature be and he is hereby authorized to execute agreements with the agencies set forth below.

Cayuga Counseling Services	\$39,189.00
Booker T. Washington Community Center	\$23,870.00
Freedom Recreational Services	\$12,870.00
Auburn YMCA-WEIU	\$19,500.00
Merry-Go-Round Playhouse	\$6,630.00

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye, except Murphy Abstained.

RESOLUTION NO. 46-08
(01/22/08) Mhagencycontracts08rev
AUTHORIZING THE DIRECTOR OF COMMUNITY MENTAL HEALTH
SERVICES AND THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN CONTRACTS WITH VARIOUS HUMAN SERVICE
AGENCIES FOR SERVICES TO INDIVIDUALS WITH DISABILITIES.

BY: Chair, Health and Human Services Subcommittee, and
Chair, Ways and Means Subcommittee.

WHEREAS, the Cayuga County Community Mental Health Center receives 100 percent Federal and State Aid funding for programs to serve adults, children, and families with disabilities who reside in Cayuga County; and

WHEREAS, appropriations were approved in the Cayuga County Community Mental Health Center budget for the year 2008 for various programs; and now, therefore, be it

RESOLVED, that the Director of Community Mental Health Services and the Chairman of the Cayuga County Legislature be authorized to sign on behalf of the Local Governmental Unit various contracts for services to individuals with disabilities with the following agencies:

AGENCY	DISABILITY	PROGRAM	AMOUNT	LINE ITEM
Seneca Cayuga ARC	MRDD	All Services	\$374,391	4322.420.000-A
EJ Gavras Center	MRDD	All Services	\$ 72,953	4322.430.000-A
Cayuga Home	MH	School Based	\$116,080	4310.470.000-A
Cayuga Counseling	MH	Crisis Coordination		
		Prog	\$ 41,675	4310.430.308-A
	MH	Children's Respite	\$ 40,877	4310.430.311-A
	MH	Parent Partners	\$ 17,278	4310.430.312-A
	MH	CCSI	\$ 35,230	4310.430.316-A
	MH	Child & Family Clinic		
		Plus	\$ 99,776	4310.430.401-A
CNY Adult Homes	MH	Respite	\$ 23,786	4310.411.000-A
Contact	MH	Phone Counseling	\$ 31,761	4310.480.000-A
CHAD	OASAS	All Services	\$376,202	4210.400.315-A
Unity House	OASAS	Halfway House	\$352,030	4210.400.316-A
	MH	Psychiatric Rehab	\$ 78,857	4310.460.318-A
	MH	Supp Employment	\$ 153,458	4310.460.317-A
	MH	CSS	\$ 40,920	4310.460.313-A
	MH	Supportive Housing		
		Workforce	\$ 22,494	4310.460.400-A
Partnership for Results	Alcohol/MH	Alcohol/Subst Abuse Prevention	\$251,900	4310.410.000-A

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye, except Murphy Abstained.

RESOLUTION NO. 47-08

January 22, 2008 nhroomsinage

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO ENTER INTO AN AGREEMENT FOR ROOM SIGNAGE FOR THE CAYUGA COUNTY NURSING HOME

BY: Ann Petrus , Health and Human Service
Francis Mitchell , Ways and Means

WHEREAS, the Cayuga County Nursing Home requires room signage to identify locations within the Nursing Home; and

WHEREAS, a capital fund has been established that includes the replacement of those signs; and

WHEREAS, proposals have been received from Eldercare Interiors (\$6031.50), InPro Corporation (\$3740.50), and Hurbson, Inc (\$5,686.80); now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to enter into an agreement with InPro Corporation for room signage for the Nursing Home.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 48-08

DATE: 01/22/08 OFAcontracts,Jan08

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF THE OFFICE FOR THE AGING TO SIGN CONTRACTS
WITH VARIOUS SUBCONTRACTORS FOR CAREGIVER
RESPIRE AND TITLE IIIB SERVICES.**

BY: Ann Petrus, Chair of the Health & Human Services Committee, and Francis Mitchell, Chair of the Ways and Means Committee.

WHEREAS, appropriations were approved in the Cayuga County budget for the year 2008 for various subcontractors (Line #6772.400.118A) for the Cayuga County Office for the Aging, in return for which these subcontractors agree to perform certain services for the benefit of Senior Citizens of Cayuga County; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of the County Office for the Aging are hereby authorized to sign on behalf of the County, various contracts for said services with the following subcontractors:

Title IIIIE Caregiver Services (total to be spent not to exceed \$35,000):

Cayuga Health Association	Home Health Aide Services
Mercy Health & Rehabilitation Center	Skilled Nursing Care & Adult Day Care
Northbrook Heights Assisted Living Center	Adult Care, Assisted Living Care, and Aide Services
Stafkings Healthcare System	Home Health Aide Services

Title IIIB Services:

Boyle Senior Center (Home Helper Referral)	\$4500
Cayuga Health Association, Inc. (In-Home Respite)	\$3350
Council of Senior Citizens (Newsletter Postage)	\$4000
Douglas P. Bates, Esq. (Legal Services)	\$5500
Retired Senior Volunteer Program (RSVP)	\$1500
Transportation Project (SCAT Van)	\$7000
AAA Transportation Services	
Transportation Project (SCAT Van)	\$5200

And be it further

RESOLVED, that the Office for the Aging is authorized to continue its contract with the above contractors for the period of January 1, 2008 through December 31, 2008.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 49-08
(January 22, 2008) HD Fingerlakes Dog Protection 2008
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO RENEW
THE CONTRACT BETWEEN FINGER LAKES DOG PROTECTION AGENCY,
INC. AND THE COUNTY OF CAYUGA

BY: Chairman of the Health & Human Services Committee
Chairman of the Ways & Means Committee

WHEREAS, Finger Lakes Dog Protection Agency, Inc. has a contract with Cayuga County, which expires December 31, 2007, to provide rabies control and West Nile Virus surveillance services including responding to calls to capture potentially rabid animals or animals potentially affected with the West Nile Virus; euthanizing, preparing, and shipping animals for rabies or West Nile Virus testing; confining stray, biting cats or dogs for observation; and for collecting, preparing, and shipping mosquitoes and other insects for West Nile Virus testing; and

WHEREAS, it is the desire of the Cayuga County Health Department to renew this contract for the period January 1, 2008 through December 31, 2008; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to renew the contract with Finger Lakes Dog Protection Agency, Inc. as follows:

- 1 On-call rate from \$24.30/day to \$25.00
- 2 Hourly rate from \$24.30/hr. to \$25.00
- 3 Specimen preparation from \$24.30/prep to \$25.00
(except for bird preparation, from \$12.14/prep to \$12.49)
- 4 Euthanasia from \$15.78/prep to \$16.24
- 5 Confinement of animals for 10-Day Confinement from \$9.71/day to \$9.99
- 6 Mileage will be contingent on the IRS Standard Rate
- 7 100% reimbursement for costs involved in shipping specimens

and be it further

RESOLVED, that payment for these services will be from account #4010.4, line item # .123, of the 2008 Health Department budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 50-08
(January 22, 2008) HS County Attorney Contract 2008
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO RENEW THE
AGREEMENT WITH THE CAYUGA COUNTY ATTORNEY'S OFFICE
FOR PROVISION OF LEGAL SERVICES

BY: Chairman of the Health & Human Service Committee
Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health & Human Services Department and the

Cayuga County Attorney's Office entered into a Cooperative Agreement for legal services for the year 1999, extended through the year 2007; and

WHEREAS, said Agreement as amended expired December 31, 2007, but pursuant to paragraph C-6 could be extended upon the written consent of both parties hereto; and

WHEREAS, the above referred to Agreement, as amended, is hereby extended so that it is effective for the year 2008 on the same terms as set forth in the agreement which this renewal extends, except that the Schedule A attached to the Agreement which sets forth the amounts for personal services and fringes for the respective attorneys is hereby amended as set forth in the attachment hereto entitled "Amended Schedule A2008"; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the Agreement with the Cayuga County Attorney's Office for the period January 1, 2008 through December 31, 2008; and be it further

RESOLVED, that payment for these services be paid out of account 6010.4, line 0118, of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 51-08

(January 22, 2008) HS Recovery Counseling Services

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO RENEW THE
CONTRACT WITH RECOVERY COUNSELING SERVICES FOR THE PROVI-
SION OF ALCOHOL AND SUBSTANCE ABUSE ASSESSMENTS**

BY: Chairman of the Health & Human Service Committee

Chairman of the Ways & Means Committee

WHEREAS, the Welfare Reform Act of 1997 requires that all public assistance heads of household and adult applicants/recipients be screened for alcoholism and substance abuse and, when indicated, be referred for a more comprehensive assessment; and

WHEREAS, the Human Services Division of Health & Human Services has successfully contracted in the past with Recovery Counseling Services to provide these assessments; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the contract with Recovery Counseling Services for the period January 1, 2008 through December 31, 2008 at the amount of \$50.00 per case; and be it further

RESOLVED, that payment for these services be made out of Account # 6010.4, Line Item # .036 of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 52-08
(01/22/08) MHfilltypist08**

**AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO
FILL ONE 100 PERCENT FUNDED VACANT POSITION OF TYPIST.**

BY: Chair, Health and Human Services Subcommittee, and
Chair, Ways and Means Subcommittee.

WHEREAS, one long-term employee has notified the Director of Community Mental Health Services of her pending retirement on January 30, 2008, which will vacate the Typist position; and

WHEREAS, it is necessary to fill the vacant 100 percent funded Typist position; and

WHEREAS, the services provided by this employee are critical for maintaining the smooth and efficient clerical operations of the Community Mental Health Center of Cayuga County; and

WHEREAS, this position is clearly designated and accepted in the 2008 Cayuga County Community Mental Health Services Salaries Operating budget A4310; now, therefore, be it

RESOLVED, that the Director of Community Mental Health Services be hereby authorized and directed to fill the 100 percent funded position of Typist with a new appointee after her retirement date of 1/30/08; and be it further

RESOLVED, that the employee hired be placed at the appropriate step within the CSEA Compensation Plan; and be it further

RESOLVED, that the Director of Community Services be authorized and is hereby directed to fill the position of one full-time Typist in the manner consistent with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 53-08

DATE: 1/22/08 OFAamendBudgetJan08

**AUTHORIZING THE COUNTY TREASURER TO AMEND THE 2008
CAYUGA COUNTY OFFICE FOR THE AGING BUDGET FUNDS.**

BY: Ann Petrus, Chair of the Health & Human Services Committee, and
Francis Mitchell, Chair of the Ways and Means Committee

WHEREAS, the Office for the Aging has received additional Title IIIB funding for the operation of the Office for the Aging from the New York State Office for the Aging after the County Budget 2008 was adopted; and

WHEREAS, to carry out the intent of the aforementioned grant, \$10,000 of Title IIIB funding will be available for the upgrading of computer software to meet the New York State Office for the Aging requirements for electronic reporting;
now, therefore be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to amend the Year 2008 Cayuga County Office for the Aging budget in the following manner:

Increase Revenue Account No. 3772.000.000-A State Aid - Programs for Aging	\$10,000
Increase Expense Account No. 3772.400.018A - Computer Software	\$10,000

and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Petrus, Schuster, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 54-08
(01/22/08) MHcreate&fillcmhrn08
AUTHORIZING THE CREATION OF ONE
FULL-TIME COMMUNITY MENTAL HEALTH NURSE.

BY: Chair, Health and Human Services Subcommittee, and
Chair, Ways and Means Subcommittee.

WHEREAS, the 2008 Cayuga County Mental Health Center budget reflects the inclusion of one full-time Community Mental Health Nurse, under Grade 18, with a salary range of \$38,406-\$42,910, working 35 hours per week to provide the duties of the position under the Civil Service job description, and to be created and filled in 2008; and

WHEREAS, the Cayuga County Community Mental Health Center is experiencing an increase in utilization, requiring a full-time Community Mental Health Nurse to ensure continuity of services; and now, therefore, be it

RESOLVED, that the position of one full-time Community Mental Health Nurse be hereby created; and be it further

RESOLVED, that the Director of Community Services be authorized and is hereby directed to fill the position of one full-time Community Mental Health Nurse in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Schuster, Cuddeback, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 55-08
(January 22, 2008) HS Fill Human Services Examiner TANF
AUTHORIZING THE DIRECTOR OF HEALTH AND HUMAN SERVICES
TO FILL A VACATED HUMAN SERVICES EXAMINER POSITION
IN THE TEMPORARY ASSISTANCE UNIT OF
HUMAN SERVICES DUE TO RETIREMENT

BY: Chairman of the Health & Human Service Committee
Chairman of the Ways & Means Committee

WHEREAS, there will be a Human Services Examiner vacancy in the Temporary Assistance Unit of Human Services due to retirement effective February 12, 2008; and

WHEREAS, this is a budgeted position in the 2008 Human Service's budget and is partially funded at 50% federal and 25% state; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill the vacated Human Services Examiner position in the Temporary Assistance Unit of Human Services and any fill behinds that may occur in a manner consistent with the rules and regulations of the Cayuga County Civil Service Commission and the policies of the County of Cayuga.

Signed by Petrus, Schuster, Cuddeback, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 56-08

**(January 22, 2008) HD Temp Fill RPN CHHA
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO TEMPORARILY FILL AN RN POSITION AT THE CHHA
(CERTIFIED HOME HEALTH AGENCY) DIVISION OF
THE HEALTH DEPARTMENT DUE TO LEAVE OF ABSENCE**

BY: Chairman of the Health & Human Service Committee
Chairman of the Ways & Means Committee

WHEREAS, there will be an RPN vacancy at the County Health Department's CHHA Division due to a Leave of Absence commencing January 28, 2008; and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, sufficient funding exists in the Health Department's 2008 Budget to support this position; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to temporarily fill the RPN vacancy at the CHHA and any fill behinds that may occur in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Schuster, Cuddeback, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 57-08

**(1/22/08) MHSrClerk
ABOLISHMENT OF A PART TIME SR. CLERK AND
AUTHORIZATION TO CREATE A FULL TIME SR. CLERK
IN MENTAL HEALTH ADMINISTRATION (A4310)**

BY: Hon. Ann Petrus, Chairperson Health and Human Services Committee
Hon. Francis Mitchell, Chairperson Ways and Means Committee

WHEREAS, the County Legislature approved the 2008 County Budget on December 11, 2007; and

WHEREAS, in a committee meeting prior to the adoption of the County Budget, the creation of a full time Sr. Clerk for Mental Health was approved; and

WHEREAS, this full time position was inadvertently omitted in the final budget deliberations; and

WHEREAS, this position is solely responsible for billing of programs; and

WHEREAS, it was the intent of the County Legislature to include this position in the 2008 County Budget; now, therefore be it

RESOLVED, that the part time Sr. Clerk position (#6193) be abolished and that the position of Senior Clerk be hereby created pursuant to the 2008 Cayuga County CSEA Compensation Plan, Part I in the title Senior Clerk

2008 Compensation Plan, Part I, CSEA:

	Probation	1 st Step	2 nd Step	3 rd Step	4 th Step
Senior Clerk, Grade 8	29,269.00	29,619.00	30,371.00	31,176.00	31,989.00

; and, further

RESOLVED, that the additional funding for this position be as follows:

Increase Revenue A3499 (State Aid – Federal Mental Health) by \$24,354.00
 Increase Expenses, Salaries (A4310.100.000) by \$15,216.00
 Increase Expenses, Fringe Benefits, Social Security (A4310.800.001) by \$1,164.00
 Increase Expenses, Fringe Benefits, State Retirement (A4310.800.002) by \$2,606.00
 Increase Expenses, Fringe Benefits, Health Insurance (A4310.800.003) by \$5,005.00
 Increase Expenses, Fringe Benefits, Dental Insurance (A4310.800.004) by \$ 363.00;

and be it further

RESOLVED, that the Director of Community Health Services be hereby authorized and directed to fill the position in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Schuster, Cuddeback, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 58-08

**(1/22/08) HHS Abolish RPN in Health Create/Fill RPN Human Services
 ABOLISHING AN RPN POSITION IN HEALTH'S SECTION OF LONG TERM
 CARE ACCESS OFFICE (LTCAO); AUTHORIZING THE COUNTY
 LEGISLATURE TO CREATE AN RPN POSITION IN HUMAN SERVICES'
 SECTION OF LTCAO; AND REASSIGNING THE RPN WHOSE
 POSITION IS ABOLISHED TO THE NEWLY CREATED POSITION**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Paul Dudley, Chairman of the Ways & Means Committee

WHEREAS, the LTCAO currently has an RPN from the Health Department assigned at this office providing support services for the Medicaid funded PCA program as well as other Medicaid related programs; and

WHEREAS, if the RPN is transferred to Human Services, the reimbursement for salary and fringe benefits would be 100% instead of 36%; and

WHEREAS, funds have been budgeted in the 2008 Human Services Budget to accomplish this; NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Legislature create one RPN position, Grade 17, in the LTCAO (Human Services), and abolish one RN position, Grade 17, in LTCAO (Health Department's budget); and be it further

RESOLVED, that the person who was in the abolished Health Department's RPN position be reassigned to the newly created Human Services RPN position.
Signed by Petrus, Schuster, Cuddeback, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Lockwood, Palermo.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 59-08

January 22, 2008 nhbidshowerrooms

AUTHORIZING THE PURCHASING AGENT OF THE CAYUGA COUNTY LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO ADVERTISE AND RECEIVE BIDS FOR THE REPAIR OF SHOWER ROOMS AT THE CAYUGA COUNTY NURSING HOME

BY: Ann Petrus, Health and Human Services

WHEREAS, the Cayuga County Nursing Home requires repair of the shower rooms of the Cayuga County Nursing Home; and

WHEREAS, a capital fund has been established that includes the repair of the shower rooms facility; now therefore be it

RESOLVED, that the Purchasing Agent of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to advertise and receive sealed bids for repair of the shower rooms.

Signed by Petrus, Schuster, Cuddeback, Mahunik, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 60-08

(01/22/08) MHcreate&fillacctclktyp08

AUTHORIZING THE CREATION AND FILLING OF ONE 100 PERCENT FUNDED POSITION OF ACCOUNT CLERK TYPIST AND ABOLISHING THE POSITION OF ACCOUNT CLERK STENOGRAPHER.

BY: Mrs. Ann Petrus, Chair, Health and Human Services Subcommittee, and Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, one long-term employee has notified the Director of Community Mental Health Services of her resignation effective January 27, 2008 which will vacate the position of Account Clerk Stenographer; and

WHEREAS, it is necessary to reclassify the position of Account Clerk Stenographer Grade 5 to Account Clerk Typist Grade 5 due to current duties changing and the fact that it is difficult to fill a stenographer position since shorthand is no longer taught in local schools; and

WHEREAS, the rate of pay for the CSEA Grade 5 position is \$28,304-\$30,567 per 2008 rates will not change; and

WHEREAS, it is necessary to create and fill the Account Clerk Typist position which is 100 percent funded and is critical for maintaining the smooth and efficient clerical operations of the Clinic Treatment program; NOW, therefore, be it

RESOLVED, that one position of Account Clerk Typist be hereby created to replace the position of Account Clerk Stenographer of the same CSEA grade 5; and be it further

RESOLVED, that the Director of Community Mental Health Services be hereby authorized to fill the position of Account Clerk Typist effective 1/28/08; and be it further

RESOLVED, that the position of Account Clerk Stenographer be abolished effective 1/28/08; and be it further

RESOLVED, that the employee hired in the new position be placed at the appropriate step within the CSEA Compensation Plan for Grade 5 positions; and be it further

RESOLVED, that the position be filled in the manner consistent with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Schuster, Cuddeback, Sincebaugh, Mahunik, Tortorici, Mitchell, Axton, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 61-08

January 22, 2008 govtopsmoveitrev

**MOVING OVERSIGHT OF INFORMATION TECHNOLOGY
TO THE GOVERNMENT OPERATIONS COMMITTEE**

BY: Christopher Palermo, Government Operations

WHEREAS, the Information Technology department plays a critical role in all aspects of county government; and,

WHEREAS, Information Technology is more closely aligned with the departments falling under Government Operations' oversight than with those corresponding to Public Works; now, therefore, be it

RESOLVED, that the responsibility of oversight of the Information Technology department be assigned to the Government Operations Committee; and be it further

RESOLVED, that the Cayuga County Legislature Rules of Order be so changed.

Signed by Palermo, Chapman, Fearon, Mitchell, Petrus, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 62-08

1/22/08 VETPOSTS08

AUTHORIZING THE COUNTY TREASURER TO PAY VETERANS POSTS

BY: Honorable Francis Mitchell, Chair, Government Operations Committee

WHEREAS, the budget for the fiscal year 2008 contains funds for payment to Veterans Posts listed in the Special Act of the Legislature applying to Cayuga County; and

WHEREAS, applications and bonds were required to be made by each Post on a form prepared by the County Attorney; now therefore, be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to make payments of \$150.00 to each of the eligible Veterans Posts who have made proper application as follows:

Auburn Veterans Council
Carnicelli-Indelicato American Legion Post #1776
Vietnam Veterans of America Inc. Cayuga County Chapter #704
La Societe Cayuga County Voiture Chapter #1064, 40&8
Frank Calimeri Italian American Post #9
Cayuga Memorial Detachment Marine Corps League
Clark-Heck American Legion Post #568
Donald R. Ward American Legion Post #1259
Fleming Veterans of Foreign Wars Post #11071

Tuesday, January 22, 2008

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George E. Ingersoll American Legion Post #658
John Cool American Legion Post #257
Joseph E. Rice Memorial Disabled American Veterans Chapter #103
Frontenac Veterans of Foreign Wars Post #7274
LaBuff-Cole American Legion Post #911
Clifford E. Galbraith Memorial Veterans of Foreign Wars Post #7127
Rowe-Churchill American Legion Post #710
St. Nicholas Veterans Post #1
Swietoniowski-Kopeczek American Legion Post # 1324
W. Mynderse Rice American Legion Post #97
Auburn Veterans of Foreign Wars Post #1975
Robert F. Stryker Memorial American Veterans Post #513
Korean War Veterans Association Cayuga County Chapter #296
Owasco Veterans of Foreign Wars Post #6575
Walter T. Conley American Legion Post #1107
Thurston-Schramm-Reynolds Veterans of Foreign Wars Post #8137
Signed by Palermo, Petrus, Sincebaugh, Chapman, Mitchell, Fearon.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 63-08

Action Date: 1/22/08 CC-createSRClk-08rev1

**AUTHORIZATION TO CREATE A SENIOR CLERK POSITION
IN THE COUNTY CLERKS RECORDING OFFICE**

BY: Christopher Palermo, Chairperson, Government Operations Committee
Francis Mitchell, Chairperson, Ways and Means Committee

WHEREAS, in the 2008 County Budget, the Cayuga County Legislature approved the position of Senior Clerk in the County Clerks Recording office; and

WHEREAS, it is the intention of the Cayuga County Clerk and the Government Operations Committee to create a Senior Clerk's position in the County Clerks office and to hire a person from a group of qualified applicants from the Civil Service approved list; and

WHEREAS, the funding for the Sr. Clerk position has been appropriated in the 2008 County Clerk salary account in the amounts of \$29,440; be it therefore

RESOLVED, that the position of Senior Clerk be hereby created pursuant to the 2008 Cayuga County CSEA Compensation Plan, Part I in the title Senior Clerk.

2008 Compensation Plan, Part I, CSEA:

	grade	Incr	Probation	1st Step	2nd Step	3rd Step	4th Step
Senior Clerk	8		29, 269	29,619	30,371	31,176	31,989

and be it further

RESOLVED, that the Cayuga County Clerk be hereby authorized and directed to fill the position in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Mitchell, Petrus, Chapman, Fearon, Sincebaugh, Lockwood, Tortorici, Axton, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 64-08
1-22-08 COLtransferfundsjan08
AUTHORIZING THE CAYUGA COUNTY CLERK OF THE LEGISLATURE TO
TRANSFER FUNDS FROM 1040.400.060-A ACCOUNT
TO 1040.200.000-A ACCOUNT

By: Mr. Christopher Palermo, Chair, Government Operations Committee, and
 Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Clerk of the Legislature desires to transfer the sum of \$500.00 out of the 1040.400.060 – A (Legal Notices Account) to the 1040.200.000-A account (Equipment Line);

WHEREAS, the Clerk of the Legislature will need to purchase a HP Laserjet Printer at the cost of \$318.66 in order to perform day-to-day operations; now therefore it is

RESLOVED, that the Clerk of the Legislature be allowed to transfer the sum of \$500.00 from Account 1040.400.060-A to Account 1040.200.000-A; and it is further

RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to make any necessary accounting and journal entries to accomplish same.

Signed by Palermo, Mitchell, Fearon, Petrus, Chapman, Sincebaugh, Tortorici, Axton, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 65-08
2/26/08 PB-createpromtitles-08_rev3
AUTHORIZATION TO FUND AND FILL THE POSITION OF PLANNER
DUE TO A RESIGNATION OF A PROBATIONARY SENIOR PLANNER

Mr. Daniel Schuster, Chairman, Planning & Economic Development

Mr. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, a resignation was received from a Senior Planner (position control #6584) that was recently promoted to the new Senior Planner position; and

WHEREAS, the Planner position (position control #4937) formerly held by the promoted Senior Planner was abolished by resolution number 65-08; and

WHEREAS, there is a vacant, unfunded position of Planner (position control #2359) that could be utilized to hire an entry-level Planner candidate to fill the position vacated by the Senior Planner; NOW, be it therefore

RESOLVED, that the position of Planner (Position Control #2359) be hereby funded within the Planning Department utilizing funds from the new Senior Planner position (#6584 but in budget at #4937); and be it further

RESOLVED, that the position of Senior Planner be hereby vacated and unfunded until such time as the legislature by resolution determines otherwise; and be it further

RESOLVED, that the Director of Planning be hereby authorized to fill newly funded position of Planner (2359) at 2008 CSEA Grade 23, First Step at an annual salary of \$44,029.00; and be it further

RESOLVED, that the appointment be in accordance to Civil Service Rules and Regulations, CSEA Contract Language, and the Policies of the County of Cayuga.

Signed by Schuster, Axton, Fearon, Mahunik, Murphy, Palermo, Tortorici, Mitchell, Lockwood and Petrus.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 66-08
01/22/08 Blds water treatment HVAC systems
AUTHORIZATION TO ENTER INTO A WATER TREATMENT
AGREEMENT FOR COUNTY BUILDING HVAC SYSTEMS

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, The treatment of the water in the County's HVAC systems is part of the maintenance to keep the systems running efficiently, and

WHEREAS, the County does not have the equipment or an employee trained or certified to do chemical treatment of HVAC systems, and

WHEREAS, the County has received three quotes for service for the different buildings in the County and are as follows,

		County Office	Board of election	PSB	Total
Fenner Chemical	Courthouse	4175.25	5570.50	1282.15	12,310.05
Water treatment technologies inc		3600.00	4740.00	1200.00	10740.00
M.I.S of America inc		3211.75	4416.50	986.25	9600.75

NOW THERE FOR LET IT BE

RESOLVED, that the County enter into an Agreement with M.I.S. of America for the water treatment services for the HVAC system in the County, at the cost of \$9600.75 and be it further

RESOLVED, that the Buildings and Grounds Department Budget accounts 1620-400-001A, 1621-400-001-A and PSB account 3150-400-012-A has sufficient funds for this agreement, and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized and directed to enter into a contract with M.I.S of America Inc., and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 67-08
01/22/08 Bldgs COBmaintenanceagreementchiller ACrev
AUTHORIZATION TO ENTER INTO AN ASSURED MAINTENANCE AGREE-
MENT FOR THE COUNTY OFFICE BUILDING AC SYSTEM

By: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, the Centrifugal Chiller is a intricate piece of equipment for the Office Building AC System; and

WHEREAS, the County does not have an employee that is trained or certified to work on the Chiller part of the system; and

WHEREAS, it would not be cost effective for the county to train an employee to perform this service; now therefore be it

RESOLVED, that the County enter into a Maintenance Agreement with McQuay

Factory Service for service on the chiller part of the AC system, at the cost of \$4,152.00; and be it further

RESOLVED, that the Buildings and Grounds Department Budget account 1620-400-001-A has sufficient funds for this agreement, and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized and directed to enter into a contract with McQuay Factory Service, and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 68-08

(1/22/08) COA-Cost Recovery and Reduction Program rev

AUTHORIZING THE CHAIRMAN OF THE COUNTY LEGISLATURE TO ENTER INTO A CONTRACT WITH COST CONTROL ASSOCIATES, INC. FOR A COST RECOVERY AND REDUCTION PROGRAM.

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Cost Control Associates, Inc. is an independent energy and telecommunications consulting firm that specializes in energy, cellular and telecom bill review services; and

WHEREAS, it is the function of Cost Control Associates to review bills for errors such as incorrect rates, charges for non-existent services, equipment, etc. in order to save counties money in the future and obtain refunds for past errors; and

WHEREAS, Cost Control Associates provides cost review for cellular phones, electricity, natural gas and other utilities as more fully set forth in the proposed contract, attached; and

WHEREAS, if errors are found, Cost Control Associates will file claims on behalf of the counties with suppliers and obtain refunds for the counties; and

WHEREAS, Cost Control Associates will perform the aforementioned services on a contingency fee basis, with no cost to the County if no funds are recovered in this Cost Recovery and Reduction Program; and

WHEREAS, if costs and/or savings are realized by the County, Cost Control Associates, Inc. shall be paid a percentage of the recovery and/or savings as per the fee chart set forth in the attached proposed contract; and

WHEREAS, this publicly solicited contract meets the competitive bidding requirements for local governments because the contract was issued by a lead public agency; and

WHEREAS, the County is in need of the above services in order to keep costs down; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga Legislature is hereby authorized and directed to enter into a contract with Cost Control Associates, Inc.; and be it further

RESOLVED, that should there be a cost recovery and/or savings to the County such that the County must pay Cost Control Associates, Inc. for its services, the County Treasurer shall be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Axton, Chapman, Cuddeback, Murphy, Mitchell, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 69-08

Date: January 22, 2008 Hwysafgrtapprev

**RESOLUTION TO AUTHORIZE THE CHAIRMAN AND
HIGHWAY SUPERINTENDENT TO APPLY FOR GRANT TO
CONDUCT SAFETY TRAINING FOR HIGHWAY EMPLOYEES**

By: David Axton, Chairman Public Works Committee
Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, OSEA a company that provides safety training to highway personnel asked if the county would be interested in applying for a safety grant that would pay for required safety training for highway employees, and

WHEREAS, there is no cost to the county for the preparation of the application for the safety grant; and

WHEREAS, the safety training will have to be conducted whether or not the county is successful in the grant process; now therefore be it

RESOLVED, authorize the Highway Superintendent to submit an application to the State for grant money to conduct required safety training for highway employees.

Signed by Axton, Chapman, Cuddeback, Murphy, Mitchell, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 70-08

Date: 1/22/08 BLDS re-bid FIREPROOFINGrev2

**AUTHORIZING THE CLERK OF THE CAYUGA COUNTY LEGISLATURE AND
THE SUPERINTENDENT OF BUILDINGS AND GROUNDS TO
ADVERTISE FOR RE-BIDS FOR REPLACEMENT FIREPROOFING
IN THE CAYUGA COUNTY OFFICE BUILDING**

By: Hon. David R. Axton, Chairman, Public Works Committee
Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, The County has been working correcting the life safety issues in the Cayuga County Office Building; and

WHEREAS, Resolution 234-07 authorized the removal of asbestos containing fireproofing in various rooms in the Cayuga County Office Building; and

WHEREAS, Resolution No. 476-07 authorized the letting and receiving of sealed bids; and

WHEREAS, The Public Works Committee rejected all bids received for the replacement of fireproofing in the County Office Building; now therefore be it

RESOLVED, that the Clerk of the Cayuga County Legislature and the Superintendent of Buildings and Grounds are hereby authorized and directed to advertise for sealed bids for the replacement of fireproofing in the rooms that were abated, To implement the intent of this resolution.

Signed by Axton, Chapman, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schustrer Tortorici,

Approved by voice vote, all present voting aye.

RESOLUTION NO. 71-08
January 22, 2008 HWYAUTHBID
AUTHORIZING THE CLERK OF THE LEGISLATURE AND THE COUNTY
HIGHWAY SUPERINTENDENT TO ADVERTISE AND RECEIVE SEALED BIDS
FOR THE PURCHASE OF MACHINERY, MATERIALS, TOOLS,
EQUIPMENT, FUEL AND EQUIPMENT RENTALS.

By: David Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Way and Means Committee

WHEREAS, certain supplies will have to be purchased during 2008 for the County Highway Department; and

WHEREAS, the construction season is a short period of the year and items may be required to be bid to meet unusual maintenance needs that must be accomplished during the construction season; and

WHEREAS, under Section 103 of the General Municipal Law all purchases of over \$10,000 have to be by public advertising and sealed bids; And

WHEREAS, the Cayuga County Highway Department is currently seeking to advertise and receive sealed bids for Guide Rail Materials, Sign Materials, Pavement Markings, Road Base Stabilization, Hot in Place Pavement Recycling, Pipe and Pipe Arch, Liquid Calcium, Timber Bridge Products, Transit Concrete Mix, Stone, Sand, Liquid Asphalt, Bituminous Concrete, Gasoline, Diesel Fuel, and Equipment Rental; now therefore be it

RESOLVED, that the Clerk of the Legislature and County Highway Superintendent, be and is hereby authorized and directed, as specified in Section 133 of the Highway Law and Section 103 of the Municipal Law, to advertise and receive sealed bids for machinery, tools, equipment, implements, materials and supplies not limited to the following items:

Guide Rail Materials, Sign Materials, Pavement Markings, Road Base Stabilization, Hot in Place Pavement Recycling, Pipe and Pipe Arch, Liquid Calcium, Timber Bridge Products, Transit Concrete Mix, Stone, Sand, Liquid Asphalt, Bituminous Concrete, Gasoline, Diesel Fuel, and Equipment Rental.

Signed by Axton, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster Tortorici,

Approved by voice vote, all present voting aye.

RESOLUTION NO. 72-08
January 22, 2008 hwyextbid
RESOLUTION TO EXTEND CERTAIN 2007 BID ITEMS

By : David Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the bid packets for Highway Equipment and Materials allow for bid extensions if both parties are agreeable; and

WHEREAS, these items were bid in 2007; and

WHEREAS, the successful bidders have been or will be contacted and must agree to the extension of their bid prices by providing a letter stating that they are willing to extend their bids; and

WHEREAS, past experience has shown that the bid prices do not go down but generally up every time we bid these items; now therefore be it

RESOLVED, to approve the extension of the 2007 bids for Highway Equipment and Materials; and be it further

RESOLVED, the Highway Superintendent is authorized to purchase off the bids using appropriated funds for road and bridge construction and maintenance activities.

Signed by Axton, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster Tortorici,

Approved by voice vote, all present voting aye.

RESOLUTION NO. 73-08
(1/22/08) P&T Sterling Nature Center Well Rev
AUTHORIZED THE TREASURER TO TRANSFER FUNDS
WITHIN THE 2008 BUDGET OF THE CAYUGA COUNTY PARKS
AND TRAILS DEPARTMENT.

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, Resolution 279-07 authorized the Parks and Trails Department to hire a well driller to drill a well and install a new water system at the Sterling Nature Center for a price not to exceed \$9,500; and

WHEREAS, Resolution 718-07 allowed the treasurer to transfer remaining funds from the 2007 budget into Capital H 02-2 to serve as matching funds for the Sterling Trail Grant; and

WHEREAS, at the time Resolution 718-07 was passed it was anticipated that the cost of the well and water system would be \$5,900 which resulted in \$3,600 being left in account # 7113.2 which was transferred into Capital H 02-2; and

WHEREAS, it is now known that the well driller did not hit an adequate supply of water in the first well and that it is therefore necessary to drill a second well; now therefore, be it

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to transfer the following in the 2008 Budget for The Sterling Nature Center: \$3,600 from Account Number 7113.400.059-A (Professional Services) to 7110.200.000-A Equipment, Drilled well pump filter (SNC).

Signed by Axton, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster Tortorici,

Approved by voice vote, all present voting aye.

RESOLUTION NO. 74-08
1/22/08 P&T Clerical PT 1 08-rev3
AUTHORIZATION TO CREATE AND FILL THE POSITION TYPIST,
PART-TIME WITHIN THE PARKS & TRAILS DEPARTMENT

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Parks and Trails Department generates many hours of routine clerical work; and

WHEREAS, that work is currently done by the Park Maintenance Supervisor and the Assistant Park Maintenance Supervisor; and

WHEREAS, the Parks and Trails Department submitted a New Position Duties Statement to the Cayuga County Civil Service Commission and they classified the position as a Typist PT, and

WHEREAS, establishing and filling a part time typist position would allow the Park Maintenance Supervisor and the Assistant Park Maintenance Supervisor to more effectively manage the operations of Cayuga County Parks and Trails; and

WHEREAS, the approved 2008 budget for parks and trails includes \$262,290 in revenue from grants that will need to be administered and also included funding for this position, and

WHEREAS, the approved 2008 budget for parks and trails included funding for the position of Typist PT in the amount of \$15,150 Account #7110.100.000-A; now, therefore be it

RESOLVED, that the position of Typist Part Time be hereby created and added to the Cayuga County Compensation Plan, Part II, for Non-Bargaining employees under Parks and Trails at a rate of \$15.06 per hour for the probationary rate and \$15.21 per hour for first step for 2008; and be it further

RESOLVED, that the position will receive no fringe benefits other than those mandatory under law; and be it further

RESOLVED, that the Park Maintenance Supervisor is hereby authorized to fill the position of Typist, Part-Time, in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Axton, Cuddeback, Chapman, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster Tortorici,

Approved by voice vote, all present voting aye.

RESOLUTION NO. 75-08

01/22/08 Blds COB ACrev

**AUTHORIZATION TO PURCHASE AND INSTALL AN
OIL, ACID AND MOISTURE (OAM) PURGER FOR
THE COUNTY OFFICE BUILDING AC SYSTEM**

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, the Centrifugal Chiller is a intricate piece of equipment for the County Office Building AC System, and

WHEREAS, the Chiller refrigerant, under normal use, gets contaminated with oil and moisture, which lowers efficiency and can lead to a catastrophic failure.

WHEREAS, it would be cost effective for the County to be proactive and install a OAM Purger to remove the oil and moisture and make the Chiller more efficient and extend its life,

WHEREAS, the estimated annual energy savings is calculated at 15.3% (\$3,351.00), with an estimated pay back in 2.4 years; NOW THERE FOR LET IT BE

RESOLVED, that the County enter into a Agreement with McQuay Factory Service for the installation of a OAM Purger to the Centrifugal Chiller, at the cost of \$8,145.00 and be it further

RESOLVED, that the Buildings and Grounds Department Budget account 1620-200-000-A has sufficient funds for this agreement, and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized and directed to enter into a agreement with McQuay Factory Service for this installation, and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.
Signed by Axton, Cuddeback, Chapman, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster Tortorici,
Approved by voice vote, all present voting aye.

RESOLUTION NO. 76-08

1/22/08 SHR-Budget Transfer-Parking Lot

**TRANSFER MONIES FROM THE 2008 SHERIFF'S CUSTODY BUDGET
EQUIPMENT LINE (3150.2) TO THE SHERIFF'S 2008 JAIL CONTRACTUAL
LINE REPAIR OTHER/DRIVEWAY LIGHTS (3150.400.146 A)**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Paul Dudley, Chair, Ways & Means Committee

WHEREAS, in the Sheriff's 2007 Custody Budget there was \$40,000.00 set aside for building a new parking lot at the Public Safety Building; and

WHEREAS, this project was not completed during the 2007 construction season;
and

WHEREAS, \$10,000 of this money in line Sheriff's Custody line 3150.400.146 A was encumbered to the 2008 season to complete the project; and

WHEREAS, on 12/11/07 motion 751-07 was passed to make certain changes, alterations or revision to the 2008 County Tentative Budget; and

WHEREAS, motion 751-07 has \$4,557.00 allocated to seal and stripe the parking lot at the Public Safety Building in the Sheriff's Custody Equipment Line (3150.2) and

WHEREAS, this money (\$4,557.00) should be transferred from Equipment Line (3150.2) into the Sheriff's Custody Contractual Line 3150.400.146 A; therefore be it

RESOLVED, that the Treasurer make the necessary accounting and journal entries to accomplish the intent of this resolution.

Signed by Lockwood, Murphy, Cuddeback, Mitchell, Mahunik, Petrus, Schuster, Tortorici, Axton, Palermo.

Approved by voice vote, all present voting aye, except Axton abstained.

RESOLUTION NO. 77-08

1/22/08 SHR-transfer monies-riflesrev

**TRANSFER MONIES FROM THE 2008 CUSTODY EQUIPMENT LINE (3150.2)
TO THE SHERIFF'S 2008 EQUIPMENT LINE (3110.2)**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Paul Dudley, Chair, Ways & Means Committee

WHEREAS, a motion 751-07 was passed authorizing changes, alterations or revisions to the 2008 tentative budget; and

WHEREAS, \$10,000.00 was allocated to purchase rifles and ammo for the Sheriff's Department; and

WHEREAS, this money was placed in the Sheriff's Custody Equipment Line (3150.2) instead of the Sheriff's Equipment Budget line (3110.2); now therefore be it

RESOLVED, that \$10,000.00 be transferred from the 2008 Sheriff's Custody Budget Equipment (3150.2) for rifles and ammo to the Sheriff's 2008 Budget Equipment Line (3110.2); and further be it

RESOLVED, that when this resolution is passed the Sheriff is authorized to purchase the rifles and ammo and this purchase will not exceed \$10,000.00; and further be it

RESOLVED, that the Cayuga County Treasurer make the necessary Journal and accounting entries to carry out the intent of this resolution.

Signed by Lockwood, Murphy, Cuddeback, Mitchell, Mahunik, Fearon, Petrus, Schuster, Tortorici, Axton, Palermo.

Approved by voice vote, all present voting aye, except Axton abstained.

RESOLUTION NO. 78-08

1/22/08 SHR-2008 GPSrev

**AUTHORIZING SHERIFF TO PURCHASE GPS UNITS
FOR SHERIFF AND STATE POLICE VEHICLES**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Paul Dudley, Chair, Ways & Means Committee

WHEREAS, the 2008 Cayuga County Sheriff Budget originally had \$130,000.00 in the Equipment Line (3110.2) allocated to purchase GPS units for the Sheriff's Department vehicle; and

WHEREAS, on 12/11/07 a motion 739-07 was passed increasing the Sheriff Equipment Line by \$40,000.00 to include the State Police Vehicles for GPS Equipment; now therefore be it

RESOLVED, that the Sheriff is authorized to purchase the necessary GPS equipment for the Sheriff and State Police Vehicles; and further be it

RESOLVED, that upon purchase and installation of such equipment the treasurer be authorized to pay for this equipment which is not to exceed \$170,000.00.

Signed by Lockwood, Murphy, Cuddeback, Mitchell, Mahunik, Fearon, Petrus, Schuster, Tortorici, Axton, Palermo.

Approved by voice vote, all present voting aye, except Axton abstained.

RESOLUTION NO. 79-08

1/22/08 SHR-2008 Projectsrev

**AUTHORIZING SHERIFF TO BEGIN COMPLETING PROJECTS
AND PURCHASE EQUIPMENT AUTHORIZED IN
THE SHERIFF'S 2008 CUSTODY BUDGET**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Paul Dudley, Chair, Ways & Means Committee

WHEREAS, on 12/11/07 a motion 751-07 was passed to make certain changes, alterations or revisions to the 2008 Cayuga County Tentative Budget; and

WHEREAS, monies were allocated in this motion 751-07 authorizing the Sheriff to change, repair and upgrade the Public Safety Building; therefore be it

RESOLVED, that the Sheriff be authorized to begin the following projects established in motion 751-07:

1. Jail Lobby
2. Outside Lighting
3. Construct pylons around Fire Hydrant and Gas Main
4. Repair Jail showers
5. Repair parking lot lights

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6. New Intake garage door
7. Concrete floor for pole barn
8. Dishwasher and steamer for jail kitchen
9. Replace certain Jail Security Doors

WHEREAS, the above combined projects will not exceed the budgeted amount that is authorized in motion 751-07 passed on 12/11/07 in the amount of \$96,015.00, and

WHEREAS, the Sheriff's 2008 Jail Budget contained money to buy 2 new Washers and Dryers not to exceed \$29,000.00 and 10 new portable radios not to exceed \$6,000.00; now therefore be it

RESOLVED, that the Sheriff be authorized to begin the above authorized projects and purchases and pay for the above mentioned projects and new equipment as authorized in the Sheriff's 2008 Custody Budget and; further be it

RESOLVED, that the purchase will be in according with policies established by Cayuga County.

Signed by Lockwood, Murphy, Cuddeback, Mitchell, Mahunik, Fearon, Petrus, Schuster, Tortorici, Axton, Palermo.

Approved by voice vote, all present voting aye, except Axton abstained.

RESOLUTION NO. 80-08

(01/22/08)

MHcarrlease08rev

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE AND THE DIRECTOR OF COMMUNITY MENTAL
HEALTH SERVICES TO ENTER INTO AN AGREEMENT WITH PICCOLO
PROPERTIES, LLC FOR A PLANNED RENEWAL CONTRACT FOR
THE PURPOSE OF MONTHLY RENT PLUS A MONTHLY CLEANING
FEE, LOCATED AT THE CARR BUILDING, 188 GENESEE STREET,
ROOM #104, AUBURN, NY 13021.**

BY: Chair, Health and Human Services Subcommittee, and
Chair, Ways and Means Subcommittee.

WHEREAS, the terms of the lease for renting Room #104 at the CARR Building has expired; and

WHEREAS, a new lease agreement has been received for renting of Room #104; and

WHEREAS, the new lease agreement is for three (3) years with the monthly rent for 2008 set at s \$1,900 per month, as well as a cleaning charge of \$180 per month and commences on January 1, 2008 through December 31, 2008;\$1960.00 for the period covering January 1, 2009 through December 31, 2009; and \$2,020.00 for the period covering January 1, 2010 through December 21, 2010; and

WHEREAS, the \$2,080 monthly total will come out of Line Item 4313.400.065-A Rental Facilities; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and Director of Community Mental Health Services enter into an agreement with Piccolo Properties, LLC to sign a lease agreement for Room #104 at the CARR building at 188 Genesee Street, Auburn, NY 13021.

Signed by Petrus, Cuddeback, Schuster, Tortorici, Mahunik, Sincebaugh, Mitchell, Axton, Palermo.

Approved by voice vote, all present voting aye.

Motion by Legislator Chapman to go into executive session re: Personnel Issue and Negotiations at 7:43PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to come out of executive session at 8:18PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to adjourn at 8:19PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to approve minutes 4-22-08, all in favor.

**MINUTES
SPECIAL LEGISLATURE MEETING
MONDAY, FEBRUARY 4TH, 2008, 6:00 PM
160 GENESEE ST., 6TH FLOOR, CHAMBERS**

CALL TO ORDER: By Hon. Roger Mills, Chairman

ATTENDANCE: Mary Jones, Clerk of the Legislature, all Legislators present except excused Tortorici, Murphy and Netti.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

MINUTES: To Read - 12-18-07

COMMITTEE REPORT: None

MANAGER'S REPORT: Wayne Allen, Presentation on the Mental Health Capital Project: The Project will incorporate all County Mental Health Facilities into the 1 North Street building. This includes the Carr Building, the clinic at the Historic Post Office, and 1 North Street. The County Legislature must address the following issues:

1. Select one of the options prepared by Holt Architects and has been revised since their initial submittal on December 11, 2007. (Feasibility Study) Options 1A, 1B, 3, 4.
2. County files a PAR application with the State Mental Health Dept.
3. County will solicit RFPs or RFQs for Architectural/Engineering Services for this project. This will take 2-3 months.
4. Architectural firm will design and prepare bid documents for the project that must be approved by the County and the State Mental Health Dept.
5. SEQR must be completed for the project. This is an environmental review.
6. County must secure all funding for the project.
7. County must file for all necessary permits.
8. County must secure a long term lease with the Hospital for parking.
9. County must award the bid. Construction schedule 18 months.
10. County must secure all necessary approval before moving into the renovated and constructed space at 1 North Street.

***County may desire to hire a Construction Manager for this project.

Wayne passed out packages containing information on the County Mental Health Project.

Discussion:

Legislator Fearon, if we go with option 1A or 1B, the reality is we would have \$175,000 in rent on top of the annual cost, they really makes it go over the top compared to Option 3.

Co. Manager, Wayne Allen, we hope it doesn't go over the 6 million.

Legislator Schuster, is there any exploration as to whether or not we have any funds so we do not have to pay for the whole thing?

Legislator Axton, any refund from the state, this needs to be investigated.

Co. Manager, Wayne Allen, right off the top we would save 25,000 a year by not having to pay rent for the Carr building.

Legislator Petrus, this is a healthy Capital Plan.

Legislator Palermo, 3A and 3B look good we need to move forward.

Legislator Mitchell, we need to know about the parking spaces at the hospital.

Legislator Petrus, parking might not be next to building.

Co. Manager Wayne Allen, we need an agreement for parking spots.

Legislator Fearon, we need to move on 3A or 3B, I would like to propose a motion that we declare our self's in favor of 3A, set a date for the PAR ready by 5-31-08, and we put out an RFP for services.

Legislator Palermo, we still have questions on the parking, it's not correct until we discuss parking issues.

Legislator Petrus, we could get answers on parking before the Legislative meeting on the 26th of this month.

Legislator Palermo, I would like to move to approve 3A or 3B.

Co. Attorney, Fred Westphal, we could authorize the RFQ 's to go out so that the Architects could come back and maybe come with another suggestion besides 3A or 3B that were good and maybe on the RFQ we could put that the parking needs to be addressed. When the Architects come back they could have addressed some of those issues, that could be part of that process.

Co. Manager Wayne Allen, the PAR will be submitted to the State and all your questions will be in there.

Legislator Fearon, in plan 3A your not paying the \$175,000 a year in rent, and it does address the paramount issue of providing quality services to the people that need the service and I recommend that we move on it.

RESOLUTIONS/MOTIONS

Motion by Legislator Fearon, to commit to Plan #3A or B; Set date for submit ion of PAR no later than 5-31-08; and, Authorize the Clerk of the Legislator to send out an RFP for Architectural services for design of County improvements to 146 North St.

Motion by Legislator Mitchell, to amend motion to request that the RFP address the issue of parking, approved by voice vote, all present voting aye.

Motion as Amended: #81-08 to commit to Plan #3A or B, Set date for submit ion of PAR no later than 5-31-08; and, Authorize the Clerk of the Legislator to send out an RFP for Architectural services for design of County improvements to 146 North St., and to request the RFP address the issue of parking, approved by voice vote, all present voting aye.

RESOLUTION NO. 82-08

(02/04/08) MHtransf2mcaidelig08rev

AMENDING THE 2008 BUDGET BY A TRANSFER OF FUNDS FROM CONTINGENCY FUND TO MEDICAID ELIGIBLE SERVICES.

BY: Mrs. Ann Petrus, Chair, Health and Human Services Subcommittee, and Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, the 2008 budget earmarked the sum of \$600,000.00 in A-1990 for Mental Health contract services; and

WHEREAS, contract workers providing essential psychiatric services to seriously mentally ill people require payment for contracts, once approved by the Legislature, for their individual services; and

WHEREAS, the Legislature has approved the execution of ninety (90) day contracts for such service providers; now, therefore, be it

RESOLVED, that the Medicaid Eligible Services Account (A4310.420.000) be increased from \$0 to \$200,000 and Contingency Fund (A1990) be reduced by the same amount; and be it further

RESOLVED, that the Cayuga County Treasurer to authorized to make the journal entries appropriate and necessary to implement the resolution.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.
Approved by voice vote, all present voting aye

Motion to Amend by Legislator Petrus, (Title) *Authorize to Enter into Contract for Mental Health Services.* Change 1st Resolved to: *RESOLVED, that the Director of Community Mental Health Services and the Chairman of the Cayuga County Legislature are hereby authorized to sign 1 year Contracts for those Individuals determined to be Independent Contractors for the work of the Community Mental Health Center of Cayuga County. Add last Resolved: for those other Individuals that the Director of Community Mental Health Services and the Chairman of the Cayuga County Legislature are hereby authorized to sign ninety (90) day contracts with certain independent contractors for the work of the Community Mental Health Center of Cayuga County.* Approved by voice vote, all present voting aye.

RESOLUTION NO. 83-08

(02/04/08)

MH90dayprofcontracts08rev

AUTHORIZE TO ENTER INTO CONTRACTS FOR MENTAL HEALTH SERVICES

BY: Mrs. Ann Petrus, Chair, Health and Human Services Subcommittee, and

Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, contract workers providing essential psychiatric services to seriously mentally ill individuals enter into contracts with the Community Mental Health Center of Cayuga County to enrolled agency clients; and

WHEREAS, Legislative approval is required to approve the contracts; now, therefore, be it

RESOLVED, that the Director of Community Mental Health Services and the Chairman of the Cayuga County Legislature are hereby authorized to sign 1 year Contracts for those Individuals determined to be Independent Contractors.

RESOLVED: for those other Individuals that the Director of Community Mental Health Services and the Chairman of the Cayuga County Legislature are hereby authorized to sign ninety (90) day contracts with certain independent contractors for the work of the Community Mental Health Center of Cayuga County.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mitchell, Axton, Lockwood.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 84-08
2/04/08 Audit0MH**

AUTHORIZING THE COUNTY TREASURER TO PAY

AN AUDIT OF CLAIMS FOR CAYUGA COUNTY MENTAL HEALTH

BY: Hon. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, quarterly state aid advances for the Cayuga County Mental Health were paid through the audit on January 22, 2008 and a payment was inadvertently left off the audit to pay Cayuga Counseling Services for CCSI services, and

WHEREAS, The Legislature did at a special meeting on February 4, 2008 audit claims against the County of Cayuga in the aggregate sum of \$8,807.50, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 11, 2007.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

Motion by Legislator Chapman to go into executive session re: Personnel Issues, 6:43PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to come out of executive session at 7:53PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to adjourn, 7:55PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to approve minutes 4-22-08, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
FEBRUARY 26, 2008, 6:00 PM
CCOB 6TH FLOOR/CHAMBERS**

CALL TO ORDER: Hon. Roger Mills, Chairman

ROLL CALL: Mary Jones, Clerk of the Legislature, All Legislators present

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PRESENTATION:(Cancelled) Captain Swain, State Police, Annual State Police Report

DEATHS: Steven T. Netti, loving husband and devoted father, Cayuga County Legislator for 16 years, passed away, Tuesday, February 26, 2008, Funeral arrangements will be with Cheche Funeral Home.

MINUTES: For Approval: 12-18-07, Motion by Legislator Chapman to approve, approved by voice vote, all present voting aye.
For Reading: 12-11-07 and 1-2-08

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Fred Lewis, report on the Tyler Computer Software Project:

The contract was signed December 18, 2007. The software was delivered on December 26, 2007.

The IT department did a superlative job with the new servers. The servers were ordered January 2, arrived January 16, and were configured by January 24. 90% of the work on the project this month was done by IT department.

Leslie Witham from Tyler installed the basic Munis software during January 29 – 31. She provided basic administration training to three computer technicians.

Therefore, as of January 31, the hardware and software is in place.

Fred Lewis, JoAnn Hildebrant, Paul Padlick, Kim Sincerbeaux, Kim Taggerty, and Andrea Seamans went to Wayne County on January 28th. They met with the Munis project manager for Wayne County and other officials to discuss practical issues in the implementation of the software. (Wayne began working with Munis three years ago.) The people at Wayne County will be a valuable source of advice to draw on in the future.

Pursuant to the contract, invoices for \$102,807.50 and \$222,779.00 have been paid. This is a combined total of \$325,596.50. The payments were authorized by the project manager, reviewed by the county attorney, and approved by the appropriate committees and the legislature.

Tomorrow, the 27th, we will have an all-day kickoff meeting with David Buck, the project manager for Tyler, and some of his implementers to plan the tailoring of the software to our business processes and the data migration as well as scheduling training.

IT has almost finished creating the training room (formerly Caucus Room II) with ten PC workstations. The PC's will not be put in the Caucus Room until just a few days before training begins so it can be used for regularly scheduled meetings.

Our schedule is:

Financials (PO, AP, Budget, GL)	August 1, 2008
Tax collection	January 1, 2009
Payroll/HR	January 1, 2010

In March, Paul will be leading a team of 5 to define the new chart of accounts. We have been told both by Tyler and by other counties already using Munis that this is the key building block of the entire system.

However, as time goes on, other departments will also have to make an effort. The fact we now have machines, containing the new program, down the in basement humming away does not mean we are near the end of the project, — or even the beginning of the end of the project, — but the end of the beginning of the project.

I was rather surprised when I was named project manager because I had thought Paul Padlick would do that, because he is a CPA, or Wayne, because he keeps wanting to get control of the county's operations. In December when I was appointed Mr. Pappert asked the question whether I would be given any authority as project manager and the answer was no.

Now for the past five years I have been responsible for keeping track of the county's fixed assets. Over the years I have run into some difficulty with some departments adhering to deadlines.

There was one large department which did not send anything for two years. Finally I approached the department head and told him he must do a complete physical inventory. After six months he submitted a report which did not have much of the necessary information and he did not bother to put it on the proper forms but at least he did have the cost of most of the items.

The following year, in October, I sent him the usual list with instructions to return it by mid-December. In January I called him and asked "Where is the updated list with the forms?" and he said they were working on it. The deadline for the State Comptroller's report is May 1st, so in mid-March Jim Orman and I sat down with him and we were told he had assigned the job to a subordinate who should have had it done by then. A week later he asked me to send him the list again because they couldn't find it. Then a week after that he asked to have me email him the list. Then the week after that his subordinate called and asked to have the list printed out again and send to him because he couldn't figure out how to print the email attachment. I sent him the list through inter-office mail. By now it was mid-April. Several days later I called to find out when it would be done. He told me he only received the packet the previous day, and was going on vacation, and couldn't do anything with it until he returned.

Now, on the surface, this may not seem relevant to the current financial software project. However, this past December 2007, I received a response from another department concerning fixed assets, which was more of a non-response, stating, "My staff do not have time to do this, they can't get their *real* work done."

I am **not... unsympathetic... to** this department's staffing problem. However, it **will be** up to you to convince departments that implementing this new computer program... for which the county paid three-quarters of a million dollars... is indeed "real work" and

needs to be taken seriously and not something to be put off until they fly back from vacation six months from now.

We will have enough problems adjusting to this new program – in 35 years in the computer field I have yet to see ANY new program implemented where there were not problems adjusting to it – without having people slough the whole thing off as irrelevant. All of us can agree that if three feet of snow fall next week, or if Port Byron floats off during a flood this spring, then those problems will have the highest priority. But the financial software cannot be something that is constantly put off and put off and *put off* until the department feels they can finally “get around it,” “some day.” You of the legislature **will have to** set the tone that making this new program work is a high priority and not a low priority, and when it is time for people to be trained and practice on the new system they must show up and buckle down and not goof off.

Thank you and good evening.

Legislator Fearon, most departments are good, a few people can make 80% of the problems. Some assessors are always late.

Legislator Mitchell, please let us know what departments are late.

PUBLIC BE HEARD:

If you wish to speak notify your Legislator, who will grant you privilege of the floor. You will be allowed to speak for 3 to 5 minutes. You must state your name and address.

Legislator Murphy for Nancy Tehan, Coordinator for the Cayuga County area for Success By Six: Our initiative is spearheading the introduction of the Dolly Parton Imagination Library book distribution program to Cayuga County. Our County is the second location in New York State to support this project but nationally there are many active programs. This program is free to all children living in Cayuga County age birth through 5 years old. It is very important to enroll children living in the program; particularly those that live outside of the city limits. This is an opportunity to improve school readiness and literacy rates.

CCC REPORT: Daniel Larson, President; Nursing License Exam Results, Cayuga graduates ranked fourth on the list with a pass rate of 93%. Entrepreneurship Award, the college was honored for creating the first endowed chair in entrepreneurship at a community college in the nation. Middle School Gifted and Talented Mini-Courses, in January about 500 middle school students from across the Cayuga BOCES district took part in 21 mini-courses hosted by the College for gifted and talented youngsters. There will be a mini course for adults in “Exploring wine” a non-credit course, starting this week. Student Activities, Bristol Mountain ski trip, Valentine Dance, Flea Market, ext. Climate Change Teach-In, Geospatial Technology co-hosted a local session of Focus the Nation on January 31, 2008. Emergency Alerts, we are in the process of developing a means for students and staff to opt into an emergency information system, with completion expected in about a year.

MANAGER’S REPORT: Wayne Allen, the Chairman has asked me to bring you up to date on a number of subjects. The architectural services for the Mental Health Project, the first walk thru with the architects happened the other day, we expect the RFP’s to be submitted to the County next Monday, at which point we will send those proposals out

to all the Legislators. We would like each Legislator to review and rate them based on priority, we would then tabulate the results and decide whether you want to bring the top 2 or 3 in for an interview a week later. At the Ways & Means Committee meeting I presented information about the Governor's 2008 – 2009 budget, we won't know the final impact on the County Services and County costs until after the budget is adopted. If the proposed changes go into effect, the County would experience a loss of revenue or additional cost somewhere between \$600,000. to a million. I asked at the last Department Head meeting, I asked Department Heads to go back and look at their departments for a 5% reduction in their budget. The reason being I understood there would be an impact from the State Budget on County finances. I also have a concern about the downturn on the economy and maybe the potential impact on our sales tax revenue. I thought it would be proactive if I have to come back to the Legislature, making some recommendations so that at the end of the year we won't be in a deficit. I realize some departments won't be able to do it, but I want them to go back and think of ways to increase revenues, reducing costs, or figuring another way to do business, and we need to do it now. In your agenda there are 3 resolutions NYSAC has asked that the Legislature adopt, based on the Governor's Budget. Thursday night there is a Workers Comp. Meeting to be held at the new BOCES on W. Genesee St., it is an informational meeting. There will be two professional firms, one for third party administrator, the other a risk management firm, to discuss the possible options for Worker's Comp. Coverage. The Chair has asked me to gather information in regards to debt service, which has been handed out to you. John Shidia is here from Fiscal Advisors, he is here to provide you with some additional information about your debt service and what your ability to pay, and what is going on out in the market place. On Constitutional Debt Limit, NYS law, there are caps, limits to which you can go out and borrow. In this instance, it is the full value of the County times 7%, that is the amount you can legally go out and borrow. We are only using 1.11 % of our ability to borrow. The Constitutional Tax Limit, there is a built in cap by the State, which limits your ability to raise property taxes. The Financial Report on Counties, (handed out by Wayne) where you can find all the current information regarding Cayuga v other Counties, up to the year 2005. Please look at this, get an idea of what's going on, after the report; there is a press release. The County went out with the Treasurer and Fiscal Advisors, and Mr. Shidia, to upgrade its bond rating, it was successful. It was a lengthy process, but it's worthwhile. The County's bonding from Moody's was improved from Baa1 to A3, negative outlook removed; this helps you when you go out to borrow money. In your budget we have to show the schedule principal and interest payments we make for bonds and bans, it's the last page in the County Budget.

John Shidia, Fiscal Advisors, Syracuse, NY, we have worked with the County for 3 years, we work with 31 Counties throughout New York State. I'm here to let you know how you can finance future projects; the County is in excellent shape. The debt that is imposed on the tax rate, only the amount that is levied each year according to your budget process, is going down. Schedule A - is your existing bond participation notes, these are short term obligations, Prior Issues - CCC Improvements, Public Safety Bld, 2007 Issues - Purchase of 25 Prospect St., COB HVAC, In House Issues - COB Roof, MGR Playhouse, E-911. Schedule B - General Obligation Bonds 2008. Permanently Finances Bans Maturing 8-22-08 and 10-10-08 Estimated Debt Service. We know where the BANs are now, what we need to do is convert the first two sections on BANs, schedule A to a regular Bond Issue. We came up with a August 15, 2008 issue date, principal payment

2008, \$216,153, estimated interest \$56,439, estimated Debt Service \$272,592. Schedule C – this is the remainder of the 2002 project for the Public Safety Bld, and Parks (shoreline, and some bridge improvements). Schedule C represents the only debt service component in that 2002 issue that the County is still raising taxes for, because all the other bonds are being retired with the tobacco bond. Schedule D – we add them all together; this is what we have without any further authorization for any new projects. The Mental Health project isn't sharply refined yet, so Wayne suggested we use 3 million dollar increments. Schedule E- says if we bond for 3 million dollars this is our estimate of debt service, for that 20-year period, at 4.25%, averages about \$233,000. a year. Now go to schedule F – 3 million in new financing our tax debt service would increase from 2008 to 2009 is \$47,000. isn't a big number, and if you have \$52,000 in a debt reserve, which we may, we could apply that additional debt reserve to those first 2 years. We calculated how much additional monies we need to so that we could finance 3 million dollars without any increase in tax levies. Schedule G – is 6 million, the debt service about doubles. Schedule H – what does that mean as in layering it on to our existing debt service. We now have \$90,000 in interest earnings to apply, our debt service estimate, our total tax for 2009 is \$837,000 that is an increase of \$229,944. Again how much do we need out of the debt reserve that exists, is \$665,000. we could bring in a 6 million dollar project without any tax increase. Schedule I – is 9 million, in this case the debt service is about \$700,000. a year, and when you layer that on with Schedule K, you will see a market increase in debt service for the first year of \$422,000. In this case I didn't calculate what it takes to bring it back down to 607, because even after the first 3 years and all the big stuff is paid off, we are still at around \$828,000 to 830,000. I worked off the \$831,000 figure, so if you had that \$652,000 in debt reserve, and we financed 9 million that would resolve in a tax increase of \$198,000.

Roger Mills, Chairman, just to clarify; we can essentially borrow 6 million dollars without any adverse affect to the tax levy, if we have \$665,000 in the debt reserve. We will have to study this more; we have needs to factor into the budget process. I have moved the meeting up to 6:00PM so we have time to discuss topics like this.

Legislator Palermo, at future meetings if would be nice to know in advance what will be talked about, I could have done some research about it.

Roger Mills, Chairman, I agree and we will try to get that information to you. This is the first part of trying to put together a 2009 budget, certainly the borrowing needs we are going to have as time goes on is going to be significant component of that, and this is just the beginning. As we get information in the future we will try to get that out to you in advance so you can review it.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga County Convention and Visitors Bureau:

Hon. David Axton, 8160 State St. Rd., Port Byron, NY 13140, term – to serve at the pleasure of the Board.

Cornell Co-operative Extension:

Hon. Steven Cuddeback, 4663 State Rte. 90N, Skaneateles, NY 13152, term – to serve at the pleasure of the Board.

Hon. Raymond Lockwood, 1877 State Rte. 326, Auburn, NY 13021, term – to serve at the pleasure of the Board.

Emerson Park Commission:

Hon. Peter Tortorici, 19 Union St., Auburn, NY 13021, term – to serve for the balance of his Legislative term.

Cayuga County MRDD (Subcommittee Community Service Board)

Heather Fish, 8 Hill View Dr., Union Springs, NY 13160 term – 2-26-08 to 12-31-2011

Motion by Legislator Chapman to approve all appointments, approved by voice vote, all present voting aye.

EMERGENCY AUTHORIZATION FOR HIRING:

Buildings & Grounds Dept. Janitor Position, Signed by Legislator's Axton, Mahunik, Mitchell, Chairman, Roger Mills, County Manager, Wayne Allen.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter from Congressman, Michael Arcuri, re: additional costs associated with the new voting machines.
2. Received a letter from Assemblyman, Brian Kolb, re: additional costs associated with purchasing the Optical Scanning Voting Machines.
3. Received a letter from Assemblyman Brian Kolb, re: receipt of certified Resolution requesting state home rule legislation in relation to granting membership to one Cayuga County Deputy Sheriff in the special retirement plan for Sheriff's.
4. Received a memo from Wayne Allen, County Manager re: Informational meeting concerning the concept of the County self-funding Workers Comp., Thursday, February 28, 2008 at 6:00PM at the new BOCES Facility on West Genesee St. Rd.
5. Received a letter from the American Lung Association, re: legislation, which restricts the locations in which individuals subject others to secondhand smoke.
6. Received a letter from the Cayuga Community College Foundation, thanking the Cayuga County Legislature for their donation to the Edward T. and Alice L. Boyle Memorial Scholarship Fund.

Legislator Lockwood, motion to waive reading of correspondence, approved by voice vote, all present voting aye.

RESOLUTIONS

RESOLUTION NO. 85-08

Audit2.26.08rev

**AUTHORIZING THE COUNTY TREASURER
TO PAY FEBRUARY 2008 AUDIT OF CLAIMS**

BY: Hon. Paul Dudley, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on February 26, 2008 audit claims against the County of Cayuga in the aggregate sum \$1,423,526.64, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 31, 2007.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 86-08
2/26/08**

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.

By: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 50, adopted April 11, 1978, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Electric and Gas service, and Water and Sewer service, and

WHEREAS, this Legislature did by Resolution No. 184, adopted August 14, 1984, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for telephone service, and Landfill Service, and

WHEREAS, said Committee has audited and authorized payments as follows:

JANUARY 2008	
Gas & Electric:	\$40,320.20
Water & Sewer	\$20,948.53
Telephone:	\$21,639.71
Landfill/Rubbish	\$ 369.27
Total:	\$83,277.71

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 87-08
2/26/08 PURCHSVCSJAN**

AUTHORIZING THE CAYUGA COUNTY TREASURER TO CHARGE DEPARTMENTS FOR CENTRAL SERVICES AND PURCHASES FOR THE MONTH OF JANUARY 2008

BY: Hon. David Pappert, Chairman, Ways & Means Committee.

WHEREAS, the Ways & Means Committee approved the payment of all Central Services,

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to credit the revenue account and charge the following departments' .40 Accounts (Contractual Expenditures) in accordance with attached schedules:

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$14,960.43
TOTAL		\$14,960.43

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 88-08
DATE OF MEETING: FEBRUARY 26, 2007

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME**

By: Ann Petrus, Chairman, Health & Human Services Committee
Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, this legislature did by Resolution Number 70, duly adopted on the 20th day of March 1984, authorize the Nursing Home Committee of the County Legislature to audit all claims against the Cayuga County Nursing Home, and

WHEREAS, said Committee has audited and authorized payment in the amount of \$242,012.44 for the month of January 2008, now therefore be it

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Petrus, Schuster, Sincebaugh, Tortorici, Mitchell, Palermo, Lockwood, Axton.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 89-08

seniornutrition

**REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER
FOR OPERATION OF THE SENIOR NUTRITION PROGRAM
IN THE OFFICE FOR THE AGING.**

BY: Ann Petrus, Chair, Health & Human Service Committee
Paul Dudley, Chair, Ways & Means Committee

WHEREAS, The Director of the Office for the Aging presented bills for service providers in regard to operation of the Senior Nutrition Program, to the County Treasurer for payment pursuant to Resolution No. 297, duly adopted on June 21, 1994, which claims total \$10,223.45 covering the period through 1/25/08 and have been paid as set forth on the attached lists; now, therefore, be it

RESOLVED, that the aforesaid claims shall become part and parcel of the full legislative audit for the Office for the Aging.

Signed by Petrus, Schuster, Sincebaugh, Mitchell, Palermo, Lockwood, Axton.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 90-08

2/26/08 thrures

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS &
MEANS COMMITTEE FOR PAYMENT OF THRUWAY TOLLS.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 24-97, adopted January 21, 1997, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Thruway Tolls, and,

WHEREAS, said Committee has audited and authorized payments as follows:

JANUARY 2008 \$ 125.31

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

**RESOLUTION NO. 91-08
2/26/08 CREDIT**

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS &
MEANS COMMITTEE FOR PAYMENT OF CREDIT CARD CHARGES.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 1-99, adopted January 01, 1999, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Credit Card Charges, and,

WHEREAS, said Committee has audited and authorized payments as follows:

JANUARY 2008	
American Express	\$1229.41
Sunoco	\$ 103.55

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Axton, Lockwood, Mitchell, Palermo, Schuster.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 92-08
2/26/08**

**AUTHORIZING PAYMENT OF LEGAL NOTICE FEES
PRIOR TO THE LEGISLATIVE AUDIT.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and

WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

WHEREAS, it would be in the best interest of the County to take advantage of the prompt payment discounts by paying these invoices prior to the legislative audit of claims, therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized to process legal Advertising invoices for payment by the Cayuga County Treasurer prior to the monthly legislative audit, and be it further

RESOLVED, that a monthly report of said payments shall be provided to each legislator on a monthly basis.

JANUARY TOTAL	\$3239.89
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Signed by Axton, Lockwood, Mitchell, Schuster, Tortorici.

Approved by voice vote, all present voting aye, except Palermo abstained.

**RESOLUTION NO. 93-08
(2/22/08) COA-Caph2PAY**

**AUTHORIZING THE COUNTY TREASURER TO
PAY CLAIMS AGAINST VARIOUS CAPITAL "H" PROJECTS.**

BY: MR. MITCHELL, WAYS & MEANS COMMITTEE.

WHEREAS, claims have been received in regard to various Capital "H" Projects previously established by the County; and

WHEREAS, said claims have been reviewed and approved by the interested oversight committees; now, therefore, be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to pay the following claims and charge the same to the appropriate Capital "H" Projects:

1. Project #00-01-C (Implementation of Master Facilities Plan for CCC Auburn, Campus):
 ANNESE & ASSOCIATES, INC.:
 Inv. No. SI-555864 \$680.00
 HMI MECHANICAL SYSTEMS, INC.:
 Application & Certificate for Payment No. 10 dated 1/22/08 \$ 23,170.00
2. Project #06-5 (Modification to the Cayuga County Office Bldg. Heating System):
 J&E ELECTRIC, INC.:
 Application & Certificate for Payment No. 4 dated 1/09/08 \$ 6,650.00
 SIRACUSA MECHANICAL, INC.:
 Application & Certificate for Payment No. 3 dated 1/07/08 \$ 6,935.00
 Application & Certificate for Payment No. 7 dated 1/07/08 \$ 64,528.75
 Application & Certificate for Payment No. dated 1/24/08 \$112,686.62

And be it further

RESOLVED, that the Treasurer make the journal and accounting entries necessary to accomplish the foregoing.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 94-08

2/26/08

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS &
MEANS COMMITTEE FOR PAYMENT OF EQUIPMENT LEASE PAYMENTS.**

BY: Hon. Francis Mitchell, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 76-02, adopted February 26, 2002, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Equipment Leases, and

WHEREAS, said Committee has audited and authorized payment as follows:

January 2008	
Copier Leases and Maintenance:	\$13,486.53
Postage Leases:	\$ 2,655.50
Misc. Leases:	<u>\$ 7,393.00</u>
Total	\$23,535.03

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RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 95-08

2/26/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF PARCEL SERVICE PAYMENTS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 03-03, adopted January 3, 2003, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Parcel Service Payments, and

WHEREAS, said Committee has audited and authorized payment as follows:

JANUARY 2008 \$ 366.19

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 96-08

(02/26/08) RPSapplyforgrant07-08

AUTHORIZING CAYUGA COUNTY OFFICE OF REAL PROPERTY TO DEVELOP A GRANT APPLICATION FOR THE 2007-2008 GRANT CYCLE

BY: Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, the Cayuga County Office of Real Property would like to develop a grant application through the New York State Real Property Tax 2007-08 Centralized Property Tax Administration Program grant; and

WHEREAS, the grant would cover researching the feasibility of Countywide assessing; and

WHEREAS, we would also like to apply for an additional grant to prepare a study to implement a county level data base for tax collection; and

WHEREAS, the grant proposal would not require any funds to be spent from the County budget; therefore; be it

RESOLVED, that the Cayuga County Office of Real Property develop a grant application for the 2007-2008 grant cycle.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 97-08

(February 26, 2008) rptscorrtxrollFeb08rev1

AUTHORIZING CORRECTION OF TAX ERRORS IN SEVERAL TOWNS

BY: Francis Mitchell, Chairperson, Ways & Means Committee.

WHEREAS, petitions for corrections have been received by the Director of Real Property Tax, from the Town Assessors to correct clerical errors or an error in essential fact as specified below, as existed on the 2008 Tax Roll, and;

WHEREAS, The petitions for correction were received too late to make the necessary adjustments before the extension of taxes, and;

WHEREAS, the Director of Real Property Tax Services has reviewed the petitions and found them to be correct; now therefore be it

RESOLVED, that the Director of Real Property Tax Services under Real Property Tax Law 553-554 and 556A be authorized to make the change set forth hereafter; and be it further

RESOLVED, that the County Treasurer is authorized and directed to correct the 2008 County and Town Tax Roll; and be it further

RESOLVED, that a corrected tax statement shall be prepared, or a refund of any overpayment of taxes be made, as is applicable; and be it further

RESOLVED, that the 2007/2008 School Tax Roll shall also be corrected as follows:

Town of Montezuma: Tax Map #'s 85.16-1-46 & 85.16-1-46.-1 An unpaid school in the amount of \$4,936.02 was erroneously placed on the wrong tax map number due to truncation with the computer system. Tax map number 85.16-1-46 assessed to the town of Montezuma should have the unpaid school amount of \$4,936.02 removed from its bill. Tax map number 85.16-1-46.-1 should have an omitted tax in the amount of \$4,936.02 placed on the 2008 assessment roll, to be billed on the 2009 Tax Roll.

Town of Mentz. Tax Map # 86.00-1-1.-1 Owned by Lamar Outdoor Advertising. This parcel should have been deleted on the 2006 Final assessment roll as it pertained to a bill board sign that had been removed in 2005 per New York State DOT. The 2007 County / Town tax bill in the amount of \$3,506.05 should be refunded to Lamar Outdoor Advertising.

Town of Venice. Tax Map # 195.00-1-27.2 Owned by Sunnyside acres. During the split processing of parcel 195.00-1-27 and 195.00-1-29 on the 2007 final roll, two Agricultural Building exemptions in the amounts of 131,100 and 68,500 and a silo exemption in the amount of 428,100 were left off the roll inadvertently. The 2007 final roll should be corrected to reflect these exemptions. The 2008 tax roll should be corrected to reflect these adjustments and a new tax statement should be prepared and any necessary refunds should be issued. The 2007 school tax roll should be adjust and necessary refunds issued also.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 98-08
(02/26/07) RP delete tax liens

RESOLUTION TO DELETE UNENFORCEABLE TAX LIENS

By: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, there is a lien in the Cayuga County Clerk's Office, in the amount of \$359.22 against property located in the Town of Fleming, identified as Tax Map # 135.00-1-7.1-1 and assessed to John Gilbert on the 2003 Tax Roll for said Town; and

WHEREAS, this parcel is a suffix and only pertained to the value of a trailer; and

WHEREAS, this parcel number was removed on the 2004 Tax Roll, when the trailer itself was physically moved, making the lien unenforceable; and also

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WHEREAS, there is a 1999 lien in the Cayuga County Clerk's Office, in the amount of \$1,851.50 against property located in the Town of Throop, identified as Tax Map # 600.00-1-55 and assessed to Port Byron Water Department on the 1999 Tax Roll for said Town; and

WHEREAS, this parcel was removed on the 2000 Tax Roll per the Town Assessor because the assessment pertained to old water lines that were no longer, making this lien also unenforceable; therefore be it

RESOLVED, the liens filed in the Cayuga County Clerk's Office under tax map numbers 135.00-1-71.1-1 and 600.00-1-55 be deleted.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 99-08
FEBRUARY 26, 2008 BOEVOTEMACHINES
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN A CONTRACT FOR THE PURCHASE
OF VOTING MACHINES

BY: Mr. Mitchell, Chair, Ways & Means Committee

WHEREAS, the New York State Board of Elections established February 8, 2008 as the deadline for all counties to choose and place a requisition order for voting machines that are compliant with the HAVA Plan B requirement for the state; and

WHEREAS, the Cayuga County Board of Elections has chosen the ImageCast voting machine manufactured by Sequoia Voting Systems; and

WHEREAS, the subsequent contract will require the signature of the Legislature Chairman; therefore, be it

RESOLVED, that upon receipt of the voting machine contract, the Chairman of the Cayuga County Legislature is hereby authorized to sign said contract.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 100-08
2-26-08 COLgovstateleg
CALLING ON THE GOVERNOR AND STATE LEGISLATURE TO END THE
PRACTICE OF PASSING COSTS FOR STATE PROGRAMS TO COUNTY
GOVERNMENT AND OUR PROPERTY TAXPAYERS

By: Francis Mitchell, Chair Ways & Means Committee

WHEREAS, unfunded state mandates shift the responsibility and the cost of implementing programs from the state to the local level and force localities to cut existing services or raise property and other local taxes to achieve the additional requirements; and

WHEREAS, state government leaders have acknowledged that high property taxes are a problem for residents and businesses in New York State, making the state less attractive and less competitive; and

WHEREAS, the Citizens Budget Commission States that local taxes in New York State are 79% higher than the national average and that state laws result in high local tax burdens; and

WHEREAS, the Tax Foundation, based in Washington D.C., reports that nine of the top ten counties nationwide in median real estate taxes as a percentage of median home value are in New York State; and

WHEREAS, the Governor has formed a bipartisan commission to make recommendations on a package of reforms that gets at the root causes of what is driving taxes so high, including looking at unfounded mandates on both school districts and municipalities, proposals on how to make our tax relief system fairer to the middle class taxpayer, and a proposal for a fair and effective cap to hold the line on school district property taxes, with said commission due to report its findings in June of this year; and

WHEREAS, Cayuga County Legislature recommends that state policy makers should strive to forge a stronger state/local partnership by eliminating unnecessary state requirements, make the state more responsive by requiring state payments of mandates it deems essential and to establish alternative methods for performance and implementation; and

WHEREAS, while awaiting the recommendations of the Governor's commission on ways to reduce the high property taxes in New York State, state policy makers should refrain from making the problem worse by shifting costs from the state's 2008-2009 budget to county budgets and our property taxpayers; now therefore be it

RESOLVED, that the Cayuga County Legislature calls on the Governor and State Legislature to end the practice of passing costs for state programs to county government and our property taxpayers; and be it further

RESOLVED, that the County of Cayuga shall forward copies of this Resolution to Governor Spitzer, the New York State Legislature and all other deemed necessary and proper.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 101-08

2-26-08 COLstatelegoppcostjuvdet

**URGING THE STATE LEGISLATURE TO OPPOSE THE PROPOSED
SHIFT OF 100 PERCENT OF THE COST OF JUVENILE
DETENTION FACILITIES TO COUNTIES**

By: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the County of Cayuga strongly opposes the unprecedented 2008-09 Executive Budget proposal that ends the state/local partnership in funding the costs associated with operating local detention facilities by requiring counties to assume 100 percent of the cost; and

WHEREAS, according to the 2008-09 Executive budget proposal, effective April w, 2008, counties will assume the full cost of youth placed by the Family Court in secure and non-secure detention facilities; and

WHEREAS, currently, the State reimburses counties 50 percent for secure and non-secure detention costs but by shifting the cost completely to counties, the States estimated savings for the initiative is \$35.4 million; and

WHEREAS, the policy rational behind this cost-shift is the State's recommendation that counties find alternative, diversion programs for these youth, such as community-based solutions, however, there is no possibility of diversion or other community-based alternatives for a youth who has been placed in a secure detention facility; and

WHEREAS, this is an example of a break in a state/local partnership, where local property taxpayers will be directly impacted; and

WHEREAS, at the time of this proposal, the State is currently in the process of closing many of their state owned and operated secure detention facilities, which will result in immediate state savings; now therefore be it

RESOLVED, that the County of Cayuga urges the State Legislature to oppose this policy and fiscal shift of 100 percent of the cost of juvenile detention facilities to counties, and to focus on strengthening, not severing, the local/state partnership; and be it further

RESLOVED, that the County of Cayuga shall forward copies of this Resolution to Governor Spitzer, the New York State Legislature and all others deemed necessary and proper.

Signed by Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 102-08

2-26-08 COLstateleghistoricshare

**URGING THE STATE LEGISLATURE TO OPPOSE
THE PROPOSED SHIFT OF THE STATE'S HISTORIC
SHARE OF PUBLIC ASSISTANCE TO COUNTIES**

By: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, The County of Cayuga believes that the 2008-09 Executive Budget has broken a historic, fundamental state/local partnership by proposing to increase the county share of public assistance by two percent, while simultaneously decreasing the state share by two percent.

WHEREAS, this shift in costs sets a policy from the Governor that mandates local property taxpayers increase their taxes for public assistance, while the State saves itself \$40.5 million per year; and

WHEREAS, since 1938, counties and New York State have equally shared in the cost of public assistance at a 50 percent state, 50 percent local split for this program; and

WHEREAS, the 2008-09 Executive Budget proposes to break this historic state/local fiscal partnership by shifting a portion of the State's cost for the Family Assistance and the Safety Net program; and

WHEREAS, the Governor's proposed budget includes another serious impact to counties by implementing a local share for the cost of carving our two -parent families from the federal work participation rates, by removing the local district hold-harmless provision; and

WHEREAS, this carve-out of the two parent families will save the state approximately \$7.5 million per year, but directly, negatively impact count budgets; now there for be it

RESOLVED, that the County of Cayuga opposes any policy or fiscal initiative like this proposed increase in the local share for public assistance and "two-parent carve-out" that changes the fundamental promise Governor Spitzer made to the counties of New York State about ongoing, historic state and local partnerships; and be it further

RESOLVED, that the County of Cayuga shall forward copies of this Resolution to Governor Spitzer, the New York State Legislature and all others deemed necessary and proper.

Signed by Axton, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 103-08

February 26, 2008 nhwirelessbidrev

**AUTHORIZING THE ADMINISTRATOR OF THE NURSING HOME,
THE DIRECTOR OF INFORMATION TECHNOLOGY AND
THE CLERK OF THE CAYUGA COUNTY LEGISLATURE
TO OBTAIN PROPOSALS FOR WIRELESS INTERNET
CAPABILITY FOR CAYUGA COUNTY NURSING HOME**

BY: ANN PETRUS, CHAIRPERSON, HEALTH & HUMAN SERVICES COMMITTEE

WHEREAS, the Cayuga County Nursing Home requires wireless technology in order to proceed with electronic records; and

WHEREAS, the Health and Human Services Committee of this legislature has reviewed and approved the proposal specifications for wireless services; now therefore be it

RESOLVED, that the Administrator of the Nursing Home, the Director Of Information Technology for Cayuga County and the Clerk of the Cayuga County Legislature are authorized to seek proposals for wireless technology at the nursing home.

Signed by Petrus, Schuster, Cuddeback, Sincebaugh.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 104-08

(02/26/08) EMS INSTRUCTOR CONTRACTSrev

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF EMERGENCY SERVICES TO ENTER INTO CONTRACTS
WITH THE EMERGENCY MEDICAL TECHNICIAN COURSE
SPONSORSHIP INSTRUCTORS FOR A PERIOD OF FIVE (5) YEARS.**

By: Ms. Ann Petrus, Chairperson of Health & Human Services Committee
Mr. Francis Mitchell, Chairperson of Ways & Means Committee

WHEREAS, State requirements, concerning Emergency Medical Services training sponsorships, mandate that Emergency Medical Technician course curriculum be taught by New York State Dept. of Health Certified Instructors; and

WHEREAS, for Cayuga County EMS Course Sponsorship to comply with these mandates, it is necessary for the County to enter into Independent Contractor Contracts with each of the certified EMS Instructors for reimbursement of their services; and

WHEREAS, the Director of Emergency Services requires the authority to fill the positions of Cayuga County EMS Instructors; and

WHEREAS, it is necessary for the Cayuga County EMS Course Sponsorship to hire various levels of Instructors to successfully teach the NYS Dept. of Health curriculum as follows:

- 1.) CIC Level (Certified Instructor Coordinator), reimbursement of \$21.50 per hour
 - 2.) CLI Level (Certified Lab Instructor), reimbursement of \$12.50 per hour
 - 3.) PWI Level (Practical Work Instructor), reimbursement of \$9.00 per hour
- Hourly rates approved by Resolution #246-03 on May 28, 2003

WHEREAS, the Cayuga County Emergency Medical Services Budget (4072) contractual lines .0154, .0155, .0156, .0158, .0203, and .0204 total \$39,000.00. Reimbursement expenses to EMS Instructors will not exceed this amount; now therefore be it

RESOLVED, that the Cayuga County Chairman of the Legislature and the Director of Emergency Services be allowed to enter into contracts, from time-to-time, for a period of five (5) years with the Emergency Medical certified State Instructors of the various levels, without returning for legislature authorization unless requesting an hourly rate change.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 105-08
(FEBRUARY 28, 2008) HS UNITY HOUSE CONGREGATE CARE
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH UNITY HOUSE FOR
THE PROVISION OF CONGREGATE CARE**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Human Services Division of Health & Human Services has the need to provide supportive housing arrangements for pregnant and post-partum women who are recovering from chemical dependency and are public assistance eligible; and

WHEREAS, Human Services has successfully contracted with Unity House in the past to provide these services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Unity House for the time period of January 1, 2008 through December 31, 2008 at the State set rate; and be it further

RESOLVED, that the charges for these services be paid out of account #6109.0 of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 106-08
(FEBRUARY 26, 2008) HD PURCHASE CARPETING
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH NEW YORK COMMERCIAL FLOORING, INC.**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the carpeting at the Health Department's offices in the basement level of the Hardenburgh Building located at 8 Dill Street, Auburn, NY, is in such poor condition as to be a safety hazard; and

WHEREAS, it is the desire of the Health Department to replace the carpet (front entrance area, corridor, conference room and stairs); and

WHEREAS, \$10,000 has been budgeted for Capital Improvement in the 2008 Health Department Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with New York Commercial Flooring, Inc. (State Pricing) to replace carpeting in the aforementioned areas in an amount not to exceed \$10,000; and be it further

RESOLVED, that the expense for this carpeting be charged to accounts #4010.2 and #4012.2 of the 2008 Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 107-08
(FEBRUARY 26, 2008) HD MELFI CONTRACT
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
SERVICE CONTRACT WITH KELLY MELFI, OTR TO PROVIDE
OCCUPATIONAL THERAPY SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Services Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there exists in the Certified Home Health Agency (CHHA) a need to provide occupational therapy services; and

WHEREAS, the Department at this time relies solely on independent contracts for their services; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Kelly Melfi to provide the needed services for the period of February 1, 2008 through January 31, 2010 at the following rates:

Occupational Therapy:	
Initial Visit	\$63.17
Repeat Visit	\$59.75
Orient, Training, Inservice	\$20.00/hr.

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And be it further

RESOLVED, that the charges for these services be paid out of account #4012.400, line item # .220 of the Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 108-08
(FEBRUARY 26, 2008) HS DAY CARE CENTERS
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
CONTRACTS FOR DAY CARE SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Human Services Division of Health & Human Services is required to provide day care services for eligible county residents; and

WHEREAS, these services are reimbursed by the Federal Day Care Block Grant;

NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into contracts with the following agencies:

Neighborhood House of Auburn NY, Inc.

Early Childhood Center

Cayuga Community College Pre-School Child Care

YMCA/YWEIU

Cayuga Onondaga BOCES Day Care Center

Erie Canal Kids, Inc.

To be renewed annually at a rate up to the fair market rate for Cayuga County as determined periodically by the New York State Office of Children and Family Services; and be it further

RESOLVED, that the charges for these services be paid out of account #6055.4 of the 2007 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 109-08
(FEBRUARY 26, 2008) HD COONEY PHYSICAL THERAPY
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH MICHELLE COONEY, PHYSICAL THERAPIST**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there exists in the Certified Home Health Agency (CHHA) a need to provide physical therapy services; and

WHEREAS, the Health Department relies in part on obtaining these services through professional contractors; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Michelle Cooney to provide physical therapy services for the CHHA for the period January 1, 2008 through December 31, 2009 at the following rates:

<u>Physical Therapy Services</u>	<u>2008 Rates</u>	<u>2009 Rates</u>
Initial Visit	\$61.20	\$62.42
Repeat Visit	\$55.08	\$56.18
Orientation	\$25.00/hr.	\$25.00/hr.

RESOLVED, that the charges for these services be paid out of account #4012.400, line item #.127 from the Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 110-08

**(FEBRUARY 26, 2008) HD SIBLEY NURSING PERSONNEL SERVICE
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH SIBLEY NURSING PERSONNEL SERVICE, INC.**

BY: Ann Petrus, Chairman Health & Human Services Committee
Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, there exists in the Certified Home Health Agency (CHHA) of the County Health Department a need to provide RN, LPN and Home Health Aide services;
and

WHEREAS, at times the CHHA does not have sufficient staff to meet the fluctuating needs of the agency and must rely on contracting with licensed home care agencies;
and

WHEREAS, funds have been budgeted in the 2008 budget in account 4012.410.000 Home Health Aides and account 4012.400.130 Nurses/Contracts; and

WHEREAS, this contract will only be used in those circumstances when administration determines that there is insufficient clinical coverage; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract effective January 1, 2008 through December 31, 2008 with Sibley Nursing Personnel Service, Inc. to provide the following services at the following rates:

<u>Rates</u>	<u>Weekday Rate</u>	<u>Weekend Rate</u>
RN	\$41.00/hr.	\$43.00/ hr.
LPN	\$31.50/hr.	\$33.00/hr.
Home Health Aide	\$19.00/hr.	\$21.50/hr.

Holidays are paid at the rate of 1½ times the bill rate for the following holidays: New Years Day, New Years Eve, Memorial Day, July 4th, Labor Day, Thanksgiving Day, Christmas Eve, and Christmas day.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 111-08
(FEBRUARY 26, 2008) HD SIBLEY NURSING HHA SCHEDULER
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT WITH SIBLEY NURSING PERSONNEL SERVICE, INC. FOR
HOME HEALTHAIDE SCHEDULING SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Certified Home Health Agency employs directly 7 full-time home health aides, 5 part-time home health aides as well as contracts with a number of Licensed Home Care Agencies to ensure access to sufficient aide services to meet patient demand; and

WHEREAS, the Department has successfully contracted with Sibley Nursing Personnel Services, Inc. to coordinate and assign home health aide services; and

WHEREAS, the Department desires to continue this contract; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services continue to contract with Sibley Nursing Personnel Services, Inc. for the period January 1, 2008 through December 31, 2008 at a cost of \$28,964; and be it further

RESOLVED, that the charges for these services be paid out of account #4012.400.059 of the 2008 Health Department Budget; and be it also

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 112-08
(FEBRUARY 26, 2008) HS TLC MEDICAL TRANSPORT
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT FOR THE PROVISION OF NON-EMERGENCY MEDICAL
TRANSPORTATION SERVICES FOR THE HUMAN SERVICES DIVISION OF
THE HEALTH & HUMAN SERVICES DEPARTMENT WITH
TLC MEDICAL TRANSPORT SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Human Services Division of Health & Human Services is required to provide non-emergency medical transportation services for those clients who are eligible for such services; and

WHEREAS, it is necessary for the Department to contract for these services as follows:

TLC Medical Transport Services:

Wheel-Chair Cab:

8 AM to 5PM – Monday through Friday (excluding holidays):

a) \$27.50 Basic Rate (One-Way Charge)

- b) \$1.50 Mileage – per mile charge after first mile (one way) charged from the city line to destination
- c) \$12.00 – Drug Stop
5 PM to 7:00 AM - daily, weekends and holidays:
 - a) \$36.00 basic one-way charge within the city limits
 - b) \$1.50 Mileage – per mile charge after first mile (one way) charged from the city line to destination
- Medi-Car (Escort Service):
 - a) \$9.95 basic one-way charge within the city limits (no extra charge for mileage within the city limits)
 - b) \$.75 – Mileage -per mile charge outside the city limits (for trips picked up and dropped off outside the city limits, mileage is charged from the city line to destination)
- Stretcher – Basic:
 - a) \$55.00 – base rate (one-way charge)
 - b) \$1.50 – Mileage – per mile charge outside the city limits (for trips picked-up and dropped off outside the city limits, mileage is charged from the city line to destination)
- Stretcher – Bariatric (for patients 300+ lbs.):
 - a) \$185 – Base Rate (one-way charge)
 - b) \$1.50 – Mileage – per mile charge outside the city limits (for trips picked up and dropped off outside the city limits, mileage is charged from the city line to destination)

NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into contracts with the above listed agencies for provision of medical transportation services for the period January 1, 2008 to December 31, 2008; and be it further

RESOLVED, that payment for these services will be made from Account #6101.0 of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 113-08
(FEBRUARY 26, 2008) HS NURSING AND PERSONAL CARE
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
CONTRACTS WITH A NUMBER OF LICENSED HOME CARE AGENCIES
(LHCA) FOR THE PROVISION OF PRIVATE DUTY NURSING SERVICES
AND PERSONAL CARE SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Human Services Division of Health & Human Services is required to establish a contract rate and ensure that adequate resources exist in the community to support the provision of personal care services and/or private duty nursing services to Medicaid eligible individuals in need of these services; and

WHEREAS, the Department has developed contracts with a number of agencies approved to provide such services in Cayuga County; and

WHEREAS, these providers will bill directly to MMIS the approved state-set rates, and payment will be made directly to the provider by Medicaid; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into contracts with the following agencies, and renew contracts annually at their established "state-set" rates for personal care services and private duty nursing rates as established in the private duty nursing contracts:

<u>Provider</u>	<u>Service</u>
Sibely	Private Duty Nursing
StafKings	Private Duty Nursing and Personal Care
Cayuga Health Assoc	Personal Care Services
Gentiva	Personal Care Services
Home Care of Cortland	Personal Care Services
Northbrook Heights	Personal Care Services
Seneca/Cayuga ARC, Inc	Consumer Directed Personal Care

RESOLVED, that payment for these services be made out of Account #6100.4 of the Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 114-08

DATE: 02/26/08 OFA CONTRACTS FEB08REV

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF THE OFFICE FOR THE AGING TO SIGN CONTRACTS WITH VARIOUS SUBCONTRACTORS.

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, appropriations were approved in the County budget for the year 2008 for various subcontractors (Line #6772.400.118A) for the Cayuga County Office for the Aging, in return for which these subcontractors agree to perform certain services for the benefit of Senior Citizens of Cayuga County; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of the County Office for the Aging are hereby authorized and directed to enter into contracts with the subcontractors listed below:

EISEP(Expanded In Home Services for the Elderly)	*Total of EISEP Services
STAFKINGS HEALTHCARE SYSTEMS, INC.	not to exceed \$198,000
CAYUGA HEALTH ASSOCIATION, INC.	
NORTHBROOK HEIGHTS ASSISTED LIVING CENTER	
CSE (Community Services for the Elderly)	
BOYLE SENIOR CENTER, INC.	\$6,000
TRANSPORTATION PROJECT, INC.	\$18,500
CSI (Congregate Services Initiative)	
TRANSPORTATION PROJECT, INC.	\$6,000

AAA (Area Agency on Aging Transportation Funds)
TRANSPORTATION PROJECT, INC. \$10,000

and be it further

RESOLVED, that the Office for the Aging is authorized and directed to enter into contracts with the above referenced subcontractors for the period of April 1, 2008 through March 31, 2008, in an amount not to exceed the above referenced sums.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 115-08

**(FEBRUARY 26, 2008) HS CAYUGA/SENECA RESIDENTIAL DVS
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO RENEW THE
CONTRACT WITH CAYUGA/SENECA COMMUNITY ACTION AGENCY, INC.
FOR THE PROVISION OF RESIDENTIAL DOMESTIC VIOLENCE SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health & Human Services Department is required to provide residential domestic violence services to the people of Cayuga County; and

WHEREAS, Cayuga County Health & Human Services Department has successfully contracted in the past with Cayuga/Seneca Community Action Agency, Inc. for the provision of these services; and

WHEREAS, the NYS Department of Social Services has established the residential per diem rate at \$71.91; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the contract with Cayuga/Seneca Community Action Agency, Inc. to provide residential domestic violence services for the period 1/1/08 through 12/31/08 at a per diem rate of \$71.91; and be it further

RESOLVED, that payment of these services be paid out of account 6109.0 of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 116-08

**(FEB. 26, 2008) HS CAYUGA/SENECA NON-RESIDENTIAL DVS
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO RENEW THE
CONTRACT WITH CAYUGA/SENECA COMMUNITY ACTION AGENCY, INC.
FOR THE PROVISION OF NON-RESIDENTIAL DOMESTIC
VIOLENCE SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health & Human Services Department is required to provide non-residential domestic violence services to the people of Cayuga County; and

WHEREAS, Cayuga County Health & Human Services Department has successfully contracted in the past with Cayuga/Seneca Community Action Agency, Inc. for the provision of these services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the contract with Cayuga/Seneca Community Action, Inc. to provide non-residential domestic violence services for the period 1/1/08 through 12/31/08 at a cost of \$81,960; and be it further

RESOLVED, that payment for these services be made out of account 6070.4, line 0190, of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 117-08

**(FEB. 26, 2008) HS SHERIFF'S TRANSPORTATION & SECURITY 2008
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO RENEW THE
CONTRACT WITH THE CAYUGA COUNTY SHERIFF'S DEPARTMENT TO
PROVIDE SECURITY AND TRANSPORTATION SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there exists in the Health & Human Services Department a need to provide building security and transportation services for youth to and from detention facilities; and

WHEREAS, Health & Human Services has successfully contracted in the past with the Cayuga County Sheriff's Department to provide these services; and

WHEREAS, these costs are eligible for 75% reimbursement for the Department; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the contract with the Cayuga County Sheriff's Department for the provision of the above mentioned services for the period 1/1/08 to 12/31/08; and, be it further

RESOLVED, that payment for these services be paid out of account 6010.4, line 0118, of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 118-08

**(FEBRUARY 26, 2008) HS HUNTINGTON CONTRACT
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO RENEW
A CONTRACT WITH HUNTINGTON FAMILY CENTER, INC.**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Fran Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Department of Health & Human Services is responsible to appropriately program for children placed in foster care and/or preventive services; and

WHEREAS, Huntington offers a specialized program; and

WHEREAS, the Department of Health & Human Services has successfully contracted with Huntington Family Center, Inc., in the past to provide out patient clinical assessment and services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Huntington Family Center, Inc. for the period of 1/1/08 to 12/31/08 at the following monthly rates:

Assessment	\$800
Individual Group & Family	\$625
Individual & Family	\$525
Individual & Group	\$500
Individual	\$400

and be it further

RESOLVED, that the payment of these services be made out of account #6119 of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 119-08

(FEBRUARY 26, 2008) HS STIPULATION OF AGREEMENT

AUTHORIZING THE COUNTY MANAGER, THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO SIGN A "STIPULATION OF AGREEMENT" WITH AN EMPLOYEE OF THE COUNTY DEPARTMENT OF HEALTH & HUMAN SERVICES AND CSEA

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, a "Stipulation of Agreement" has been drawn up by the County of Cayuga in the matter of the employment relationship between the County of Cayuga, the Cayuga County Department of Health and Human Services (hereinafter referred to as the Employer") and an Employee of the Cayuga County Department of Health & Human Services and the Cayuga County Unit of the Cayuga Local 806, Civil Service Employees' Association, Inc., Local 1000, AFSCME, AFL-CIO (hereinafter referred to as "CSEA"); NOW, THEREFORE, BE IT

RESOLVED, that the Legislature of the County of Cayuga hereby approves the "Stipulation of Agreement" and authorizes and directs the County Manager, the Chairman of the Legislature and the Director of Health and Human Services to sign the aforementioned "Stipulation of Agreement" with the "Employee" of the Cayuga County Department of Health and Human Services and the CSEA.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 120-08
FEBRUARY 26, 2008 NHAUTHSHOWERBID
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO
ENTER INTO AN AGREEMENT FOR REPAIR OF THE SHOWERS ROOMS AT
THE CAYUGA COUNTY NURSING HOME.**

BY: Ann Petrus, Health and Human Service
Francis Mitchell, Ways and Means

WHEREAS, the Cayuga County Nursing Home requires repairs of both shower rooms at the Nursing Home, and

WHEREAS, a capital fund has been established that includes the repair of the shower rooms; and

WHEREAS, proposals have been received from Welch Construction (\$29,718.50), Bouley Construction (\$36,260.00), and Marchuska Brothers Construction (\$29,935.00); now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to enter into an agreement with Welch Construction to repair the shower rooms for \$29,718.50 (Twenty-nine thousand seven hundred eighteen dollars and fifty cents).

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 121-08
(FEBRUARY 26, 2008) HS FILL CASEWORKER CPS
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO FILL A CASEWORKER VACANCY IN THE CHILD
PROTECTIVE UNIT OF HUMAN SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is a caseworker vacancy in the Child Protective Unit of Human Services due to a resignation effective February 29, 2008; and

WHEREAS, this work is mandated by the State and reimbursed at 75% state and federal; and

WHEREAS, sufficient funding exists in the Human Services Department's 2008 budget to support this position; NOW, THEREFORE BE IT

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill the vacated Caseworker position in the Child Protective Unit, and any fill behind that may occur, in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 122-08
(FEBRUARY 26, 2008) HD FILL PT RN AT CHHA
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO FILL ONE PART-TIME RN VACANCY AT THE HOME
CARE AGENCY DUE TO RESIGNATION**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Fran Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is a Part-Time RN vacancy at the CHHA due to a resignation effective December 28, 2007; and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, this position is funded in the Health Department's 2008 Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to fill the Part-Time RN vacancy in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 123-08
(FEBRUARY 26, 2008) HD TEMPORARY FILL HHA CHHA
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO
TEMPORARILY FILL A HOME HEALTH AIDE AT CHHA**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is a Full time Home Health Aide vacancy at the CHHA due to a Leave of Absence effective January 28, 2008; and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, sufficient funding exists in the Health Department's Budget to support this fill;

RESOLVED, that the Director of Health & Human Services be authorized to temporarily fill a Home Health Aide vacancy and any fill behinds that may occur in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 124-08
(FEBRUARY 26, 2008) HD FILL PT PHN OR PT RN AT CHS
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO FILL
ONE PART-TIME PHN OR PART-TIME RN VACANCY AT CHS**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Fran Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is a Part-Time PHN vacancy at Community Health Services (CHS) due to resignation effective February 1, 2008; and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, this position is funded in the Health Department's 2008 Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to fill the Part-Time PHN vacancy in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission and any fill behind that may occur; and be it further

RESOLVED, that if the Department is unable to recruit a candidate for this Part-Time PHN position due to the Bachelor Degree requirement, the Department be able to fill an existing Part-Time RN position in its place and any fill behind that may occur.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 125-08

(FEBRUARY 26, 2008) HS CREATE/FILL PT CASAC

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO CREATE AND FILL A PART-TIME CASAC (CREDENTIALLED ALCOHOL AND SUBSTANCE ABUSE COUNSELOR) IN THE TANF UNIT OF HUMAN SERVICES

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, in 2007, the Human Services Department entered into a contract with a CASAC to provide services for the Department related to TANF cases in need of, or receiving, alcohol and substance abuse services; and

WHEREAS, after evaluation of the work performed, the Department feels it more appropriate to convert this contract to a part-time employee; and

WHEREAS, funds have been budgeted in the 2008 Human Services Budget to accomplish this; and

WHEREAS, the Cayuga County Civil Service Commission has reviewed the New Position Duties Statement submitted for this position, and has classified it as a Part-Time CASAC; NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Legislature create, in the TANF Unit of Human Services, a Part-Time CASAC position set at an hourly rate of \$20.50 in Part II of the Cayuga County Compensation Plan, Non-Bargaining Employees; and be it further

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill the newly created Part-Time CASAC position in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 126-08
DATE: 02/26/08 OFANEWSLETTERBIDFEB08
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO AWARD
THE BID FOR THE PRINTING OF THE CAYUGA COUNTY OFFICE
FOR THE AGING SENIOR CITIZEN QUARTERLY NEWSLETTER.

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and
 Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, the Cayuga County Office for the Aging publishes a quarterly newsletter for the benefit of 10,000 Senior Citizen residents of Cayuga County; and

WHEREAS, funds have been received from the New York State Office for the Aging to continue this publication; and

WHEREAS, the three bids that were received were as follows:

		<u>24pp</u>
Action Printwear	color on front, back and center pages	\$1656.66
Warners, NY	final folding	N/C
	Total	\$1656.66
Wayuga Community Newspapers	color on front, back and center pages	\$1351.34
Red Creek, NY	final folding	356.82
	Total	\$1708.16
The Scotsman Press, Inc.	color on front, back and center pages	\$1399.79
Syracuse, NY	final folding	400.00
	Total	\$1799.79

Now, therefore, be it

RESOLVED, that the bid for the printing of the OFA newsletter be awarded to the lowest bidder, Action Printwear, Warners, NY for the period of January 1, 2009 through December 31, 2009.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 127-08
(02/26/08) FIRE/EMS PROTECTIVE CLOTHING
AUTHORIZING THE DIRECTOR OF EMERGENCY SERVICES TO
PURCHASE NATIONAL FIRE PROTECTION AGENCY (NFPA) APPROVED
PROTECTIVE CLOTHING FOR THE CAYUGA COUNTY DEPUTY
DIRECTOR OF EMS AND THE FIVE (5) DEPUTY COORDINATORS FOR
FIRE/EMERGENCY MEDICAL SERVICES (EMS).

BY: Ms. Ann Petrus, Chairperson of Health & Human Services Committee
 Mr. Francis Mitchell, Chairperson of Ways & Means Committee

WHEREAS, Cayuga County Deputy Director of EMS and five (5) Deputy Coordinators for Fire/Emergency Medical Services respond to emergencies including large scale fires, hazardous material incidents, accident scenes and mass casualty incidents; and

WHEREAS, this emergency response requires NFPA approved protective clothing (outer coat and pant) per National Fire Protection Agency Standards, #1951, #1971, #1991; in addition to United States Department of Labor, Occupational Safety and

Health Administration, OSHA requirement 29 CFR #1910.132 and OSHA requirement 29 CFR #1926.28: and

WHEREAS, the Cayuga County Emergency Medical Services' 2008 Budget #3640.2 has included \$6,000. for the purchase of the necessary protective clothing items required for the six (6) emergency responders; and

WHEREAS, the best pricing and quality for this purchase is from Tyler Fire Equipment LLC, in the amount of \$5,970.00, per NYS Contract pricing; now therefore be it

RESOLVED, that the Director of Emergency Services, Brian Dahl, is hereby authorized to purchase NFPA approved protective clothing for the Cayuga County Deputy Director of EMS and the five (5) Deputy Coordinators for Fire/EMS from Tyler Fire Equipment LLC for the amount of \$5,970.00, and be it further

RESOLVED, that the Cayuga County Treasurer be and is hereby authorized and directed to make the necessary journal and accounting entries to accomplish the same. Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 128-08

(2/26/08) COMSMOKINGPOLICY2008REV2

PROHIBITING SMOKING WITHIN 35 FEET ALL COUNTY BUILDINGS

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

WHEREAS, there is a State Law which prohibits tobacco products in all public buildings; and

WHEREAS, the County has received numerous complaints from the public and its employees with individuals smoking at or near entrances into County Buildings; and

WHEREAS, the Cayuga County Legislature wants the egress and ingress areas of all County Buildings to be free from tobacco; now, therefore be it

RESOLVED, that the County Legislature does hereby prohibit smoking from 35 feet from all County Public Buildings; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized and directed to place signs near all exists and entrances into all County Public Buildings which state that "Smoking is prohibited within 35 feet from the building"

Legislator Chapman, I'm ok with the resolution, but it would be nice to provide some incentive in the future for healthier employees.

Legislator Tortorici, where is the line in front of the building, it's a public sidewalk, there will be butts all over.

Signed by Palermo, Mitchell, Fearon, Petrus.

Approved by voice vote, all present voting aye, except voting No, Palermo and Tortorici.

RESOLUTION NO. 129-08

(02-26-08) DMV CASHIER-REV1

AUTHORIZES CAYUGA COUNTY CLERK TO FILL PART TIME MOTOR VEHICLE CASHIER.

BY: MR. CHRISTOPHER PALERMO, Chairman, Government Operations Committee
MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there is a Part Time Motor Vehicle Cashier position vacancy in the Motor Vehicle Bureau and this part time position provides essential services to the County; and

WHEREAS, it is mandatory that the position be filled on a permanent basis from the certified candidates on the civil service eligible list established by the Cayuga County Civil Service Commission on 1/12/05; and

WHEREAS, the funding for the Part Time Motor Vehicle Cashier position has been appropriated in the 2008 Motor Vehicle Bureau salary account in the amount of \$16,332; Now, be it therefore

RESOLVED, that Cayuga County Clerk Susan Dwyer and Motor Vehicle Supervisor Marlyn Salato be authorized to fill the position of Part Time Motor Vehicle Cashier, with only fringe benefits mandated by statute; and be it further

RESOLVED, that the position be paid in accordance to the Cayuga County Compensation Plan, Part II for Non-Bargaining Employees, for the title of Motor Vehicle Cashier at a rate not to exceed \$17.89 per hour; and be it further

RESOLVED, that this part-time position be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Petrus, Chapman, Fearon, Mitchell, Sincebaugh, Schuster, Lockwood, Axton, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 130-08

2.26.08 COACREATEFILLPAGALEGAL08REV-2

AUTHORIZATION TO CREATE AND FILL A FULL-TIME PARALEGAL POSITION IN THE COUNTY ATTORNEY'S OFFICE AND ABOLISH A PART-TIME SENIOR TYPIST POSITION.

BY: Hon. Francis Mitchell, Chairperson, Government Operations Committee

Hon. Paul Dudley, Chairperson, Ways and Means Committee

WHEREAS, the workflow within the County Attorney's Office constitutes the need for full time Paralegal support to accomplish the mission of the department; and

WHEREAS, the funding to support the full time position is available in the County Attorney's Salary and Fringe Accounts with the remainder available in the Contingent Account; and

WHEREAS, with the transfer of funding the position could be created and filled effective 3/3/08 to help minimize the overflow of work; now, be it therefore

RESOLVED, that one position of Paralegal be hereby created effective 3/3/08 within the County Attorney's Office; and be it further

RESOLVED, that the rate of pay be established as a non-bargaining grade 10 as in the District Attorney's Office and be placed as a line in the Cayuga County Compensation Plan, Part II under the County Attorney's Office

Grade	Inc	Prob	1 st	2 nd	3 rd	4 th	
10		259	31355	31705	32613	33544	34502

;and be it further

RESOLVED, that the County Attorney be hereby authorized and directed to fill the new position in accordance to Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

RESOLVED, that position of Sr. Typist PT be hereby abolished upon the filling of the new Paralegal position; and be it further

RESOLVED, that the following funding be transferred from A1990, Contingent Account to accommodate the additional expense in 2008:

Tuesday, February 26, 2008

97

From: A1990: \$ 26,538
To: A1420.1 \$ 14,849
A1420.8 \$ 11,689 see attached (FICA, Health, Dental, Ret); and be it further

RESOLVED, that the County Treasurer be hereby authorized and directed to make any journal and accounting entries to accomplish the intent of this resolution.
Signed by Mitchell, Palermo, Chapman, Petrus, Fearon, Sincebaugh, Axton, Lockwood, Schuster.

Approved by voice vote, all present voting aye, except Tortorici voting No.

**RESOLUTION NO. 131-08
(02/26/08) COLfundBOE(HAVA)**

**AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO REQUEST FUNDING FROM CONGRESSMEN JAMES WALSH,
MICHAEL ARCURI, SENATORS MICHAEL NOZZOLIO AND DAVID
VALESKY, ASSEMBLYMEN, GARY FINCH, BRIAN KOLB AND ROBERT
OAKS, FOR BOARD OF ELECTIONS (HAVA) ADDED COSTS OF TRAINING
PERSONNEL, STORAGE AND MAINTENANCE OF VOTING MACHINES**

BY: Hon. Christopher Palermo, Chair, Government Operations

WHEREAS, compliance with the HAVA (Help America Vote Act) has imposed additional financial burdens upon Cayuga County; necessitating additional hiring of personnel, training, storage of voting machines and ongoing maintenance, and

WHEREAS, it is the right to vote in an educated and efficient manner for all citizens; now therefore be it

RESOLVED, that the Chairman of the Legislature be hereby authorized to construct and convey a request for any and all funding which may be available to assist the County of Cayuga in the training, storage and ongoing maintenance of the new voting machines which are required by law; and be it further

RESOLVED, that a certified copy of this resolution be sent to Congressman, James Walsh, Michael Arcuri, Senators Michael Nozzolio and David Valesky Assemblymen, Gary Finch, Brian Kolb, Robert Oaks.

Signed by Palermo, Mitchell, Petrus, Fearon.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 132-08
February 26, 2008 PB_planningPDR2008_res1
ACCEPTING NYS AG AND MARKETS PURCHASE
OF DEVELOPMENT RIGHTS FUNDS**

Hon. Daniel Schuster, Chair, Planning & Economic Development Committee

Hon. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the New York State department Agriculture and Markets (Ag & Markets) offers a program known as the Purchase of Development Rights program (PDR) intended to preserve important farm lands throughout New York State; and

WHEREAS, through the program, Ag & Markets reviews applications prepared by farmers and submitted on their behalf by counties and awards funds to the most effective proposals for counties to pass through to the farms to be preserved; and

WHEREAS, the County Planning and Economic Development Department and Agriculture and Farmland Protection Board submitted an application on behalf of the Wilde Farm in the Town of Springport and the Allen Farm in the Town of Scipio; and

WHEREAS, the Wilde Farm has qualified for \$760,672 in Ag & Markets PDR funds and the Allen Farm has qualified for \$1,506,066 in Ag & Markets PDR funds; now, therefore, be it

RESOLVED, that the Cayuga County Legislature hereby authorizes the Chairman of the Cayuga County Legislature to sign such documents as may be needed to accept these funds and process the receipt and distribution of the funds; and be it further

RESOLVED, that the Cayuga County Treasurer establish such accounts and make such journal entries as may be needed to receive and expend these funds and the Cayuga County Planning and Economic Development Department is to administer the project. Signed by Schuster, Axton, Fearon, Mahunik, Palermo, Tortorici, Mitchell, Lockwood, Petrus.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 133-08

2/26/08 PB-CREATEPROMTITLES-08_REV2

AUTHORIZATION TO FUND AND FILL THE POSITION OF PLANNER DUE TO A RESIGNATION OF A PROBATIONARY SENIOR PLANNER

Mr. Daniel Schuster, Chairman, Planning & Economic Development

Mr. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, a resignation was received from a Senior Planner (position control #6584) that was recently promoted to the new Senior Planner position; and

WHEREAS, the Planner position (position control #4937) formerly held by the promoted Senior Planner was abolished by resolution number 65-08; and

WHEREAS, there is a vacant, unfunded position of Planner (position control #2359) that could be utilized to hire an entry-level Planner candidate to fill the position vacated by the Senior Planner; NOW, be it therefore

RESOLVED, that the position of Planner (Position Control #2359) be hereby funded within the Planning Department utilizing funds from the new Senior Planner position (#6584 but in budget at #4937); and be it further

RESOLVED, that the position of Senior Planner be hereby vacated and unfunded until such time as the legislature by resolution determines otherwise; and be it further

RESOLVED, that the Director of Planning be hereby authorized to fill newly funded position of Planner (2359) at 2008 CSEA Grade 23, First Step at an annual salary of \$44,029.00; and be it further

RESOLVED, that the appointment be in accordance to Civil Service Rules and Regulations, CSEA Contract Language, and the Policies of the County of Cayuga.

Signed by Schuster, Axton, Palermo, Tortorici, Mitchell, Lockwood, Petrus.

Approved by voice vote, all present voting aye.

Amended by Legislator Cuddeback, add to last Whereas; and any expenses incurred by Cayuga County in relation to this project. Amendment approved by voice vote, all present voting aye.

RESOLUTION NO. 134-08
2.26.08 HWYHATIINTERMUNICIPAL
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH
THE TOWN OF MENTZ FOR THE PROVISION OF
ADMINISTRATIVE SERVICES

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution No. 483 -07 authorized the Cayuga County Legislature to transfer the funding from the High Bridge Road Bridge in the Town of Montezuma to the Haiti Island Bridge located in the Towns of Conquest and Mentz; and

WHEREAS, the Town of Mentz has requested the administrative assistance of the Cayuga County Highway Department to assist the Town in the local administered design process of the Haiti Island Bridge project; and

WHEREAS, the rates to be charged to the Town of Mentz will include the salary, fringes and overtime of the positions of Highway Superintendent and Data Entry *and any expenses accrued by Cayuga County in relation to this project.* now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to enter into an Inter-municipal Agreement with the Town of Mentz for the local administered design process of the Haiti Island Bridge project.

Signed by Axton, Chapman, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 135-08
Date: 2/26/08 BLDS re-bid FIREPROOFING
AUTHORIZING THE CLERK OF THE CAYUGA COUNTY LEGISLATURE AND
THE SUPERINTENDENT OF BUILDINGS AND GROUNDS TO
ADVERTISE FOR RE-BIDS FOR REPLACEMENT FIREPROOFING IN THE
CAYUGA COUNTY OFFICE BUILDING

By: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, The County has been working correcting the life safety issues in the Cayuga County Office Building; and

WHEREAS, Resolution 234-07 authorized the removal of asbestos containing fireproofing in various rooms in the Cayuga County Office Building; and

WHEREAS, there is concern that details in the specification were not complete, that spray on fireproofing would not cover all area that were abated; and

WHEREAS, The Public Works Committee rejected all bids received for the replacement of fireproofing in the County Office Building; now therefore be it

RESOLVED, That the specification include the application of fire proofing by hand were spray will not be sufficient; and let it be further

RESOLVED, that the Clerk of the Cayuga County Legislature and the Superintendent of Buildings and Grounds are hereby authorized and directed to advertise for sealed bids for the replacement of fireproofing in the rooms that were abated, To implement the intent of this resolution.

Signed by Axton, Chapman, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 136-08
2/26/2008 PURHANDICAPBOE

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL
ENGINEERING SERVICES FOR THE HANDICAPPED ASSESIBILITY TO THE
CAYUGA COUNTY ELECTION BOARD WITH MICHAEL J. PALMIERI**

BY: David Axton, Public Works
Francis Mitchell, Ways and Means

WHEREAS, the Cayuga County Election Board requires an engineering firm to render Professional services in connection with a handicap ramp, paving, and replacement of the concrete slab, and

WHEREAS, Three quotes were received for Professional Engineering services for this project, and

WHEREAS, the quotes include:

Project Design, generation of bid ready construction documents, assistance with bidding process, and construction administration.

Quotes were as follows:

Michael J Palmieri, Architect,	Carr Building, Auburn	\$ 1,760.00
C&S Engineers	Syracuse	\$ 2,750.00
Beardsley Design Assoc.,	South St., Auburn	\$17,000.00

WHEREAS, Michael J. Palmieri, Architect has proposed to complete the work for \$1,760, and

WHEREAS, \$1,900 was encumbered from the 2007 budget Account A1450.400.407, now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature are authorized to enter into an agreement with Michael J. Palmieri, for the engineering services.

Signed by Axton, Chapman, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 137-08
02/26/08 BLDGS PSB TEMP CONTROL SEREV
**AUTHORIZATION TO ENTER INTO AN ASSURED MAINTENANCE
AGREEMENT FOR THE PUBLIC SAFETY BUILDING
TEMPERATURE CONTROL SYSTEM**

By: Hon. David R. Axton, Chairman, Public Works Committee
Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, the Johnson Controls Metasys system is a intricate piece of equipment for the Public Safety Building HVAC System; and

WHEREAS, the County does not have an employee that is trained or certified to work on this system; and

WHEREAS, it would not be cost effective for the county to train an employee to perform this service; and

WHEREAS, that Account No. 3150-400-045-A has sufficient funds for this agreement; now therefore be it

RESOLVED, that the Chairman of the County Legislature is hereby authorized and directed to enter into a Maintenance Agreement with Upstate Temperature Control, Inc for service on the controls portion of the HVAC system, at the cost of \$10,300.00 and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Chapman, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 138-08
FEBRUARY 26, 2008 HWYD&A CONTRACT
AUTHORIZATION TO ENTER INTO A CONTRACT FOR
DOT SUBSTANCE ABUSE TESTING SERVICES

By: Dave Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, Federally mandated by law, individuals with a Commercial Drivers License must be drug and alcohol tested; and

WHEREAS, Energetix, the company that formerly performed these services on an OGS contract has not been approved to piggyback these services to municipalities; and

WHEREAS, under law, the County must maintain a testing program in place or risk being fined by FMCSA; and

WHEREAS, Energetix, Advance and Hogan Drug and Alcohol Testing provided quotes for these services, and Hogan Drug and Alcohol Testing was the lowest quote received and is a local firm from Cayuga County; now therefore be it

RESOLVED, to approve the Highway Superintendent and the Chairman to enter into a contract with Hogan Drug and Alcohol Testing to provide drug and alcohol testing to County employees with a Commercial Drivers License.

Signed by Axton, Chapman, Cuddeback, Lockwood, Murphy, Mitchell, Sincebaugh, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 139-08
(2/26/08) P&T Bids Restaurant 2 08
AUTHORIZING THE CLERK OF THE CAYUGA COUNTY LEGISLATURE TO
ADVERTISE AND RECEIVE REQUEST FOR PROPOSALS FOR
THE OPERATION OF THE EMERSON PARK PAVILION

By: By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, there are days that the Emerson Park Pavilion is not rented; and

WHEREAS, the Parks and Trails Department, The Parks Commission and the Public Works Committee agree it would be in the best interest of the County and the public if the facility could be rented on those days; and

WHEREAS, arrangement for the facility that has been used for the last three years has not proved to be a successful venture for the operator of the facility, and

WHEREAS, the Parks Commission and the Public Works Committee desire to explore if an arrangement could be reached that could be successful for both parties, now therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to advertise for interested parties to submit proposals for the use of the facility, and be it further

RESOLVED, such proposals will then be considered by, The Park Maintenance Supervisor, the County Attorney, the Parks Commission, and be it further

RESOLVED, that proposals deemed to have merit will be submitted for approval by the Public Works Committee, the New York State Office of Parks Recreation and Historic Preservation and ultimately the Cayuga County Legislature.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 140-08

(2/26/08) P&T COMMISSION TERMS

AMENDING RESOLUTION NO. 71-97 OF 1997, RESOLUTION NO. 218-98 OF 1998 AND RESOLUTION NO. 177-99 OF 1999, TO MAKE A CHANGE TO THE TERM OF APPOINTMENTS TO THE CAYUGA COUNTY PARKS AND TRAILS COMMISSION

By: By: David R. Axton, Chairperson, Public Works

WHEREAS, Resolution No. 71-97 of 1997, Resolution No. 218-98 of 1998 and Resolution No. 177-99 of 1999 all pertain to the establishment of the Cayuga County Parks and Trails Commission and the setting of terms for its members; and

WHEREAS, the Public Works Committee has determined that terms of appointments to the Cayuga County Parks and Trails Commission should be for a period of 3 years commencing January 1st and expiring December 31st and that they should be staggered so that no more than three members terms expire in any given year, and

WHEREAS, the Public Works Committee has determined that in the event of a vacancy during said appointed 3 year term, the term of the appointed to fill said vacancy will be for the remainder of the 3 year term; and

WHEREAS, this is the case with other Legislative appointed boards; and

WHEREAS, it is appropriate for this resolution to apply to members appointed during the January 2008 meeting and any future appointments; now therefore be it

RESOLVED, that the terms of the Cayuga County Parks Commission shall be as follows:

Fleming Rep.- appointed 1-22-08	term to expire 12/31/10
Owasco Rep.- to be appointed 7/22/08	term to expire 12/31/10
Auburn Rep.- appointed 1-22-08	term to expire 12/31/10
Northern Cayuga County Rep.- appointed 1-22-08	term to expire 12/31/09
Southern Cayuga County Rep.- appointed 1-22-08	term to expire 12/31/09

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County Legislator- Peter Tortorici to be appointed 2/26/08	term in office
Member at Large Rep.- to be appointed 1/31/09	term to expire 12/31/11
Sterling Representative- appointed 1-22-08	term to expire 12/31/09
Park Maintenance Supervisor-Gary Duckett	term of employment

And be it further

RESOLVED, that except as specifically amended herein, said resolutions shall remain in effect in all other respects.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 141-08

(2/26/08) P&TRSVP AGREEMENT 2 08

ALLOWING THE CHAIRMAN TO SIGN THE ATTACHED MEMORANDUM OF UNDERSTANDING WITH RSVP (RETIRED SENIOR VOLUNTEER PROGRAM) TO ALLOW VOLUNTEERS TO WORK WITHIN THE CAYUGA COUNTY PARKS AND TRAILS DEPARTMENT

By: By: David R. Axton, Chairperson, Public Works

WHEREAS, the Cayuga County Parks and Trails Department has many tasks that need to be accomplished especially during the busy summer season; and

WHEREAS, the Retired Senior Volunteer Program (RSVP) has volunteers who are willing to assist with the completion of some of these tasks; and

WHEREAS, any work performed by the volunteers would be at no cost to the County; and

WHEREAS, the sponsor of the program (The Corporation for National and Community Service) requires RSVP to have an agreement with all agencies with whom they place volunteers; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign the attached Memorandum of Understanding to allow volunteers to work within the Cayuga County Parks and Trails Department.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 142-08

**DATE: FEBRUARY 26, 2008 HWYSUMMERWORKLST
AUTHORIZATION TO APPROVE SUMMER ROAD WORK LIST**

By: David Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the County is responsible for the maintenance of 516 miles of road; and

WHEREAS, money was budgeted in the 2008 highway budget in account no. 5110.4 to maintain the roads by surface treating, the most cost effective means to maintain the road surface; and

WHEREAS, CHIPs funds were budgeted in the 2008 highway budget in account no. 5113.4 for paving and recycling of pavements; and

WHEREAS, the attached list of road work is less than the actual needed to maintain overall pavement condition at previous levels but is the best mix to try to slow the downward trend of the overall pavement condition of the county road network; now therefore be it

RESOLVED, that the attached list of roads to be worked on in the 2008 summer construction season is hereby approved; and be it further

RESOLVED, the County Highway Superintendent is authorize to make adjustments to the list to meet changing conditions and changes in the cost of materials.

2008 SURFACE TREATMENT

Length	Units	Route	Pavement Area	Units	Towns	From	To	Pvmt
2.29	mi	SPOOK WOODS 132	24,182.40	sqyds	CONQUEST	EMERSON	SLAYTON	18
3.38	mi	ATWATER 32	35,692.80	sqyds	GENOA	RT 34B	COUNTY LINE	18
0.82	mi	ATWATER 32	8,659.20	sqyds	GENOA	LAKE RD	RT 34B	18
2.12	mi	GOODRICH HILL 160	22,387.20	sqyds	LOCKE	RT 90	WEST HILL	18
1.81	mi	HARRIS HILL 54B	19,113.60	sqyds	LOCKE	RT 38	TOLL GATE	18
0.7	mi	BEACH 143A	8,213.33	sqyds	THROOP	MONTEZUMA LINE	TURNPIKE	20
2	mi	BEACH 143	18,779.33	sqyds	MONTEZUMA	MC DONALD	THROOP LINE	16
4.27	mi	OAK HILL 65A	50,101.33	sqyds	MORAVIA	VILLAGE	NILES	20
2.93	mi	OAK HILL 65B	34,378.67	sqyds	NILES	NILES	MORAVIA	20
1.7	mi	DAVIS 88	17,952.00	sqyds	SPRINGPORT	NUMBER 1	RT 326	18
2.65	mi	NO.1 Rd 76B-1	27,984.00	sqyds	SPRINGPORT	VILL LINE	SPRING-FLEM LINE	18
0.12	mi	NUMBER 1 76A	1,267.20	sqyds	FLEMING	SPRINGPORT LINE	RIDGE	18
1.73	mi	TRUESDALE 77	18,268.80	sqyds	SPRINGPORT	NUMBER 1	GREAT GULLY	18
0.98	mi	LOCKWOOD 90	10,348.80	sqyds	SPRINGPORT	LOCKWOOD	RT 326	18
0.39	mi	FITZPATRICK 90	4,576.00	sqyds	SPRINGPORT	LOCKWOOD	SPRING-FLEM LINE	20
27.89	mi	Total Area	301,898.67	sqyds				
		Estimated Cost	\$	347,183.47				

Length	Units	Route	Pavement	Units	Town	From	To	width
4.62	mi	Lake Como	54,208.00	sqyds	SumHill	Rt. 90	Semp.	20
0.68	mi	Lake Como	7,978.67	sqyds	Semp.	SumHill	Dresserville	20
1.77	mi	Turnpike	24,921.60	sqyds	Throop	Sennett	School St	24
2.68	mi	Turnpike	37,734.40	sqyds	Sennett	Throop	Rt. 5	24
1.6	mi	Dunning south	20,650.67	sqyds	Fleming	Willowbrook	Skillet	22
0.78	mi	Clark St. Rd.	12,812.80	sqyds	Aurelius	Auburn	Rt 5&20	28
12.13	mi		158,306.13	sqyds				

Estimate \$ 277,035.73

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.
 Approved by voice vote, all present voting aye.

RESOLUTION NO. 143-08**2/26/08 BLDS CORRECTING ACCOUNTS RESO 234-07****AUTHORIZING TO CORRECT ACCOUNTS IN RESOLUTION 243-07**

By: Hon. David R. Axton, Chairman, Public Works Committee
 Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution 695-06 established Capital "H" project No. 06-5 heating system renovation of the County Office Building which included the abatement of materials; and

WHEREAS, Resolution 234-7 expanded this abatement to other areas in the County Office Building to address health and safety issues; and

WHEREAS, the correct accounts were not used in Resolution 234-07; now therefore let it be,

RESOLVED, that account 1620.410.012 be reduced by \$193,004.00 stated in Resolution 234-07 and transferred into Account 9950.00.000-A, Then \$193,004.00 from 9950.00.000-A transferred to the Capital Project account; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 144-08**(2/26/08) P&TSEASONALHELP 2 08****AUTHORIZING THE HIRING OF SEASONAL STAFF FOR THE PARKS & TRAILS DEPARTMENT FOR THE 2008 SEASON**

By: By: David R. Axton, Chairperson, Public Work
 Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, it is necessary to hire additional seasonal staff at Emerson Park, West Barrier Bar, Sterling Nature Center, Owasco Flats and the County Trails to accomplish the increased workload preparing for and during the summer season; and

WHEREAS, it is anticipated that in order to accomplish this extra work up to thirty-two (32) full-time equivalent seasonal positions will be needed, which will include:

Nine (9) Laborers, four (4) Lifeguards, two (2) Head Lifeguards, four (4) Maintenance Crew Leaders, six (6) Park Security Guards, one (1) Supervising Park Security Guard, three (3) Building Maintenance Mechanics, two (2) Museum Aide and one (1) Museum Assistant as recommended by the Committee or as otherwise provided by law; now, therefore, be it

Resolved, that the Park Maintenance Supervisor is hereby authorized to hire up to thirty-two (32) full time equivalent seasonal positions as stated above, to be paid as follows:

Laborers	\$7.15/hr.
Lifeguards	\$8.25/hr.
Head Lifeguards	\$9.00/hr.
Maintenance Crew Leaders	\$8.50/hr.

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Park Security Guards	\$9.50/hr.
Supervising Park Security Guard	\$13.00/hr.
Building Maintenance Mechanic	\$10.50/hr.
Museum Aide	\$7.75/hr.
Museum Assistant	\$8.50/hr.

and be it further

RESOLVED, that the funding for the above-stated positions shall be paid from appropriated funds in the 2008 Parks & Trails Department Budget Accounts as follows:

Emerson Park Salaries # 7110.100.000-A - \$95,774.00

Ag Museum Salaries #7110.000.000-A - \$5,020.00

For a total budgeted amount of \$100,794.

Legislator Lockwood, anyone driving a County car should be tested.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 145-08

**DATE: 2/26/08 BLDS ABOLISH CARP CREATE BUILD MAINT SUPER
AUTHORIZATION TO ABOLISH THE CARPENTER POSITION AND
CREATE A BUILDING MAINTANENCE SUPERVISOR WITHIN
THE BUILDINGS AND GROUNDS DEPARTMENT**

By: Hon. David Axton, Chairman Public Works Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Superintendent of Buildings and Grounds has evaluated the staffing within the Building & Grounds Department; and

WHEREAS, the position of Building Maintenance Supervisor would be of value to the county in overseeing the maintenance in the downtown building complexes; and

WHEREAS, the funding is adequate within the current 2008 budget as the new hire salary for the Building Maintenance Supervisor is less than a Carpenter's present budgeted salary of \$45,214; NOW, THEREFORE BE IT

RESOLVED, that the position of Building Maintenance Supervisor be hereby created within the Buildings and Grounds Department to assist with the oversight of the downtown complexes; and be it further

RESOLVED, that to accommodate the duties of the to the position, the title of Building Maintenance Supervisor be compensated at the rate of \$43,638 per year pursuant to Part IV of the Cayuga County Compensation Plan for administrative titles for 2008; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds be hereby authorized to fill the newly created position of Building Maintenance Supervisor in accordance with civil service rules and regulations and the policies of the County of Cayuga; and be it further

RESOLVED, that the position of Carpenter be hereby abolished in the Buildings and Grounds Department; and be it further

RESOLVED, that the County Treasurer be hereby directed and authorized to make the appropriate journal entries to carry out the intent of this resolution.

Legislator Cuddeback, will we hiring people to work for the person?

Blds. & Ground Supervisor, Mike Pawlenko, No.

Legislator Axton, will this help catch up on the work load?

Blds. & Ground Supervisor, Mike Pawlenko, Yes.

Legislator Tortorici, I find it difficult to support this, leave in the but don't fill it now, I won't support it.

Legislator Palermo, I will support.

Legislator Chapman, \$1,500 less than what position was?

Blds. & Ground Supervisor, Mike Pawlenko, Yes.

Legislator Schuster, are there projects on hold?

Blds. & Ground Supervisor, Mike Pawlenko, Yes, it will help get projects done.

Legislator Tortorici, there are many people in that dept., can we pull more people from other places?

Blds. & Ground Supervisor, Mike Pawlenko, not really.

Legislator Fearon, in house is cheaper, not all maintenance workers some are cleaners.

Legislator Petrus, 9 buildings, 23 people, they don't all do the same job.

Legislator Lockwood, motion to table, defeated by voice vote, in favor Tortorici, Palermo, Lockwood, opposed Mitchell, Axton, Petrus, Schuster, Murphy, Sincebaugh, Mahunik, Cuddeback, Chapman, Fearon.

Legislator Lockwood, I call the Question.

Legislator Tortorici, Motion to change from full time to Part-Time position.

Legislator Tortorici, I withdraw the Motion.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye, except Tortorici voting No.

RESOLUTION NO. 146-08
2/26/08 BLDS COB HVAC CHANGE ORDERS 4REV
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN 4 CHANGE ORDERS FOR COUNTY OFFICE
BUILDING HEATING PROJECT

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Cayuga County has adopted Resolution Number 695-06 that set up Capital "H" Project No. 06-5 for the Heating modification to the Cayuga County Office building heating system; and

WHEREAS, with any project there are change orders to take care of unforeseen issues or missed items with in the project; and

WHEREAS, The following is a list of change orders

M-011	Substantial completion date change from 12/01/07 to 03/01/08	\$0.00
P-004	Substantial completion date change from 12/01/07 to 03/01/08	\$0.00

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E-002	Substantial completion date change from 12/01/07 to 03/01/08	\$0.00
M-012	Labor and Materials to add 14 valves and flanges	<u>\$4,846.00</u>
	Total	\$4,846.00
Total cost change of orders		\$4,846.00

WHEREAS, The total cost for the 4 change orders is \$4,846.00, there is sufficient money in the change order fund set up for this project to cover the cost of these change orders; now therefore be it

RESOLVED, that the Chairman of Cayuga County is hereby authorized to sign the change orders, and be it further

RESOLVED, that the funds for these change orders not to exceed \$4,846.00 will come from the change order fund set up in Capital "H" Project No. 06-5 project, and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 147-08

DATE: FEBRUARY 26, 2008 WTS PURWINWAMPROGRAMS

AUTHORIZING THE CLERK OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF WEIGHTS AND MEASURES TO PURCHASE WinWam SOFTWARE, INTERFACE CABLE, AND LASER SCANNER TO DO PACKAGE CHECKING AND PRICE ACCURACY CHECKING.

By: Mr. David Axton, Chairman, Public Works Committee

Mr. Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, It was budgeted in the 2008 budget to purchase these programs and the associated hardware: and

WHEREAS, These programs will improve the number of checks for accuracy that can be done: and

WHEREAS, The accuracy of these checks will be improved do to computer generated calculations: and

WHEREAS, There are funds in the Account No. 6610.200.000-A planned for this purpose: now therefore be it

RESOLVED, the Clerk of the Legislature and the Director of Weights and Measures are authorized to purchase the WinWam programs for Package Checking and for Price Verification, and the associated equipment: and be it further

RESOLVED, that the cost of this equipment and programs will not exceed \$2,905. Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 148-08
DATE: FEBRUARY 26, 2008 HWYPLOWPURREV
AUTHORIZING THE PURCHASE OF THREE DUMP TRUCKS
WITH SNOW PLOW EQUIPMENT

By: Dave Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, in the 2008 Highway Department budget, funds were budgeted for the replacement of 2 tandem axle and one single axle dump truck at a cost of \$410,000 in Account DM 5130.200; and

WHEREAS, the vehicles being replaced are 13, 12 and 11 years old and the trucks are of the age and condition that they require more extensive maintenance and downtime which hinders the operation of the department; and

WHEREAS, the County can purchase the dump box and plow equipment from State bid thereby eliminating the need and cost of bidding; and

WHEREAS, these trucks are critical components of the Highway Department for snow removal operations in the winter and are used the rest of the year for road maintenance and paving; and

WHEREAS, in the past, bids for the outfitted trucks have been the same or above what comparable equipment would have been if the State Bid had been used; now therefore be it

RESOLVED, the Highway Superintendent is authorized to purchase 3 dump trucks with plow equipment off of the State bid utilizing the appropriated and budgeted funds in account DM 5130.200; and be it further

RESOLVED, that the cost of 2 tandem axle trucks and one single axle with a dump box and plow equipment will not exceed \$410,000; and be it further;

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries necessary to carry out the intent of this resolution.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 149-08
(02-26-2008) J&PS-AcceptHomelandSecurityGrant
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE AND THE DIRECTOR OF EMERGENCY SERVICES TO
ACCEPT A NEW YORK STATE HOMELAND SECURITY GRANT TO
RECEIVE TRAINING IN CHEMICAL, BIOLOGICAL, RADIOLOGICAL,
NUCLEAR, EVENTS & WEAPONS OF MASS DESTRUCTION (CBRNE/
WMD), EQUIPMENT NEEDED FOR CBRNE / WMD RESPONSE AND
ENHANCE CAPABILITIES TO RESPOND TO CBRNE / WMD EVENTS.

BY: MR. LOCKWOOD, Chairman, Judicial & Public Safety Committee, and
 MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, the Director of Emergency Services applied for and Cayuga County was granted a \$133,000 State Homeland Security Grant to receive training in Chemical, Biological, Radiological, Nuclear Events (CBRNE/WMD), equipment needed for CBRNE / WMD response and enhance capabilities to respond to CBRNE / WMD events; and

WHEREAS, the funds from this Grant will be utilized to provide backfill of first responders while on training activities; and

WHEREAS, the funds from this Grant will be utilized to provide appropriate equipment for Inventory of assets and CBRNE / WMD Mass Decontamination Sheltering; and

WHEREAS, the funds from this Grant will be utilized to provide appropriate equipment for a Compressed Breathing Air System for first responders to CBRNE / WMD; and

WHEREAS, the funds from this Grant will be utilized to provide appropriate equipment for upgrade to video surveillance to current Security system at CCOB; and

WHEREAS, the funds from this Grant will be utilized to provide enhanced response capabilities to respond to CBRNE / WMD events with mobile command and communications; now therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept the said Grant and to sign any and all documents necessary for acceptance of the Grant; and be it further

RESOLVED, that the Chairman of the Legislature and the Director of Emergency Services are authorized to advertise for bids for Equipment not listed on NYS OGS Contract; and be it further

RESOLVED, upon bid completion of any bidding process be authorized to enter into all contracts necessary for the purchase of Equipment, and be it also

RESOLVED, that the Director of Emergency Management be authorized to enter into contracts with vendors in order to accomplish the goals of this grant without further legislative action; and be it further

RESOLVED, that the Cayuga County Treasurer's Office is hereby authorized and directed to create and amend the Emergency Management Department's 2008 budget in the following manner:

Revenue Account # 4304.000.000A....FED AID Homeland Security \$133,000.
Expense Account # 3640.440.000A... FED AID Homeland Security \$133,000.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici, Chapman, Cuddeback, Fearon, Mahunik.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 150-08

2/25/08 SHR-NYSSA traffic grantrev

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ACCEPT A
GRANT FROM THE NEW YORK STATE SHERIFFS' ASSOCIATION'S
SHERIFFS' COOPERATIVE TRAFFIC SAFETY INITIATIVE**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, monies were awarded from the New York State Sheriffs' Association's *Sheriffs' Cooperative Traffic Safety Initiative Grant* for the Cayuga County STEP (Selective Traffic Enforcement Program); and

WHEREAS, the New York State Sheriffs' Association's *Sheriffs' Cooperative Traffic Safety Initiative Grant* would aide in identifying traffic safety problems in the Cayuga County Jurisdiction and to develop and implement various countermeasures, with emphasis on selective enforcement; and

WHEREAS, the New York State Sheriffs' Association's, *Sheriffs' Cooperative Traffic Safety Initiative Grant*, would provide funding for supplemental traffic enforcement, educational activities, related training, and in some instances, equipment for the Cayuga County STEP; and

WHEREAS, the Cayuga County Sheriff's Department qualified for the Grant in the amount of \$12,000.00; and

WHEREAS, the County will share no cost for this program; now therefore be it

RESOLVED, that the Chairman of the Legislature be authorized to sign the necessary documentation to accept the New York State Sheriffs' Association's *Sheriffs' Cooperative Traffic Safety Initiative Grant*; and be it further

RESOLVED, the Sheriff's 2008 Operating Budget, Revenue Account Line 3327 (Traffic Enforcement Activities) needs to increased in the amount of \$12,000.00, and be it further

RESOLVED, that the Salary Line 3110.1 (Road Patrol Overtime) be increased in the amount of the Grant (\$12,000.00), and be it further

RESOLVED, that the Cayuga County Treasurer is authorized to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Petrus, Palermo, Axton, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 151-08

2/19/08 SHR-CEDAP GRANT REV

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ACCEPT A GRANT FROM THE COMMERCIAL EQUIPMENT DIRECT ASSISTANCE PROGRAM (CEDAP) FOR THE CAYUGA COUNTY SHERIFF'S DEPARTMENT ROAD PATROL.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Sheriff's Deputies Road Patrol Division qualified for a grant awarded from CEDAP on behalf of the Dept. of Homeland Security (DHS) and the Federal Emergency Management Agency (FEMA); and

WHEREAS, the Sheriff's Dept. will receive, under this grant, a TacSight SE35 Advanced Thermal Imager, valued at \$13,450.00, that provides an identifiable and reliable heat picture through the display of relative differences in temperatures; as well as training to use the equipment, contractual services and other costs to educate; and

WHEREAS, the County will incur no cost for this program; now therefore be it

RESOLVED, that the County accept the equipment, training and other provisions of the grant and that the Chairman of the Legislature be authorized to sign the necessary documentation to accept the CEDAP Grant; and be it further

RESOLVED, that the Cayuga County Treasurer is authorized to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Petrus, Palermo, Axton, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 152-08
2/26/08 911Tmobilecontract
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN A
CONTRACT WITH T-MOBILE USA, INC. FOR POINT-TO-POINT
FIXED SERVICE.

BY: Mr. Raymond Lockwood, Chairperson, Judicial and Public Safety Committee
Mr. Fran Mitchell, Chairperson, Ways & Means Committee

WHEREAS, T-Mobile has purchased, through auction, frequencies within 2110 to 2155 MHz range that were previously occupied by Cayuga County; and

WHEREAS, T-Mobile has determined that their system may cause interference with one of the microwave paths of Cayuga County's existing microwave radio system; and

WHEREAS, T-Mobile has agreed to pay Cayuga County the Total Compensation to design and implement a replacement path as indicated in the contract; and

WHEREAS, Cayuga County has agreed to the terms of the agreement and has agreed to vacate the licenses in the affected paths; and has also agreed to accept monies as reimbursement for the project allowing Cayuga County to have full determination of equipment purchased; and

WHEREAS, the project is due to be completed by September 30, 2008 with the total compensation for the project being \$180,442.60; and

WHEREAS, there is monies in Cayuga County's contingency fund account number A-1990.000 to initially fund the project; now therefore be it

RESOLVED, that any reimbursement monies received from T-Mobile, USA Inc. will immediately be deposited back into Contingency Fund account number A-1990.000 and will be done so no later than September 30, 2008; and be it further

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the contract with T-Mobile USA for the replacement microwave system link in the amount of \$180,442.60; and be it further

RESOLVED, that the Cayuga County Treasurer make all the necessary journal and accounting entries to accomplish the foregoing.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Petrus, Palermo, Axton, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 153-08
2/26/08 E911POWERPHONEWORKSHOP
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO A
CONTRACT WITH POWERPHONE TO CONDUCT A 9-1-1 LIABILITY
WORKSHOP AND SIGN THE CONTRACT FOR THE SAME.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Fran Mitchell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County E-911 Administrator has determined that it would be advantageous for its employees to attend a 9-1-1 Liability workshop

WHEREAS, Power Phone is able and willing to provide said services at a cost of \$189 per student; and

WHEREAS, two (2) sessions have been scheduled (4/11/08 and 9/19/08) giving each student an 8 hour course; and

WHEREAS, the Cayuga County E-911 Center has opened these training sessions up to other 911 Centers to help reduce training costs and will make every attempt to do so; and

WHEREAS, there is money in the E 911 Communications System Budget Account number 3020.400.135-A, specifically for this purpose; now, therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized and directed to sign an agreement with Power Phone to provide (2) workshops in April and September as stated above at a cost not to exceed \$4500.00; and be it further

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

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Petrus, Palermo, Axton, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 154-08

**(2/26/08) COA-LLRESIDENCYREQFORSHF'SDEPSORCORRS
OFFS-FIX(REV1)**

**FIXING DAY AND NOTICE OF A PUBLIC HEARING ON A PROPOSED
LOCAL LAW AUTHORIZING CAYUGA COUNTY DEPUTY SHERIFFS OR
CORRECTIONS OFFICERS TO RESIDE IN CAYUGA COUNTY
OR ANY ADJOINING COUNTY IN NEW YORK STATE.**

BY: MR. LOCKWOOD, Chairman, Judicial & Public Safety Committee.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on February 26, 2008, a proposed Local Law entitled:

"A LOCAL LAW AUTHORIZING CAYUGA COUNTY DEPUTY
SHERIFFS DEPUTIES OR CORRECTIONS OFFICERS TO RESIDE IN
CAYUGA COUNTY OR ANY ADJOINING COUNTY IN NEW YORK STATE.

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning said Local Law before the Cayuga County Legislature on March 25, 2008 at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy.

RESOLUTION NO. 155-08

(FEBRUARY 26, 2008) DA-ADA SALARIESREV2

**ADJUSTING THE VARIOUS RESPONSIBILITIES FOR THE ASSISTANT
DISTRICT ATTORNEY POSITIONS IN THE DA'S OFFICE AND
AUTHORIZING SALARY ADJUSTMENTS AMONG THE ASSISTANT
DISTRICT ATTORNEYS TO REFLECT EXPERIENCE, CASELOAD AND AS
SIGNMENTS (NO INCREASE IN BUDGET OR COUNTY SHARE)**

BY: Raymond E. Lockwood, Chairman, Judicial & Public Safety, and
Francis Mitchell, Chairman, Ways and Means

WHEREAS, by Resolution No. 832-07, District Attorney Jon E. Budelmann received legislative approval on December 18, 2007 to fill the vacancy of the Chief Assistant District Attorney position and also backfill any positions created by upward promotion from within the department effective January 1, 2008; and

WHEREAS, by Resolution No. 156-08, District Attorney Jon E. Budelmann has also received legislative approval on February 26, 2008 to fill a vacancy in his office as a result of the resignation of an Assistant District Attorney; and

WHEREAS, after several months of interviewing candidates the District Attorney has filled the vacancies; and

WHEREAS, in order to accurately reflect legal/prosecutorial experience, caseload, job responsibilities, oversight, and court assignments, and in order to retain the experienced prosecutors in the office, the District Attorney has deemed it necessary to adjust the 2008 salaries for various ADA positions; and

WHEREAS, the District Attorney proposes to reduce the current base salary of certain ADA positions and increase others, and reduce and increase the Job 2 salaries of the ADA positions; and

WHEREAS, the District Attorney proposes to reduce the current base salary of the Chief ADA position in Part IV of the 2008 Cayuga County Compensation Plan from \$85,000 to \$80,000 (Position #001785-SYS) and further reduce the 2008 Job 2 salary of the same position from \$10,771 to \$6,400 (Position #004891-SYS); and

WHEREAS, the District Attorney proposes to allocate \$9,371 of the savings from the reductions of the above Chief ADA salary and Job 2 salary to three current Assistant District Attorneys positions; and

WHEREAS, the District Attorney proposes to reduce the current base salary of the ADA position in Part IV of the 2008 Cayuga County Compensation Plan from \$65,714 to \$60,000 (Position #001795-SYS) and further reduce the 2008 Job 2 salary of the same position from \$4,832 to \$4,800 (Position #004895-SYS), and

WHEREAS, the District Attorney proposes to allocate the \$5,746 savings from the reductions of the above ADA salary and Job 2 salary to other Assistant District Attorneys; and

WHEREAS, the District Attorney proposes to reduce the current base salary of the ADA position in Part IV of the 2008 Cayuga County Compensation Plan from \$59,026 to \$47,000 (Position #005202-SYS) and further reduce the 2008 Job 2 salary of the same position from \$4,088 to \$3,760 (Position #005252-SYS); and

WHEREAS, the District Attorney proposes to allocate \$12,354 savings from the reductions of the above ADA salary and Job 2 salary to the other Assistant District Attorneys; and

WHEREAS, the District Attorney proposes to make the part-time STOP DWI ADA into a full-time position and move same position from Part II of the 2008 Cayuga County Compensation Plan to Part IV of the 2008 Cayuga County Compensation Plan; and

WHEREAS, the District Attorney proposes to increase the 2008 base salary of the STOPDWI ADA in Part II of the 2008 Cayuga County Compensation Plan from \$39,948 to \$55,000 (Position #001797-SYS) and further increase the 2008 Job 2 salary of the same position from \$3,367 to \$6,792 (Position #004892-SYS); and

WHEREAS, the Legislature is desirous about retaining experienced prosecutors and making certain the salaries within the District Attorney's Office accurately reflect legal/prosecutorial experience, caseload, job responsibilities, oversight, and court assignments, and in order to retain the experienced prosecutors in the office; and

WHEREAS, the proposed allocations do *not* raise the District Attorney's 2008 budget or county share therein; now therefore, be it

RESOLVED, that the 2008 base salary of the full-time Chief ADA position in Part IV of the 2008 Cayuga County Compensation Plan is decreased from \$85,000 to \$80,000 (Position #001785-SYS) and the 2008 Job 2 salary of the same position is decreased from \$10,771 to \$6,400 (Position #004891-SYS); and it is further

RESOLVED, that the 2008 base salary of the full-time ADA position in Part IV of the 2008 Cayuga County Compensation Plan is increased from \$61,744 to \$65,000 (Position # 003095-SYS) and the 2008 Job 2 salary of the same position is increased from \$4,463 to \$5,200 (Position # 004896-SYS); and it is further

RESOLVED, that the 2008 base salary of the full-time VAW ADA position in Part IV of the 2008 Cayuga County Compensation Plan is increased from \$46,243 to \$49,948 (Position #001784-SYS) and the 2008 Job 2 salary of the same position is increased from \$3,426 to \$3,995 (Position #004894-SYS); and it is further

RESOLVED, that the part-time DWI ADA position in Part II of the 2008 Cayuga County Compensation Plan is hereby made into a full-time position and moved to Part IV of the 2008 Cayuga County Compensation Plan and that the 2008 base salary of the part-time STOP DWI ADA is increased from \$39,948 to \$55,000 (Part IV of the 2008 Cayuga County Compensation Plan - base salary of a full-time STOP DWI ADA) (Position #001797-SYS) and the 2008 Job 2 salary of the same position is increased from \$3,367 to \$6,792 (Position #004892-SYS); and it is further

RESOLVED, that the 2008 base salary of the full-time ADA position in Part IV of the 2008 Cayuga County Compensation Plan is decreased from \$65,714 to \$60,000 (Position #001795-SYS) and the 2008 Job 2 salary of the same position is decreased from \$4,832 to \$4,800 (Position #004895-SYS); and it is further

RESOLVED, that the 2008 base salary of the full-time ADA position in Part IV of the 2008 Cayuga County Compensation Plan is decreased from \$59,026 to \$47,000 (Position #005202-SYS) and the 2008 Job 2 salary of the same position is decreased from \$4,088 to \$3,760 (Position #005252-SYS); and it is further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the necessary journal and accounting entries to accomplish the foregoing; and it is 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 that Parts II and IV of the 2008 Cayuga County Compensation Plan (updated 1/24/08) are amended to reflect the adjustments herein.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Petrus, Palermo, Axton, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 156-08

(February 26, 2008) DA.vacancyada

**AUTHORIZING THE DISTRICT ATTORNEY TO FILL VACANCY
IN THE DISTRICT ATTORNEY'S OFFICE**

BY: Raymond Lockwood, Chairman, Judicial & Public Safety; and
Francis Mitchell, Chairman, Ways and Means

WHEREAS, District Attorney Jon E. Budelmann will have a vacancy in an Assistant District Attorney position in the District Attorney's office effective February 25, 2008 as a result of the resignation of a full-time Assistant District Attorney effective February 15, 2008; and

Tuesday, February 26, 2008

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WHEREAS, the full-time Assistant District Attorney position is a critical position in the District Attorney's office responsible for prosecutorial duties; 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 be hereby authorized to fill this vacancy; 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.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Petrus, Palermo, Axton, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 157-08

2/26/08 SHR-Bid for Showers

**AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO AWARD BID TO
BARBER WELDING TO FABRICATE AND REPAIR SHOWERS
AT CAYUGA COUNTY JAIL.**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Sheriff requested bids to fabricate and repair the showers at the Cayuga County Jail; and

WHEREAS, three bids were received:

Barber Welding at \$27,976.00
White Welding at \$32,414.00
Liberty Radiator and Welding at \$34,300.00; and

WHEREAS, there is money earmarked for this project in the Sheriff's 2008 Custody Operating Budget 3150.200.000 which was previously authorized on January 22, 2008 by Resolution 79-08; and

RESOLVED, that the above bid be awarded to Barber Welding of Weedsport, NY to fabricate and repair the showers at the Cayuga County Jail.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Petrus, Palermo, Axton, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 158-08

2.26.08 COALNDCLAIMEISrev

**CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE IS AUTHORIZED
AND DIRECTED TO REQUEST HARRIS BEACH, PLLC, PREPARE AND
SUBMIT COMMENT TO BUREAU OF INDIAN AFFAIRS ON ITS TRUST
RECOMMENDATIONS FOR THE ONEIDA INDIAN NATION**

By: Hon. Ray Lockwood

Hon. George Fearon

Hon. David Axton

WHEREAS, the Bureau of Indian Affairs has recommended to the Department of

the Interior that 13,086 acres be taken into federal trust for the Oneida Indian Nation in the counties of Madison and Oneida, and

WHEREAS, this acreage is spread in non-contiguous clusters throughout the towns of these two counties in complete disregard for the U. S. Supreme Court's Sherrill decision noting that such a "checkerboard" would have "disruptive practical consequences," and

WHEREAS, Madison and Oneida counties have established that any attempt by the Department of the Interior to create sovereign Indian trust lands in New York violates the letter and spirit of the Indian Reorganization Act and supporting regulations, and

WHEREAS, the taking of any land into trust for the Oneidas in Madison and Oneida counties has serious implications for similar action on behalf of the Cayuga Indian Nation in Cayuga and Seneca Counties, be it therefore

RESOLVED, that the Cayuga County Legislature authorizes and directs its attorneys at Harris Beach, PLLC, to prepare and submit comment objecting to the preferred alternative of the Bureau of Indian Affairs in the Final Environmental Impact Statement for the Oneida Indian Nation as outlined in the Federal Register February 22, 2008.

Legislator Fearon, need a quick response on this, we need to protect our interest.

Legislator Lockwood, Onieda County has asked for the highest sales tax, relevy went to 5%, increase in property taxes has devastating to Madison County.

Signed by Lockwood, Fearon, Axton.

Approved by voice vote, all present voting aye.

Motion by Legislator Chapman to go into executive session re: personnel issue, 7:58PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to come out of executive session at 8:58PM, 2nd by Cuddeback, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to adjourn at 8:59PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to approve minutes 4-22-08, all in favor.

**MINUTES
SPECIAL MEETING OF THE
MONDAY, MARCH 17TH, 2008, 6:00 PM
160 GENESEE ST., 6TH FLOOR, CHAMBERS**

MEETING CALLED TO ORDER: By Chairman Roger Mills

ROLL CALL: By Mary Jones, Clerk of the Legislature, all Legislators present, except Palermo excused and District #15 Vacant, also present Steve Johnson, Stella Chronis, Ray Bazzari, Karen Killips, Linda Albrecht, Jim Orman, Dorothy Long, Diana LaMattina, Deb Schwarting, Paul Levesque, Richard Wagner, Mary Jones, Sheila Smith.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

CHAIR APPOINTMENT OF CHAIRMAN TO PRESIDE (Rule #29 Cayuga County Rules of Order)

Chairman Roger Mills appointed Legislator Petrus and Legislator Axton to Co-Chair meeting.

TOPIC: Architectural Proposals for Renovating Mental Health Facilities

Presentations by:

1. Holt Archicts, Ithaca, NY, 14850, Paul Levesque, Principal Associate and Richard Wagner, Project Manager. We are a full service Architectural Firm. The best advantage is we did the feasibility study. We would move three different programs to one place. We are familiar with the site, and have worked with the hospital before. We do a sustainable design; we know the regulatory agencies, PAR application. You have a critical schedule, we can jump right in, very professional. Our goal is to do the best possible job. To be fiscally successful. We take you through the whole project. Our proposal is complete. There are a lot of regulatory steps to go through, we can to that. Planning and zoning, we attend those meetings. This is a great opportunity to do this project. We specialize in Healthcare. We are qualified, we understand issues. We have a strong relationship with AMH, established relationship with Mental Health. There are lots of savings opportunities along the way.
Bid total - \$516,000,00.

2. Samuel J. Cichello, Architect, Weedsport, NY 13166. Samuel Cichello owner, the project services include assisting in defining the program and permitting requirements, preliminary designs, construction documents, bidding and supervision during construction to provide a facility in compliance with rules and regulations on the NYS Office of Mental Health. We will assist in preparing documentation for compliance with SEQRA and will work with the Co. Attorney, Bond Counsel and County Planning Board. We will work closely with County staff, as well as the staff of the NYS Office of Mental Hygiene. Our firm provides professional services.
Bid Total - \$430,000.00

3. William Taylor Architects, 6432 Baird Ave., Syracuse, NY 13206, William Taylor, President. This project involves relocation all the health services offered by the County to one central location at 146 North St., and Auburn Memorial Hospital. This will allow for better supervision and use of resources. The facility must be updated to include sufficient space for programs and support staff, privacy, adequate storage and accessibility. It will further require architectural upgrades to exterior as well as interior, as well as upgrades to the mechanical, electrical and plumbing. Additional parking must be provided and will require site work that will blend the parking, new addition it decided and existing building into one harmonious facility. Phases for the project will ensure that the programs and facility will still be operating at normal capacity.

Bid Total - \$397,000.00

4. C & S Companies, 499 Col. Eileen Collins Blvd., Syracuse, NY 13212, Jeffrey Spenard, Department Manger. It is C&S's understanding that Cayuga County is under state order to address various deficiencies with its present Mental Health facilities. There are currently three individual sites that accommodate the Mental Health services. We understand your need to maintain as aggressive schedule and your desire to use value engineering and have creative cost sensitive alternatives considered that explore options for the appropriate building code classification. We will quickly survey the existing building and its systems, and provide a condition evaluation report. We will meet with you and your representatives to evaluate and identify program requirements including spatial relationships, types and sizes of rooms, critical adjacencies and unique requirements. Upon agreement and confirmation of the program, C&S will submit a final program for review and comment.

Bid Total – 365,500.00

Legislator Axton, 5-minute recess, approved by voice vote, all present voting aye.

Motion by Legislator Petrus, executive session 8:03PM re: Matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation and Personnel Issue. Approved by voice vote, all present voting aye.

Motion by Cuddeback to come out of Executive Session at 8:51PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to adjourn 8:58PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to approve minutes, 5-27-08, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
MARCH 25, 2008, 6:00 PM
CCOB 6TH FLOOR/CHAMBERS**

CALL TO ORDER: Hon. Roger Mills, Chairman

ROLL CALL: Mary Jones, Clerk of the Legislature, All Legislator's present.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

LEGISLATIVE APPOINTMENT: District #15, Motion by Legislator Chapman to nominate Patrick F. McIntosh, 2 Washington St., Auburn, NY 13021, for Legislator District #15, 2nd by Legislator Tortorici, approved by majority vote, all present voting aye. Oath of Office was administered by Nelson Jamison, 2nd Deputy Clerk, County Clerks office

PUBLIC HEARING: 6:00PM To Adopt Local Law # 1 for the Year 2008, Authorizing Cayuga County Deputy Sheriff's or Corrections Officers to Reside in Cayuga County or any Adjoining County in New York State. Opened at 6:17PM

Legislator Fearon, I would like to thank Nelson Jamison for his many years as 2nd Deputy Clerk for the County Clerks Office. Nelson is the biggest M&M fan in the United States, he always has a smile, a sunny outlook, and will be missed.

PROCLAMATION: Captain Michael J. Harris Day in Cayuga County, Tuesday, March 25, 2008, read and presented by Roger Mills, Chairman, County of Cayuga.

PRESENTATION: Captain Swain, State Police, Annual State Police Report, in December emergency lines have been changed to ring into the 911 center. The computers that are in the cars now have the capability of talking to the computers at the 911 center, this cuts down on the interference in the car radios. Things are going well. We had our Statewide review, and Cayuga County does need more law enforcement, we have put in a request for 10 people and hope to get 5. Everything we do now goes thru 911.

MINUTES: For Approval: 12-11-07 and 1-2-08, Motion by Legislator Axton to approve, approved by vice vote, all present voting aye.
For Reading: 1-9-08, 1-22-08, 2-4-08 and 2-26-08

CCC REPORT: Daniel Larson, President, three students have received the Chancellor's Award for Student Excellence, Jan Baum, Sherry Eichmann and Kathleen Brown. This week, we successfully launched paperless registration for the Fall semester classes, "The Banner System. This service will reduce our use of paper, costs, and time, it will also provide all students with free e-mail accounts. Spring enrollment is up from last year. The

Alumni Phonathon has raised more than \$13,000 in pledges. The Harlequin Players, premiered at CCC this month. Finally, we have a preliminary agreement for a new contract with the Faculty Association.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

1. Board of Elections re: Sequoia Optical Scanning Voting Machine System, Larry Tanelli, spokesperson, this machine does it all. It's handicap assessable, three sided for privacy, if you mark incorrectly, the machine will tell you, there is a write in box on the bottom of the ballot. If you over-vote, the machine will let you know and you just do a new one. The size is 48Lx48hx26W about 175lb.
2. Legislator Fearon, Prescription Drug Providers, one third of the increase in health insurance is from one provider. We would like to get the Non-bargaining employees to take this provider off the list. This would be a savings to the employees and us. This will be brought to committee in April.
3. Denise Stayton, 911 Administrator, the radio system needs to be updated, I will be looking at the sites tomorrow with Roger Mills, Raymond Lockwood, and Brian Dahl. I will give you a full report the end of April.
Legislator Lockwood, we will have a special meeting when the report comes back, it will be open to the public so everyone knows what is going on.

MANAGER'S REPORT: Wayne Allen, none.

CHAIRMAN'S REPORT: Roger Mills, re: Health Insurance Consortium, by the year 2020 cost will be 35 million, this is a critical issue, we need to bring cost under control. Legislator Fearon, we are well aware of the cost, we don't want to make any changes without the employees input.

EMERGENCY AUTHORIZATION FOR AUSTERITY SPENDING:

Cayuga County Soil & Water Conservation District is a contract agency of Cayuga County. The contract states that upon signing the first installment can be made. A county voucher was signed but not in time for the February audit of bills. A problem has developed with cash flow at the Soil & Water Conservation District and they have requested an advance of \$50,000.00. The balance of the first installment and the second installment. (April 2008 payment) will be paid through the March audit.
Signed by Palermo, Mahunik, Mills, Petrus.

EMERGENCY AUTHORIZATION FOR SPENDING:

Buildings & Grounds Dept. Some cracks were repaired in a hallway over the stairs on the 3rd floor of the Courthouse. The cracks are reappearing and some new ones showed up. Requesting to get three quotations from structural engineering firms and based on the quotes have one of them to inspect the Courthouse for any structural deficiencies. Will also have to investigate the possibility of asbestos abatement in the area to look at the structure.
Signed by Axton, Mahunik, Mills, Petrus, Wayne Allen, Co. Manager.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga Cortland Workforce:

Ronald Hill, Box 600, 29 S. Skaneateles St., Jordan, NY 13080, term - 3-26-08 to 6-30-2010

Ward O'Hara Museum Board of Directors:

Hon. Daniel Sincebaugh, 147 Garrow St. Ext., Auburn, NY 13021 to serve your Legislative term.

Appointments approved by voice vote, all present voting aye.

Motion by Legislator Axton, 2nd by Murphy to approve, approved by voice vote, all present voting aye.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter from Robert Oaks, Member of the State Assembly, re: funding to assist the Board of Elections for replacing voting machines.

2. Received a thank you card from Rosemarie Netti and Family to County Legislators, County Employees and Friends, the gifts were very much appreciated.

Read by Mary Jones, Clerk of the Legislature.

3. Received a letter from Mitchell Morris, Associate Counsel, Office of the State Comptroller, re: copies of County Clerk's and Treasurer undertakings are no longer required to be filed with their office.

4. Received a signed petition from the students at Cayuga Community College, re: the contract for Professors and Faculty and their support.

5. Received a letter from Cheche Funeral Home, Inc., Auburn, NY, to David Gould, Sheriff Cayuga County, complimenting the Sheriff's Dept. on Deputy's that were detailed to Steven Netti's calling hours.

Read by Mary Jones, Clerk of the Legislature.

Roger Mills, Chairman, would like to thank Deputy Tim Axton and David Harkness

Legislator Chapman, asked that communication #1 be read, Mary Jones, Clerk of the Legislature read for all.

Motion by Legislator Chapman to go into executive session 7:23PM re: Proposed Litigation, approved by voice vote, all present voting aye.

Motion by Legislator Cuddeback, 2nd by Schuster to come out of executive session 7:46PM, approved by voice vote, all present voting aye.

RECESS: 10 minutes

RESOLUTIONS**RESOLUTION NO. 159-08****AuditMarch.08.rev.doc****AUTHORIZING THE COUNTY TREASURER TO PAY
MARCH 2008 AUDIT OF CLAIMS**

BY: Hon. Francis Mitchell, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on March 25, 2008 audit claims against the County of Cayuga in the aggregate sum \$3,191,659.14, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 31, 2007.

Signed by Mitchell, Axton, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 160-08**3/25/08****AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS &
MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.**

By: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 50, adopted April 11, 1978, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Electric and Gas service, and Water and Sewer service, and

WHEREAS, this Legislature did by Resolution No. 184, adopted August 14, 1984, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for telephone service, and Landfill Service, and

WHEREAS, said Committee has audited and authorized payments as follows:

FEBRUARY 2008	
Gas & Electric	\$173,070.46
Water & Sewer	\$ 6,065.92
Telephone:	\$ 20,440.76
Landfill/Rubbish	<u>\$ 301.63</u>
Total:	199,878.77

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye.

Tuesday, March 25, 2008

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RESOLUTION NO. 161-08
3/25/08 PURCHSVCSFEB
AUTHORIZING THE CAYUGA COUNTY TREASURER TO CHARGE
DEPARTMENTS FOR CENTRAL SERVICES AND PURCHASES
FOR THE MONTH OF FEBRUARY 2008

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, the Ways & Means Committee approved the payment of all Central Services,

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to credit the revenue account and charge the following departments' .40 Accounts (Contractual Expenditures) in accordance with attached schedules:

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$16,510.94
TOTAL		\$16,510.94

Signed by Mitchell, Palermo, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 162-08
Date of meeting: March 25, 2008
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME

By: Ann Petrus, Chairman, Health & Human Services Committee

Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, this legislature did by Resolution Number 70, duly adopted on the 20th day of March 1984, authorize the Nursing Home Committee of the County Legislature to audit all claims against the Cayuga County Nursing Home, and

WHEREAS, said Committee has audited and authorized payment in the amount of \$211,527.54 for the month of February 2008, now therefore be it

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Palermo, Lockwood, Axton.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 163-08
seniornutrition
REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER
FOR OPERATION OF THE SENIOR NUTRITION PROGRAM IN
THE OFFICE FOR THE AGING.

BY: Ann Petrus, Chair, Health & Human Service Committee

Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, The Director of the Office for the Aging presented bills for service providers in regard to operation of the Senior Nutrition Program, to the County Treasurer for payment pursuant to Resolution No. 297, duly adopted on June 21, 1994, which claims total \$13,396.63 covering the period through 2-29-08 and have been paid as set forth on the attached lists; now, therefore, be it

RESOLVED, that the aforesaid claims shall become part and parcel of the full legislative audit for the Office for the Aging.

Signed by Petrus, Schuster, Tortorici, Mitchell, Axton, Lockwood, Palermo, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 164-08

3/25/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF THRUWAY TOLLS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 24-97, adopted January 21, 1997, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Thruway Tolls, and,

WHEREAS, said Committee has audited and authorized payments as follows:

FEBRUARY 2008
\$ 193.79

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 165-08

3/25/08REV

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF CREDIT CARD CHARGES.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 1-99, adopted January 01, 1999, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Credit Card Charges, and,

WHEREAS, said Committee has audited and authorized payments as follows:

FEBRUARY 2008	
First Niagara	\$ 496.43
WalMart	\$ 70.00
Sunoco	\$ 112.36
AmExpress	\$5,726.00
<u>Exxon</u>	<u>\$ 143.63</u>
Total:	\$6,548.42

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 166-08
3/25/08**

**AUTHORIZING PAYMENT OF LEGAL NOTICE FEES
PRIOR TO THE LEGISLATIVE AUDIT.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and

WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

WHEREAS, it would be in the best interest of the County to take advantage of the prompt payment discounts by paying these invoices prior to the legislative audit of claims, therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized to process legal Advertising invoices for payment by the Cayuga County Treasurer prior to the monthly legislative audit, and be it further

RESOLVED, that a monthly report of said payments shall be provided to each legislator on a monthly basis.

JANUARY TOTAL
\$5,703.56

Signed by Mitchell, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye, except Palermo abstaining.

**RESOLUTION NO. 167-08
(3/25/08) COA-Caph3PAY**

**AUTHORIZING THE COUNTY TREASURER TO PAY
CLAIMS AGAINST VARIOUS CAPITAL "H" PROJECTS.**

BY: MR. MITCHELL, WAYS & MEANS COMMITTEE.

WHEREAS, claims have been received in regard to various Capital "H" Projects previously established by the County; and

WHEREAS, said claims have been reviewed and approved by the interested oversight committees; now, therefore, be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to pay the following claims and charge the same to the appropriate Capital "H" Projects:

1. Project #00-01-C (Implementation of Master Facilities Plan for CCC Auburn, Campus):
 - HMI MECHANICAL SYSTEMS, INC.:
 - Application & Certificate for Payment No. 11 dated 2/5/08.
(Final) \$ 75,127.00
 - HARRISON AUDIO & STAGE:
 - Inv. No. 58 \$ 150.00
 - THE HAMILTON GROUP:
 - Inv. No. 1110517 \$ 9,999.00
 - DVS DIRECT:
 - Inv. No. 5004453 \$ 5,639.00

2. Project #03-7 (Phase 4/ Integration of Services (IOS):
HEWLETT PACKARD COMPANY:
 Inv. No. 43689421 \$ 729.82
DLT SOLUTIONS:
 Inv. No. S1049795 \$ 9,517.20
FINGER LAKES TECHNOLOGIES GROUP, INC:
 Inv. 2008-162-02 \$ 4,715.90
3. Project #06-5 (Modification to the Cayuga County Office Bldg.
Heating System):
J&E ELECTRIC, INC.:
 Application & Certificate for Payment No. 9 dated 2/29/08 \$ 2,280.00
SIRACUSA MECHANICAL, INC.:
 Application & Certificate for Payment No. 9 dated 2/29/08 \$ 61,225.13
4. Project #07-1 (Erie Heritage Preservation):
KENT ENVIRONMENTAL:
 Inv. No. 65 \$10,962.83
5. Project #07-5 (Tyler Software):
TYLER TECHNOLOGIES:
 Inv. No. 122793 \$ 3,100.00
 Inv. No. 122791 \$10,108.88

And be it further

RESOLVED, that the Treasurer make the journal and accounting entries necessary to accomplish the foregoing.

Signed by Mitchell, Palermo, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 168-08

3/25/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF EQUIPMENT LEASE PAYMENTS.

BY: Hon. Francis Mitchell, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 76-02, adopted February 26, 2002, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Equipment Leases, and

WHEREAS, said Committee has audited and authorized payment as follows:

FEBRUARY 2008	
Copier Leases and Maintenance:	\$ 9270.83
Postage Leases:	\$
Misc. Leases:	\$ 6417.08
Total	\$15,687.91

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 169-08
3/25/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF PARCEL SERVICE PAYMENTS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 03-03, adopted January 3, 2003, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Parcel Service Payments, and

WHEREAS, said Committee has audited and authorized payment as follows:

FEBRUARY 2008
\$ 371.45

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 170-08
(3/25/08) COA-DOGTXAPP2008

DIRECTING THE COUNTY TREASURER TO PAY DOG TAX MONIES AS APPORTIONED.

BY: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, in accordance with Section 111 of the Agriculture and Markets Law the County Treasurer herewith presents for filing his annual Dog License Report, together with a Statement of Amounts Remitted and Apportioned; now, therefore, be it

RESOLVED, that the attached Dog License Report be received, approved and printed in the Journal of the County Legislature and that the County Treasurer be authorized and directed pay to the City of Auburn and the several towns the amounts mentioned in the apportionment column of said Statement, totaling \$8,142.44.

Signed by Mitchell, Palermo, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 171-08
(3/17/08) COMMunWCfire

RESOLUTION FOR MUNICIPALITIES PROVIDING WORKER'S COMPENSATION FOR FIRE OR OTHER EMERGENCY SERVICES

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, Cayuga County has permitted Towns, Villages, Cayuga County Community College, and the County Soil and Water Conservation District to be participants in its present Worker's Compensation coverage plan; and

WHEREAS, it has been demonstrated to all participants who provide fire protection as a part of their services to their communities did experience a savings under this plan; and

WHEREAS, the State Insurance Fund has increased their premium costs for Worker's Compensation coverage for many of the municipalities covered under the existing plan; now, therefore be it

RESOLVED, that any municipality withdrawing from the County Worker's Compensation Plan now or in the future shall be responsible for providing Worker's Compensation coverage for fire or other emergency services provided to their communities and shall not to be paid by the County plan; and, be it further

RESOLVED, that no participant of the County Worker's Compensation Plan shall now or in the future be permitted to "cherry pick" Worker's Compensation coverage.

Signed by Mitchell, Axton, Lockwood, Tortorici, Petrus, Schuster.

Approved by voice vote, all present voting aye, except Palermo voting no.

Motion to Amend by Legislator Petrus, 3rd resolve to read: **Resolved**, that the rate of pay for the temporary position of Acting Director of Community Mental Health Services be hereby set at **\$300.00 per week plus one week of vacation time for each year** for the temporary period of appointment; and be it further, approved by voice vote, all present voting aye.

RESOLUTION NO. 172-08
(3/25/08) CMHcreatetempActDir08-rev1
AUTHORIZATION FOR THE CREATION AND FILLING OF
THE TEMPORARY POSITION OF ACTING DIRECTOR
OF COMMUNITY MENTAL HEALTH SERVICES

By: Francis Mitchell, Chairperson, Ways and Means Committee

WHEREAS, the County's Community Mental Health Department is going through a transition for management staff due to the retirements of the Deputy Director of Community Mental Health Services and Director of Community Mental Health Services; and

WHEREAS, the Deputy Director of Community Mental Health Services handles the day to day supervision and oversight of all County Community Mental Health Services in the absence of the Director and she will be retiring in June of 2008 and her last day of work shall be May 9, 2008; and

WHEREAS, in order to provide continuity of services and supervision and coordination of all County Community Mental Health services, the County's Health and Human Services Oversight Committee shall, with the assistance of the Deputy Director of Community Mental Health Services, interview qualified candidates to fill the position of Acting Director of Community Mental Health Services; now, therefore be it

Resolved, that the County does hereby create the temporary position of Acting Director of Community Mental Health Services; and be it further

RESOLVED, that the appointing authority be hereby authorized to fill the temporary new position effective April 14, 2008 to allow cross-training by the current Deputy Director of CMH Services, prior to her departure on May 9, 2008, to acclimate the new temporary Acting Director appointee; and be it further

RESOLVED, that the rate of pay for the temporary position of Acting Director of Community Mental Health Services be hereby set at \$300.00 per week plus one week of vacation time for each year for the temporary period of appointment; and be it further,

RESOLVED, that the temporary appointment be made in accordance to Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

RESOLVED, that the Acting Director of Mental Health Services shall be a temporary position until a search is completed to appoint a full time Director of Community Mental Health Services upon the retirement of the current Director.
Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 173-08
3-25-08 TREwaivepenaltytaxbill
AUTHORIZING THE TREASURER TO WAIVE
PENALTY ON ONE (1) SCHOOL TAX BILL.

By: Mr. Francis Mitchell, Chairman, Ways & Means Committee
WHEREAS, taxpayer purchased Parcel No. 170.02-1-47; and
WHEREAS, the County Property Transfer Report incorrectly listed taxpayer's address for the school tax bill and caused the bill to be delivered to the wrong address;
WHEREAS, the taxpayer never received the school tax bill causing it to be re-levied on the county/town tax bill thus accruing penalties (\$145.92m) and interest (\$51.58) unknown to the taxpayer.
WHEREAS, the taxpayer has visited and/or contacted Treasurer's Office, Town Tax Collector and the school district office on numerous occasions to resolve this; now be it
RESOLVED, the penalty portion of \$145.92 be waived; the interest portion of \$51.58 is still the burden of the taxpayer; and be it further
RESOLVED, that the Treasurer's Office is authorized to make any and all journal and accounting entries to reconcile waiving of penalty in the amount of \$145.92.
Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.
Approved by voice vote, all present voting aye, except Tortorici voting no.

RESOLUTION NO. 174-08
(03/25/08) EMS BUDGET REVISION
AUTHORIZING THE CAYUGA COUNTY TREASURER TO REVISE THE 2008
COUNTY BUDGET BY MOVING THE EMERGENCY MEDICAL SERVICES
(EMS) SALARIES, EQUIPMENT FUNDS AND FRINGE BENEFITS FROM
THE EMERGENCY MANAGEMENT OFFICE BUDGET #3640
TO THE EMS BUDGET #4072.

By: Ms. Ann Petrus, Chairperson of Health & Human Services Committee
Mr. Francis Mitchell, Chairperson of Ways & Means Committee
WHEREAS, per New York State Dept. of Health, the operation of Emergency Medical Services (EMS) is to remain under the direction of the Health Dept.; and
WHEREAS, the EMS Budget, #4072, had remained separate from the EMO Budget, 3640, until the 2008 Budget when it was determined that the EMS Budget should be incorporated into the EMO Budget ; and
WHEREAS, per this adjustment, the EMS salaries, equipment and fringe benefits were added into the funds of the EMO salaries, equipment and fringe benefits; and
WHEREAS, this arrangement will not be in compliance with New York State Dept. of Health policies. Now therefore be it,
RESOLVED, that the Cayuga County Treasurer be authorized to revise the 2008 County Budget by moving the EMS salaries, equipment funds and fringe benefits from the EMO Budget; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to the 2008 Budget as follows:

Decrease Acct. #3640.1 Salaries	\$65,644.00
Decrease Acct. #3640.2 Equipment	\$10,000.00
Decrease Acct. #3640.800.001 Soc. Sec	\$5,022.00
Decrease Acct. #3640.800.002 Retirement	\$5,492.00
Decrease Acct. #3640.800.003 Health Ins	\$5,607.00
Decrease Acct. #3640.800.004 Dental	\$ 395.00
Decrease Acct. #3640.800.005 Wrkr. Comp	\$1,054.00
Increase Acct. #4072.1 Salaries	\$65,644.00
Increase Acct. #4072.2 Equipment	\$10,000.00
Increase Acct. #4072.800.001 Soc. Sec	\$5,022.00
Increase Acct. #4072.800.002 Retirement	\$5,492.00
Increase Acct. #4072.800.003 Health Ins	\$5,607.00
Increase Acct. #4072.800.004 Dental	\$ 395.00
Increase Acct. #4072.800.005 Wrkr. Comp	\$1,054.00

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Mitchell, Axton, Lockwood, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 175-08

(March 25, 2008) HD Fill WIC Assistant

**AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO FILL A WIC ASSISTANT POSITION DUE TO RETIREMENT**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there will be a WIC Assistant vacancy in the Health Department's Women, Infants and Children's Program due to retirement effective April 4, 2008; and

WHEREAS, this employee performs a variety of non-technical, clerical duties (i.e., determines income eligibility, does intake, schedules appointments over the phone, etc.) in support of health care professionals in the delivery of a nutrition education program for the targeted group; and

WHEREAS, this position is necessary for the efficient operation of the office and is budgeted for in the 2008 Health Department Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Health & Human Services be authorized and directed to fill the full-time WIC Assistant position and any fill behinds that may occur in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 176-08
(March 25, 2008) HS Fill Human Services Examiner FS/MA
AUTHORIZING THE DIRECTOR OF HEALTH AND HUMAN SERVICES TO
FILL A HUMAN SERVICES EXAMINER IN THE FOOD STAMP/MEDICAID
UNIT OF HUMAN SERVICES DUE TO RETIREMENT

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is an anticipated Human Services Examiner vacancy in the Food Stamp/ Medicaid (FS/MA) Unit of Human Services due to the retirement of the incumbent effective April 1, 2008; and

WHEREAS, the filling of this position is necessary for the effective and efficient operation of the FS/MA Unit; and

WHEREAS, this position is reimbursed at 100%; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill the Human Services Examiner position in the FS/MA Unit of Human Services and any fill behind in a manner consistent with the rules and regulations of the Cayuga County Civil Service Commission and the policies of the County of Cayuga.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 177-08
(March 25, 2008) HD Fill PT LPN CHHA
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO FILL ONE PART-TIME LPN VACANCY AT CHHA

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is one Part-Time LPN vacancy at the Home Care Agency due to resignation effective 2/13/08; and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, sufficient funding exists in the Health Department's 2008 Budget to support this position; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to fill the Part-Time LPN vacancy in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 178-08**(3/25/08) COA-LLRelating ToDirOfMentalHealth-FIX(Rev3)****FIXING DAY AND NOTICE OF A PUBLIC HEARING ON A PROPOSED LOCAL LAW SETTING FORTH THE POWERS, DUTIES, MODE OF SELECTION AND REMOVAL, AND TERM OF OFFICE OF THE DIRECTOR OF CAYUGA COUNTY COMMUNITY MENTAL HEALTH SERVICES.**

BY: MRS. PETRUS, Chair, Health & Human Services Committee.

MR. MITCHELL, Chair, Ways & Means Committee.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on March 25, 2008, a proposed Local Law entitled:

"A LOCAL LAW SETTING FORTH THE POWERS, DUTIES, MODE OF SELECTION AND REMOVAL, AND TERM OF OFFICE OF THE DIRECTOR OF CAYUGA COUNTY COMMUNITY MENTAL HEALTH SERVICES."

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning said Local Law before the Cayuga County Legislature on April 22, 2008 at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 179-08**DATE: 03/25/08 OFACreatefilltypistMar08****ABOLISHING A STENOGRAPHER POSITION IN THE OFFICE FOR THE AGING; CREATING A TYPIST POSITION IN THAT OFFICE; AND AUTHORIZING THE DIRECTOR OF THE OFFICE FOR THE AGING TO FILL THE NEWLY CREATED TYPIST POSITION**

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and

Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, the current employee in a Stenographer position is retiring effective April 26, 2008; and

WHEREAS, the Civil Service Commission recently reviewed the duties of the position in the Office for the Aging and classified the title for the position which is currently Stenographer, grade 4, to Typist, grade 3; and

WHEREAS, the change in title will reduce the annual salary from \$27,837 (probation rate) and \$28,187 (step one) to \$27,404 (probation rate) and \$27,754 (step one); and

WHEREAS, there is funding from the New York State Office for the Aging and the Older Americans Act in the Office for Aging 2008 Budget Line 6772.100.000-A (Salaries) for this position;

now, therefore, be it

RESOLVED, that the Cayuga County Legislature create a Typist position in the Office for the Aging when the Stenographer retires; and upon creation of the Typist position, abolish the Stenographer position in the Office for the Aging; and be it further

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RESOLVED, that the Director of Office for the Aging be authorized and directed to fill the newly created Typist position in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 180-08

Date of Meeting: 3/25/08 nhnursesstationrev

TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ARRANGE FOR THE REPLACEMENT AND INSTALLATION OF THE NURSES' STATIONS.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Cayuga County Nursing Home has the need to have nurses stations to carry out the work of the facility; and,

WHEREAS the current nurses stations are in a state of disrepair; and,

WHEREAS, Eldercare Interiors proposed the lowest bid in September is no longer able to do business in New York State; and

WHEREAS the Administrator has received drawings and price quote from Sedgwick Business Interiors for no more than \$24,600 under New York State contract; now therefore be it,

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to arrange for the replacement and installation of nurses' stations for a maximum cost of \$24,600 (Twenty-four thousand six hundred Dollars).

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 181-08

(3/25/08) MHSaAdjrev

SALARY ADJUSTMENT FOR ACTING DIRECTOR OF COMMUNITY HEALTH SERVICES

BY: Hon. Ann R. Petrus, Chairman Health and Human Services Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Director of Community Health Services has indicated his intent to retire in September 2008 as the Director of Community Health Services and as Director of Cayuga County Community Mental Health Center; and

WHEREAS, the Director will be using accrued vacation and personal time; and

WHEREAS, the Stella Chronis has been appointed to act in the absence of the Director of Cayuga County Community Mental Health Center; and

WHEREAS, the County Legislature wishes to compensate Ms. Chronis for the extra duties she is performing as Acting Director of Community Health Services; now, therefore be it

RESOLVED, that Ms. Stella Chronis be compensated \$300.00 per week for extra duties while she is Acting Director of Community Health Services; and, be it further

RESOLVED, that the source of funds for this compensation will be from Mental Health Community Mental Health Nurse that has been vacant since January 1, 2008; and, be it further

RESOLVED, that this additional compensation will total approximately \$3,600.00 (12 weeks - ending May 9, 2008); and, be it further

RESOLVED, that the County Treasurer make all the necessary journal and accounting entries to accomplish the foregoing.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 182-08

(3/22/08) MHPurchvehicle

PURCHASE OF A 12 PASSENGER VAN FOR MENTAL HEALTH, INTENSIVE CASE MANAGEMENT PROGRAM AND THE TRANSFER OF FUNDS

BY: Hon. Ann Petrus, Chairperson Health and Human Services Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Motor Pool has informed the Mental Health Department that the 1999 Dodge Van has a frame issue with rusting from the bumper to the steering control making driving unsafe; and

WHEREAS, the Motor Pool has estimated that the repairs for this vehicle would be more than the value of the van; and

WHEREAS, the safety of County employees as well as clients is an important issue; now, therefore be it

RESOLVED, that the Mental Health Department is authorized to purchase (1) 12-Passenger Van on State Contract (PC62820) for \$17,775.00 (\$17,545.00 plus \$230.00 delivery); and, be it further

RESOLVED, that the funding for this vehicle will be \$13,500.00 from Mental Health Intensive Case Management Program (A4313.200.000) and \$4,275.00 from Mental Health Administration (A4310.100.000) (Community Mental Health Nurse position); and, be it further

RESOLVED, that the van be primarily assigned to the Continuing Day Treatment and Psychosocial Club Programs but shall be available to other Mental Health Department units as necessary; and, be it further

RESOLVED, that the VIN number of the vehicle (1990 Dodge Van) being disposed of at County Auction is 2B5WB25Y4XK576545; and, be it further

RESOLVED, that the County Treasurer make the following transfer:

Decrease Account A4310.100.000 (Mental Health Administration, position - Community Mental Health Nurse) by \$4,275.00

Increase Account A4313.200.000 (Mental Health Intensive Case Management Program, Equipment - Vehicle) by \$4,275.00; and, be it further

RESOLVED, that the Cayuga County Community Mental Health Center is authorized to purchase this much needed vehicle to replace the old worn vehicle; and, be it further

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RESOLVED, that the County Treasurer make all the necessary journal and accounting entries to accomplish the foregoing.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 183-08

Date of Meeting: 3/25/08 NH replacehotwaterheat

TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO PURCHASE A REPLACEMENT HOT WATER HEATER FROM NORTHRUP SUPPLY CORPORATION IN MARCH 2008.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Cayuga County Nursing Home has the need to provide hot water for the care of residents; and,

WHEREAS the current hot water heater has developed a leak that is beyond repair; and,

WHEREAS the Administrator has sought proposals from three firms: Northrup Supply, Corp. (\$4030.30), Inland Supply Co. (\$5869.00) and Direct Supply Healthcare Equipment (\$5765.86); and,

WHEREAS, Northrup Supply Corp. has proposed to furnish the hot water heater at the lowest price. Now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to purchase the hot water heater not to exceed the sum \$4030.30 (Four Thousand Thirty Dollars and Thirty Cents).

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 184-08

(3/25/08) MHpositions

CREATING AND FILLING POSITIONS FOR MENTAL HEALTH AND DESIGNATING FUNDING FOR INDEPENDENT CONTRACTORS FROM THE CONTINGENT ACCOUNT

BY: Hon. Ann Petrus, Chairperson - Health and Human Services Committee

Hon. Francis Mitchell, Chairman - Ways and Means Committee

WHEREAS, the 2008 budget earmarked the sum of \$600,000.00 in A1990 (Contingent Account) for Mental Health contract services; and

WHEREAS, the County Legislature adopted Resolution 82-08 "Amending the 2008 Budget by Transfer of Funds from Contingency Fund to Medical Eligible Services" in the amount of \$200,000.00 for contracts for service providers for 90 days; and

WHEREAS, it has been determined that \$400,000.00 will be needed for payment to independent contractors to complete the fiscal year through December 2008; and

WHEREAS, there has been demonstrated a need to create five part time positions in the Mental Health Administration Department; and

WHEREAS, to ensure adequate care for Mental Health clients the following positions must be created and filled; now, therefore be it

RESOLVED, that the one position of Licensed Practical Nurse, PT be hereby created and placed as a line in the Cayuga County Compensation Plan, Part II under Mental Health Department at the following rate

Prob	1st	2nd	3rd	4th
14.72	14.87			14.87 ; and, be it further

RESOLVED, that the two (2) positions of Associate Psychologist I (Community Mental Health), PT be hereby created and placed as a line in the Cayuga County Compensation Plan, Part II under Mental Health Department at the following rate

Grade	Inc.	Prob	1st	2nd	3rd	4th
30		26.23	26.38			26.38; and, be it further

RESOLVED, that the two (2) positions of Staff Social Worker (Community Mental Health), PT be hereby created and placed as a line in the Cayuga County Compensation Plan, Part II under Mental Health Department at the following rate

Grade	Inc.	Prob	1st	2nd	3rd	4th
30		26.23	26.38			26.38; and, be it further

RESOLVED, that the funding be transferred from A1990 (Contingent Account) to accommodate the additional expense in 2008:

Decrease A1990 (Contingent Account)	\$88,088.00
Increase A4310.1 (Mental Health, Administration, Salary)	\$80,625.00
Increase A4310.8 (Mental Health, Administration, Fringe Benefits - FICA, Worker's Compensation)	\$ 7,463.00; and, be it further

RESOLVED, that the Acting Director of Community Services be hereby authorized and directed to fill the new positions in accordance to Civil Service Rules and Regulations and the Policies of the County of Cayuga; and, be it further

RESOLVED, that the Medicaid Eligible Services Account (A4310.420.000) be increased from \$200,000.00 to \$511,912.00 and the Contingent Account (A1990) be reduced by the same amount; and, be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal and accounting entries appropriate and necessary to implement the resolution.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood.
Approved by majority vote, all present voting aye.

RESOLUTION NO. 185-08

DATE: 3/25/08 OFANewsletterBidMar08

AUTHORIZING THE CLERK OF THE LEGISLATURE AND THE PURCHASING AGENT TO ADVERTISE FOR SEALED PROPOSALS FOR THE PRINTING OF THE CAYUGA COUNTY OFFICE FOR THE AGING SENIOR CITIZEN QUARTERLY NEWSLETTER AND AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO AWARD BID TO THE LOWEST QUALIFIED, RESPONSIBLE BIDDER.

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and
Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, The Cayuga County Office for the Aging publishes a quarterly newsletter for the benefit of 10,000 Senior Citizen residents of Cayuga County; and

WHEREAS, funds have been received from the New York State Office for the Aging to continue this publication; and

WHEREAS, the Health and Human Services Committee of this legislature has reviewed and approved the attached bid specifications for the printing of a quarterly newsletter; now, therefore be it

RESOLVED, that the Clerk of the Legislature and Deputy Clerk/Purchasing Agent be authorized and directed to advertise and receive sealed bids in accordance with General Municipal Law, Section 103, for the quarterly printing of the Cayuga County Office for the Aging ?Senior Citizen Newsletter; and be it further

RESOLVED, that the Chairman of the Legislature be authorized to award said bid to the lowest qualified, responsible bidder.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood.
Approved by voice vote, all present voting aye, except Palermo abstained.

Motion by Legislator Petrus, to change 1st and 2nd resolved to read: Resolved, the County Legislature does hereby select C & S Companies to provide architectural and engineering services for renovating and constructing new space at the 146 North Street Building (Mental Health Building); and be it further

Resolved, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to enter into a contract with C & S Companies; and be it further

Resolved, that the sum of \$365,500.00 be appropriated from the unappropriated fund balance and transferred into Account No. 9950. Approved by voice vote, all present voting aye.

RESOLUTION NO. 186-08

3.25.08 COMACCEPTENGINEERrev2

AUTHORIZING THE HIRING OF AN ARCHITECTURAL AND ENGINEERING FIRM FOR THE PURPOSE OF RENOVATING AND CONSTRUCTION OF NEW SPACE AT 146 NORTH STREET BUILDING (MENTAL HEALTH BUILDING); AMENDING THE 2008 BUDGET; AND AUTHORIZING TRANSFER OF MONIES.

BY: Mrs. Ann Petrus, Chair, Health and Human Services Subcommittee, and
Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, the County's Mental Health Clinic located in the County's Historic Post Office has been cited for several years for various deficiencies which include but are not

limited to inadequate space, lack of privacy, and the lack of separation of entrances for adults and children; and

WHEREAS, the New York State Mental Health Department has taken punitive action against the County by withholding Medicaid enhanced revenues at a cost of approximately \$2000.00 per day; and

WHEREAS, the County recently completed a feasibility study to determine the best solution to meet the needs of the clients of County Mental Health services; and

WHEREAS, Option 3 of the feasibility study was selected by County Legislature and

WHEREAS, Option 3 was the renovation and construction of new space at the 146 North Street Building at an estimated cost of nearly \$6 million dollars; and

WHEREAS, the County has prepared a Plan of Correction that will address the deficiencies cited by the New York State Mental Health Department which includes the construction and renovation of the County's 146 North Street Building (Mental Health Building) which will include a new County Mental Health Clinic; and

WHEREAS, the County requires the services of a licensed and certified Architectural and Engineering firm to undertake the necessary steps for project planning, project start-up, schematic design, design development, final design, and construction phase of this project; and

WHEREAS, the following responses to a request for proposal were received:

C & S Companies	\$365,500.00
William Taylor Architects	\$397,000.00
Samuel J. Cichello	\$430,000.00
Holt Architects	\$516,000.00

NOW THEREFORE BE IT

RESOLVED, the County Legislature does hereby select C & S Companies to provide architectural and engineering services for renovating and constructing new space at the 146 North Street Building (Mental Health Building); and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to enter into a contract with C & S Companies; and be it further

RESOLVED, that the sum of \$365,500.00 be appropriated from the unappropriated fund balance and transferred into Account No. 9950.

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution. Signed by Petrus and Axton

Approved by voice vote, all present voting aye.

RESOLUTION NO. 187-09

(03/25/08) MHrespiteaprenew08

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER TO ENTER INTO AN AGREEMENT WITH DYNAMAX REALTY, INC. FOR A ONE-YEAR RENEWAL LEASE OF AN APARTMENT USED FOR RESPITE SERVICES LOCATED AT 120 OSBORNE STREET, APARTMENT #3, AUBURN, NY 13021.

BY: Ms. Ann R. Petrus, Chair, Health and Human Services Subcommittee, and Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, the apartment at 120 Osborne Street, Apartment #3, Auburn, New York

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has been utilized for respite services by the Cayuga County Community Mental Health Center; and

WHEREAS, the lease on the apartment will expire on February 29, 2008; and

WHEREAS, the terms of the lease state that the monthly rent for the apartment shall be \$600, and the lease shall begin on March 1, 2008 and shall expire on February 28, 2009; and

WHEREAS, the monthly rent to be paid to Dynamax Realty, Inc. will be taken out of Contractual Expenses Budget A4310.40, Line Number .069 Emergency Housing; and now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of the Cayuga County Community Mental Health Center enter into an agreement with Dynamax Realty, Inc. to sign the apartment lease for respite services at 120 Osborne Street, Apartment #3, Auburn, New York, for the period of 3/1/08 to 2/28/09.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 188-08

Date of Meeting: 3/25/08 nhpsyservicesmdrev2

TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ENTER INTO AN AGREEMENT WITH RIAZ SYED, MD FOR PSYCHIATRIC SERVICES OF CAYUGA COUNTY NURSING HOME.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, Cayuga County Nursing Home is required to provide the residents of the facility with psychiatric services; and

WHEREAS, It is necessary to contract with a psychiatrist from outside the facility to provide this service; and

WHEREAS, Cayuga County Nursing Home has been able to identify a psychiatrist willing to provide the service as set forth in the attached agreement for provision of services, and

WHEREAS, the compensation for the services of Riaz S. Syed, MD shall be at a rate of \$200.00 (Two hundred Dollars) per hour after submission of a voucher for services. Now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to enter into an agreement with Riaz S. Syed, MD for a period of 2 years, from April 1, 2008 to March 31, 2010.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 189-08**Date of Meeting: 3/25/08 nhpsyservrev****TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ENTER INTO AN AGREEMENT WITH ANN MARIE BATTLE RN FOR PSYCHIATRIC SERVICES AT CAYUGA COUNTY NURSING HOME.**

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, Cayuga County Nursing Home is required to provide the residents of the facility with psychiatric services, and

WHEREAS, It is necessary to contract with a psychiatric nurse from outside the facility to provide this service, and

WHEREAS, Cayuga County Nursing Home has been able to identify a psychiatric nurse willing to provide the service as set forth in the attached agreement for provision of services, and

WHEREAS, the compensation for the services of Ann Marie Battle, RN shall be at a rate of \$65.00 (Sixty-Five Dollars) per hour after submission of a voucher for services; Now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to enter into an agreement with Ann Marie Battle, RN for a period of 2 years, from April 1, 2008 to March 31, 2010.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 190-08**March 25, 2008 NHBIDFOODREV****AUTHORIZING THE PURCHASING AGENT OF THE CAYUGA COUNTY LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE PROVISION OF FOOD AND DIETARY SERVICES FOR THE CAYUGA COUNTY NURSING HOME**

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Cayuga County Nursing Home requires food and dietary services for the daily operations of the Cayuga County Nursing Home and the current contract expires on June 19, 2008; and

WHEREAS, the Health and Human Services Committee of this legislature has reviewed and approved the bid specifications for food and dietary services; now therefore be it

RESOLVED, that the Clerk of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to advertise and receive sealed bids for food and dietary services.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 191-08

March 25, 2008 nhbidheatingacunits

**AUTHORIZING THE PUCHASING AGENT OF THE CAYUGA COUNTY
LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO
ADVERTISE AND RECEIVE SEALED BIDS FOR THE PUCHASE AND
INSTALLATION OF REPLACEMENT INDIVIDUAL HEATING AND AIR
CONDITIONING UNITS FOR THE CAYUGA COUNTY NURSING HOME**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

WHEREAS, the Cayuga County Nursing Home requires replacements of the individual heating and air conditioning units; and

WHEREAS, the Health and Human Services Committee of this legislature has reviewed and approved the bid specifications for the purchase and installation of the heating and air conditioning units; now therefore be it

RESOLVED, that the Purchasing Agent of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to advertise and receive sealed bids for the heating and air conditionings units.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 192-08

(March 25, 2008) HD Childhood Lead Grant

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT WITH THE NYS DEPARTMENT OF HEALTH TO PARTICIPATE
IN THE 100% FUNDED "CHILDHOOD LEAD
POISONING PREVENTION PROGRAM"**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health Department has received a 100% reimbursable grant in the amount of \$40,000 from the NYS Department of Health called the "Childhood Lead Poisoning Prevention Program" grant for the period April 1, 2008 through March 31, 2009; and

WHEREAS, in order to carry out the terms of this grant, the 2008 Health Department Budget must be amended so as to provide the appropriations and revenues necessary to support the services connected with the grant; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with the NYS Department of Health to implement the "Childhood Lead Poisoning Prevention Program" grant for the period April 1, 2008 through March 31, 2009; and that the Health Department be allowed to contract for services necessary to implement this grant without further action from the Legislature; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the following amendments to the 2008 Health Department Budget:

Increase Appropriation Account #4010.450.059	\$40,000
Increase Revenue Account #3410	\$40,000

and be it also

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 193-08

(March 25, 2008) HD St. Francis Day Care Contract

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH ST. FRANCIS' SOCIAL DAY CARE PROGRAM**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health Department operates a CHHA (Certified Home Health Agency) and LTHHCP (Long Term Home Health Care Program), and as a LTHHCP operator is required to provide social day care for those patients who require this service; and

WHEREAS, social day care is a Medicaid waived service provided under this program only; and

WHEREAS, St. Francis' Social Day Care Program provides this service at a rate of \$43.20 per day; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with St. Francis' Social Day Care Program at a rate of \$43.20 per day for the period April 1, 2008 through March 31, 2009 to provide this socialization service for dementia and Alzheimer patients; and be it further

RESOLVED, that these expenses be paid from Account # 4012.400, Line Item # .175 of the 2008 Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 194-08

(March 25, 2008) HD Optimum Partners CHA 2008

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH OPTIMUM PARTNERS TO UPDATE
THE COMMUNITY HEALTH ASSESSMENT**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Health Department has developed a comprehensive Community Health Assessment recognized by the Community; and

WHEREAS, the Department is required to maintain such an assessment that is used as the basis for our Municipal Public Health Services Plan; and

WHEREAS, in 2008 all of the vital statistic data as well as the EBRFSS data will be released and available to be incorporated into the assessment; and

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WHEREAS, updating the document in 2008 will put us in a good position to be able to submit our full assessment July 2009 for the period January 1, 2010 through December 31, 2013; and

WHEREAS, we have successfully contracted with Optimum Partners for the purpose of maintaining the assessment; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Optimum Partners for the period of March 1, 2008 to December 31, 2008 to update our current assessment in an amount not to exceed \$13,000; and be it further

RESOLVED, that the charges for these services be paid out of account #4010.400, line item # .059 of the 2008 Health Department Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 195-08

(March 25, 2008) HS Ext. HEAP/Catholic Charities

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH AND HUMAN SERVICES TO EXTEND
THE CONTRACT WITH CATHOLIC CHARITIES OF THE FINGERLAKES,
INC., TO PERFORM OUTREACH ACTIVITIES FOR THE STATE
MANDATED HEAP PROGRAM WHICH THE STATE HAS
EXTENDED FOR AN ADDITIONAL MONTH**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, Health and Human Services has contracted with Catholic Charities of the Fingerlakes, Inc. to perform outreach activities for the State mandated HEAP Program for the period of September 1, 2007 through April 20, 2008; and

WHEREAS, the State has extended the program for an additional month, May 1, 2008 - May 31, 2008, and provided another round of funding to accomplish this; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services be authorized to extend the contract with Catholic Charities of the Fingerlakes, Inc., for one additional month (May 1st through May 31st, 2008).

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 196-08

(March 25, 2008) HS RFP for Non-Emergency MA Transport

**AUTHORIZING THE CLERK OF THE LEGISLATURE TO ADVERTISE FOR
AND RECEIVE REQUESTS FOR PROPOSALS FOR THE HEALTH & HUMAN
SERVICES DEPARTMENT TO CONTRACT FOR A NON-EMERGENCY
MEDICAID TRANSPORTATION MANAGEMENT SYSTEM**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, in an effort to save labor, technology, communication, and management costs while improving the control of the Medicaid transportation system that the Human

Services Division of Health & Human Services has in place, the Department desires to contract with a provider of such services; and

WHEREAS, in order to identify a vendor to support this work, the Department requests that the Clerk of the Legislature advertise for, and receive requests for, proposals for a Non-Emergency Medicaid Transportation Management System; NOW, THEREFORE, BE IT

RESOLVED, that the Clerk of the Legislature be authorized and directed to advertise for and receive requests for proposals for a Non-Emergency Medicaid Transportation Management System.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 197-08

(March 25, 2008) HS IMA Contract

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH INDUSTRIAL MEDICINE ASSOCIATES, PC (IMA)**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, IMA with an office in Syracuse provides consultive medical exams for Social Security Disability and SSI, and also provides workforce or "employability" evaluation services to a number of counties; and

WHEREAS, our Department currently has a number of individuals in receipt of cash assistance who are medically exempt from work and/or in the process of awaiting an SSI determination; and

WHEREAS, our goal remains to move as many individuals as possible to self-sufficiency through employment or to SSI or SSD, and provide assistance on a temporary basis; and

WHEREAS, a contract with IMA will, when appropriate, be an effective compliment to our SSI case management contract, as well as allow us to get a "second opinion" on some individuals to see if the work restriction could be lifted; NOW, THEREFORE, BE IT

RESOLVED, the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Industrial Medicine Associates, PC for provision of workforce or employability evaluation services for the period of January 1, 2008 through December 31, 2008, or until funds are fully allocated, in an amount not to exceed \$5,000 for TANF (100% funded by FFFS) and \$2,500 for Safety Net Assistance; and be it further

RESOLVED, that charges for services related to Safety Net Assistance be paid out of account #6010.400, line item # .059, and for services related to TANF be paid out of account 6060.400 of the 2006 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 198-08
(March 25, 2008) HS Med-Rev
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO RENEW A CONTRACT
WITH MED REV RECOVERIES, INC. FOR THE PROVISION
OF DEBT RECOVERY SERVICES

BY: Ann Petrus, Chairman of the Health & Human Services Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, recipients of public assistance on occasion become ineligible for benefits with an identifiable amount due to the County of Cayuga; and

WHEREAS, the Human Services Division of Health & Human Services is required to provide debt recovery services in order to re-coup monies owed to the County; and

WHEREAS, the Human Services Division has successfully contracted with Med Rev Recoveries, Inc. in the past to provide these services; and

WHEREAS, Med Rev Recoveries, Inc. would receive a contingent fee of 23% of amounts recovered; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Med Rev Recoveries, Inc. for the contract period May 1, 2008 through April 30, 2009; and be it further

RESOLVED, that the charges for these services be paid out of account #6010.400; line item #.059 of the 2008 Human Services Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 199-08
(March 25, 2008) HS Cintas Contract
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT WITH CINTAS (PREVIOUSLY AMERICAN DOCUMENT
DESTRUCTION SERVICES) FOR THE DESTRUCTION OF
CONFIDENTIAL AND SENSITIVE MATERIALS

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, after the County's incinerator became non-functional, Human Services hired American Document Destruction Services on a fee-for-service basis for the destruction of confidential and/or sensitive materials; and

WHEREAS, a survey has recently been completed among all County departments as to their needs for document destruction; and

WHEREAS, until a county-wide initiative for document destruction can be developed, it is the desire of Health & Human Services to contract with Cintas (previously dba American Document Destruction Services) for the destruction of confidential and/or sensitive materials for the Department; and

WHEREAS, the cost for record destruction in 2007 utilizing the services of American Document Destruction (now Cintas) was approximately \$225 per month; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Cintas for the period April 1, 2008 through March 31, 2010, or until such a time as the County develops its own county-wide initiative for records destruction, at a rate of \$75 per tote destroyed plus any additional service charges.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 200-08

(3/25/08) IT internet connection resolution

AUTHORIZING THE CLERK OF THE LEGISLATURE TO REJECT PROPOSALS FOR A DEDICATED INTERNET CONNECTION AND AUTHORIZING THE CHAIRMAN TO SIGN AN AGREEMENT WITH VERIZON FOR A DEDICATED INTERNET CONNECTION

By: David Axton, Chairman, Government Operations Committee

Frances Mitchell, Chairman Ways and Means Committee

WHEREAS, the Cayuga County Office Of Real Property Services currently purchases remote website hosting services for publishing assessment data on the Internet with the ImageMate application and Information Technology purchases dedicated Internet connection; and

WHEREAS, a new custom designed agricultural land assessment application was recently delivered to the Cayuga County Office Of Real Property Services, together with the computer hardware and software required to make the application available over the Internet; and

WHEREAS, Resolution 685-07 authorized the Clerk of the Legislature to seek proposals for dedicated Internet connection; and

WHEREAS, all proposals received were higher than Verizon's standard two year business package which has become available to the County; and,

WHEREAS, The Ways and Means Committee rejected all proposals received for a dedicated Internet connection, therefore, be it

RESOLVED, that the Chairman of the County Legislature is authorized to sign an agreement with Verizon for a dedicated Internet connection; the annual cost per year being \$3,480.00.

Signed by Palermo, Petrus, Chapman, Fearon, Sincebaugh, Mitchell, Lockwood, Tortorici, Axton, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 201-08

(3-25-08) CC -Deputy II & III

AUTHORIZES THE COUNTY CLERK TO REPLACE DEPUTY COUNTY CLERK II AND FILL DEPUTY COUNTY CLERK III

BY: MR. CHRISTOPHER PALERMO, Chairperson, Government Operations Committee

MR. FRANCIS MITCHELL, Chairperson, Ways & Means Committee

WHEREAS, the current Deputy County Clerk II is scheduled to retire 4/18/08 and this position is critical for the smooth operation of the County Clerk's Office; and

WHEREAS, County Clerk Susan Dwyer has chosen to move the current Deputy County Clerk III to the position of Deputy County Clerk II according to this person's expertise, knowledge and experience, and to fill the Deputy III position on April 21, 2008 with a person who has knowledge of both the Recording Office and the Department of Motor Vehicles; and

WHEREAS, the funding for this position has been appropriated in the 2008 County Clerk's salary account in the amount of \$40,024; and

WHEREAS, a new hire in Deputy County Clerk III would be compensated no more than Grade 16, step one rate of \$35,890 pro-rated for the remainder of 2008 providing a cost savings to the County; NOW be it therefore

RESOLVED, that the Cayuga County Legislature hereby authorizes the County Clerk to fill the position of Deputy County Clerk II with an existing employee at no additional cost, and to fill Deputy County Clerk III at the appropriate step of the grade 16 position in the 2008 Cayuga County Compensation Plan, Part II, effective April 19, 2008; and be it further

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

Signed by Palermo, Petrus, Chapman, Fearon, Sincebaugh, Mitchell, Lockwood, Tortorici, Axton, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 202-08
(03-25-08) CC Acct Clerk
AUTHORIZES CAYUGA COUNTY CLERK
TO FILL PART TIME ACCOUNT CLERK.

BY: MR. CHRISTOPHER PALERMO, Chairperson, Government Operations Committee

MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there will be a Part Time Account Clerk position vacancy on April 2, 2008 in the County Clerks Office and this part time position provides essential services to the county; and

WHEREAS, it is essential that the position be filled on a permanent basis; and

WHEREAS, the funding for the Part Time Account Clerk Position #4814 has been appropriated in the 2008 County Clerk (A1410.100) salary account in the amount of \$16,332 (\$15.56 - \$15.71 hourly); now therefore be it

RESOLVED, that Cayuga County Clerk Susan Dwyer be authorized to fill the position of Account Clerk, with a part time position with no fringe benefits according to the Cayuga County Compensation Plan, Part II-Non-Bargaining, in the title Account Clerk; and be it further

RESOLVED, that this part-time position be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Petrus, Chapman, Fearon, Sincebaugh, Mitchell, Lockwood, Tortorici, Axton, Schuster.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 203-08
(02-26-08) DMV CASHIER-rev1
AUTHORIZES CAYUGA COUNTY CLERK TO FILL
PART TIME MOTOR VEHICLE CASHIER.**

BY: MR. CHRISTOPHER PALERMO, Chairman, Government Operations Committee
MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there is a Part Time Motor Vehicle Cashier position vacancy in the Motor Vehicle Bureau and this part time position provides essential services to the County; and

WHEREAS, it is mandatory that the position be filled on a permanent basis from the certified candidates on the civil service eligible list established by the Cayuga County Civil Service Commission on 1/12/05; and

WHEREAS, the funding for the Part Time Motor Vehicle Cashier position has been appropriated in the 2008 Motor Vehicle Bureau salary account in the amount of \$16,332; Now, be it therefore

RESOLVED, that Cayuga County Clerk Susan Dwyer and Motor Vehicle Supervisor Marlyn Salato be authorized to fill the position of Part Time Motor Vehicle Cashier, with only fringe benefits mandated by statute; and be it further

RESOLVED, that the position be paid in accordance to the Cayuga County Compensation Plan, Part II for Non-Bargaining Employees, for the title of Motor Vehicle Cashier at a rate not to exceed \$17.89 per hour; and be it further

RESOLVED, that this part-time position be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Petrus, Chapman, Fearon, Sincebaugh, Mitchell, Lockwood, Tortorici, Axton, Schuster.

Approved by voice vote, all present voting aye.

Motion by Legislator Fearon to amend 1st resolved to read: RESOLVED, that commencing on May 1, 2008, the normal hours of operation for the Board of Elections will be 8:00 A.M. to 5:00 P.M. Monday through Friday, and be it further

And last resolved to read: that the amount of \$15,000 will be transferred from the Contingent Fund 1990.000.000-A. to the Board of Elections' Salaries Overtime account 1450.100.000-A for this purpose. Approved by voice vote, all present voting aye, except Cuddeback voting No.

**RESOLUTION NO. 204-08
MARCH 4, 2008 BOEOFFICEHOURSrev
A RESOLUTION TO CHANGE THE HOURS OF OPERATION OF THE BOARD
OF ELECTIONS AND APPROVE ADDITIONAL FUNDS FOR SAME**

BY: Mr. Palermo, Chair, Government Operations Committee, and
Mr. Mitchell, Chair, Ways & Means Committee

WHEREAS, the New York State Board of Elections has approved the implementation by county boards of election of major provisions of the Help America Vote Act, including the acquisition of new handicapped accessible voting machines for disabled individuals; and

WHEREAS, the 2008 Presidential Election appears likely to have an increase of voter interest and turnout over the 2004 Presidential Election; and

WHEREAS, additional staff time for the Board of Elections will be necessary to respond to this year's election while simultaneously meeting the requirements of testing, receiving, public outreach, and training to operate new voting machines; and

WHEREAS, it would prove beneficial and be necessary to establish additional office hours for the public to have personal access to the Board of Elections for purposes of voter registration, absentee voting, and general information; therefore, be it

RESOLVED, that commencing on May 1, 2008, the normal hours of operation for the Board of Elections will be 8:00 A.M. to 5:00 P.M. Monday through Friday, and be it further

RESOLVED, that the two Deputy Commissioners of the Board of Elections will be authorized 5 additional hours per week of straight overtime to cover the increased hours of operation, and be it further

RESOLVED, that additional overtime hours are authorized as deemed necessary by the Commissioners of Election within the boundaries of the Board's budget, and be it further

RESOLVED, that the amount of \$15,000 will be transferred from the Contingent Fund 1990.000.000-A. to the Board of Elections' Salaries Overtime account 1450.100.000-A for this purpose.

Signed by Palermo, Petrus, Chapman, Sincebaugh, Mitchell, Lockwood, Tortorici, Axton, Schuster.

Approved by majority vote, all present voting aye, except Cuddeback voting no. 818/64

RESOLUTION NO. 205-08

3.25.08 COLfundfillDpClkLegjob2-3-08

AUTHORIZATION TO REINSTATE FUNDING AND FILL THE DEPUTY CLERK TO THE LEGISLATURE POSITION ON A JOB 2 BASIS IN THE CLERK TO THE LEGISLATURE'S OFFICE.

BY: Hon. Christopher Palermo, Chair, Government Operations Committee

Hon. Francis Mitchell, Chair, Ways and Means Committee

WHEREAS, the workflow within the Clerk to the Legislature's Office constitutes the need for a Deputy Clerk to the Legislature to act on behalf of the Clerk in her absence and to support the mission of the department; and

WHEREAS, the funding to support the deputy position is available in the Contingent Account; and

WHEREAS, the current competitive class Legislative Assistant is willing to act as Deputy Clerk to the Legislature as needed or directed for additional compensation; and

WHEREAS, to compensate the Legislative Assistant when acting as Deputy Clerk to the Legislature it is necessary to fund Deputy Clerk to the Legislature to be charged as a Job 2; and

WHEREAS, with the transfer of funding the position could be filled effective 4/6/08 to help minimize the overflow of work; now, be it therefore

RESOLVED, that the Clerk to the Legislature be hereby authorized and directed to fill the Deputy Clerk to the Legislature effective 4/6/08 in accordance to Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

RESOLVED, that the rate of pay be set at \$1,546 per year to compensate the Legislative Assistant for the additional responsibility with the combined salaries for the two positions being \$41,420 for both job 1 (\$39,874) and job 2 (\$1,546) for the entire year; and be it further

RESOLVED, that the amended compensation of the position be added to the to the Cayuga County Compensation Plan, Part II under the Legislative Board Office as Clerk to the Legislature PT at the rate of \$1,546 per year and be designated as Job 2; and be it further

RESOLVED, that the following funding be transferred from A1990, Contingent Account to accommodate the additional expense in 2008:

From: A1990: \$ 1,326
 To: A1040.1 \$ 1,139
 A1040.8 \$ 187 see attached (FICA, Ret); and be it further

RESOLVED, that the County Treasurer be hereby authorized and directed to make any journal and accounting entries to accomplish the intent of this resolution.

Legislative Assistant (Position Control Number 1653) Abolish
 Grade 16, Step 4
 Budgeted 39874

YTD 2/8	4413.54			2.9
2/11-4/5/08	6087.64	1521.91	BW	4.0

10501.18 Total expended in Legislative Asst 4/5/08

29372.82 Unexpended Position Control 1653 balance 4/5/08

Deputy Clerk to the Legislature; Grade 19,
 Step 3 (Position Control Number 1651) Refund
 Gr 19, St 3 41420 1580.92 BW new rates

30512 19.3at new rate

1139 Difference in Salary line item needed for Gr 19, Step 3

87	0.001FICA	7.65%
100	0.002 NYSERS	8.80%
	00.003 Ind Family Hlth	455.96 /mo
0	0.004 Ind Dental	32.91 /mo
	0.005 W/C	

187 Difference in Fringe Benefit line items needed for Deputy

1326 Total transfer of funds from A1990

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JOB 2 SCENARIO WITH THE DIFFERENCE BETWEEN LEG ASSISTANT AND
FULL TIME DEPUTY CLERK TO LEG

GR 19 ST	41420				
3					
GR 16 ST	39874				
4					
DIFFERENCE	1546	19.3 PR	4/6-12/31/08	59.01	bw
	1139	WOULD BE PAID OUT IN JOB 2 187FRINGES			
	1326	TOTAL COST FOR JOB 2 DIFFERENCE			

THIS DOES NOT INCLUDE OVERTIME PAYS THAT MAY HAVE TO BE PAID.

CONVERSION OF GRADE 19 STEP 3 FROM 35 HOURS PER WEEK TO 40 HOURS
PER WEEK:

35	GRADE 19 STEP	41420		
HOURS	3			
40	CONVERSION	47337	5917	ADDITIONAL FOR 5 HOURS
HOURS				STRAIGHT TIME PER WEEK

Signed by Palermo, Chapman, Fearon, Mitchell, Petrus, Sincebaugh, Axton, Lockwood,
Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 206-08

March 25, 2008 colbidvending

**AUTHORIZING THE PURCHASING AGENT OF CAYUGA COUNTY
AND THE CLERK OF THE LEGISLATURE TO ADVERTISE
AND RECEIVE SEALED BIDS FOR VENDING MACHINES**

BY: CHRISTOPHER PALERMO, CHAIRPERSON, GOVERNMENT OPERATIONS
COMMITTEE

WHEREAS, the Cayuga County Office Buildings have vending machines located in
various places throughout the County for the employees use and enjoyment; and

WHEREAS, there presently no contract setting for the terms and conditions of the
said vending machine; and

WHEREAS, it would be beneficial to the County of Cayuga to enter into a contract
with a vending company for insurance purposes and profit; now therefore be it

RESOLVED, that the Purchasing Agent and the Clerk of the Cayuga County Legisla-
ture are authorized to advertise and receive sealed bids for vending machines.

Signed by Palermo, Chapman, Fearon, Petrus, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 207-08
(03-25-08) COL CODE ENFORCEMENT OFFICER-rev1
AUTHORIZES CLERK OF THE CAYUGA COUNTY LEGISLATURE
TO ADVERTISE AND FILL FULLY FUNDED PART TIME BUILDING
INSPECTOR & CODE ENFORCEMENT OFFICER.

BY: MR. CHRISTOPHER PALERMO, Chairman, Government Operations Committee
 MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there is a Part Time Building Inspector & Code Enforcement Officer position vacancy in the Clerk of the Legislature's Office and this part time position provides essential services to the County; and

WHEREAS, it is essential that the position be filled; and

WHEREAS, the funding for the Part Time Code Enforcement Officer position has been appropriated in the 2008 Clerk of the Legislature salary account in the amount of \$9,000; now, be it therefore

RESOLVED, that the Clerk of the Legislature Mary Jones be authorized to Advertise in the local newspapers for a qualified candidate in order to fill the position; and be it further

RESOLVED, that the position be paid at a rate not to exceed \$21.19 per hour; and be it further

RESOLVED, that this part-time position be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Petrus, Chapman, Fearon, Mitchell, Sincebaugh, Schuster, Lockwood, Axton, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 208-08
March 25, 2008 boewarehouseleasebidrev
AUTHORIZING THE PURCHASING AGENT OF THE COUNTY OF CAYUGA
TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE LEASE
OF WAREHOUSE SPACE FOR THE CAYUGA COUNTY
BOARD OF ELECTIONS VOTING MACHINES

BY: CHRIS PALERMO, GOVERNMENT OPERATIONS COMMITTEE

WHEREAS, the Cayuga County Board of Elections requires space for the new voting machines to be delivered to Cayuga County; and

WHEREAS, the Government Operations Committee of this legislature has reviewed and approved the bid specifications for the lease of space; now therefore be it

RESOLVED, that the Purchasing Agent of the Cayuga County be authorized to advertise and receive sealed bids for the lease of warehouse space for the Board of Elections new voting machines.

Legislator Palermo, is there office space in any of the County office buildings?

Legislator Axton, we are looking for space.

Legislator Tortorici, is there space above the Board of Elections?

Legislator Fearon, demolition was done but it will need a lot of work.

Legislator Cuddeback, this is why we have problems, it should have been fixed.

Legislator Tortorici, I'd like to see how much it will cost to fix that room.

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Legislator Schuster, we thought the voting machines were coming last year so project was abandoned, also it has a bad elevator. When we move the Mental Health we could use the basement, it already has a loading dock.

Legislator Tortorici, what will it cost for the BOE space?

Legislator Axton, we need about 900 square feet, hopefully we can find in one of the County's buildings.

Legislator Petrus, is there space at Emerson Park?

Gary Duckett, Director of Parks & Trails, we would have room for some, about 400sq feet.

Legislator Lockwood, motion to move the question, approve by voice vote, all present voting aye.

Signed by Palermo, Mitchell, Chapman, Fearon, Petrus, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 209-08
MARCH 22, 2008 BOEPRESPRIMARYPAYrev
A RESOLUTION TO PAY ELECTION WORKERS FOR
THE 2008 PRESIDENTIAL PRIMARY ELECTION

BY: Mr. Palermo, Chair, Government Operations Committee, and

Mr. Mitchell, Chair, Ways & Means Committee

WHEREAS, every election day occurs approximately one to two weeks after the last day to submit purchase orders to the county purchasing office for a given month; and

WHEREAS, due to cancellations and substitutions, an accurate list of workers with documentation is not available until after an election day; this results in a delay in paying election workers until the end of the following month; and

WHEREAS, the Board of Elections was advised by the County Manager that purchase orders submitted for election workers for the February 5th, 2008 Presidential Primary after the February due date would be considered timely for that month's audit; however, although these purchase orders were submitted on February 8th, they were placed on the March audit; and

WHEREAS, payment for the Board of Elections Inspectors will total \$21,524.00 and is to be paid by transferring the sum of \$5,724 from Machine Custodians Account No. 1450.100.079-A, into Board of Elections' Primary Election Inspectors Account No. 1450.100.077-A; Now therefore, be it

RESOLVED, that payment for the 2008 Presidential Primary Election workers is hereby authorized to be issued; and be it further

RESOLVED, that the sum of \$5,724 be transferred from Machine Custodians Account No. 1450.100.079-A, into Board of Elections' Primary Election Inspectors Account No. 1450.100.077-A; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Legislator Tortorici, can we pay this any quicker?

Wayne Allen, Co. Manager, that is the way the Legislature pays, material can not be ready sooner because of the time frame.

Legislator Tortorici, I would like Legislator Palermo to have more discussion on this at his committee.

Signed by Palermo, Mitchell, Fearon, Petrus, Chapman, Sincebaugh, Lockwood, Schuster, Axton, Tortorici.

Approved by voice vote, all present voting aye, except Cuddeback voting no.

RESOLUTION NO. 210-08
(3/25/08) COMemployhandbook

ADOPTING THE CAYUGA COUNTY EMPLOYEE HANDBOOK

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

WHEREAS, the Cayuga County Legislature over the last year has reviewed and revised a draft of the Cayuga County Employee Handbook; and

WHEREAS, this handbook is designed to give each employee general information concerning employment with Cayuga County; now, therefore be it

RESOLVED, that by the authority vested in the Cayuga County Legislature by the Constitution of the State of New York, the County Legislature hereby orders the adoption of the following Rules, Regulations and Policies for the Cayuga County government; and, be it further

RESOLVED, that these Rules, Regulations and Policies shall supersede all previous Rules, Regulations and Policies heretofore issued; and, be it further

RESOLVED, the County Legislature shall reserve the right to amend or modify the Rules, Regulations and Policies at any time; and, be it further

RESOLVED, that each current employee and new hires shall receive a copy of the adopted Cayuga County Employee Handbook.

Signed by Palermo, Mitchell, Chapman, Fearon, Petrus, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 211-08

March 25, 2008 planHHWGRANT

AUTHORIZING THE FILING OF AN APPLICATION FOR STATE ASSISTANCE FROM THE HOUSEHOLD HAZARDOUS WASTE (HHW) STATE ASSISTANCE PROGRAM AND SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.

By: Daniel Schuster, Chair, Planning & Economic Development Committee

By: Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, the County of Cayuga, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE, BE IT RESOLVED by the Legislature of the County of Cayuga

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.

2. That the Chairman of the Legislature or his designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;

3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs and \$50,000 has been properly budgeted for by the Cayuga County Planning and Economic Development Department (2008 Special Programs Account 8020.400) to be utilized for this purpose;

4. That five (5) Certified Copies of this Resolution be prepared and sent to the NYSDEC together with a complete application.

5. That this resolution shall take effect immediately.

Signed by Schuster, Axton, Fearon, Mahunik, Murphy, Palermo, Tortorici, Mitchell, Petrus, Lockwood.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 212-08
March 25, 2008 hwy lowerspeed
RESOLUTION TO REQUEST TO LOWER SPEED LIMIT
ON EAST BRUTUS STREET ROAD

By : David Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, East Brutus Street Road, County Route 31B is a County Highway located in the Village of Weedsport and the Town of Brutus; and

WHEREAS, this current section of Highway is posted at 30 M.P.H.; now therefore be it

RESOLVED, under Section 1622.1 of the Vehicle and Traffic Law, the County of Cayuga requests that the NYSDOT establish a lower speed limit in front of the Weedsport Central School building for a distance of 300 feet from the building lines in each direction; and be it

RESOLVED, that the Cayuga County Highway Superintendent will submit a Form TE9 as well as this Resolution to NYSDOT for their approval.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 213-08
Date: March 25, 2008 HWY08Bids
APPROVE REPORT ON BID LETTING

BY: Mr. David Axton, Chairman Public Works Committee

Mr. Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, Resolution No. 71-08, adopted on January 22, 2008, authorized the Public Works Committee

and the County Highway Superintendent did advertise for and received bids for the following items:

1. Guide Rail Material from Acct. 5113.400.100-D
2. Pipe and Pipe Arch from Acct. 5110.400.089-D
3. Sign Posts from Acct. 5110.400.090-D
4. Hot In-Place Pavement Recycling from Acct. 5113.400.099-D
5. Equipment Rental from Acct. 5110.400.096-D
6. Liquid Bituminous Material from Various Acct. Nos.

7. Timber Bridge Materials from Acct. 5113.400.107-D
8. Pavement Markings from Acct. 5110.400.092-D
9. Bituminous Concrete from Acct. 5113.400.099-D
10. Crushed Limestone & Gravel from Various Acct. Nos.

and,

WHEREAS, the following bids were received for the following products and the Committee made the following recommendations:

Beam Type Guide Rails & Posts: The following company(s) submitted a bid: Chemung Supply, Town and Country Bridge and Rail

The Committee recommends that the bid be accepted as per attached Listing No.1

Corrugated Steel Pipe, Pipe Arch & Heavy Duty Plastic Pipe: The following company(s) submitted a bid: Chemung Supply

The Committee recommends that the bid be accepted as per attached Listing No.2

Sign Posts: The following company(s) submitted a bid: Chemung Supply, Custom Products, Vulcan Signs. Vulcan Signs bid was not accepted as Non-Collusion was not signed or notarized.

The Committee recommends that the bid be accepted as per attached Listing No.3

Hot In-Place Pavement Recycling: The following company(s) submitted a bid: Highway Rehab.

The Committee recommends that the bid be accepted as per attached Listing No. 4

Equipment Rental: The following company(s) submitted a bid: Economy Paving, Paul F.Vitale, Inc., Suit Kote Corporation, Cranebrook Tree Farm, Admar Supply, Hertz Equipment Rental, Midland Asphalt Materials, Inc., Villager Construction, Inc., Bothar Construction, LLC, Tracey Road Equipment. Tracey Road Equipment bid was not accepted as Form of Bid was not signed and Non-Collusion was not signed or notarized.

The Committee recommends that the bid be accepted as per attached Listing No. 5

Bituminous Concrete: The following company(s) submitted a bid: Seneca Stone, Hanson Aggregates, Suit Kote.

The Committee recommends that the bid be accepted as per attached Listing No.6

Limestone/Native Gravel: The following company(s) submitted a bid: Seneca Stone, Hanson Aggregates, HL Robinson Sand & Gravel, Inc., Suit Kote, Binns Excavation & Gravel. Binns Excavation & Gravel bid was not accepted as Non-Collusion was not signed or notarized.

The Committee recommends that the bid be accepted as per attached Listing No.7

Pavement Markings: The following company(s) submitted a bid: Twin Tier Striping, Inc., Seneca Pavement Marking, Inc.

The Committee recommends that the bid be accepted as per attached Listing No.8

Liquid Bituminous Material: The following company(s) submitted a bid: Midland Asphalt Materials, Inc., Vestal Asphalt, Suit Kote.

The Committee recommends that the bid be accepted as per attached Listing No.9

Timber Bridge Materials: No Bids

Now therefore be it

RESOLVED, that the bids set forth at List 2, annexed hereto and made a part hereof be accepted; and be it further

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RESOLVED, that upon the awarding of the above bids by the County Legislature, the County Highway Superintendent be and is hereby authorized to purchase from successful bidders and to pay from appropriated funds.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 214-08

Date: 3/25/08 hwyfillforepersonposition

**AUTHORIZATION TO FILL A WORKING FOREPERSON
POSITION WITHIN THE HIGHWAY DEPARTMENT**

BY: Hon. David Axton, Chairman, Public Works Committee

Hon. Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, a current Working Foreperson is retiring from their position on March 17, 2008 and the position will be vacant at that time; and

WHEREAS, this Working Foreperson position is critical to the operation of the highway department; and

WHEREAS, this position has been budgeted to be filled for the entire year; now therefore be it, to authorize the Highway Superintendent to fill this open position by promotion from within the department and also 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.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 215-08

Date: 3/25/08 p&t purchase mower 3 08rev2

**AUTHORIZING THE PURCHASE OF A MOWER
FOR PARKS AND TRAILS USE**

By: By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, in the 2008 Budget Emerson Park allowed for the purchase of a new lawn mower at a cost of not to exceed \$15,000 from Equipment Account No. 7110.200.000-A; and

WHEREAS, the total cost of the machine including delivery is \$15,210; and

WHEREAS, Emerson Park currently has three decent mowers, unfortunately one is a mulching mower and can only be used when the grass is very dry and not very tall; and

WHEREAS, two mowers are required at all times to keep the 80 acres of lawn looking good; and

WHEREAS, the County can purchase the mower from State bid thereby insuring an excellent price and eliminating the need and cost of bidding; now therefore be it

RESOLVED, the Park Maintenance Supervisor is authorize to purchase a mower off of the state bid for a cost not exceed \$15,210.00, \$15,000 of which was budgeted in account 7110.200.000-A for a new mower and the balance of \$210.00 for shipping to be taken from miscellaneous equipment, also budgeted in 7110.200.000-A
Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 216-08
(3/25/08) (P&T) pksfireworkscontract 3 08
APPROVING CONTRACT WITH AUBURN TELSTAR DISPLAY FIREWORKS
INC. OTHER EXPENSES ASSOCIATED WITH THE ANNUAL
JULY THIRD EVENT AT EMERSON PARK

By: David R. Axton, Chairperson, Public Works
Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, Cayuga County, through the Parks and Trails Department, in conjunction with the City of Auburn, provides a public event celebrating the Fourth of July with a Syracuse Symphony concert and a fireworks at Emerson Park on July 3; and

WHEREAS, the Public Works Committee is desirous of providing the traditional, professional fireworks display and Syracuse Symphony performance at Emerson Park on July 3, 2008; and

WHEREAS, the Parks and Trails Department has funds budgeted in Account No. 7110.400.074 (Department Expense), in the amount of \$4,500.00 for the fireworks portion of this event and \$4,500.00 for The Syracuse Symphony portion of this event; and

WHEREAS, the Parks and Trails Department has funds budgeted in Account No. 7110.400.059 (Professional Services) up to \$3,000 for Sheriff Deputies for this event, and Whereas the fireworks will be purchased according to Cayuga County purchasing policies and procedures; now therefore be it

RESOLVED, that, pending approval by the Auburn City Council, the Chairman of the County Legislature is hereby authorized to sign the agreement with the Auburn Telstar Display Fireworks Inc. submitted herewith in the budgeted amount of \$4,500.00; and be it further,

RESOLVED, that the Parks and Trails Department is authorized to pay the budgeted amount for the Syracuse Symphony, and be it further

RESOLVED, that the Parks and Trials Department is authorized to pay the Cayuga County Sheriff's Department up to \$3,000, and be it further

RESOLVED, that the Treasurer is hereby directed to make the journal and accounting entries necessary to carry out the intent of this resolution.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye, except Sincebaugh voting no.

RESOLUTION NO. 217-08
(3/25/08) P&Tsterlingmanagementplan 3 08
ADOPTING THE PROPOSED FUNCTIONAL MANAGEMENT PLAN FOR THE
STERLING NATURE CENTER CONSISTING OF THE STERLING PRESERVE
AND THE STERLING CONSERVATION AREA

By: By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Proposed Functional Management Plan for the Sterling Nature Center was developed after five public meetings that were held in 2005; and

WHEREAS, following a series of modifications and updates The Cayuga County Parks Commission approved the plan at it's meeting of January 23, 2008; and

WHEREAS, the proposed plan represents a great deal of time and effort on the part of the parks department, the planning department, the county legislature, The Friend's Of Sterling Nature Center and the public, and

WHEREAS, the Parks and Trails Department would like to use the plan as a guide for the future at The Sterling Nature Center; and

WHEREAS, it is understood that any changes requiring a financial commitment on the part of the county would need to be approved by the legislature per the policies of Cayuga County; now therefore, be it

RESOLVED, that the Cayuga County Legislature does hereby adopt the Proposed Functional Management Plan for The Sterling Nature Center.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 218-08
3/23/08 BLDS COB HVAC CHANGE M-006REV1
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO SIGN CHANGE ORDER M-006 FOR COUNTY OFFICE BUILDING
HEATING PROJECT

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Cayuga County has adopted Resolution Number 695-06 that set up Capital H project #06-5 for the Heating modification to the Cayuga County Office building heating system; and

WHEREAS, with any project there are change orders to take care of unforeseen issues or missed items with in the project; and

WHEREAS, the air handlers specified by C&S Engineers were to fit in the existing louver openings, after the Mechanical contractor received the units it was found that 13 units would not fit thru the existing louver openings, and

WHEREAS, the mechanical contractor submitted a cost estimate to our construction manager (Brian Annicharico from C&S) for \$44,433.00 to enlarge the louver openings, and

WHEREAS, to move ahead with the project it was decided to disassemble and reassemble the units to get them in the building, and

WHEREAS, to disassemble and reassemble the 13 units, change order M-006 was submitted, at the cost of \$3,680.00 covers this issue, and

WHEREAS, there is sufficient means in the change order fund set up for this project to cover the cost of this change order; there For Let It Be

RESOLVED, that the Chairman of Cayuga County is hereby authorized to sign the change order M-006, and be it further

RESOLVED, that the funds for this change orders not to exceed \$3680.00 will come from the change order fund set up in capital H project #06-5 project, and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution. Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye, except Mitchell voting no.

RESOLUTION NO. 219-08

3/25/08 BLDS COB HVAC Change orders rev1

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO SIGN CHANGE ORDERS FOR COUNTY OFFICE
BUILDING HEATING PROJECT**

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Cayuga County has adopted Resolution Number 695-06 that set up Capital H project #06-5 for the Heating modification to the Cayuga County Office building heating system; and

WHEREAS, with any project there are change orders to take care of unforeseen issues or missed items with in the project; and

WHEREAS, The following is a list of change orders

P-003	Paint 6" exterior natural gas piping	\$1,207.00
M-007	Transport air handling units and boiler to job site from storage	
	At soil and water	\$5,175.00
M-008	Removal of louver and installation of new louver	\$3,087.00
M-009	Remove and Cap original chilled water lines 2nd floor	\$1,035.00
M-010	Install structural racks to support 7 air handling units	<u>\$1,570.00</u>
	Total	\$12,074.00
P-002	Delete basement natural gas piping	\$2,168.00
M-005	Credit for deleting asbestos abatement in basement	<u>\$4,250.00</u>
	Total	\$6,418.00
Total cost change of orders		\$5,656.00

WHEREAS, The total cost for the 8 change orders is \$5,656.00, there is sufficient means in the change order fund set

up for this project to cover the cost of these change orders; there For Let It Be

RESOLVED, that the Chairman of Cayuga County is hereby authorized to sign the change orders, and be it further

RESOLVED, that the funds for these change orders not to exceed \$5,656.00 will come from the change order fund set up in capital H project #06-5 project, and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution. Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 220-08

03/25/08 Bldgs COB Security Systemrev

AUTHORIZATION TO ENTER INTO AN ASSURED MAINTENANCE AGREEMENT FOR THE COUNTY OFFICE BUILDING SECURITY SYSTEM

By: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, the County Legislature has been working correcting the life safety issues in the Cayuga County Buildings; and

WHEREAS, the security system is a intricate piece of equipment for the security of the County Office Building; and

WHEREAS, the County does not have an employee that is trained to work on this system; and

WHEREAS, it would not be cost effective for the county to train an employee to perform this service; NOW THERE FOR BE IT

RESOLVED, that line 1620-400-045-A Maintenance Contracts be set up in account 1620; and be it further

RESOLVED, that \$3,360.00 be transferred from contingency account A1990 to 1620-400-045-A; and be it further

RESOLVED, that the County enter into a Maintenance Agreement with Linstar, Inc for service on the security system for the County Office Building, at the cost of \$3,360.00; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized and directed to enter into a contract with Linstar, Inc.; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 221-08

3/25/08 Blds-replace ceiling EMOREV3

AUTHORIZATION TO ACCEPT BID AND TO REPLACE CEILING REMOVED IN THE CAYUGA COUNTY OFFICE BUILDING EMO CONFERENCE ROOM.

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution 234-7 authorized the removal of the ceiling, lighting and ventilation in the EMO conference room in the basement of the County Office Building to abate the fireproofing above the ceiling; and

WHEREAS, Resolution 476-07 authorized the advertisement for bids to replace the Ceiling; and

WHEREAS, the following responses were received for the and tabulated as follows:

Bouley Construction	\$23,700.00
Massa Construction	\$27,900.00
Welch Construction	\$17,431.00
Marchuska Bros. Construction	\$18,847.00
C&S Technical Resources	\$14,496.00

And,

WHEREAS, C&S Technical Resources is the low bidder and had all the correct documentation at the bid opening; now therefore let it be,

RESOLVED, that the bid be accepted from C&S Technical Resources in the amount of \$14,496.00; and be further be it further

RESOLVED, that a contingency fund be set up for change orders, not to exceed \$2,000.00; and be it further

RESOLVED, that the sum of \$16,496.00 be transferred from Account No. A1990 to Buildings Account No. 1620.400.178a Construction/Renovation, to be used for the replacement of the ceiling, lighting and ventilation in the EMO conference room; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized and directed to sign the necessary documents required to accomplish this project; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 222 Skip

Motion by Legislator Schuster to amend: Delete 2nd resolved (RESOLVED, that a Change order fund be set up for change orders, not to exceed \$4,000.00 for a total project cost of \$191,000.00; and be it further) and amend 4th resolved to read: RESOLVED, that the Cayuga County Legislature hereby amends Capital H Account No. 06- 5, to replace fireproofing removed in the Cayuga County Office Building by increasing the amount of the project by \$187,000.00; and be it further approved by voice vote, all present voting aye.

RESOLUTION NO. 223-08

3/25/08 Blds-Fire Proofing COBrev2

ACCEPTING BID TO REPLACE FIREPROOFING REMOVED IN THE CAYUGA COUNTY OFFICE BUILDING, AMENDING CAPITAL "H" PROJECT NO. 06-5 FOR THE REPLACEMENT OF FIREPROOFING REMOVED IN THE CAYUGA COUNTY OFFICE BUILDING, AND AUTHORIZING CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN AGREEMENTS.

By: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution 695-06 established Capital "H" project No. 06-5 heating

system renovation of the County Office Building which included the abatement of materials; and

WHEREAS, Resolution 234-7 expanded this abatement to other areas; and

WHEREAS, Resolution 476-07 authorized the advertisement for bids to replace the fireproofing removed during abatement; and

WHEREAS, the following responses were received for the and tabulated as follows:

Bouley Construction	\$187,000.00
Welch Construction	Declined to bid

now therefore be it,

RESOLVED, that the bid be accepted from Bouley Construction in the amount of \$187,000.00; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized and directed to sign the necessary documents required to accomplish this project; and be it further

RESOLVED, that the Cayuga County Legislature hereby amends Capital H Account No. 06- 5, to replace fireproofing removed in the Cayuga County Office Building by increasing the amount of the project by \$187,000.00; and be it further

RESOLVED, that in order to carry out this amended project, the County Treasurer be and he is hereby authorized and directed to amend Capital "H" Project No. 06-5 to increase the cost of the project by \$191,000.00, source of funding to be by the issuance of serial bonds in said amount or short term borrowing and/or in-house borrowing. The exact choice of terms and authority to issue and renew the obligations are hereby delegated to the County Treasurer subject to the provisions of Section 30 (b) of the Local Finance Law requiring the Treasurer to file a certificate with the Legislature Clerk relating to said issuance or renewal. The certificate of the County Treasurer authorizing the issuance of the obligation pursuant to this resolution shall have an estoppel clause as provided for in Title 6 of the Local Finance Law; and be it further

RESOLVED, that, at the discretion of the County Treasurer, this resolution shall be published by the Clerk of the Legislature and thereafter the validity of the obligations authorized by this resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Cayuga is not authorized to expend money or if the provisions of the law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution; and be it further

RESOLVED, that the County Treasurer is authorized to sign the financial documents necessary to carry out the project; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 224-08
3/25/08 Blds Lead abatement Courthouse rev
AUTHORIZATION TO ACCEPT QUOTE TO ABATE LEAD PAINT
IN THE STAIRWELL IN THE COURTHOUSE

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, There is structural cracking in the walls of the courthouse; and,
 WHEREAS, There is peeling lead paint that needs to be removed to be able to watch
 the cracks in the walls for anymore movement; and

WHEREAS, quotes were requested and received for the lead abatement and tabulated
 as follows:

MARCO Remediation Inc.	4,357.00
Absope environmental Inc.	4,850.00
Op-Tech	3,990.00

And,

WHEREAS, Op-Tech has the low quotation; and

WHEREAS, that Account No. 1621.400.178a, Construction/Renovation, has suffi-
 cient funds for this \$5490.00 project; now therefore let it be,

RESOLVED, that the quotation be accepted from Op-Tech in the amount of \$3,990.00;
 and be further be it further

RESOLVED, the County will have to provide a project monitor to over see the
 project. At the cost not to exceed \$1500.00; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized and
 directed to sign the necessary documents required to accomplish this project; and be it
 further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal
 entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Murphy, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus,
 Schuster, Palermo, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 225-08
3/25/08 E911Basestation
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE
TO AUTHORIZE THE PURCHASE AND INSTALLATION OF
A BASE STATION AT MORAVIA FIRE DEPARTMENT.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and

Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, through the Cayuga County E-911 Center, Base Stations for all Fire and
 EMS Departments are purchased, installed, and maintained within our County; and

WHEREAS, the Moravia Fire Station is in need of an updated Base Station to ensure
 that all transmissions are received; and it is critical that the Base Station is functioning 24/
 7 for all emergency responders; and

WHEREAS, Base Stations are purchased and installed by Finger Lakes Communications at a cost not to exceed \$1,600.00, then placed on Cayuga County's monthly support and maintenance agreement that includes all other base station radios, at no additional cost at this time; and

WHEREAS, there is money in the 9-1-1 Communications System Budget Account number 3020.200.000-A, specifically for this purpose; now therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized and directed to enter into a contract with Finger Lakes Communication for the purchase of the base station radio in the amount not to exceed \$1,600.00; and be it further

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

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO 226-08

3/25/08 SHR-'08 budget transfer

**AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO TRANSFER MONEY
FROM THE INMATE PHONE TRUST ACCOUNT T-77 TO
THE SHERIFF'S EQUIPMENT ACCOUNT 3110.200.000 IN
THE 2008 SHERIFFS OPERATING BUDGET**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, motion 751-07 was passed by the Cayuga County Legislature on 12/11/07 authorizing Capital H projects for the purchase of rifles and ammunition in the amount of \$10,000.00; and

WHEREAS, the total cost of the required rifles and accessories is now \$15,040.00; and

WHEREAS, there is a shortfall of \$5,040.00 in the Sheriff's Equipment line 3110.200.000; and

WHEREAS, the Inmate Phone Trust account T-77 has sufficient funds to cover this shortfall; and

WHEREAS, this expense is authorized by the NYS Commission of Correction, and therefore be it

RESOLVED, that \$5,040.00 be transferred from the Inmate Phone Trust account T-77 to the Sheriff 2008 operating budget 3110.200.000 to provide money to purchase the extra rifles; and further be it

RESOLVED, that the Treasurer will make the necessary accounting and journal entries to accomplish the afore mentioned resolution.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 227-08
3/25/08 SHR-'08 Budget Transfer-2
AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO TRANSFER
MONIES FROM THE SHERIFF'S 2008 CUSTODY OPERATING BUDGET
CONTRACTUAL LINE 3150.400 TO THE SHERIFF'S
2008 CUSTODY BUDGET EQUIPMENT LINE 3150.200

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
 Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Sheriff's Dept. has developed and trained a newly formed Gang Task Force Detail to combat gang activities within our County Correctional Facility; and

WHEREAS, this Detail trains our Custody Officers and this Detail has been requested by numerous other Departments, agencies and Institutions (Schools, C.C. Local Services, etc.) to educate them regarding gang activity; and

WHEREAS, this training program requires 2 HP Compaq Notebooks, 2 Keyspan Easy Presenters and 1 Neck Projector for teaching and displays which totals \$2,468.91; and

WHEREAS, there was no money designated in the Sheriff's 2008 Operating Budget Equipment Line 3150.200 and there is money in the Sheriff's 2008 Operating Budget Custody Training Line 3150.400.135; and

RESOLVED, that \$2,470.00 be transferred from the Sheriff's 2008 Operative Budget Custody Training Line 3150.400.135 to Equipment Line 3150.200.000; and further be it

RESOLVED, that the purchase will be authorized by the Cayuga County Information Technologies Department and conform and consistent with the purchasing policies of Cayuga County; and further be it

RESOLVED, that the Cayuga County Treasurer make the necessary journal and accounting entries to carry out the intent of this resolution.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

Motion by Legislator Tortorici to amend 4th Whereas to read: WHEREAS, due to the manpower need, the Sheriff is respectfully asking that six vehicles be turned in for auction as follows: a 2002 Chevrolet Impala VIN # 2GIWFS2E629295637, 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201945, 2001 Dodge Durango VIN#1BAH528N81F984412, 2002 Ford Crown Victoria VIN #2FAFP71W12X128713, **2001 Chevrolet Tahoe VIN # 1GNEK13V21J245155, and 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201946**; now therefore be it

and last Resolved to read: RESOLVED, that upon the delivery of the vehicles to the Cayuga County Motorpool and their acceptance by the staff of the Motorpool, that six vehicles be turned in for auction as follows: a 2002 Chevrolet Impala VIN # 2GIWFS2E629295637, 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201945, 2001 Dodge Durango VIN#1BAH528N81F984412, 2002 Ford Crown Victoria VIN #2FAFP71W12X128713, **2001 Chevrolet Tahoe VIN # 1GNEK13V21J245155, and 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201946** approved by voice vote, all present voting aye.

RESOLUTION NO. 228-08
3/25/08 SHR-Patrol Carsrev2

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO PURCHASE FOUR MARKED PATROL CARS, ONE UNMARKED C.I.D. VEHICLE AND ONE SUV FOR THE K-9 PATROL AND RELATED EQUIPMENT FOR THESE VEHICLES.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, in the Sheriff's 2008 Operating Budget Line 3110.2 (Equipment) there was \$146,000.00 budgeted for the purchase of the cars and equipment; and

WHEREAS, the Sheriff will purchase the 4 marked Chevrolet Impalas from Hoselton Chevrolet in Rochester, NY under the NYS contract #PC635514, the unmarked Ford Crown Victoria from Motorfleet in Ocean City, NJ under NYS Contract #PC63556, and the Dodge Durango SUV from Warnock Automobile Fleet in East Hanover, NJ under NYS Contract #PC63556; and

WHEREAS, the combined cost of the said vehicles will not exceed the budgeted amount of \$146,000.00; and

WHEREAS, due to the manpower need, the Sheriff is respectfully asking that four vehicles be turned in for auction as follows: a 2002 Chevrolet Impala VIN # 2GIWFS2E629295637, 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201945, 2001 Dodge Durango VIN#1BAH528N81F984412 and a 2002 Ford Crown Victoria VIN #2FAPP71W12X128713); now therefore be it

RESOLVED, that upon the delivery of the vehicles to the Cayuga County Motorpool and their acceptance by the staff of the Motorpool the Cayuga County Sheriff and Cayuga County Treasurer will be authorized to pay for said vehicles; and be it further

RESOLVED, that upon the delivery of the vehicles to the Cayuga County Motorpool and their acceptance by the staff of the Motorpool, that four vehicles be turned in for auction as follows: a 2002 Chevrolet Impala VIN # 2GIWFS2E629295637, 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201945, 2001 Dodge Durango VIN#1BAH528N81F984412 and a 2002 Ford Crown Victoria VIN #2FAPP71W12X128713.

Signed by Lockwood, Chapman, Murphy, Mitchell, Petrus, Axton.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 229-08

(03/25/08) cemoINSTRUCTOR CONTRACTSrev

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF EMERGENCY SERVICES TO ENTER INTO CONTRACTS FOR THE INSTRUCTION OF COURSES REQUIRED BY STATE AND LOCAL INITIATIVES PURSUANT TO THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS), AND PUBLIC SAFETY TRAINING FOR A PERIOD OF FIVE (5) YEARS.

By: Mr. Raymond E. Lockwood, Chairperson of Judicial and Public Safety Committee

Mr. Francis Mitchell, Chairperson of Ways & Means Committee

WHEREAS, State and Federal requirements mandate certain individuals at the local level be trained in the National Incident Management System (NIMS), and Public Safety Procedures; and

WHEREAS, Cayuga County passed Legislation per Resolution 199-06 to adopt and implement the National Incident Management System (NIMS) as the County's standard for incident management; and

WHEREAS, it is necessary for the County to enter into Independent Contractor Contracts for paid instructors to teach the classes referenced above; and

WHEREAS, the rate for such instruction is being set at \$25.00 per hour; and

WHEREAS, the Director of Emergency Services requires the authority to enter into contracts with individuals; and

WHEREAS, the Cayuga County Emergency Management Budgets (3640 and 3410) each contain contractual lines.135 for the payment of such training; Reimbursement expenses to instructors will not exceed the amount approved by the legislature annually or the amount set forth in the individual instructor's contract; Now therefore be it,

RESOLVED, that the Cayuga County Chairman of the Legislature and the Director of Emergency Services be allowed to enter into contracts, from time-to-time, for a period of five (5) years with individuals for the instruction of NIMS and Public Safety, without returning for legislature authorization unless requesting an hourly rate change.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 230-08

3/25/08 SHR-Court Attend. Pos.

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO FILL A COURT ATTENDANT (PART-TIME) POSITION IN THE NEW YORK STATE UNIFIED COURT SYSTEM IN CAYUGA COUNTY

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, on Friday, April 4, 2008 there will be one funded Court Attendant (Part-time) position available in the Unified Court System in Cayuga County and employed by the Sheriff and the salary is one hundred percent reimbursed by New York State; and

WHEREAS, the personnel on this detail have increased responsibilities with the expansion of the Courts necessitating enhanced coverage in the two buildings thus placing a burden on manpower; and

WHEREAS, the Sheriff, who coordinates the detail, has received a resignation from position #003309-SYS thereby creating a vacancy in personnel accordingly and the position is budgeted in the 2008 Unified Courts Budget; and

WHEREAS, the replacement of the 100% funded Court Attendant is critical for maintaining staffing levels and flexibility for this part-time position for smooth and efficient functioning of the security and services provided to the Courts; now therefore be it

RESOLVED, that the Sheriff be authorized to fill the one vacant Court Attendant part-time position effective the date of this Resolution in accordance with the Civil Service Rules and Regulations and the Policies of Cayuga County;

RESOLVED, that the Treasurer make any and all journal and accounting entries necessary to accomplish the forgoing and that the Cayuga County Civil Service Commission file the appropriate documentation for the addition of these position.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 231-08
(3/25/08) COA-LLResidencyReqForShf'sDeptOrCorrsOffs-ADP
TO ADOPT LOCAL LAW NO. 1 FOR THE YEAR 2008, AUTHORIZING
CAYUGA COUNTY DEPUTY SHERIFFS OR CORRECTIONS OFFICERS
TO RESIDE IN CAYUGA COUNTY OR ANY ADJOINING
COUNTY IN NEW YORK STATE.**

BY: MR. LOCKWOOD, Chairman, Judiciary & Public Safety Committee, and
WHEREAS, Local Law No. 1 for the year 2008 was presented to the Cayuga County
Legislature on the 26th day of February, 2008; and

WHEREAS, pursuant to law and after proper notice having been given, the County
Legislature held a public hearing on said Local Law No. 1 for 2008 on March 25, 2008 at
6:00 P.M.; now, therefore be it

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. 1
for 2008 authorizing Cayuga County Deputy Sheriffs or corrections officers to reside in
Cayuga County or any adjoining County in New York State, superseding the New York
State Public Officers Law Section 3, and be it further

RESOLVED, that the Clerk of the County Legislature publish notice of the adoption
of the said Local Law in the official newspapers of Cayuga County, one time per week for
each of two weeks, the first publication to be within ten (10) days of its effective date.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Tortorici.

Approved by voice vote, all present voting aye.

**STATE OF NEW YORK
COUNTY OF CAYUGA**

LOCAL LAW NO. 1 FOR THE YEAR 2008

**A LOCAL LAW AUTHORIZING CAYUGA COUNTY DEPUTY SHERIFFS OR
CORRECTIONS OFFICERS TO RESIDE IN CAYUGA COUNTY OR ANY
ADJOINING COUNTY IN NEW YORK STATE, SUPERSEDING
THE NEW YORK STATE PUBLIC OFFICERS LAW SECTION 3.**

BE IT ENACTED by the County Legislature of the County of Cayuga, New York, as
follows:

Section 1. Purpose. The purpose of this Local Law is to supersede New York
State Public Officers Law Section 3, to authorize the Cayuga County Sheriff's Deputies or
Corrections Officers to reside in Cayuga County or any adjoining County within the State
of New York.

Section 2. In Cayuga County, the provisions of Section 3 of the New York State
Public Officers Law authorization requiring a person to be a resident of the political
subdivision or municipal corporation of the state for which such person shall be chosen or
within which such person's official functions are required to be exercised, shall not prevent
a person from holding the office of deputy sheriff in Cayuga County, provided, however,
that such person performing duties and functions of deputy sheriff or corrections officer
reside in Cayuga County or any adjoining county within New York State unless otherwise
provided by law.

Section 3. This Local Law shall take effect upon filing pursuant to the provisions of the Municipal Home Rule Law.

Motion by Legislator Chapman to adjourn at 8:46PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to approve minutes 5-27-08, all in favor.

**MINUTES CAYUGA COUNTY LEGISLATURE
APRIL 22, 2008, 6:00 PM
CCOB 6TH FLOOR/CHAMBERS**

CALL TO ORDER: Hon. Roger Mills, Chairman, 6:00pm.

ROLL CALL: Mary Jones, Clerk of the Legislature, all Legislators present.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PRESENTATION: Sheriff David Gould for National Crime Victims' Rights Week, April 13-19, 2008, read by Mary Jones Clerk of the Legislature, presented to Roger Mills Chairman Cayuga County Legislature by David Gould Sheriff.

DEATHS: Mary Chickette Tortorici, grandmother of Legislator Peter Tortorici.

MINUTES: For Approval: 1-9-08, 1-22-08, 2-4-08 and 2-26-08, **motion by Chapman to approve, approved by voice vote, all voting aye.**

For Reading: 3-17-08 and 3-25-08

CCC REPORT: Daniel Larson President, welcomes trustees Linda Murphy and Jeff Edwards. The Cayuga faculty and the College Board of Trustees have voted in favor of a proposed multi-year employment contract. I will have my presidential inauguration on Friday morning as the seventh president of Cayuga Community College. Cayuga-Keuka ASAP Program was featured at Chamber Event. The Fulton campus hosted the annual Academic Youth League Competition. Spartan Athletics, we now have a golf team, new this spring, women's basketball this year number eight seed in the NJCAA Region III Tournament, and in men's lacrosse, we have two players who currently lead the NJCAA in national rankings. Recruiting Initiatives, in March we held a College Awareness night for local eighth graders, April, we participated in regional college fairs, May we will be offering one-stop registration day on campus.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Legislator Chapman, I would like to thank all the Emergency Management Staff on the 5th annual Fire Chief Academy held on March 29, 2008 Weedsport High School, Weedsport, NY, sponsored by the Cayuga County Fire Advisory Board, they had over 132 people take part.

PUBLIC BE HEARD:

If you wish to speak notify your Legislator, who will grant you privilege of the floor. You will be allowed to speak for 3 to 5 minutes. You must state your name and address.

Legislator Axton for Neil O'Brien, Superintendent of Port Byron Schools, and Linda Rice, Principal Union Springs Schools, re: SRO's in the schools, both feel they are need in the schools, would like them to have a car as part of the job. The school would pay 10 months

of the year with the County picking up the 2 months in the summer. Appreciate your support of this resolution.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Legislator Lockwood, reminder, this Thursday 4-24-08 there will be a meeting at 6:30PM re: Workers Comp. Insurance and at 7:30PM there will be a meeting on the County's Radio System that needs to be upgraded the public is welcome.

MANAGER'S REPORT: Wayne Allen, re: resolutions numbers HH-26 overall total budget cost of \$5,950,500.00, HH27 to solicit proposals for project management services and/or Clerk of the works, and HH28 to solicit proposal for survey and geotechnical engineering services, we will share this information with the Legislature and ask the chair of the committee to sign off so we can get going on this. Resolutions HH-29 and HH-30 funding and hiring of a Part-time Psychiatrist for the Mental Health Care Clinic. Resolution number WM-4 internal controls, budget revenue and expense please look at the report I have concerns with the revenues. Overtime, some departments are way over, it's getting out of hand, we need to look into this. Handbook, CSEA has filed a improper practice charge against the county, this is a reference manual only, employees need to read it before they start work.

CHAIRMAN'S REPORT: Roger Mills, I declared a State of Emergency for Cayuga County, no open burning of any kind in the County until further notice.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. 1. Received a letter from Cayuga Counseling Services re: Thanking the Cayuga County Sheriff's Benevolent Association for their generous gift.
2. 2. Received notification from the Town of Lysander on a Public Hearing to amend the Town's current zoning classification.
3. 3. Received a letter from William Dorr, Pres. Musical theatre Festival, Inc. re: thanking the county for their donation to partially fund the planning study to establish a destination Musical Theatre Festival in Upstate New York.

Motion by Legislator Lockwood to waive reading of the communications and announcements, 2nd by Petrus, approved by voice vote, all in favor.

Motion by Legislator Chapman to go into Executive Session, re: Personnel Issue and Pending Litigation, 6:27PM, all in favor.

Motion by Legislator Chapman to come out of executive session 7:19PM, all in favor.

RESOLUTIONS

RESOLUTION NO. 232-08

AuditApril.08.doc

**AUTHORIZING THE COUNTY TREASURER TO PAY
MARCH 2008 AUDIT OF CLAIMS**

BY: Hon. Francis Mitchell, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on March 25, 2008 audit claims against the County of Cayuga in the aggregate sum \$1,746,943.62, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 31, 2007.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 233-08

4.22.08 Utilityrev

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
WAYS & MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.**

By: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 50, adopted April 11, 1978, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Electric and Gas service, and Water and Sewer service, and

WHEREAS, this Legislature did by Resolution No. 184, adopted August 14, 1984, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for telephone service, and Landfill Service, and

WHEREAS, said Committee has audited and authorized payments as follows:

MARCH 2008	
Gas & Electric:	\$ 49,715.95
Water & Sewer	\$ 9,743.94
Telephone:	\$ 21,267.92
Landfill/Rubbish	<u>\$ 1,911.10</u>
Total:	82,638.91

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 234-08
4/22/08 PURCHSVCSMARCH
AUTHORIZING THE CAYUGA COUNTY TREASURER
TO CHARGE DEPARTMENTS FOR CENTRAL SERVICES
AND PURCHASES FOR THE MONTH OF MARCH 2008

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, the Ways & Means Committee approved the payment of all Central Services,

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to credit the revenue account and charge the following departments' .40 Accounts (Contractual Expenditures) in accordance with attached schedules:

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$10,899.01
TOTAL		\$10,899.01

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 235-08
Date of meeting: April 22, 2008
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME

By: Ann Petrus, Chairman Health & Human Services Committee

Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, this legislature did by Resolution Number 70, duly adopted on the 20th day of March 1984, authorize the Nursing Home Committee of the County Legislature to audit all claims against the Cayuga County Nursing Home, and

WHEREAS, said Committee has audited and authorized payment in the amount of \$93,756.48 for the month of March 2008, now therefore be it

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Petrus, McIntosh, Schuster, Cuddeback, Sincebaugh, Tortorici, Mitchell, Palermo, Lockwood, Axton.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 236-08
seniornutrition
REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER
FOR OPERATION OF THE SENIOR NUTRITION PROGRAM
IN THE OFFICE FOR THE AGING.

BY: Ann Petrus, Chair, Health & Human Service Committee

Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, The Director of the Office for the Aging presented bills for service providers in regard to operation of the Senior Nutrition Program, to the County Treasurer for payment pursuant to Resolution No. 297, duly adopted on June 21, 1994, which claims total \$10,997.57 covering the period through 3-28-08 and have been paid as set forth on the attached lists; now, therefore, be it

RESOLVED, that the aforesaid claims shall become part and parcel of the full legislative audit for the Office for the Aging.
Signed by Petrus, McIntosh, Schuster, Cuddeback, Sincebaugh, Tortorici, Mitchell, Palermo, Lockwood, Axton.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 237-08
4/22/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF THRUWAY TOLLS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.
WHEREAS, this Legislature did by Resolution No. 24-97, adopted January 21, 1997, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Thruway Tolls, and,
WHEREAS, said Committee has audited and authorized payments as follows:

MARCH 2008	\$ 85.22
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RESOLVED, that said payments be part and partial payment of the full audit of this Board.
Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 238-08
4/22/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF CREDIT CARD CHARGES.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.
WHEREAS, this Legislature did by Resolution No. 1-99, adopted January 01, 1999, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Credit Card Charges, and,
WHEREAS, said Committee has audited and authorized payments as follows:

	MARCH 2008	
First Niagara		\$2,014.81
WalMart		\$2,796.00
Sunoco		\$ 287.45
AmExpress		\$1,199.95
<u>Exxon</u>		<u>\$ 141.05</u>
Total:		\$6,439.26

RESOLVED, that said payments be part and partial payment of the full audit of this Board.
Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 239-08
4/22/08

**AUTHORIZING PAYMENT OF LEGAL NOTICE FEES
PRIOR TO THE LEGISLATIVE AUDIT.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and

WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

WHEREAS, it would be in the best interest of the County to take advantage of the prompt payment discounts by paying these invoices prior to the legislative audit of claims, therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized to process legal Advertising invoices for payment by the Cayuga County Treasurer prior to the monthly legislative audit, and be it further

RESOLVED, that a monthly report of said payments shall be provided to each legislator on a monthly basis.

MARCH TOTAL
\$8223.40

Signed by Mitchell, Axton, Lockwood, Petrus, Schuster.

Approved by voice vote, all present voting aye, Except Palermo abstained.

RESOLUTION NO. 240-08
(4/22/08) COA-Caph4PAY

**AUTHORIZING THE COUNTY TREASURER TO PAY
CLAIMS AGAINST VARIOUS CAPITAL "H" PROJECTS.**

BY: MR. MITCHELL, WAYS & MEANS COMMITTEE.

WHEREAS, claims have been received in regard to various Capital "H" Projects previously established by the County; and

WHEREAS, said claims have been reviewed and approved by the interested oversight committees; now, therefore, be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to pay the following claims and charge the same to the appropriate Capital "H" Projects:

1. Project #03-7 (Phase 4/ Integration of Services (IOS):
HEWLETT PACKARD COMPANY:
 Inv. No. JFT8821 - \$6,770.00 less
 Inv. No. JQG14461 - \$6,520.28 credit \$ 249.72
FINGER LAKES TECHNOLOGIES GROUP, INC:
 Inv. No. 2008-690B \$ 550.00
 Inv. No. 2008-890B \$ 7,056.44
 Inv. No. 2008-1008B \$ 6,599.85
FINGER LAKES COMMUNICATIONS CO., INC.:
 Inv. No.32420 \$ 4,818.00

- 2. Project #06-5 (Modification to the Cayuga County Office Bldg. Heating System):
J&E ELECTRIC, INC.:
Application & Certificate for Payment No. 6 dated 3/10/08 \$ 2,778.75
- 3. Project #07-5 (Tyler Software):
TYLER TECHNOLOGIES:
Inv. No.124534 \$ 625.00
Inv. No.125236 \$ 10,499.19
Inv.No.125713 \$102,807.50
INN AT THE FINGERLAKES:
Inv. No.3532 \$ 70.00

And be it further

RESOLVED, that the Treasurer make the journal and accounting entries necessary to accomplish the foregoing.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 241-08

4/22/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF EQUIPMENT LEASE PAYMENTS.

BY: Hon. Francis Mitchell, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 76-02, adopted February 26, 2002, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Equipment Leases, and

WHEREAS, said Committee has audited and authorized payment as follows:

MARCH 2008	
Copier Leases and Maintenance:	\$10,272.77
Postage Leases:	\$ 478
Misc. Leases:	<u>\$ 8,082.54</u>
Total	\$18,833.31

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 242-08

4/22/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF PARCEL SERVICE PAYMENTS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 03-03, adopted January 3, 2003, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Parcel Service Payments, and

WHEREAS, said Committee has audited and authorized payment as follows:

MARCH 2008

\$ 570.15

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 243-08
4/22/08 COL Payempmeal
AUTHORIZING THE COUNTY TREASURER TO PAY
BALLOONS RESTAURANT AND CATERING FOR
EMPLOYEE RECOGNITION LUNCHEON EXPENSE.

By: Hon. Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the sixth annual Cayuga County Employee Recognition Luncheon will be held on May 22, 2008 at the Emerson Park Pavilion; and

WHEREAS, the event will honor county employees with 10, 15, 20, 25, 30 and 35 years of devoted service to the taxpayers of the county; and

WHEREAS, funding for the event is provided by appropriated funds in account A-3620.400.074 (page 6 of 2008 budget) with the CSEA providing funding for postage, invitations, etc.; and

WHEREAS, the Balloons Restaurant will cater this luncheon event; now therefore be RESOLVED, that the Cayuga County Treasurer be authorized and directed to issue payment to Balloons Restaurant and Catering upon submission of an itemized bill and certification from the Clerk of the Legislature to the County Manager that the amount is just and accurate and said amount shall be charged to account A-3620.400.074; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all necessary journal and accounting entries, as prescribed by the Comptroller of the State of New York, to accomplish same.

Signed by Mitchell, Lockwood, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 244-08
(04/22/08) RPSAcceptGrant2008
ACCEPTING GRANT FUNDS FOR CENTRALIZED
PROPERTY TAX ADMINISTRATION STUDY

By: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, resolution 96-08 authorized Cayuga County Office of Real Property to develop and apply for a Centralized Property Tax Administration Study Grant; and

WHEREAS, the application has been accepted and funds in the amount of \$ 25,000, pertaining to the first half of the grant, have been secured from New York State Office of Real Property Service to cover costs incurred to study and analyze various forms of property tax administration; and

WHEREAS, the Cayuga County Legislature wishes to obtain these funds as efficiently as possible and begin work on the Centralized Property Tax Administration Study; Now therefore be it

RESOLVED, the Cayuga County Legislature hereby authorizes the Chairman of the County Legislature to sign such documents as may be required in order to obtain these funds and begin work on the Centralized Property Tax Administration analysis project; and Now therefore be it also

RESOLVED, that the Cayuga County Treasurer is hereby authorized to establish such accounts as may be necessary to accommodate this project.

Signed by Mitchell, Axton, Palermo, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 245-08

4/22/08 leavebank4-22-08

**AUTHORIZING THE CREATION OF A TEMPORARY
LEAVE BANK FOR A COUNTY EMPLOYEE.**

By: Hon. Francis Mitchell, Chairman, Ways and Means Committee.

WHEREAS, an employee of the Department of Social Services is recovering from surgery causing an extended leave; and

WHEREAS, this employee has worked for the Cayuga County for a short period of time, and has not had time to earn accruals to cover the recovery time; and

WHEREAS, discussion has occurred over this issue with representatives of the County and the CSEA and both parties have agreed to allow the creation of a temporary leave bank at the request of fellow employees to address the immediate loss of income for the employee, now; therefore, be it

RESOLVED, that the Cayuga County Legislature hereby approves this temporary leave bank, subject also to approval of CSEA officials; and, be it, further

RESOLVED, that the Cayuga County Legislature authorizes and directs all those steps that may be required to undertake this temporary leave bank in accordance with the following conditions developed in Resolution #174 adopted on April 16, 1996:

All other leave shall have been exhausted by the employee. All County employees may be permitted to donate personal or vacation leave time in no less than half day increments, at any amount up to a grand total of seventy-five work days, all leave donations shall be in writing on a standardized leave bank form, leave time shall be used by the employee in no less than half day increments, using one full day from each donation before additional days are utilized from donors making multiple day donations; and, be it, further

RESOLVED, that the Cayuga County Legislature wishes the employee a speedy recovery and looks forward to their return to work with the County.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 246-08

4/22/08) COMinternalcontrols

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO SIGN
A CONTRACT WITH TOSKI, SCHAEFER AND COMPANY TO PERFORM
A REVIEW, ANALYSIS AND RECOMMENDATIONS TO IMPROVE
THE COUNTY'S INTERNAL CONTROLS.**

BY: Hon. Francis Mitchell, Chairman of Ways and Means Committee

WHEREAS, the County Legislature solicited proposals for the purposes of reviewing the County's internal controls in June 2007; and

WHEREAS, one of the firms to submit a proposal was Toski, Schaefer and Company, P.C.; and

WHEREAS, the Government Operations Committee decided at the time that it was premature to begin the review process until the new financial software was purchased and installed; now, therefore be it

RESOLVED, that the Cayuga County Legislature does hereby enter into a contract with Toski, Schaefer and Company to perform a review, analysis and make recommendations to improve the County's internal controls; and, be it further

RESOLVED, that the cost for these services shall be capped at \$15,000.00 plus reimbursables; and, be it further

RESOLVED, that the County Legislature budgeted for these expenses in account A1325.400.059 (County Treasurer, Contractual, Professional Services) for internal controls.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 247-08

(04/22/08) EMS / COURSE SPONSORSHIP

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE, THE DIRECTOR OF EMERGENCY SERVICES AND THE EMS MEDICAL DIRECTOR TO RENEW THE NEW YORK STATE DEPT. OF HEALTH, EMERGENCY MEDICAL SERVICES' COURSE SPONSORSHIP CERTIFICATION.

By: Ms. Ann Petrus, Chairperson of Health & Human Services Committee

Mr. Francis Mitchell, Chairperson of Ways & Means Committee

WHEREAS, Cayuga County Emergency Medical Services conducts training for the County's volunteer Emergency Medical Technicians through New York State Dept. of Health, Bureau of EMS, EMT Course Sponsorship; and

WHEREAS, this EMT Course Sponsorship requires renewal application every 2 years to continue the training program; and

WHEREAS, the Cayuga County EMT Course Sponsorship is due for renewal June 2008; and

WHEREAS, the certification application requires the signature of the Cayuga County Chairman, the Director of Emergency Services and the EMS Medical Director for compliance with the New York State Dept. of Health, Bureau of EMS, procedures. Now, therefore, be it

RESOLVED, that the Cayuga County Chairman of the Legislature, Roger Mills, the Director of Emergency Services, Brian Dahl, and the EMS Medical Director, Dr. Mary DiRubbo, be authorized to sign the NYS Dept. of Health, Bureau of EMS, EMT Course Sponsor Certification for the renewal period of June 2008 - 2010.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 248-08 Skip.

RESOLUTION NO. 249-08

Date of Meeting: 4/22/08 NHKRISTACELSOREV

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ENTER INTO AN AGREEMENT WITH KRISTA M. CELSO TO PROVIDE OCCUPATIONAL THERAPY SERVICE TO CAYUGA COUNTY NURSING HOME RESIDENTS.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, Krista M. Celso has the required experience and wishes to provide occupational therapy service to Cayuga County Nursing Home; and

WHEREAS, Cayuga County Nursing Home has been unable to recruit other occupational therapists and is required by New York State Health Department regulation to provide occupational therapy service; and

WHEREAS, Krista Celso will be paid for her services to Cayuga County Nursing Home residents at a rate of \$45/hour; now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to sign an agreement with Krista M. Celso to provide occupational therapy service at Cayuga County Nursing Home effective April 28, 2008 for one year at a rate of \$45/hour.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 250-08

April 22, 2008 nhgrant

AUTHORIZING THE ADMINISTRATOR OF THE NURSING HOME TO APPLY FOR A GRANT THROUGH THE NEW YORK STATE HEALTH DEPARTMENT.

BY: ANN PETRUS, CHAIRPERSON HEALTH & HUMAN SERVICES COMMITTEE

WHEREAS, the Cayuga County Nursing Home has an opportunity to apply for a grant through the New York State Department of Health; and

WHEREAS, the grant would be to develop a program for a Long Term Care Quality Improvement Initiative; and

WHEREAS, the nursing home may be able to qualify for up to \$45,000 for this initiative; now therefore be it

RESOLVED, that the Administrator of the Cayuga County Nursing Home is authorized to apply for the grant through the New York State Health Department.

Signed by Petrus, McIntosh, Schuster, Cuddeback, Tortorici, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 251-08
(04/22/08) MhTimewarnercable08
AUTHORIZING THE CHAIR OF THE LEGISLATURE AND
THE ACTING DIRECTOR OF THE CAYUGA COUNTY COMMUNITY
MENTAL HEALTH CENTER TO ENTER INTO AN AGREEMENT
WITH TIME WARNER CABLE BUSINESS CLASS FOR CABLE SERVICE
AT 146 NORTH STREET, AUBURN, NY 13021.

BY: Mrs. Ann Petrus, Chair, Health and Human Services Subcommittee, and
 Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, there has been a long-standing contract between the cable company and the Cayuga County Community Mental Health Center (CCCMHC) for Basic Standard Cable at 146 North Street, Auburn, NY 13021; and

WHEREAS, the amount per month totals \$57.75 and is paid out of account 4311.40 line item .202 Patient Rehabilitation; and

WHEREAS, the service is used for educational purposes for the clients; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Acting Director of the CCCMHC enter into an agreement with Time Warner Cable business Class to sign a one-year lease beginning January 1, 2008 to December 31, 2008.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 252-08
(04/22/08) MHincUHousestateaid08
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF THE CAYUGA COUNTY COMMUNITY MENTAL
HEALTH CENTER TO ENTER INTO AN AGREEMENT TO REFLECT AN
INCREASE IN THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH
CENTER 2008 BUDGET IN STATE AID MONIES FOR UNITY
HOUSE/SUPPORTIVE HOUSING AND AMENDING THE 2008 BUDGET.

BY: Ann R. Petrus, Chair, Health and Human Services Subcommittee, and
 Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, the New York State Office of Mental Health has approved an increase in State aid monies to Unity House; and

WHEREAS, the Cayuga County Budget was prepared in advance of the approved State Aid monies; and

WHEREAS, the Cayuga County Treasurer's Office will need to amend the year 2008 Unity House Budget to reflect this increase in funding; and now, therefore, be it

RESOLVED, that the Deputy Director and the Chair of the Cayuga County Legislature are authorized to enter into an agreement with Unity House; and be it further

RESOLVED, that the Cayuga County Treasurer's Office be authorized to amend the year 2008 Cayuga County Community Mental Health Center budget for Unity House in the following manner:

Increase expenditure account 4310.460.410-A Unity House/Supported Housing by \$22,555

Tuesday, April 22, 2008

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Increase revenue account 3497.000.000-A State Aid - Unity House by \$22,555 to \$328,284;

and be it further

RESOLVED, that the Cayuga County Treasurer's Office is authorized and directed to make the necessary journal and accounting entries to accomplish the forgoing.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 253-08

(04/22/08) Mhcaycounselftincr08

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES TO AMEND THE
2008 CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER BUDGET
TO REFLECT AN INCREASE IN STATE AID MONIES FOR
CAYUGA COUNSELING SERVICES, INC.**

BY: Mrs. Ann Petrus, Chair, Health and Human Services Subcommittee, and
Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, the New York State Office of Mental Health has approved the inclusion of monies for Cayuga Counseling Services, Inc./Family Based Treatment; and

WHEREAS, the Family Based Treatment program under Cayuga Counseling Services, Inc., was not included in the 2008 budget; and

WHEREAS, the Cayuga County budget was prepared in advance of the approved State Aid monies for the Family Based Treatment program; and

WHEREAS, the Cayuga County Treasurer's Office will need to amend the year 2008 Cayuga Counseling Services, inc., budget to reflect this increase in funding; now, therefore, be it

RESOLVED, that the Cayuga County Treasurer's Office be authorized to amend the year 2008 Cayuga County Community Mental Health Center budget for Cayuga Counseling Services, Inc., in the following manner:

Increase Expenditure Account 4310.430.310A Cayuga Counseling/Family Based Treatment by \$118,905 to \$118,905 and

Increase Revenue Account 3495.000.000A State Aid - Cayuga Counseling Services, Inc., by \$118,905 to \$353,741; and be it further

RESOLVED, that the Cayuga County Treasurer's Office is authorized and directed to make the necessary journal and accounting entries to accomplish the forgoing.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 254-08
(April 22, 2008) HD Immunization Grant (IAP)
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE
AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH NYS DEPARTMENT OF HEALTH
TO ACCEPT FUNDING FOR CONTINUED PARTICIPATION
IN THE IMMUNIZATION ACTION PLAN (IAP)

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the New York State Department of Health has awarded a grant in the amount of \$40,718 to the Cayuga County Health Department for our continued participation in the Immunization Action Plan for the year April 1, 2008 through March 31, 2009; and

WHEREAS, the County Treasurer will have to amend the Health Department's 2008 Budget to accept this funding; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the contract with the NYS Department of Health to continue participation in the Immunization Action Plan for the period April 1, 2008 through March 31, 2009, and enter into any subcontracts as necessary to implement the grant; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all the necessary journal and accounting entries to amend the Health Department's 2008 budget in the following manner:

Increase Revenue Account #3412	\$ 40,718
Increase Expenditure Account #4010.411.059	\$ 40,718

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 255-08
(April 22, 2008) HD Susan G. Komen Contract
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT WITH THE CNY AFFILIATE OF THE SUSAN G. KOMEN
BREAST CANCER FOUNDATION, INC. AND ACCEPT FUNDING

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Community Health Services division of the Health Department has a program in which they provide services to qualified participants, which include mammograms, ultrasounds, surgical consults, and assistance with biopsy costs; and

WHEREAS, the Central New York Affiliate of the Susan G. Komen Breast Cancer Foundation, Inc. wishes to contract with the Health Department to assist qualified participants in obtaining these services, with a grant in the amount of \$12,600 for the period of April 1, 2008 through March 31, 2009; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with the Central New York Affiliate of the Susan G. Komen Breast Cancer Foundation, Inc. as noted above, and to authorize the Chairman of the Legislature and the Director of Health & Human Services to sign all subcontracts necessary to implement this grant; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to amend the Health Department's 2008 Budget in the following manner:

Increase Appropriation Account #4010.417 \$12,600
Increase Revenue Account #3413 \$12,600

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 256-08

(April 22, 2008) HD Drinking Water Enhancement

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO AN AGREEMENT WITH THE STATE TO PARTICIPATE IN THE 100% STATE FUNDED DRINKING WATER PROGRAM ENHANCEMENT GRANT AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE 2007 HEALTH DEPARTMENT BUDGET TO ACCEPT FUNDING

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health Department has received approval for a 100% funded Drinking Water Program Enhancement Grant in the amount of \$113,000 for the period April 1, 2008 to March 31, 2009; and

WHEREAS, to accomplish this purpose we must enhance our investigations, enforcement, and emergency response; assure compliance with Subpart 5 of the State Sanitary Code; utilize the State's database; provide technical advice and guidance to system operators and homeowners; and implement the Safe Drinking Water Act programs and regulations; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into an agreement with the State to participate in the 100% State-funded Drinking Water Program Enhancement Grant and to authorize them to sign all subcontracts relative to meeting obligations incurred by this grant; and be it further

RESOLVED, that the County Treasurer be authorized and directed to amend the Health Department's 2008 Budget and make the necessary journal and accounting entries as follows:

Increase Appropriation Account #4010.440 \$113,000
Increase Revenue Account #3404 \$113,000

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 257-08
(April 22, 2008) HD Healthy Lifestyle Program WIC
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO ACCEPT ADDITIONAL WIC FUNDING FOR
THE HEALTHY LIFESTYLE PROGRAM

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the NYS WIC Program has made funds available to assist local agencies in promoting a healthier life style through exercise and nutrition to the WIC community through the Healthy Lifestyle Program; and

WHEREAS, the goal of this funding opportunity is to develop strategies to motivate participants and their families to adopt a healthier lifestyle through increased physical activity and improved eating habits; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to accept this additional funding of \$12,000 for the Healthy Lifestyle Program, costs of which are to be obligated prior to September 30, 2008; and be it further

RESOLVED, that the County Treasurer amend the 2008 WIC Budget in the following manner:

Increase Account #4011.400.074 (Healthy Lifestyle Program) ...	\$12,000
Increase Revenue Account #3411 (State Aid WIC)	\$12,000

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 258-08
DATE: 04/22/08 OFABoyleCenterLeaseApril08rev
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO A
LEASE AGREEMENT WITH THE PFI HOUSING COMPANY OF AUBURN, INC.
FOR RENTAL OF A PORTION OF COMMERCIAL SPACE LOCATED IN
THE EDWARD T. BOYLE CENTER AT 149 GENESEE STREET,
AUBURN, NEW YORK CONSISTING OF A SMALL OFFICE
(250 SQUARE FEET) NEXT TO THE MANAGER'S OFFICE.

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and
Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, the Cayuga County Office for the Aging provides nutritionally balanced meals to eligible Senior Citizens through the Senior Nutrition Program; and

WHEREAS, funds have been received from the New York State Office for the Aging to provide the Senior Nutrition Program and are budgeted in line item 6772.420.065-A Rent of Facilities; and

WHEREAS, to carry out the intent of the aforementioned grants, it is necessary to lease office space to provide the Senior Nutrition Program; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of the County Office for the Aging are hereby authorized to sign on behalf of the County a lease agreement

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with the PFI Housing Company of Auburn, Inc. for rental of a portion of commercial space located in the Edward T. Boyle Center at 149 Genesee Street, Auburn, New York and consisting of the small office (250 square feet) next to the Manager's Office for the amount of \$151.50 per month for twelve months beginning January 1, 2008.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 259-08
(April 22, 2008) HD Stafkings Contract

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH STAFKINGS HEALTHCARE SYSTEMS**

BY: Ann Petrus, Chairman Health & Human Services Committee
Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, there exists in the Certified Home Health Agency (CHHA) of the County Health Department a need to provide RN, LPN and Home Health Aide services; and

WHEREAS, at times the CHHA does not have sufficient staff to meet the fluctuating needs of the agency and must rely on contracting with licensed home care agencies; and

WHEREAS, funds have been budgeted in the 2008 budget in account 4012.410.000 Home Health Aides and account 4012.400.130 Nurses/Contracts; and

WHEREAS, this contract will only be used in those circumstances when administration determines that there is insufficient clinical coverage; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract effective April 1, 2008 through March 31, 2009 with Stafkings Healthcare Systems to provide the following services at the following rates:

<u>Rates</u>	<u>Rate</u>
RN	\$41.00/hr.
LPN	\$31.50/hr.
Home Health Aide	\$19.00/hr.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 260-08
(April 22, 2008) HS Catholic Charities SSI Maximization
**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER
INTO A CONTRACT WITH CATHOLIC CHARITIES FOR
CASE MANAGEMENT/SSI MAXIMIZATION**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, counties across NYS have been encouraged to develop strategies to assist individuals on Safety Net Assistance (SNA), 50% State and 50% Local, who appear eligible to move to SSI approval; and

WHEREAS, this small contract has been successful in helping a number of individuals move from Public Assistance to SSI, but we are also seeing a significant increase in the number of SNA cases pending SSI; and

WHEREAS, in addition to continuing this contract and providing some one-on-one case management support, we would like to pursue having the RN staff from Catholic Charities also review more comprehensive medical information prior to the SSI path being pursued; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Catholic Charities for the provision of Case Management for the period April 1, 2008 through March 31, 2009 at the cost of \$19,000; and be it further

RESOLVED, that these services be paid from account #6010.400, line item # .059 of the Human Services Department's 2008 Budget.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 261-08

DATE: 4/22/08 OFANewsletterBidApr08

REJECTING THE SENIOR NEWSLETTER BID FOR THE OFFICE FOR THE AGING, AUTHORIZING THE CLERK OF THE LEGISLATURE TO RE-ADVERTISE, AND AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO AWARD BID TO THE LOWEST QUALIFIED, RESPONSIBLE BIDDER.

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and
Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, the Cayuga County Legislature, by Resolution No. 185-08, authorized the Clerk of the Legislature to advertise and receive bids for the Office for the Aging Senior Newsletter; and

WHEREAS, one response was received from the following company:
Graphic Image, Inc. of Milford, CT; and

WHEREAS, the Legislature of Cayuga County recommends that these committees reject all bids received; now, therefore be it

RESOLVED, that the Cayuga County Legislature does hereby reject all bids received for the Office for the Aging Senior Newsletter; and be it further

RESOLVED, that the Cayuga County Legislature allows the Clerk of the Legislature to re-advertise and receive new sealed bids for the Office for the Aging Senior Newsletter; and be it further

RESOLVED, that the Chairman of the Legislature be allowed to award bid to the lowest qualified, responsible bidder.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 262-08
Date of Meeting: 4/22/08 nhadjsalariessooncall
TO AUTHORIZE THE ADJUSTMENT OF THE SALARIES OF
THE NON-BARGAINING NURSING SUPERVISORS FOR
ON CALL PAY AT THE CCNH.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Nursing Supervisors have accepted additional responsibilities by being placed on call for the facility when there is no other Registered Nurse scheduled in the building; and

WHEREAS, the recommended amounts are consistent with the NYSNA contract for other Registered Nurses in the County; and

WHEREAS, the reimbursement will be two dollars (\$2.00) per hour for Supervising Nurses with the Supervising Nurses on call paid three dollars (\$3.00) per hour for holiday compensation on New Year's Day, Memorial Day, 4th of July, Labor Day, Thanksgiving Day, and Christmas Day; and

WHEREAS, staff called in to work will be compensated at one and one half (1 ½) the employee's regular pay for hours worked over 40 with a guarantee of two (2) hours; Now therefore be it

RESOLVED, that on-call compensation be added to the non-bargaining Supervising Nurse's compensation plan at a rate of \$2.00 per hour for hours on call; and be it further

RESOLVED, that that on-call compensation for Supervising Nurses for holidays as stated above be paid \$3.00 per hour; and be it further

RESOLVED, that all Supervising Nurses called in to work be compensated at one and one-half (1 ½) the employee's regular rate of pay for hours worked over 40 with a guarantee of two (2) hours recall pay; and be it further

RESOLVED that the Administrator of Cayuga County Nursing Home be authorized to pay the Supervising Nurses at the above rates; and be it further

RESOLVED, that the above on-call rates be added to the Non-Bargaining Compensation Plan for Supervising Nurses in the CCNH.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 263-08
(04/22/08) MhfillptMD08
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ACTING
DIRECTOR OF THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH
CENTER TO ENTER INTO AN AGREEMENT TO HIRE
ONE PART-TIME PSYCHIATRIST.

BY: Ann R. Petrus, Chair, Health and Human Services Subcommittee, and Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, the 2008 Cayuga County Community Mental Health Center (CCCMHC) budget reflects the inclusion of one part-time psychiatrist, Part IV of the Compensation Plan, with an annual salary of \$70,000 for 17 hours per week; and

WHEREAS, the account for salary expenses, 4310.100.000-A has budgeted \$70,000 for a part-time Staff Psychiatrist; and

WHEREAS, the CCCMHC has received approval by the New York State Office of Mental Health to provide services for citizens of Cayuga County who have a mental health diagnosis; and

WHEREAS, the CCCMHC is experiencing an increase in utilization requiring additional psychiatrists to ensure psychiatric services; now, therefore, be it

RESOLVED, that the position of part-time Staff Psychiatrist be filled without the fringe benefits; and be it further

RESOLVED, that the Acting Director of Community Services be authorized and is hereby directed to fill the position of one part-time psychiatrist in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 264-08

(04/22/08) MHpt sr clk08

**AUTHORIZING THE ACTING DIRECTOR OF THE CAYUGA COUNTY
COMMUNITY MENTAL HEALTH CENTER TO FILL
ONE VACANT PART-TIME SENIOR CLERK.**

BY: Ms. Ann R. Petrus, Chair, Health and Human Services Subcommittee, and
Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, there is a vacant part-time Senior Clerk position in the 2008 Cayuga County Community Mental Health (CCCMHC) budget due to the recent dismissal of an employee; and

WHEREAS, the CCCMHC is experiencing an increase in utilization requiring the services of a part-time Senior Clerk to ensure that billing stays current; and

WHEREAS, this position is necessary for the efficient operations of the CCCMHC;
and

WHEREAS, billing deadlines must be met or revenue will be lost; now, therefore, be it

RESOLVED, that this part-time position be paid in accordance to the Cayuga County Compensation Plan, Part II for non-bargaining employees and receive no fringe benefits other than those mandatory under law; and be it further

RESOLVED, that the Acting Director of the CCCMHC be authorized and is hereby directed to fill the position of one part-time Senior Clerk staff in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 265-08
(April 22, 2008) HD Fill HHA CHHA

**AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO FILL A HOME HEALTH AIDE AT THE CHHA DUE TO RESIGNATION**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is a Full-Time Home Health Aide vacancy at the CHHA due to resignation effective March 20, 2008; and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, sufficient funding exists in the Health Department's Budget to support this fill;

RESOLVED, that the Director of Health & Human Services be authorized to fill a Full-Time Home Health Aide vacancy and any fill behinds that may occur in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 266-08
(APRIL 22, 2008) HD CREATE/FILL 2 PT DRIVERS REV

**AUTHORIZING THE CAYUGA COUNTY LEGISLATURE TO CREATE TWO
PART-TIME DRIVER POSITIONS IN THE HEALTH DEPARTMENT, AND
AUTHORIZE THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO FILL THE NEWLY CREATED POSITIONS**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the County is fiscally responsible to pay for preschool and itinerant services for children eligible and being served in the 3-5 Program, and are also responsible to provide and pay transportation for children who are being served in the preschool program; and

WHEREAS, at times children surface who need a special arrangement not part of the current transportation bid and these types of transport are often very expensive; and

WHEREAS, in an effort to be fiscally prudent, the Health Department desires to create and fill two part-time drivers; and

WHEREAS, the Cayuga County Civil Service Commission has reviewed the New Position Duties Statement submitted for these two positions and have classified them as Drivers with the jurisdictional class allocation being Non-Competitive; NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Legislature create two Part-Time Driver positions in the Health Department, and place them in the Cayuga County Compensation Plan, Part II, for Non-Bargaining at a rate of \$12.50 per hour; and be it further

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill these newly created positions in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it also

RESOLVED, that payment for these services will be transferred from account #4045.400.306 (Transportation), to 4010.100.000 (Salaries)
Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 267-08
(April 22, 2008) HD Fill PT RN at CHHA
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO FILL ONE PART-TIME RN VACANCY AT THE HOME CARE
AGENCY DUE TO RESIGNATION

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee
WHEREAS, there will be a Part-Time RN vacancy at the CHHA due to a resignation effective April 30, 2008; and
WHEREAS, this position is necessary for the effective and efficient operation of the Department; and
WHEREAS, this position is funded in the Health Department's 2008 Budget; NOW, THEREFORE, BE IT
RESOLVED, that the Director of Health & Human Services be authorized to fill the Part-Time RN vacancy, and any fill behinds that may occur, in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.
Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 268-08
(April 22, 2008) HD Fund & Fill FT LPN CHHArev
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO
FUND AND FILL A FULL-TIME LPN POSITION

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee
WHEREAS, the Health Department desires to fill a full-time LPN position at the CHHA; and
WHEREAS, the Health Department has a full-time LPN position on the books which was not funded in the 2008 Health Department budget; and
WHEREAS, the Department will be able to fund this LPN position (control #6070) for the remaining eight months of 2008 without negatively impacting the 2008 budget by moving money within Account #4012.100.000 as follows:

- 1) Unfund a vacant Part-Time Sub RPN position (control #6006).....\$9,764 and move these funds to the LPN position (control #6070);
- 2) Move some funds from another Part-Time Sub RPN (control #3926).....\$10,540 to the LPN position (control #6070); and
- 3) Move some unspent funds from an RPN position (control #2083 - incumbent on unpaid leave of absence).....\$4,882; and

WHEREAS, other of the unspent funds from the RPN position (control #2083) will also be transferred to cover the Fringe Benefits for this LPN position, as follows:

Decrease Account #4012.100.00 (Salaries) \$7,000
Increase Account #4012.800.003 (Fringe Benefits) \$7,000

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health and Human Services be authorized to fill the above full-time LPN position (Control #6070) in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission; and move and transfer funds as noted above to fund the position for the remaining eight months of 2008.

Signed by Petrus, Schuster, Sincebaugh, McIntosh, Mitchell, Axton, Lockwood, Palermo.
Approved by voice vote, all present voting aye, except Tortorici voting no.

RESOLUTION NO. 269-08
(4/22/08) MHtransfundsrev3

**AUTHORIZING CIVIL SERVICE/HUMAN RESOURCES DEPARTMENT TO
ADVERTISE FOR FILLING THE POSITION OF DIRECTOR OF COMMUNITY
MENTAL HEALTH SERVICES AND EXECUTIVE DIRECTOR TO THE CSB;
AND TRANSFERRING FUNDING FROM CONTINGENT TO
CIVIL SERVICE/HUMAN RESOURCES DEPARTMENT**

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee

Hon. Ann Petrus, Chairperson Health and Human Services Committee

WHEREAS, the position of Director of Community Mental Health Services has become vacant; and

WHEREAS, the position of Executive Director of the Community Services Board needs to be filled at the same time; and

WHEREAS, the Cayuga County Legislature is desirous of filling these important positions of Director of Community Mental Health Services/Executive Director of the CSB; and

WHEREAS, at the present time there are no funds available to advertise for these positions; now, therefore be it

RESOLVED, that the Civil Service/Human Resources Department is authorized to solicit resumes from qualified individuals to fill the position of Director of Community Mental Health Services/Executive Director to the CSB; and, be it further

RESOLVED, that \$4,000.00 be transferred from Contingent Account (A1990) to Civil Service/Human Resources Department Contractual Expense, Publishing Notices (A1430.400.061) to accomplish the advertising for this position; and, be it further

RESOLVED, that the County Treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 270-08
(4/22/08) MHdeputysal-rev2
ESTABLISHING THE SALARY FOR THE DEPUTY DIRECTOR
OF COMMUNITY MENTAL HEALTH SERVICES.

BY: Hon. Ann Petrus, Chairperson, Health and Human Services Committee
 Hon. Francis Mitchell, Ways and Means Committee

WHEREAS, the Deputy Director of Community Mental Health Services has submitted her intent to retire as of June 23, 2008; and

WHEREAS, the Cayuga County Legislature is desirous to canvass for the purpose of filling this position when the current incumbent takes her vacation from May 10 to June 22; now, therefore be it

RESOLVED, that the Acting Director of Community Mental Health Services be hereby directed to fill the Deputy Director of CMH Services on a contingent-permanent basis from May 10 to June 22 and on a permanent basis effective June 23, 2008; and be it further

RESOLVED, that the position of Deputy Director of Community Mental Health Services in Part IV of the County's Compensation Plan be set at \$58,000.00 for the new appointee, per year, will be pro-rated from the date hired through the end of the year; 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; and be it further

RESOLVED, that this position receive raises as consistent with Part IV of the County's Compensation Plan.

Signed by Petrus, Mahunik, Schuster, Sincebaugh, Tortorici, McIntosh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 271-08
(4/22/08) MHprojectbudget
ESTABLISHING A BUDGET FOR THE COUNTY'S
MENTAL HEALTH PROJECT

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee
 Hon. Ann Petrus, Chairperson Health and Human Services Committee
 Hon. David Axton, Chairman Public Works Committee

WHEREAS, the Cayuga County Legislature had sponsored and paid for a feasibility study completed by Holt Architects to assess the options for constructing or renovating existing or new space for the County's Mental Health Services; and

WHEREAS, there were several options presented by Holt Architects which included the Auburn Memorial Hospital and the County's Mental Health facilities located at the Historic Post Office Building and 146 North Street; and

WHEREAS, the Cayuga County Legislature gave serious consideration to all the options presented in the Holt Architects Feasibility Study; and

WHEREAS, Option 3a was selected as the solution to meet the County's Mental Health Facility needs for today and in the future; and

WHEREAS, the total estimated project cost for Option 3a was estimated to cost \$6,244,000.00; and

WHEREAS, the County Legislature adopted Resolution No. 186-08 "Authorizing the hiring of an Architectural and Engineering Firm for the purpose of renovating and construction of new space at 146 North Street Building (Mental Health Building; amending the 2008 Budget; and authorizing transfer of monies)" on March 25, 2008 selecting C & S Companies; and

WHEREAS, the County has been working to prepare a revised total project estimated cost based on C & S Companies input and experience in similar projects; now, therefore be it

RESOLVED, that the Cayuga County Legislature does hereby establish a total project cost for renovating and construction at its 146 North Street Mental Health facility of \$5,950,000.00; and, be it further

RESOLVED, the County Legislature recognizes these costs and expenditures are subject to competitive bidding (Wicks Law), price of commodities, and the cost of doing business in New York State; and, be it further

RESOLVED, the Cayuga County Legislature desires to establish a budget for this project as follows:

Construction costs	\$4,300,000.00
Construction contingency	430,000.00
Architectural services	365,000.00
Reimbursable	35,000.00
Design contingency	220,000.00
Site survey	10,000.00
Geotechnical engineering	10,000.00
Permits & fees	1,000.00
Hazardous material abatement	225,000.00
Inspections & testing	25,000.00
Professional services	50,000.00
Project Contingency	15,000.00
Furniture, furnishings, equipment	150,000.00
Audio, visual equipment	15,000.00
Data/telecommunications	90,000.00
<u>Insurance</u>	<u>9,000.00</u>
Total	\$5,950,000.00

and, be it further

RESOLVED, the Cayuga County Legislature shall pay for all or a portion of this project through borrowing which shall be paid by County taxpayers in the County's Annual Budget by payments made for principal and interest payments for this project. Signed by Mitchell, Petrus, Axton, Lockwood, Palermo, Schuster, Tortorici, Mahunik, Sincebaugh, Lockwood, McIntosh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 272-08
(4/22/08) MHManagServicerev

**AUTHORIZING THE PURCHASING AGENT TO SOLICIT PROPOSALS FOR
PROJECT MANAGEMENT SERVICES AND/OR CLERK OF THE WORKS
FOR THE MENTAL HEALTH PROJECT AT 146 NORTH STREET**

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee
Hon. Ann Petrus, Chairperson Health and Human Services Committee
Hon. David Axton, Chairman Public Works Committee

WHEREAS, the contract with C & S Companies for architectural and engineering services for the Mental Health facility project located at 146 North Street in Auburn requests the County designate an Owner representative; and

WHEREAS, the Cayuga County Legislature does recognize the importance and value of having an Owner representative at this work site; and

WHEREAS, there are companies and/or individuals who have the expertise and skills to perform project management services and act as the County's representative; now, therefore be it

RESOLVED, that the Cayuga County Legislature does hereby authorize the Purchasing Agent to solicit proposals for project management services from qualified firms and/or individuals for its Mental Health Capital Project located at 146 North Street in Auburn.

Legislator Cuddeback, we need somebody that knows what's going on.

Legislator Chapman, cost of computer programs.

Wayne Allen Co. Manager, items the County is responsible for, project budget, clerk of the works, asbestos removal.

Legislator Petrus, RFP to all Legislator's and CSB before it goes out.

Legislator Fearon, selection should go threw Public Works Committee, needs to move forward.

Legislator Lockwood, Motion to move the question, all in favor.

Legislator Palermo, owner representative, daytime manager for Buildings and Grounds (Mike Pawlenko), try to do this in house.

Signed by Mitchell, Petrus, Axton, Schuster, Mahunik, McIntosh, Sincebaugh.

Approved by voice vote, all present voting aye, except Palermo voting no.

RESOLUTION NO. 273-08
(4/22/08) MHsurvey&GEOservices

**AUTHORIZING THE PURCHASING AGENT TO SOLICIT PROPOSALS FOR
SURVEY AND GEOTECHNICAL ENGINEERING SERVICES FOR COUNTY
PROPERTY AT 146 NORTH STREET**

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee
Hon. Ann Petrus, Chairperson Health and Human Services Committee

WHEREAS, Cayuga County has recently engaged the services of C & S Companies to

provide architectural and engineering services for the renovation and construction of its County Mental Health facility at 146 North Street in Auburn; and

WHEREAS, the C & S Companies contract states in Article 2.2, Supporting Services, Sections 2.2.1.2 and 2.2.1.3, the County shall furnish a survey of the county property and the County shall furnish the services of geotechnical engineers to obtain necessary information on subsoil conditions; now, therefore be it

RESOLVED, that the Cayuga County Legislature does hereby authorize the purchasing agent to solicit proposals for qualified firms to provide survey services and geotechnical engineering services for the County's Mental Health facility.

Signed by Mitchell, Petrus, Axton, Lockwood, Palermo, Schuster, Tortorici, Cuddeback, Mahunik, McIntosh, Sincebaugh, Chapman.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 274-08

(4/22/08) MHhireptpsych

**CREATING AND FUNDING A PART TIME STAFF
PSYCHIATRIST FOR THE MENTAL HEALTH CLINIC**

BY: Hon. Ann Petrus, Chairperson Health & Human Services Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the County's Mental Health Clinic has been notified by some psychiatrists that they will be leaving County employment in the near future; and

WHEREAS, the County wishes to provide quality services to its clients with little disruption or delay of services; and

WHEREAS, there is a shortage of trained and certified psychiatrists in rural regions throughout our country; and

WHEREAS, the County has been presented the opportunity to a hire part-time psychiatrist at an hourly rate of \$125.00 for 8 - 16 hours a week; now, therefore be it

RESOLVED, that the funding for this position be from A4310.100.000 (Mental Health Administration, Salaries) (Full Time Staff Psychiatrist, employee position #11); and, be the further

RESOLVED, that the Acting Director and the Deputy Director of the Mental Health Department are hereby directed to fill the position in accordance with Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Schuster, Mahunik, McIntosh, Sincebaugh, Tortorici, Mitchell, Petrus, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 275-08

(4/22/08) MHhireptpsychIND

**AUTHORIZING THE HIRING OF A PART TIME STAFF PSYCHIATRIST FOR
THE MENTAL HEALTH CLINIC AND AUTHORIZING THE CHAIRMAN OF
THE CAYUGA COUNTY LEGISLATURE TO SIGN AGREEMENT**

BY: Hon. Ann Petrus, Chairperson Health & Human Services Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the County's Mental Health Clinic has been notified by some psychiatrists that they will be leaving County employment in the near future; and

WHEREAS, the County wishes to provide quality services to its clients with little disruption or delay of services; and

WHEREAS, there is a shortage of trained and certified psychiatrists in rural regions throughout our country; and be the further

WHEREAS, the County has been presented the opportunity to a hire part-time psychiatrist as an independent contractor at an hourly rate of \$125.00 for seventeen (17) hours a week; and be the further

WHEREAS, that the funding for this position be from Account No. 4310.420.000 (Mental Medicaid Eligible Services); now, therefore be it

RESOLVED, that the Acting Director and the Deputy Director of the Mental Health Department are hereby directed to fill the positions in accordance with Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it further

RESOLVED, that the chairman of the Cayuga County Legislature is hereby authorized and directed to execute and all agreements required to implement the intent of this resolution.

Signed by Petrus, Schuster, Mahunik, McIntosh, Sincebaugh, Tortorici, Mitchell, and Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 276-08

(4/22/08) COMtravelrev3

AMENDING THE POLICY ON COUNTY TRAVEL REQUESTS

BY: Hon. Christopher Palermo, Chairman of Government Operations Committee

WHEREAS, Local Law No. 1 for the year 2006 established the position of County Manager and reserved to the Cayuga County Legislature the authority to confer or impose by resolution upon the County Manager such other powers and duties as the Legislature may choose; and

WHEREAS, currently the County Legislative Oversight Committee Chairpersons have authorized their respective department's travel requests; and

WHEREAS, the County Legislature is transferring this function to the County Manager as part of his administrative duties; now, therefore be it

RESOLVED, that commencing May 1, 2008, all travel requests for Day Trips shall be submitted to the County Manager for approval; and be it further

RESOLVED that all travel requests for overnight accommodations shall be presented to the oversight committee, after said request has been signed by the appropriate Section Head and/or Department Head; and be it further

RESOLVED, that the County Manager will provide the Ways and Means Committee with a report each month detailing all travel requests.

Signed by Palermo, Mitchell, Chapman, Fearon, Petrus, Sincebaugh, Murphy.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 277-08

(4/22/08) IT-HPMaintenanceResolution2008.doc

AUTHORIZING INFORMATION TECHNOLOGY TO RENEW SERVER MAINTENANCE AGREEMENTS AND AUTHORIZING THE CHAIRMAN TO SIGN THE AGREEMENTS.

By: Christopher M. Palermo, Chairman, Government Operations Committee

Frances Mitchell, Chairman Ways and Means Committee

WHEREAS, the County maintains several network servers utilized by various departments and public safety systems; and

WHEREAS, The current manufacturer's server support agreements which are due to expire allows for manufacturer's 24/7 technical support and parts replacement of various network servers required for day to day business and backup of County data; and

WHEREAS, the funds for this maintenance agreement are included in the 2008 Information Technology budget, therefore, be it

RESOLVED, that the Information Technology Department and the Chairman of the Cayuga County Legislature are authorized sign and renew various maintenance agreements with Hewlett-Packard; the total cost for the Hewlett-Packard support being \$5,893.60 from A1020.400.045; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution. Signed by Palermo, Mitchell, Petrus, Chapman, Fearon, Murphy, Sincebaugh, Lockwood, Axton, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 278-08

4-22-08 CC Computer/ACS-08

AUTHORIZING THE COUNTY CLERK TO EXTEND COMPUTER SERVICE CONTRACT BETWEEN ACS AND CAYUGA COUNTY FOR ONE YEAR.

BY: MR. CHRISTOPHER PALERMO, Chairman, Government Operations Committee and

MR. FRANCIS MITCHELL, Chairman, Ways & Means Committee

WHEREAS, the County Clerk presently has a five year contract with ACS, a computer service company which expires in May 1, 2008; and

WHEREAS, the County Clerk's Recording Office is eager to undergo major changes in the way documents are recorded, and in the future will undergo some renovations to make the work space more efficient; and

WHEREAS, the County Clerk is working with the Civil Service/Human Resources Office to review staff titles, and until renovations and staff issues are complete, the County Clerk is requesting that the present contract be extended for one year; now, be it

RESOLVED, that the Cayuga County Legislature, approve a one year extension, with no increases to the monthly fee of \$5458.00 (contract to expire May 1, 2008) of the contract between ACS and the Cayuga County Clerk, and authorize the Treasurer to make payment from Account 1410.400.073-A.

Signed by Palermo, Petrus, Chapman, Fearon, Murphy, Sincebaugh, Mitchell, Axton, Lockwood, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 279-08

4-22-08 LEGtransferfundsApr08

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO TRANSFER FUNDS FROM BUDGET LINE NO. 1040.400.067-A (CONFERENCE FEES) TO BUDGET LINE NO. 1920.000.000-A (MUNICIPAL ASSOCIATION DUES)

By: Mr. Christopher Palermo, Chair, Government Operations Committee

Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Chairman of the Cayuga County Legislature desires to transfer the

sum of \$773.00 out of the Budget Line No. 1040.400.067 - A (Conference Fees) to the following Budget Lines: No. 1920.200.000-A (Municipal Association Dues)

WHEREAS, the Chairman of the Cayuga County Legislature needs to pay annual dues for the National Association of Counties membership for 2008; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature be allowed to transfer the sum of \$773.00 from Account 1040.400.067-A to Account 1920.200.000-A; and be it further

RESOLVED, that the Treasurer make any and all journal and accounting entries necessary to accomplish the above resolution.

Signed by Palermo, Petrus, Chapman, Fearon, Murphy, Sincebaugh, Mitchell, Axton, Lockwood, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 280-08

(4/22/08) LBprintheadbook

**AUTHORIZING THE PRINTING OF THE EMPLOYEE HANDBOOK
AND TRANSFER FROM THE INSURANCE ACCOUNT TO
LEGISLATIVE BOARD ACCOUNT FOR SAID PRINTING**

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Government Operations adopted Resolution No. 210-08 "Adopting the Cayuga County Employee Handbook" on March 25, 2008, identifying its rules, regulations and policies; and

WHEREAS, the Employee Handbook is designed to give every employee general information concerning their employment which includes policies, programs and benefits available to eligible employees; and

WHEREAS, the County Legislature wishes to reproduce 1500 copies of the County's Employee Handbook for distribution to all County employees; now, therefore be it

RESOLVED, that the Purchasing Agent is authorized to obtain 3 quotes for the reproduction costs of the County Employee Handbook; and, be it further

RESOLVED, that \$2,000.00 be transferred from A1910.000.000 (Insurance) to A1010.400.057 (Printing of Official Documents) to pay for the reproduction costs; and, be it further

RESOLVED, that the County Treasurer make the journal and accounting entries to accomplish the forgoing.

Signed by Palermo, Petrus, Chapman, Fearon, Murphy, Sincebaugh, Mitchell, Axton, Lockwood, Schuster, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 281-08

(4/22/08) COMhandbookamend

AMENDING THE CAYUGA COUNTY EMPLOYEE HANDBOOK

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

WHEREAS, on March 25, 2008, Resolution No. 210-08 "Adopting the Cayuga County Employee Handbook" was adopted by the Legislature; and

WHEREAS, Resolution No. 210-08 states that "the County Legislature shall reserve the right to amend or modify the Rules, Regulations and Policies at any time"; and

WHEREAS, it has been brought to the attention of the Government Operations

Tuesday, April 22, 2008

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Committee that information on Health and Dental Insurance and Flexible Spending Accounts need to be amended and modified; now, therefore be it

RESOLVED, that the attached amended and modified information on Health and Dental Insurance and Flexible Spending be included in the Cayuga County Employee Handbook; and, be it further

RESOLVED, the Human Resources Department be permitted to change minor text for the purpose correcting typographical errors that may occur from time to time but do not change the intent of the section without requiring a resolution.

Signed by Palermo, Mitchell, Chapman, Fearon, Murphy, Petrus, Sincebaugh.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 282-08

April 22, 2008 PB_FLA_Cntrct_2008_FLOWPA Funds

AUTHORIZING THE SIGNING OF A CONTRACT WITH THE FINGER LAKES ASSOCIATION FOR THE TRANSFER OF NYSDEC FUNDING FOR THE FINGER LAKES-LAKE ONTARIO WATERSHED PROTECTION ALLIANCE, FISCAL YEAR 2007 - 2008

BY: Mr. Daniel Schuster, Chair, Planning and Economic Development Committee

Mr. Francis Mitchell, Chair, Ways and Means Committee

WHEREAS, Cayuga County is one of the twenty-five (25) entities currently contracting with NYS Department of Environmental Conservation (NYSDEC) for funding from the "Aid to Localities-FingerLakes-Lake Ontario Watershed Protection Alliance" (FLOWPA) portion of the New York State Budget; and

WHEREAS, NYSDEC has agreed to transfer funding for the twenty-five (25) entities to the Finger Lakes Association (FLA) via a single contract between NYSDEC and FLA; and

WHEREAS, the County of Cayuga is eligible to receive up to \$85,000.00 in FLOWPA funding through the FLA which will be used to enhance, protect and preserve Cayuga County's water resources; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute the required contract between Cayuga County and the FLA to allow transfer of funding to Cayuga County from the FLA as specified in said contract; and to act as the official representative of Cayuga County in connection with any and all contracts between Cayuga County and the FLA for such funds; and be it further

RESOLVED, that a signed, certified copy of this resolution be submitted to the Finger Lakes Association along with said contract.

Signed by Schuster, Palermo, Axton, Fearon, Mahunik, Murphy, Tortorici, Mitchell, Petrus, Lockwood.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 283-08

April 22, 2008 E&Tceo-wibrev

AUTHORIZE AGREEMENT CAYUGA-CORTLAND WORKFORCE INVESTMENT BOARD (WIB) AND THE CHIEF ELECTED OFFICIALS OF CAYUGA AND CORTLAND COUNTIES

BY: DANIEL SCHUSTER, Chairperson, Planning & Economic Development Committee

WHEREAS, The Workforce Investment Act, hereinafter referred to as the Act (20 USC 9201 et. seq., Public Law 105-22-, Stat. 936), authorized the expenditure of federal

funds to assist local governments in coordinating and implementing workforce development programs in locally determined Workforce Investment Areas (WIA's); and

WHEREAS, the Counties constitute a jurisdiction eligible for designation as a Workforce Investment Area; and

WHEREAS, the ACT requires the establishment of a Workforce Investment Board to assist in carrying out provisions of the ACT; and

WHEREAS, the ACT requires a partnership between the Workforce Investment Board (WIB) and the Chief Elected Officials of the Counties; and

WHEREAS, the ACT requires the WIB and the Chief Elected Officials of the Counties to define the scope of their partnership by means of an agreement; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Cayuga County Legislature be and is hereby authorized to execute the agreement with the Workforce Investment Board; said agreement shall be in a form approved by the County Attorney; AND BE IT FURTHER

RESOLVED, that the Chairman of the Cayuga County Legislature be and is hereby authorized to execute such agreements with agencies of the State of New York as are necessary to conduct programs authorized under the Workforce Investment Act for the period beginning July 1, 2008 and ending June 30, 2009.

Signed by Schuster, Axton, Mahunik, Fearon, Tortorici, Murphy.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 284-08

4/22/08 e&twiarev

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO SIGN THE LOCAL PLAN MODIFICATION FOR PROGRAM YEAR
2008-2009 FOR WIA TITLE I-B AND WAGNER PEYSER PROGRAM**

BY: MR. DANIEL SCHUSTERS, CHAIRPERSON, PLANNING & ECONOMIC DEVELOPMENT COMMITTEE

WHEREAS, pursuant to the Workforce Investment Act of 1998 (20 USC 9201 et, Seq, Public Law 105-220, 112 Stat.936) a Local Plan Modification is required to be submitted for the Cayuga Cortland Workforce Investment Area (WIA) for Title I-B and Wagner Peyser programs; and

WHEREAS, said Local Plan Modification must be signed by the Workforce Invest Board Chairman and the Chief Elected Officials in Cayuga and Cortland Counties; and

WHEREAS, said plan is due to be submitted to the New York State Department of Labor by April 28, 2008; and

WHEREAS, this legislature has been informed that there are no local funds involved in the program; now Therefore Be It

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute the Local Plan Modification for WIA Title I-B and Wagner Peyser programs and related documents upon review and approval of the County Attorney.

Signed by Schuster, Axton, Mahunik, Fearon, Tortorici, Murphy.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 285-08

Date: April 22, 2008 HWYSUMHLP

RESOLUTION TO AUTHORIZE HIRE OF 10 SEASONAL LABORERS

By: Hon. David Axton, Chairman Public Works Committee
Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, summer is the prime construction season as well as the period when many regular employees take time off; and

WHEREAS, funding was allocated in the 2008 highway budget for the hiring of seasonal laborers for an 18 week period in Account No. D 5110.100-D; and

WHEREAS, the decrease in the size of the Highway Department over the last few years has made the reliance on seasonal employees more critical than in the past to get work done in the short summer construction season; and

WHEREAS, the lack of these seasonal employees would seriously hamper the operations of the department during prime construction season; and

WHEREAS, many of the tasks that need to be done are seasonal in nature commencing from the beginning of June to the end of September; now therefore be it

RESOLVED, that the County Highway Superintendent be hereby authorized to hire 10 seasonal laborers to start in June and end in October for a period not to exceed 18 weeks to accomplish the added seasonal tasks required by the highway department; and be it further

RESOLVED, that the seasonal personnel be paid at an hourly rate of \$10.00 without fringe benefits except those that are required by law; 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.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 286-08

Action Date: 4/22/08 Blds Create Janitor-rev2

AUTHORIZATION TO ABOLISH A FULL TIME CLEANER POSITION AND TO CREATE A FULL TIME JANITOR POSITION TO SUPERVISE THE SECOND SHIFT CLEANERS WITHIN THE BUILDINGS AND GROUNDS DEPARTMENT

By: David Axton, Chairman Public Works Committee
Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, The Superintendent of Buildings and Grounds is presently supervising the second shift Cleaners, and

WHEREAS, it would be advantageous to have an on site supervisor for the second shift Cleaners, and

WHEREAS, the position of Janitor would be adequate for supervision of the second shift Cleaners and be of more value to the county since a Janitor can perform minor maintenance in addition to cleaning and supervision; and

WHEREAS, the difference between Janitor and Cleaner will be \$588.00 and

WHEREAS, there are sufficient funds in the 1620.100.000-A to make this change,

NOW, BE IT THEREFORE

RESOLVED, that one Janitor position be created for the propose of supervising the second shift Cleaners; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds be hereby authorized to temporarily promote a permanent Cleaner to Janitor pending results of the June 14, 2008 exam for Janitor/Custodian; and be it further

RESOLVED, that one position of Cleaner be abolished upon the permanent appointment of Janitor within the B&G Department; and be it further

RESOLVED, that the positions be filled in accordance with civil service rules and regulations and the policies of County of Cayuga.

Signed by Axton, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye, except Cuddeback and Tortorici voting no.

RESOLUTION NO. 287-08

4/22/08 BLDS NYSEG Electric Meter COB

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN REQUEST FOR NYSEG TO INSTALL A PULSE OUTPUT FROM THE ELECTRIC METER FOR COUNTY OFFICE BUILDING HEATING PROJECT

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Cayuga County has adopted Resolution Number 695-06 that set up Capital H project #06-5 for the Heating modification to the Cayuga County Office building heating system; and

WHEREAS, with any project there are unforeseen issues or missed items with in the project; and

WHEREAS, the computerize heating system requires an output from the electric meter, and

WHEREAS, NYSEG requires a request form signed and payment of \$650.00 to install a pulse output from the County Office Building electrical meter;

WHEREAS, there was money set aside for NYSEG to upgrade the natural gas service to the building in the amount of \$25,000.00, and

WHEREAS, only \$16,411.32 was used in this upgrade leaving \$8,588.68 in the funds set aside for NYSEG,

Now there For Let It Be

RESOLVED, that the Chairman of Cayuga County is hereby authorized to sign the request form from NYSEG, and be it further

RESOLVED, that the funds for this request not to exceed \$650.00 will come from the money set aside in capital H project #06-5 project for NYSEG, and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 288-08
4/22/08 BLDS Hardenburg Bank of America Leaserev2
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO SIGN A LEASE WITH BANK OF AMERICA FOR SPACE IN THE
HARDENBURG BUILDING (95 GENESEE ST.)

BY: Hon. David R. Axton, Chairman, Public Works Committee
Hon. Francis C. Mitchell, Chairman, Ways & Means Committee
WHEREAS, Cayuga County has space in the Hardenburg Building for a drive-up teller; and
WHEREAS, presently Bank of America request to renew their Lease with the County; and
WHEREAS, the agree rent during the first year August 15, 2008 through August 14, 2009 shall be \$30,000.00 annually; and
WHEREAS, on the first day of each lease year thereafter, Rent will be increased by the same percentage as the Consumer Price Index; and
WHEREAS, Buildings and Grounds Revenue Account Number 2410.000.000-A contains sufficient funds; now therefore be it
RESOLVED, that the Chairman of Cayuga County is hereby authorized to sign a 5 year Lease with Bank of America; and be it further
RESOLVED, that the County has the option to extend the term of the lease for 2 additional 5 year terms; and be it further
RESOLVED, that the funds from this Lease be directed to Buildings and Grounds Revenue Account Number 2410.000.000-A; and be it further
RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution. Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 289-08
(4-22-08) P&T pavilion r&m 4 08
AUTHORIZING REPAIRS AND MAINTENANCE TO THE EMERSON PARK
PAVILION AND AUTHORIZING THE ESTABLISHMENT OF A CAPITAL H
PROJECT FOR THAT PURPOSE

By: David R. Axton, Chairperson, Public Works
Francis Mitchell, Chairperson, Ways & Means Committee
WHEREAS, the Emerson Park Pavilion was the source of \$74,187 in revenue for Emerson Park in 2007; and
WHEREAS, the pavilion is not only a local landmark but is also listed on the National Registry of Historic landscapes; and
WHEREAS, Crawford and Stearns Architects and Preservation Planners prepared a Condition Study and Recommendations Report for the Pavilion in May of 2007; and
WHEREAS, the park maintenance supervisor has created a prioritized list of items from that report that need immediate attention; and
WHEREAS, the Parks Commission, the Public Works Committee and the Cayuga County Legislature did plan for and include \$67,000 in the 2008 Emerson Park Budget Account 7110.200.000-A for the pavilion; and

WHEREAS, the Parks Department can do much of the work in house saving the taxpayers money; now therefore, be it

RESOLVED, that the Parks Department is hereby authorized and directed to renovate the Emerson Park Pavilion as recommended in the Crawford and Stearns Report in an amount not to exceed the budgeted amount of \$67,000; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to establish a Capital H Account for this project and deposit the sum of \$67,000 into that Capital H Account.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 290-08

Date: 4/22/08 p&tflowers 4 08rev

**AUTHORIZING THE PURCHASE OF FLOWERS FOR
THE VARIOUS FLOWERBEDS AT EMERSON PARK**

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Clerk of the Cayuga County Legislature was previously authorized to advertise and receive bids for flowers for Emerson Park in 2004; and

WHEREAS, the sole bidder was Dickman Farms, LLC; and

WHEREAS, Dickman Farms LLC has proven to be a good vendor over the years providing technical support at no charge to the park; and

WHEREAS, Emerson Park has \$3,200 in budget account 7110.400.109-A for General Landscaping and \$500 in budget account 7110.400.147-A Park Improvements for a total not to exceed \$3,700 to purchase flowers; now therefore be it

RESOLVED, that the County Legislature hereby authorizes the Parks and Trails Department to purchase the flowers for Emerson Park at a price not to exceed \$3,700; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye, except Cuddeback voting no and Lockwood abstained.

RESOLUTION NO. 291-08

(4/22/08) P&TSnowmobile Grant 4 08

**AUTHORIZING AMENDMENT OF THE 2008 PARKS & TRAILS
BUDGET TO INCLUDE SNOWMOBILE GRANT FUNDS**

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, Cayuga County has applied for and received a Snowmobile Trail and Development Grant of \$62,025 which has been received after the County 2008 Budget was passed; and

WHEREAS, these funds can only be used for snowmobile trail development and maintenance; and

WHEREAS, the funds are to be received in two payments one of \$46,475.00 representing 70% of the regular funding (as per the current voucher) and the second of \$15,550.00 including the 30% payment of \$13,750 plus the high snow funding of \$1,800.00 (as per a voucher received in March of 2008), now, therefore, be it

RESOLVED, that the Cayuga County Treasurer be directed to sign the State Aid Vouchers and make the necessary changes to amend the 2008 budget as follows: increase the Expense Account A7112.420.074, (Dept. Expense), and, increase Revenue Account A3812 by \$62,025; and be it further

RESOLVED, that the Parks and Trails Department is authorized to administer and expend such funds in strict accordance with the rules of the grant; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 292-08
(4/22/08) BOErejectspacebidrev
AUTHORIZING THE CAYUGA COUNTY LEGISLATURE TO REJECT
PROPOSALS FOR THE STORAGE LEASE FOR VOTING
MACHINES FOR BOARD OF ELECTIONS

By: David Axton, Chairman, Public Works, Committee

Frances Mitchell, Chairman Ways and Means Committee

WHEREAS, the Cayuga County Board of Elections currently purchased ImageCast voting machines; and

WHEREAS, Resolution number 208-08, authorized the Purchasing Agent to seek proposals for the lease of Storage Space for said machines; and

WHEREAS, after considerable evaluation of the three proposals received, it has come to the attention of the County there is ample space available in the Courthouse basement; now therefore be it

RESOLVED, that the County reject all bids pertaining to the lease of storage space for the Board of Elections voting machines; and be it further

RESOLVED, that the space located in the basement of the courthouse be utilized for said purposes.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 293-08
4.22.08 BLDS amend Resolution 219-08rev2
REMOVAL OF CHANGE ORDER M-007 FROM RESOLUTION 219-08

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, Cayuga County has adopted Resolution Number 695-06 that set up Capital H project #06-5 for the Heating modification to the Cayuga County Office building heating system; and

WHEREAS, with any project there are change orders to take care of unforeseen issues or missed items with in the project; and

WHEREAS, Resolution 219-08 dealt with change orders or the project, and

WHEREAS, during the Public Works meeting on March 11,2008, change order M-007 was pulled from consideration, and inveterately was not removed from the resolution, now, there for let it be

RESOLVED, that change order M-007 be removed from resolution number 219-08, and be it further

RESOLVED, that the Cayuga County Clerk of the Legislature is hereby authorized and directed to implement the intent of this resolution.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Petrus, Schuster, Palermo.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 294-08

(4/22/08) COA-AppExtCityCtLease08

APPROVING LEASE EXTENSION FOR AUBURN CITY COURT AT HPO.

BY: MR. AXTON, Chairman, Public Works Committee.

WHEREAS, Cayuga County leases space on the first floor of the HPO to the City for the use of City Court; and

WHEREAS, the City Court lease has expired and is due for renewal and a copy of the said agreement is submitted herewith; now, therefore, be it

RESOLVED, that the Chairman of the County Legislature is hereby authorized to sign the said agreement and to do anything else necessary to carry out the intent of this resolution.

Signed by Axton, Chapman, Cuddeback, Lockwood, McIntosh, Mitchell, Sincebaugh.

Approved by voice vote, all present voting aye, except Lockwood voting no.

RESOLUTION NO. 295-08

4/22/08 E911Boces Workshopsrev

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO A CONTRACT WITH BOCES TO CONDUCT TWO (2) EDUCATIONAL WORKSHOPS AND SIGN THE CONTRACT FOR THE SAME.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and Mr. Fran Mitchell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County E-911 Administrator has determined that it would be advantageous for its employees to attend a Team Building workshop; and

WHEREAS, Cayuga-Onondaga BOCES is able and willing to provide said services at a cost of \$300.00 per session; and

WHEREAS, two (2) sessions have been scheduled totaling 6 hours; and

WHEREAS, there is money in the E 911 Communications System Budget Account number 3020.400.135-A, specifically for this purpose; now, therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized and directed to sign an agreement with Cayuga-Onondaga BOCES to provide (2) workshops as stated above at a cost not to exceed \$600.00; and be it further

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RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the necessary journal and accounting entries to accomplish the foregoing.
Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 296-08

(April 22, 2008) DA-PitneyBowesMailMachinerev2

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DISTRICT ATTORNEY TO APPROVE AND ACCEPT A PITNEY BOWES, INC.
51-MONTH LEASE AGREEMENT FOR AN UPDATED MAILING SYSTEM
(POSTAGE MACHINE/METER/SCALE)**

BY: Raymond E. Lockwood, Chairman, Judicial & Public Safety, and
Francis Mitchell, Chairman, Ways and Means

WHEREAS, the lease agreement with Pitney Bowes, Inc. for the District Attorney's DM200 mailing system (postage/meter) @ \$231.00 per quarter expires on April 30, 2008; and

WHEREAS, the District Attorney's office currently owns an A510 electronic scale and pays \$209.00 annually for the softguard agreement (postal and carrier rate changes); and

WHEREAS, the District Attorney's office has received notification that updates including postal and carrier rate changes for the A510 electronic scale will no longer be supported; and

WHEREAS, the updated mailing system (postage/meter/scale) lease through the Pitney Bowes, Inc. @ \$276.00 per quarter (\$2.42 less per month than the combination of the current lease agreement and softguard agreement) meets the needs of the District Attorney's office, and it is the desire of the District Attorney to accept a new lease agreement for the time period 5/1/2008-8/1/2012; and

WHEREAS, that payment for this lease is already budgeted and will be paid from account 1165.400.046-A Machine Rental of the District Attorney's budget; now therefore, be it

RESOLVED, that the Chairman of the Legislature and the District Attorney be authorized to accept the new lease agreement with Pitney Bowes, Inc. in the amount of \$4,692 to be paid on a quarterly basis at a cost of \$276.00 per quarter.

Signed by Lockwood, Chapman, Cuddeback, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 297-08

4/ 22 /08 SHR-Court Security Pos-rev1

**AUTHORIZING THE ABOLISHMENT 18 COURT ATTENDANT POSITIONS
THROUGH ATTRITION AND TO CREATE 18 SPECIAL PATROL OFFICER
POSITIONS AS THE COURT ATTENDANT POSITIONS BECOME VACANT
PURSUANT TO MANDATES REQUESTED THROUGH THE NEW YORK
STATE OFFICE OF COURT ADMINISTRATION**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, NYS Office of Court Administration has requested that all 18 Court

Attendant positions be changed to Court Security (Special Patrol Officer) positions only; and

WHEREAS, the existing Court Attendants will remain in their present positions and will be replaced through attrition only; and

WHEREAS, as the positions are vacated, the Sheriff will be transitioning the titles to Special Patrol Officer positions that will be assuming all the duties and responsibilities that are presently required by the 18 Court Attendant positions; and

WHEREAS, all Court Security Personnel (Special Patrol Officers) employed by the Sheriff are utilized in the Unified Court System in Cayuga County and their salaries are one hundred percent reimbursed by New York State; now, be it therefore

RESOLVED, that 18 positions of Special Patrol Officer be hereby created at the rate of \$20.00 per hour pursuant to the Cayuga County Compensation Plan, Part II for non-bargaining employees; and be it further

RESOLVED, that the Sheriff be hereby authorized to fill the 18 new Special Patrol Officer positions as the 18 Court Attendant positions are vacated; and be it further

RESOLVED, that the eighteen Court Attendant positions be abolished as they become vacated through attrition (resignation, retirement or termination); and be it further

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

Signed by Lockwood, Chapman, Fearon, Mahunik, Murphy, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 298-08

4/22/08 SHR-Nav. Employ-rev1

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO EMPLOY SEASONAL PERSONNEL FOR THE MARINE UNIT

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Legislature has authorized the Sheriff to employ seasonal personnel to assist in implementation of the Sheriff's Marine Unit as designated in the Marine Unit ; and

WHEREAS, it is necessary to employ 20 Deputy Sheriff - Navigation - Seasonal employees to properly run the marine unit; and

WHEREAS, there are only 14 positions classified and created in the Sheriff's Position Control File for the title and it is necessary to create the additional 6 positions; and

WHEREAS, it is now necessary to set the pay rate for the 2008 season so the Sheriff may hire qualified Peace Officers and Police Officers to supplement his Deputy Sheriffs working in the Marine Unit; and

WHEREAS, The State of New York through Parks and Recreation reimburses the County of Cayuga upon application and certification of the Sheriff at the current rate of approximately seven-five percent; and

WHEREAS, these positions are funded in the 2008 Sheriff's Marine Unit Operating Budget A-3111.1 Salaries Line in the amount of \$55,000.00; now therefore be it

RESOLVED, that under the recommendation of the Sheriff and the Judicial & Public Safety Committee the hourly rates of pay rates for Deputy Sheriff - Navigation - Seasonal positions are hereby set as follows:

*For Seasonal Peace Officer: \$12.00 per hour

*For Seasonal Police Officer: \$18.00 per hour

*All full-time Deputy Sheriffs will be paid their normal rate from the Law Enforcement Budget A-3110.1 (salaries) which will then be reimbursed from the Marine Unit Budget A-3111.1 (salaries); and be it further

RESOLVED, that 6 additional Deputy Sheriff-Navigation-Seasonal positions be hereby created and added to the position control file for the Sheriff's Department bringing the total seasonal deputies to twenty; and be it further

RESOLVED, that the Sheriff is authorized to hire and pay up to twenty Seasonal Marine Unit Personnel (Deputy Sheriff-Navigation (Seasonal) at the rates set forth above, and utilize full-time personnel, as needed, at the rates set forth in the DSPA compensation plan: and be it further

RESOLVED, that the Sheriff is authorized to fill these positions in accordance with Civil Service Rules and Regulations and within the policies of the County of Cayuga. Signed by Lockwood, Chapman, Mahunik, Murphy, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye, except Fearon abstained and Cuddeback voting no.

**RESOLUTION NO. 299-08
4/22/08 SHR-PerDiem**

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO CHANGE THE COURT ATTENDANT'S PERDIEM PAY STRUCTURE EFFECTIVE MAY 1, 2008

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Court Attendants employed by the Sheriff are utilized in the Unified Court System in Cayuga County and their salaries are one hundred percent reimbursed by New York State; and

WHEREAS, the proposed pay structure will enhance and facilitate the daily operations of the Court System by enabling more efficient scheduling of personnel; now therefore be it

RESOLVED, that after further requests, the aforementioned position be set at the following rate of pay effective May 1, 2008:
Court Attendants within the NYS Unified Court System - \$12.50 per hour.

RESOLVED, that the Treasurer make any and all journal and accounting entries necessary to accomplish the forgoing and that the Cayuga County Civil Service Commission file the appropriate documentation for the revisions of these pay changes.

Signed by Lockwood, Chapman, Fearon, Mahunik, Murphy, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 300-08**4.22.08 911SoftwareAgrDoubleTake08rev****AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN A ONE YEAR CONTRACT WITH SUNBELT SOFTWARE, TO PROVIDE SUPPORT FOR DOUBLE-TAKE SOFTWARE AT BACK UPE-911 CENTER.**

BY: Mr. Raymond Lockwood, Chairperson, Judicial and Public Safety Committee
 Mr. Fran Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center utilizes Double Take software to maintain and 'mirror' the databases between the Primary and Back-up Cayuga County E-911 Centers; and

WHEREAS, it is critical that the database servers are updated and copied properly twenty-four hours per day, seven days per week without interruption; and

WHEREAS, the E-911 Center with help from the IT Department has received three quotes:

The Wallace Group has submitted a one year contract renewal for this software, costing \$1673.42; and

CDW-G has submitted a one year contract costing \$1959.80; and

Sunbelt Software has also submitted a one year contract costing \$1604.71; and

WHEREAS, Sunbelt Software has submitted the lowest proposal for a one-year contract; and

WHEREAS, there is money in the 911 Communication System Budget Account Number 3020.4.0045 for this purpose; now therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the contract renewal, with Sunbelt Software for the amount of \$1,604.71 for the period of April 1, 2008 through March 31, 2009; and be it further

RESOLVED, that the Cayuga County Treasurer make all the necessary journal and accounting entries to accomplish the foregoing.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Axton, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 301-08**Action Date 4/22/08 PSAPptESDfill-rev1****AUTHORIZATION TO FILL A VACANT PART - TIME EMERGENCY SERVICES DISPATCHER POSITION**

BY: Mr. Raymond Lockwood, Chairperson, Judicial and Public Safety Committee
 Mr. Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently has one vacant Emergency Services Dispatcher; Part Time (sub); and

WHEREAS, it is necessary to select a candidate and fill the Part-Time Emergency Services Dispatcher position for continuity of services; now therefore be it

RESOLVED, that the position (#001914) be re-titled to Emergency Services Dispatcher, PT and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher PT position from the existing Civil Service eligible list; and be it further

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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.
Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 302-08

Date:4/22/08 SHR patrol vacancy

AUTHORIZE THE SHERIFF TO FILL TWO VACANT DEPUTY SHERIFF POSITIONS IN THE LAW ENFORCEMENT DIVISION OF THE CAYUGA COUNTY SHERIFF'S OFFICE.

By: MR. RAYMOND LOCKWOOD, Chairman, Judicial & Public Safety Committee
MR. FRANCIS MITCHELL, Chairman, Ways & Means Committee

WHEREAS, one Deputy Sheriff has resigned to take another position with the New York State Police and one Deputy Sheriff has retired effective May 16, 2008 leaving two vacancies in the Cayuga County Sheriff's Department Law Enforcement Division; and

WHEREAS, the services provided by these positions are critical for maintaining the smooth and efficient operations of the Sheriff's Office Law Enforcement Division; and

WHEREAS, it is now necessary to fill the two vacant Deputy Sheriff's positions from the civil service eligibility list so that the recruits may attend the academy starting on June 3rd, 2008; and

WHEREAS, these positions are clearly designated and accepted in the 2008 Cayuga County Sheriff's Law Enforcement Salaries Operating Budget 3110.0; now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill the two Deputy Sheriff positions; and be it further

RESOLVED, the two employees hired will be placed at the appropriate step within the Deputy Sheriff's Police Association Compensation Plan for 2007-2011; and be it further

RESOLVED, that these positions be filled in accordance with the Civil Service Rules and Regulations and the Policies of the County of Cayuga.

Signed by Lockwood, Chapman, Fearon, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 303-08

4/22/08 SHR-2 New Law Enforc. Pos.rev

AUTHORIZING THE CAYUGA COUNTY LEGISLATURE AND CAYUGA COUNTY SHERIFF TO ESTABLISH TWO NEW LAW ENFORCEMENT DEPUTY POSITIONS FOR THE PURPOSE OF PROVIDING SCHOOL RESOURCE OFFICERS TO THE PORT BYRON AND UNION SPRINGS SCHOOL DISTRICTS

By: MR. RAY LOCKWOOD, Chairman, Judicial & Public Safety Committee
MR. FRANCIS MITCHELL, Chairman, Ways & Means Committee

WHEREAS, the Port Byron and Union Springs School Districts have requested from the Cayuga County Sheriff's Department assignment of a School Resource Officer (SRO) in their school districts; and

WHEREAS, the Port Byron and Union Springs School Districts feel a critical need for this position for the safety and security of the student body of their respective districts; and

WHEREAS, it would be to the mutual advantage of the County of Cayuga and the Port Byron and Union Springs School Districts to enter into an agreement to establish the School Resource Officer (SRO) positions; and

WHEREAS, if the Cayuga County Legislature authorizes the creation of these two new Law Enforcement Deputy Positions, these would backfill two experienced Deputy Sheriffs who will be assigned to the respective school districts; and

WHEREAS, there will be a 5-year signed agreement between the County of Cayuga and the Port Byron and Union Springs School Districts; and

WHEREAS, the School Resource Officers (SRO) will begin working in the school districts from January 1, 2009 until June 30, 2009 and the school district will pay 10/12 of the contractual salary and fringe benefits of the assigned deputies for the duration of the contracted years; and

WHEREAS, this agreement is contingent with both Union Springs and Port Byron School Districts voters passing the School Districts 2008-2009 School Budget, which takes place on May 20th and the districts approving the 5 year agreement; now therefore be it

RESOLVED, that the funding for the two new deputies from the date of hire, June 2, 2008 until December 31, 2008, will be approximately \$64,970.00 which will be funded from the Sheriff's 2008 Operating Budget by transferring \$40,000.00 from 3110.200 (GPS Units for State Police & Deputies) and \$24,970.00 from 3150.400.059 A (Professional Services) to 3110.1 (Salaries) \$46,890 and 3110.8 (Fringe Benefits) \$18,080 as attached; and be it further

RESOLVED, that the 2 new Sheriff Deputy Positions be hereby created and the Sheriff of Cayuga County be hereby authorized to fill these positions, and be it further

RESOLVED, that the Treasurer make any and all journal and accounting entries necessary to accomplish the forgoing; and be it further

RESOLVED, that the appointments be consistent with the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

RESOLVED, if and when, any School Resource Officer (SRO) contract is terminated by a school district the given position will be eliminated after sixty days unless some other school district is adding a (SRO) at that time and the appropriate officer with the least seniority shall be discharged; and be it further

RESOLVED, the County will not expand the car fleet for these two new positions and if the Sheriff desires to have the officers use a car while on duty he will do so by utilizing his resources available within the existing fleet.

Signed by Lockwood, Chapman, Fearon, Mahunik, Axton, Palermo, Schuster.

Approved by voice vote, all present voting aye, except Palermo and Tortorici voting no.

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Motion by Legislator Chapman to go into Executive Session at 8:10PM re: Potential Litigation and Personnel issue, all in favor

Motion by Legislator Lockwood to come out of Executive Session at 8:34PM, all in favor.

Motion by Legislator Chapman to adjourn at 8:34PM, all in favor.

Motion by Legislator Chapman to approve minutes, 6-24-08, all in favor

**MINUTES CAYUGA COUNTY LEGISLATURE
MAY 27, 2008, 1:00 PM
Senior Citizen Day
Emerson Park**

CALL TO ORDER: Hon. Roger Mills, Chairman

ROLL CALL: Mary Jones, Clerk of the Legislature, all Legislators present

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

WELCOME: Roger Mills, Chairman of the Cayuga County Legislature, welcomed all the Senior Citizens.

PROCLAMATION'S: May 2008 - Cayuga County Senior Citizen Month, Read by Mary Jones, Clerk of the Legislature, Chairman Roger Mills, presenting to Nancy Siefka, Director, Cayuga County Office for the Aging.

June 15, 2008 - Elder Abuse Awareness Day in Cayuga County, Read by Mary Jones, Clerk of the Legislature, Chairman Roger Mills, presenting to David Gould Cayuga County Sheriff.

ANNOUNCEMENT OF AWARDS: Senior Citizens of the Year 2008, BY Nancy Siefka, Director of Office for the Aging, Congratulations to the following Senior Citizens for working together to make Cayuga county a strong, healthy community.

Eleanor Jordon, 7002 North St. Rd., Auburn, NY 13021, Certificate presented by Roger Mills, Chairman

Mary Kalet Kosci, Mullen Dr., Auburn, NY 13021, Certificate presented by Raymond Lockwood, Legislator

Margaret Valentino, 24 Warren Ave., Auburn, NY 13021, Certificate presented by, Daniel Sincebaugh, Legislator

Alan Drennen, 6207 E. Lake Rd., Auburn, NY 13021, Certificate presented by Roger Mills, Chairman

John Oxford, 5307 Rt. 38A, Auburn, NY 13021, Certificate presented by Roger Mills, Chairman.

20 Minute Break following the Presentation - Refreshments will be served immediately following the Ceremony

Daniel Larson, President Cayuga County Community College sang The National Anthem.

PROCLAMATION'S: May 9, 2008, Child Care Provider Appreciation Day in Cayuga County, Chairman Roger Mills presenting to Kathy Malenick.

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May 2008 - National Community Action Month in Cayuga County, Chairman Roger Mills, presenting to Khalilah Mayes.

PRESENTATION: Brian Dahl Director of Emergency Management Services and Niel Rivenburgh Deputy Director Re: **Emergency Management Office Operations Center.** Niel Rivenburgh Deputy Director, the concept is to create a Public Safety Operations and Training Center, get background information, goals, objectives and evaluate it as it grows. This would give Cayuga County a centralized training center, essential to all of Cayuga County, we need to be prepared.

Brian Dahl Director of Emergency Management Services, concept and need are what we are here for today. We want the citizens to be protected, we are asking for your support with the resolution.

DEATHS:

MINUTES: For Approval: 3-17-08 and 3-25-08, motion by Legislator Chapman to approve minutes, approved by voice vote all present voting aye.
For Reading: 4-22-08

CCC REPORT: Daniel Larson, President, the College celebrated its 54th Commencement exercises on Sunday, May 18, 2008 with 777 students. On Friday May 16, the College held the 33rd annual Pinning Ceremony for our 39 graduating nurses.

Students in Professor Gilmore's General Microbiology class this Spring used global positioning system and GIS software to investigate animal incidence of Giardia and Cryptosporidium in a four-county area. These are two waterborne parasites, the created a baseline map of their findings for further study.

Edward Kowalski, Director of Distance Learning and Special Programs, received the chancellor's Award for Excellence in Professional Service and William Prosser, Associate Professor of Business and Economics, received the Chancellor Award for Excellence in Teaching.

The College presented three free public programs during May.

Five graduating accounting students and assistant professor Dawn Matijas volunteered in the United Way CASH program, a free tax preparation and electronic filing service for low income earners.

Fulton Criminal Justice Club Raises more than \$1,200. for United Way.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Legislator Fearon, Memorial Day in Union Springs, I had the privilege of speaking with Anthony Garrow, who knows a lot of the Cayuga County History, I would like to share this with you. Lt. William Wirt Winegar, was one of two people in the history of Cayuga County to receive the Congressional Medal of Honor. He was born in Springport, at the age of 18 he enlisted in company B. On April 1, 1865 battle of Five Forks VA, while advancing in front of his company, surrounded by the enemy, he accosted a nearby enemy flag-bearer, demanding the surrende of the group. His effective firing of one shot so demoralized the unit that it surrendered. He died at his home at the age of 71.

Legislator Schuster, this Saturday, May 31, CCC will hold a Energy Summitt, from 9 to 3PM, no charge and lunch will be served. The new Census will be coming up in a couple

of years, a letter was sent to CNYRP with 10,380 names and addresses to add to the Census Bureau for Cayuga County that they did not have. Thank you to Steve Lynch, Director of Planning.

Legislator Petrus, the community has lost a member, Peg Deyo, nurse, community leader, and member of the Republican Women's Club.

Legislator Chapman, the awarding of two Eagle Scout Proclamations, and to thank all the Legislator's for their support of Scouts.

MANAGER'S REPORT: Wayne Allen, the PAR application should be finalized and submitted by this Friday. All the Legislator's and Community Service Board Members will receive a copy. This is an ongoing process.

Budget workshop, new Legislator's might want to schedule a night, afternoon or even a Saturday to go over the frame work of the County Budget with me, so you know what is going on.

CSEA labor agreement for 2009, will be sometime early fall.

CHAIRMAN'S REPORT: Roger Mills, I have been meeting with city representatives, city manager, and the Mayor, to work on a good working relationship with the county.

EMERGENCY AUTHORIZATION SPENDING:

Resolution No. 186-08 authorized the hiring of an Architectural and Engineering firm for the purpose of renovating and construction of new space at 146 North Street (Mental Health Building). The contract was awarded to C&S Companies for \$365,000.00. Resolution No. 273-08 states that the contract with C&S Companies requires the County to furnish a survey of the county property and the County shall furnish the services of geotechnical engineers to obtain necessary information on subsoil conditions. Proposals for these services were solicited, received and opened.

Results for the land survey:

One proposal was received from Watkins Land Surveying, 2 Fort Street, Auburn, NY for \$7,576.00.

Results for geotechnical engineering services:

Three proposals were received:

CME Associates, Inc., 8560 Brewerton Road, Cicero, NY for \$4,700.00

SJB Services, Inc., 5167 South Park Avenue, Hamburg, NY for \$4,825.00

Atlantic Testing Lab, 6431 US Highway 11, Canton, NY for \$5,900.00

The County is eager to begin the renovating and construction of 146 North Street and these services must be completed to commence this project.

This body of signatures authorizes the Chairman of the Legislature to sign a contract with Watkins Land Surveying, PLLC (only proposal) for land survey for \$7,576.00 and CME Associates, Inc. (lowest proposal) for geotechnical engineering services for \$4,700.00.

The funding for these services will be expended from A9950 (Transfer from Capital Fund). Signed by Petrus, Axton, Mills, Mitchell, Mahunik, Allen.

APPOINTMENTS AND RE-APPOINTMENTS:**Cayuga County Civil Service Commission**

Jeffrey L. Edwards, 1986 Rte 34, Genoa, NY 13071 term - 6-1-08 to 6-1-2014, Motion by Chapman, approved by voice vote, all in favor.

Cayuga County Industrial Development Agency

Paul Lattimore, Jr., 363 Cottonwood Lane, Auburn, NY 13021 term 5-28-08 to 12-31-08, Motion by Fearon, approved by voice vote, all in favor

Cayuga County Fire Advisory Board

David James, PO Box 749, Weedsport, NY 13166, Chairman, term 5-27-08 to 4-30-09
David Dixon, 85 Rochester St., Port Byron, NY 13140, Vice Chairman, term 5-27-08 to 4-30-09

Marilyn Bergerstock, 5437 Bluefield Rd., Auburn, NY 13021, Secretary, term 5-27-08 to 4-30-09

Patsy DiNonno, Four Frances St., Auburn, NY 13021, Assistant Secretary, term 5-27-08 to 4-30-09

Brian P. Dahl, 26 Liberty St., Auburn, NY, term 5-27-08 to 4-30-09

Larry Dygert, 10484 Jordan Rd., PO Box 279, Jordan, NY 13080, term 5-27-08 to 4-30-09

Tom Begley, PO Box 123 Cato, 161 Fire Lane 12 Jordan Rd., Jordan, NY 13080, term 5-27-08 to 4-30-09

William Pelc, Cayuga St., Auburn, NY 13021, term 5-27-08 to 4-30-09

Jim Perkins, 2762 Center Rd., Scipio, NY 13147, term 5-27-08 to 4-30-09

Ray Dyer III, PO Box #83, Locke, NY 13092, term 5-27-08 to 4-30-09

Denise Stayton, 181 Seymour St., Auburn, NY 13021, term 5-27-08 to 4-30-09

Lt. Mike Wellauer, 51 Mattie St., Auburn, NY 13021, term 5-27-08 to 4-30-09

Dr. Mary DiRubbo, PO Box 775, Skaneateles, NY 13152, term 5-27-08 to 4-30-09

John Komarisky, 3503 Miller Rd., Auburn, NY 13021, term 5-27-08 to 4-30-09

Cory J. Rooker, 15 River St. PO Box 549, Port Byron, NY 13140, term 5-27-08 to 4-30-09

Craig Foster, 5759 Benham Rd., Cayuga, NY 13034, term 5-27-08 to 4-30-09

Patrick Merical, 1642 Rte 38A, Auburn, NY 13021, term 5-27-08 to 4-30-09

William DiFabio, 7321 Owasco Rd., Auburn, NY 13021, term 5-27-08 to 4-30-09

Motion by Petrus to approve all Fire Advisory Board appt's., approved by voice vote, all in favor.

Ward O'Hara Agricultural Museum:

Gregory Rury, 10 Firelane 19, Moravia, NY 13118, term - 5-27-08 to 4-30-201, Motion by Axton, approved by voice vote, all in favor

Cayuga County Soil and Water Conservation District Board of Directors:

Steve Cuddeback, Box 4651, Rte 38A, Skaneateles, NY 13152 term - 6-1-08 to 5-31-09

Raymond Lockwood, 1877 State Rte 326, Auburn, NY 13021 term - 6-1-08 to 5-31-09

Ann Petrus, 2435 Rte 31, Weedsport, NY 13166 term - 6-1-08 to 5-31-2011

Steve Nemeec, 3999 Carver Rd., Moravia, NY 13118 term - 6-1-08 to 5-31-2011

Charlie Robert, 10981 State Rte. 38, Cato, NY 13033 term - 6-1-08 to 5-31-2011

Dale Kehoe, 2948 Rte. 41A, Moravia, NY 13118 term - 6-1-08 to 5-31-2011

Jim Young, Rte. 34B, Union Springs, NY 13160 term - 6-1-08 to 5-31-2011

Motion by Palermo for all Soil and Water appointments, approved by voice vote, all in favor.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter from Lorraine Cortes-Vazquez, Secretary of State, re: 2007-2008 Shared Municipal Service Incentives Program.
2. Received a copy of the draft press release re: Cayuga County and DEC Petroleum Bulk Storage Tank Compliance Plan.
3. Received a letter from Roger Mills declaring that the State of Emergency for Cayuga County, in regards to open burning is declared ended effective on Sunday 4-27-08.
4. Received a letter from Gus Taft, Fair Haven, NY re: Fuel Taxes.
5. Received a letter from Robert C. Oaks Member of Assembly, re: funding for the 2007/2008 Member Initiative Program.

Motion by Palermo to include communication #4 in its entirety, into the minutes.

May 5, 2008

An open letter to Cayuga County Legislators About Fuel Taxes

There has been some talk but very little positive action by our County Legislators in assisting the financial squeeze felt by many County Residents. With rising costs in almost every area the citizens are in some cases having to choose between food, heat, fuel for their vehicles and health care.

The County's reluctance to reduce the increasing tax at the pump due to rising cost per gallon and County Tax on the rising cost of home heating fuel appears to demonstrates a disregard for the plight of the average citizen.

The tax burden on homeowners and the working public is particularly difficult at a time when almost everywhere one turns most things cost more.

There may not be much that we can expect from our County Legislators as far as State costs and mandates but there are some reliefs that could and should be expected regarding taxes at the County level.

My understanding is that the County isn't really aware of how much revenue is raised by the home heating fuel tax. Of course as the price increases the greater the amount collected by the County. Parallel with this is the increased tax collected at the pump as cost per gallon continues its rise.

At some point, dollars collected from these sources should be subjected to a preset agreed upon ceiling and not be used as an ever increasing revenue source for the County at the expense of hard pressed citizens.

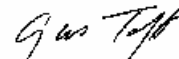
The public is not a bottomless well of money for our governments be it National, State or County One should expect that our County Legislators would responsibly attend to the peoples financial quandary and not take advantage of our current (and probably long term) historic increases in fuel costs.

As more fuel tax revenue is collected there doesn't seem to be a corresponding decrease in County property tax. I'm sure that there is much more to this "taxing" problem but not being privy to County financials it appears that the public is paying more and getting less.

How much increased revenue is being generated by rising fuel prices and how much has the County Property tax been reduced or modified to balance off the windfall?

Respectfully,

Gus Taft



Fair Haven, NY

RECEIVED
MAY 1 - 2008
COUNTY CLERK - JENNIFER
MILLER, NY

RECESS:

RESOLUTIONS

RESOLUTION NO. 304-08

AuditMay.08.doc

**AUTHORIZING THE COUNTY TREASURER
TO PAY APRIL 2008 AUDIT OF CLAIMS**

BY: Hon. Francis Mitchell, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on March 25, 2008 audit claims against the County of Cayuga in the aggregate sum \$1,770,452.31, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 31, 2007.

Signed by Mitchell, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 305-08

Utility 5.27.08

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS &
MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.**

By: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 50, adopted April 11, 1978, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Electric and Gas service, and Water and Sewer service, and

WHEREAS, this Legislature did by Resolution No. 184, adopted August 14, 1984, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for telephone service, and Landfill Service, and

WHEREAS, said Committee has audited and authorized payments as follows:

	APRIL 2008	
Gas & Electric:		\$ 57,274.09
Water & Sewer		\$ 5,926.10
Telephone:		\$ 26,371.30
<u>Landfill/Rubbish</u>		<u>\$ 435.02</u>
Total:		\$ 90,006.51

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 306-08
5/27/08 PURCHSVCSAPRIL
AUTHORIZING THE CAYUGA COUNTY TREASURER TO CHARGE
DEPARTMENTS FOR CENTRAL SERVICES AND PURCHASES
FOR THE MONTH OF APRIL 2008

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, the Ways & Means Committee approved the payment of all Central Services,

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to credit the revenue account and charge the following departments' .40 Accounts (Contractual Expenditures) in accordance with attached schedules:

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$15,974.25
TOTAL		\$15,974.25

Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 307-08
Date of meeting: May 27, 2008
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY
THE ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME

By: Ann Petrus, Chairman Health & Human Services Committee

Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, this legislature did by Resolution Number 70, duly adopted on the 20th day of March 1984, authorize the Nursing Home Committee of the County Legislature to audit all claims against the Cayuga County Nursing Home, and

WHEREAS, said Committee has audited and authorized payment in the amount of \$241,897.74 for the month of April 2008, now therefore be it

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Petrus, McIntosh, Mahunik, Schuster, Cuddeback, Sincebaugh, Mitchell, Tortorici, Palermo, Lockwood.

Approved by voice vote, all in favor.

RESOLUTION NO. 308-08
seniornutrition
REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER
FOR OPERATION OF THE SENIOR NUTRITION PROGRAM IN THE OFFICE
FOR THE AGING.

BY: Ann Petrus, Chair, Health & Human Service Committee

Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, The Director of the Office for the Aging presented bills for service providers in regard to operation of the Senior Nutrition Program, to the County Treasurer for payment pursuant to Resolution No. 297, duly adopted on June 21, 1994, which claims total \$11,546.75 covering the period through 4-25-08 and have been paid as set forth on the attached lists; now, therefore, be it

Tuesday, May 27, 2008

227

RESOLVED, that the aforesaid claims shall become part and parcel of the full legislative audit for the Office for the Aging.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Mitchell, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 309-08

5/27/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF THRUWAY TOLLS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 24-97, adopted January 21, 1997, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Thruway Tolls, and,

WHEREAS, said Committee has audited and authorized payments as follows:

APRIL 2008

\$ 120.24

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 310-08

5/27/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF CREDIT CARD CHARGES.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 1-99, adopted January 01, 1999, authorize the

Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Credit Card Charges, and,

WHEREAS, said Committee has audited and authorized payments as follows:

APRIL 2008

First Niagara	\$	0
WalMart	\$	0
Sunoco	\$	288.85
AmExpress	\$	1,739.18
<u>Exxon</u>	<u>\$</u>	<u>0</u>
Total:	\$	2,028.03

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 311-08**5/27/08****AUTHORIZING PAYMENT OF LEGAL NOTICE FEES
PRIOR TO THE LEGISLATIVE AUDIT.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and

WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

WHEREAS, it would be in the best interest of the County to take advantage of the prompt payment discounts by paying these invoices prior to the legislative audit of claims, therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized to process legal Advertising invoices for payment by the Cayuga County Treasurer prior to the monthly legislative audit, and be it further

RESOLVED, that a monthly report of said payments shall be provided to each legislator on a monthly basis.

APRIL TOTAL

\$2182.89

Signed by Mitchell, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor, except Palermo abstained.

RESOLUTION NO. 312-08**(5/27/08) COA-CAPH5PAY****AUTHORIZING THE COUNTY TREASURER TO PAY
CLAIMS AGAINST VARIOUS CAPITAL "H" PROJECTS.**

BY: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, claims have been received in regard to various Capital "H" Projects previously established by the County; and

WHEREAS, said claims have been reviewed and approved by the interested oversight committees; now, therefore, be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to pay the following claims and charge the same to the appropriate Capital "H" Projects:

1. Project #00-1-C Project #00-01-C (Implementation of Master Facilities Plan for CCC Auburn, Campus):
VISUAL TECHNOLOGIES CORP.:
 - Inv. No. 2801130558 - \$3,762.50 less
 - Inv. No. C280113060 - \$ 500.00 credit, less
 - Inv. No. C280113066 - \$ 527.50 credit \$ 2,735.00
2. Project #03-7 (Phase 4/ Integration of Services (IOS):
FINGER LAKES COMMUNICATION CO., INC.:
 - Inv. No. 32806 \$ 600.00

- 3. Project #06-5 (Modification to the Cayuga County Office Bldg. Heating System):
SIRACUSA MECHANICAL, INC.:
Application & Certificate for Payment #4 dated 4/05/08
(Plumbing) \$ 11,875.00
Application & Certificate for Payment #10 dated 4/05/08 (HVAC) \$ 13,395.00
- 4. Project #07-1 (Erie Heritage Preservation):
KENT ENVIRONMENTAL:
Inv. No. 66 \$ 5,160.38
- 5. Project #07-5 (Tyler Software):
TYLER TECHNOLOGIES PLANNING & DESIGN:
Inv. No. 126397 \$ 2,758.22
Inv. No. 127521 \$ 3,129.64
Inv. No. 128663 \$ 2,969.75
HOLIDAY INN AUBURN:
Inv. No. 9447 \$ 140.00
INN AT THE FINGERLAKES:
Inv. No. 3589 \$ 350.00

And be it further

RESOLVED, that the Treasurer make the journal and accounting entries necessary to accomplish the foregoing.

Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 313-08

5/20/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF EQUIPMENT LEASE PAYMENTS.

BY: Hon. Francis Mitchell, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 76-02, adopted February 26, 2002, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Equipment Leases, and

WHEREAS, said Committee has audited and authorized payment as follows:

	APRIL 2008	
Copier Leases and Maintenance:		\$ 7,597.35
Postage Leases:		\$ 1,904.00
<u>Misc. Leases:</u>		<u>\$ 8,770.62</u>
Total		\$18,271.97

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 314-08**5/27/08****AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF PARCEL SERVICE PAYMENTS.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 03-03, adopted January 3, 2003, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Parcel Service Payments, and

WHEREAS, said Committee has audited and authorized payment as follows:

APRIL 2008 \$ 567.22

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 315-08**(5/27/08) COA AuthDeferredComp2008****AUTHORIZING THE AMENDMENT AND RESTATEMENT OF THE MODEL PLAN.**

BY: Mr. Francis Mitchell, Chairman, Ways & Means.

WHEREAS, the New York State Deferred Compensation Board (the "Board"), pursuant to Section 5 of the New York State Finance Law ("Section 5") and the Regulations of the New York State Deferred Compensation Board (the "Regulations"), has promulgated the Plan Document of the Deferred Compensation Plan for Employees of Cayuga County (the "Model Plan") and offers the Model Plan for adoption by local employers;

WHEREAS, Cayuga County, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of Cayuga County;

WHEREAS, effective December 7, 2007, the Board amended the Model Plan to adopt provisions relating to

- Expanding the eligibility for unforeseeable emergency withdrawals
- Permitting law enforcement officers, firefighters, members of a rescue squad or ambulance crew who have retired for service or disability to request a plan distribution of up to \$3,000 annually to pay for health insurance or qualified long-term care premiums for themselves, their spouse or dependents.

- Permitting a beneficiary who is not the spouse of the deceased Participant to transfer their Plan account directly to an IRA

- Permitting a Participant who is eligible for a distribution to rollover all or a portion of their Plan account to a Roth IRA

WHEREAS, upon due deliberation, Cayuga County has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of Cayuga County by adopting the amended and restated Model Plan.

NOW, THEREFORE, BE IT

RESOLVED, that Cayuga County hereby amends the Deferred Compensation Plan for Employees of Cayuga County effective December 7, 2006 by adopting the amended and restated Model Plan effective May 27, 2008, in the form attached hereto as Exhibit A. Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici. Approved by voice vote, all in favor.

**RESOLUTION NO. 316-08
(05/22/08) rpsmortgagetaxpymtapr**

AUTHORIZE THE COUNTY TREASURER TO PAY MORTGAGE TAX

By: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS it appears from the final report of Sue Dwyer, as County Clerk of Cayuga County, that there has been paid to the County Treasurer the sum of \$610,693.53, the same being the net amount collected from the taxation of mortgages for the period October 1, 2007, to March 31, 2008; and

WHEREAS there is in the County Treasurer's Account No. T-58, the amount of \$610,693.53 which should be distributed among the City of Auburn and the Towns and Villages of the County; therefore be it

RESOLVED that the County Treasurer be directed and required to pay the sum of \$610,693.53 to the City of Auburn and the several Towns and Villages of the County of Cayuga in the following amounts:

City of Auburn	\$184,108.86		
Town of Aurelius	65,277.30	Village of Cayuga	5,431.14
Town of Brutus	25,352.52	Village of Weedsport	13,806.55
Town of Cato	17,367.95	Village of Cato in Cato	725.09
Town of Conquest	10,843.60	Village of Meridian	758.36
Town of Fleming	23,909.33		
Town of Genoa	7,631.54		
Town of Ira	18,884.40	Village of Cato in Ira	1058.66
Town of Ledyard	7,468.25	Village of Aurora	1,710.34
Town of Locke			9,027.74
Town of Mentz	6,165.06	Village of Port Byron	3,792.20
Town of Montezuma	5,383.12		
Town of Moravia	12,343.06	Village of Moravia	6,509.03
Town of Niles	15,698.97		
Town of Owasco	46,548.71		
Town of Scipio	10,104.64		
Town of Sempronius	8,614.70		
Town of Sennett	45,444.90		
Town of Springport	10,425.53	Village of Union Springs	3,868.03
Town of Sterling	13,114.86	Village of Fair Haven	8,505.89
Town of Summerhill	2,848.09		
Town of Throop	5,093.60		
Town of Venice	4,264.28		
<u>Town of Victory</u>	<u>8,607.22</u>		
Total	\$610,693.53		

Signed by Mitchell, Palermo, Lockwood, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 317-08
5-27-08 COA-CCCBARG(BOT&FACULTY)
CONFIRMING A LABOR AGREEMENT BETWEEN CAYUGA COUNTY
COMMUNITY COLLEGE BOARD OF TRUSTEES AND THE CAYUGA
COUNTY COMMUNITY COLLEGE FACULTY ASSOCIATION.

By Mr. Mitchell, Chairman Ways & Means Committee, and
 Mr. Palermo, Chairman, Government Operations Committee

WHEREAS, the Board of Trustees of Cayuga Community College and the members of the Cayuga Community College Faculty Association have approved a collective bargaining agreement for the time period from September 1, 2004 to August 31, 2011; and

WHEREAS, attached hereto is a copy of the financial portions of the said agreement (a full copy is on file with the Clerk of the County Legislature); now, therefore be it

RESOLVED, that the Cayuga County Legislature does hereby ratify and confirm said labor agreement.

Signed by Palermo, Chapman, Fearon, Mitchell, Murphy, Petrus, Sincebaugh, Axton, Lockwood, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 318-08
(5/27/08) COMChangeOrder
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO
SIGN A CHANGE ORDER FOR FINANCIAL SOFTWARE

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Cayuga County Legislature adopted Resolution No. 708-07 establishing a Capital "H" Project for the purchase, installation, training and other associated costs for financial software from Tyler Technologies, Inc., and

WHEREAS, one of the modules selected by the County, AP Master Conversion - Standard Option (Model # CV-AP-STD-F) was included in the original package; and

WHEREAS, the County has found an alternative method to accomplish this conversion; now, therefore be it

RESOLVED, that the Chairman is authorized to sign a change order with Tyler Technologies, Inc. to remove the AP Master Conversion - Standard Option (Model # CV-AP-STD-F) for the list price of \$3,000.00.

Signed by Mitchell, Petrus, Lockwood, Palermo, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 319-08
(5/27/08) COA-LLRelatingToDirOfMentalHealth-FIX(Rev4)
FIXING DAY AND NOTICE OF A PUBLIC HEARING ON A PROPOSED LOCAL
LAW SETTING FORTH THE POWERS, DUTIES, MODE OF SELECTION
AND REMOVAL, AND TERM OF OFFICE OF THE DIRECTOR OF CAYUGA
COUNTY COMMUNITY MENTAL HEALTH SERVICES.

BY: MRS. PETRUS, Chair, Health & Human Services Committee.

MR. MITCHELL, Chair, Ways & Means Committee.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on the May 27, 2008, a proposed Local Law entitled:

"A LOCAL LAW SETTING FORTH THE POWERS, DUTIES, MODE OF SELECTION AND REMOVAL, AND TERM OF OFFICE OF THE DIRECTOR OF CAYUGA COUNTY COMMUNITY MENTAL HEALTH SERVICES."

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning said Local Law before the Cayuga County Legislature on June 24, 2008 at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Signed by Mitchell, Axton, Lockwood, Petrus, Schuster, Tortorici, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh.

Approved by voice vote, all in favor, except Palermo voting no.

RESOLUTION NO. 320-08

**(5/27/08) COA-LLRelatingToExecDirOfMentalHealthCSB-FIX(Rev4)
FIXING DAY AND NOTICE OF A PUBLIC HEARING ON A PROPOSED LOCAL
LAW SETTING FORTH THE POWERS, DUTIES, MODE OF SELECTION
AND REMOVAL, AND TERM OF OFFICE OF THE EXECUTIVE
DIRECTOR TO THE CAYUGA COUNTY COMMUNITY SERVICES BOARD,
SUPERSEDING THE PROVISIONS OF THE NEW YORK STATE
MENTAL HYGIENE LAW SECTION 41.03.**

BY: MRS. PETRUS, Chair, Health & Human Services Committee.

MR. MITCHELL, Chair, Ways & Means Committee.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on May 27, 2008, a proposed Local Law entitled:

"A LOCAL LAW SETTING FORTH THE POWERS, DUTIES, MODE OF SELECTION AND REMOVAL, AND TERM OF OFFICE OF THE EXECUTIVE DIRECTOR OF THE CAYUGA COUNTY COMMUNITY SERVICES BOARD, SUPERSEDING THE PROVISIONS OF THE NEW YORK STATE MENTAL HYGIENE LAW SECTION 41.03."

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning said Local Law before the Cayuga County Legislature on June 24, 2008 at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Signed by Mitchell, Axton, Lockwood, Petrus, Schuster, Tortorici, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh.

Approved by voice vote, all in favor, except Palermo voting no.

RESOLUTION NO. 321-08**Date of Meeting: 5/27/08 nhgavras****AUTHORIZING THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME AND THE CHAIR OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH E. JOHN GAVRAS CENTER FOR INTERMITTENT SPEECH, PHYSICAL THERAPY, AND OCCUPATIONAL THERAPY SERVICES AT THE CAYUGA COUNTY NURSING HOME.**

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Nursing Home requires therapy services at least five (5) days per week; and

WHEREAS, Cayuga County Nursing Home has need for on going speech therapy services and other therapists to cover the services when the usual therapist is absent from the facility; and

WHEREAS, the E. John Gavras Center has therapists available to provide necessary care at the nursing home; therefore be it

RESOLVED that the Administrator of Cayuga County Nursing Home and Chair of the Legislature sign an agreement for the necessary services; and be it further

Resolved that the rate of compensation be at \$60.00 per hour for only the hours required.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 322-08**Date of Meeting: 5/27/08 nhcosmoserv****AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ENTER INTO AN AGREEMENT WITH ALICIA WILER FOR COSMETOLOGY SERVICES AT THE CAYUGA COUNTY NURSING HOME.**

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, Cayuga County Nursing Home makes available cosmetology services to the residents of the facility; and

WHEREAS, It is necessary to contract with a licensed person to provide this service; and

WHEREAS, Cayuga County Nursing Home has been able to identify a beautician willing to provide the service as set forth in the attached agreement for provision of services; and

WHEREAS, the residents pay for their own services and the facility staff assists the residents through their personal account system; now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to enter into an agreement with Alicia Wiler, licensed beautician.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 323-08

Date of Meeting: 5/27/08 nhacceptbidwirelessrev

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ACCEPT PROPOSALS FOR A WIRELESS NETWORK AT THE NURSING HOME.

BY: Ann Petrus, Chairman, Health & Human Services Committee

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution No. 103-08 authorized the issuance of an RFP to obtain proposals for a wireless network for the Cayuga County Nursing Home; and

WHEREAS, the Purchasing Agent of the Legislature sent out specification packages to local, New York State and national based firms; and,

WHEREAS, six (6) firms responded with proposals; and,

WHEREAS, the following proposals were received:

Cooper City Communications for \$12,462.00 and \$425.00 each for additional access points.

Integrated Systems for \$11,591.00 and \$799.00 for additional access points.

Microtech Information Systems for \$9,995.00 and \$621.00 for additional access points.

Visory Group for \$20,772.00 and \$1,008.00 for additional access points.

All-mode for a \$15,147.00 and \$804.00 for additional access points.

Finger Lakes Technology for \$16,425.92 and \$635.52 for additional access points;

and

WHEREAS, Microtech Information Systems is able to provide the necessary services at the lowest cost; now therefore be it,

RESOLVED, that the proposal be awarded to Microtech Information Systems for \$9,995.00 and \$621.00 for each additional access point.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 324-08

Date of Meeting: 5/27/08 nhcookinggrease

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO SIGN AN AGREEMENT WITH BAKER COMMODITIES, INC TO REMOVE COOKING GREASE FOR 2 YEARS.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Cayuga County Nursing Home has the need to have cooking grease removed by an authorized vendor; and,

WHEREAS Baker Commodities has proposed to buy the grease from the nursing home; and,

WHEREAS, Baker Commodities has proposed to buy at a rate of \$0.02 per pound; Now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to sign the agreement with Baker Commodities. Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 325-08

(May 27, 2008) HD Dental Grant 2008-2009

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO AN AGREEMENT WITH THE STATE TO ACCEPT THE 100% REIMBURSABLE PREVENTIVE DENTISTRY GRANT AND ANY ADDITIONAL COLA ADJUSTMENTS RELATIVE TO THIS GRANT

BY: Ann Petrus, Chairman of the Health & Human Services Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Department of Health has been awarded a grant from the NYS Department of Health called the "Preventive Dentistry for High Risk and Underserved Children" in the amount of \$50,000 for the period July 1, 2008 through June 30, 2009 and any additional COLA adjustments relative to this grant; and

WHEREAS, in order to carry out the terms of this grant, the 2008 Health Department Budget must be amended so as to provide the appropriations and revenues necessary to implement the grant; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into an agreement with the State to accept the 100% reimbursable Preventive Dentistry Grant and any additional COLA adjustments relative to this grant; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all the necessary journal and accounting entries and to amend the Health Department's 2008 budget in the following manner:

Increase Appropriation Account A4010.460.059	\$50,000
Increase Revenue Account A3406.000	\$50,000

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 326-08

(May 27, 2008) HD EI/CSHCN 2008-09

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A CONTRACT WITH THE STATE TO CONTINUE THE 100% FUNDED EARLY INTERVENTION/CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM AND TO ACCEPT FUNDING.

BY: Ann Petrus, Chairman of Health & Human Services Committee
Francis Mitchell, Chairman of Ways & Means Committee

WHEREAS, the State of New York has made money available to county government for the purpose of meeting their administrative responsibilities in local oversight and

implementation of the Early Intervention/Children with Special Health Care Needs Program (a state-mandated program) for the period October 1, 2008 through September 30, 2009 in the amount of \$80,830; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with the State for the purpose of continuing in the 100% funded Early Intervention Administration Grant; and be it further

RESOLVED, that the County Treasurer be authorized and directed to make the necessary journal and accounting entries in the 2008 Health Department Budget as follows and to accept any additional COLA funds relative to this program:

Increase Appropriation Account A4010.480.059 \$80,830
Increase Revenue Account A3408.0 \$80,830

and be it also

RESOLVED, that the Director of Health & Human Service be authorized to enter into contracts with other agencies/individuals in order to accomplish the goals of this grant without further legislative action.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 327-08

(May 27, 2008) HS Bonadio Group Contract

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A CONTRACT WITH THE BONADIO GROUP TO CONDUCT ELIGIBILITY REVIEWS FOR MEDICAID HEALTH BENEFITS

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Human Services Department desires to conduct Eligibility Reviews relating to self-employed individuals applying for Medicaid healthcare benefits; and

WHEREAS, the Bonadio Group is an accounting and business consulting firm with experience in the auditing of public benefit programs, and is duly licensed to practice in the State of New York; and

WHEREAS, it is economically and organizationally feasible for the Department to contract with the Bonadio Group for the performance of their audit and accounting services; and

WHEREAS, the Bonadio Group has successfully worked with other counties in New York State, and the program has proven to promote deterrence in fraudulent applications; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with the Bonadio Group for the period 5/1/08 to 4/30/09 to conduct Eligibility Reviews relating to self-employed individuals applying for Medicaid healthcare benefits at \$150/hr., which is 100% reimbursed by State and Federal funds; and be it further

RESOLVED, that payment for these services comes out of account #6010.400.059. Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 328-08
(May 27, 2008) HD EWPH Grant 2008

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO AN
AGREEMENT WITH THE STATE TO ACCEPT THE 100% FUNDED EAT WELL
PLAY HARD COMMUNITY PROJECTS GRANT AND AUTHORIZING THE
CAYUGA COUNTY TREASURER TO AMEND THE HEALTH DEPARTMENT
2008 BUDGET**

BY: Ann Petrus, Chairman of the Health & Human Services Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Department of Health has been awarded a grant from the NYS Department of Health called "Eat Well Play Hard Community Projects Grant" which purpose is to provide nutrition, physical activity, education and information specifically geared to pre-school and elementary school children in the amount of \$75,000 for the period October 1, 2008 through September 30, 2009; and

WHEREAS, in order to carry out the terms of this grant, the 2008 Health Department Budget must be amended so as to provide the appropriations and revenues necessary to implement the grant; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into an agreement with the State to accept the 100% reimbursable Eat Well Play Hard Grant; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all the necessary journal and accounting entries and to amend the Health Department's 2008 budget in the following manner:

Increase Appropriation Account #4010.431.000 \$75,000
Increase Revenue Account #3429.000.000 \$75,000

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 329-08
(05/27/08) MHgeneratorcontract08

**AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE ACTING DIRECTOR OF THE CAYUGA COUNTY COMMUNITY
MENTAL HEALTH CENTER TO ENTER INTO AN AGREEMENT WITH
CUMMINS NORTHEAST, INC. FOR A PLANNED MAINTENANCE RENEWAL
CONTRACT FOR THE PURPOSE OF MAINTAINING THE EMERGENCY
STANDBY GENERATOR, LOCATED AT THE CAYUGA COUNTY MENTAL
HEALTH CENTER, 146 NORTH STREET, AUBURN, NEW YORK.**

BY: Ms. Ann R. Petrus, Chair, Health and Human Services Subcommittee, and
Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, since purchasing the generator in 2000, preventative maintenance has

been performed on the ONAN Generator, Product Model 80GGHC338278/B and Serial Number L990034028; and

WHEREAS, the planned maintenance - renewal contract has come due for its yearly maintenance, which expired on May 3, 2008; and

WHEREAS, the standard agreement amount of \$703.61 is the proposed total from Cummins Northeast, Inc., which includes: Full Service (\$294.01), Inspection (\$209.00), and Load Bank Testing (\$200.60); and

WHEREAS, the amount of \$703.61 will come out of the building maintenance expenditure 4311.400.012; and

WHEREAS, having a generator is a New York State requirement for certification of an inpatient unit; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and Acting Director of the Cayuga County Community Mental Health Center enter into an agreement with Cummins Northeast, Inc. to sign the maintenance agreement for generator maintenance at 146 North Street for 2007/2008.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 330-08

(05/27/08) MhprevocUhouse08

**AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE ACTING DIRECTOR OF THE CAYUGA COUNTY COMMUNITY
MENTAL HEALTH CENTER (CCCMHC) TO ENTER INTO AN AGREEMENT
WITH UNITY HOUSE OF CAYUGA COUNTY, INC. TO PROVIDE
PREVOCATIONAL EMPLOYMENT SKILLS TO CONSUMERS OF
MENTAL HEALTH SERVICES AT THE CCCMHC.**

BY: Ms. Ann R. Petrus, Chair, Health and Human Services Subcommittee, and
Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, the Mental Hygiene Law of the State of New York has authorized to make available to the County of Cayuga the community service of providing prevocational skills training to the mentally ill; and

WHEREAS, the 2008 budget for CCCMHC has designated monies for this yearly contract under account 4311.400.073-A at a cost of \$2,850; and

WHEREAS, the contract begins on March 1, 2008 and ends on December 31, 2008; and

WHEREAS, the CCCMHC will provide the training in work readiness skills and Unity House of Cayuga County, Inc. will provide the fiscal accounting for the individuals; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Acting Director of the CCCMHC enter into an agreement with Unity House of Cayuga County, Inc. to sign a contract for prevocational skills training for the period of March 1, 2008 to December 31, 2008.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 331-08**Date of Meeting: 5/27/08 nhsupnurse****AUTHORIZATION TO ADJUST THE SALARY OF THE POSITION OF A SUPERVISING NURSE AT THE CAYUGA COUNTY NURSING HOME.**

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, Kathy Scollan has agreed to assist the Nursing Home on a temporary basis while the person in that position is out on an approved leave of absence; and

WHEREAS, Ms. Scollan has been employed in supervisory roles in other long term care facilities for over 20 years; Now be it therefore

RESOLVED, that Ms. Scollan be hereby placed on the fourth step of the salary plan of this particular position of Supervising Nurse at Cayuga County Nursing Home because of her experience and expertise; and be it further

RESOLVED, that Ms. Scollan continue on the fourth step of Supervising Nurse pursuant to the Cayuga County Compensation Plan, Part II should this temporary appointment continue in 2009.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 332-08**(May 27, 2008) HD Fill Sr Pub Health Educator****AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO FILL A SR. PUBLIC HEALTH EDUCATOR POSITION IN COMMUNITY HEALTH SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there will be a Sr. Public Health Educator vacancy in Community Health Services due to a resignation effective May 31, 2008; and

WHEREAS, this position supports critical work in the Department; and

WHEREAS, the Sr. Public Health Educator position is budgeted in the 2008 Health Department budget and the position's costs are also offset by associated grants with the remainder of costs being eligible for 36% State reimbursement; NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Health & Human Services be authorized and directed to fill the Sr. Public Health Educator position in the Community Health Services Unit of the Health Department and any fill behinds in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 333-08

(May 27, 2008) HS Fill FT Clerk FSMA

**AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO FILL
A FULL-TIME CLERK POSITION IN THE FSMA UNIT OF HUMAN SERVICES**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there will be a Full-Time Clerk position vacancy in the FSMA (Food Stamp/Medicaid) Unit of Human Services due to retirement of the incumbent, effective May 30, 2008;

WHEREAS, this position is necessary for the effective and efficient operation of the FSMA Unit of the Human Services Department; and

WHEREAS, this position is 100% funded through Food Stamps and Medicaid; and

WHEREAS, sufficient funding exists in the 2008 Human Services' Budget to support this position; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to fill the Full-Time Clerk vacancy in the FSMA Unit of Human Services and any fill behind that may occur, in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 334-08

(05/27/08) MHftsocwrkr08

**AUTHORIZING THE ACTING DIRECTOR OF THE CAYUGA COUNTY
COMMUNITY MENTAL HEALTH CENTER TO FILL ONE VACANT
FULL-TIME STAFF SOCIAL WORKER (CMH).**

BY: Ms. Ann R. Petrus, Chair, Health and Human Services Subcommittee, and

Mr. Francis Mitchell, Chair, Ways and Means Subcommittee.

WHEREAS, the current Staff Social Worker has handed in her resignation, April 18, 2008 being her last working day; and

WHEREAS, the 2008 Mental Health budget reflects the inclusion of a Staff Social Worker, Grade 30, with a salary of \$48,022 - \$53,773, working 35 hours per week; and

WHEREAS, the CCCMHC needs to replace the worker due to the number of clients being seen to ensure continuity of services; now, therefore, be it

RESOLVED, that the vacant position of Staff Social Worker be filled; and be it further

RESOLVED, that the Acting Director of the CCCMHC be authorized and is hereby directed to fill the position of Staff Social Worker in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 335-08**Date of Meeting: 5/27/08 nhfoodserviceagmentrev****AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ENTER INTO AN AGREEMENT WITH MANAGEMENT NUTRITION SERVICES PROVIDE CONTRACT FOOD SERVICE MANAGEMENT COMPANY AT THE NURSING HOME.**

BY: Ann Petrus, Chairman, Health & Human Services Committee

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the Legislature approved at its March 25, 2008 meeting Resolution No.190-08, AUTHORIZE THE ISSUANCE OF AN RFP TO OBTAIN A CONTRACT FOOD SERVICE MANAGEMENT COMPANY AT THE NURSING HOME; and,

WHEREAS, the Purchasing Agent of the Legislature sent out specification packages to local, New York State and national based firms; and,

WHEREAS, two firms responded with proposals: Nutrition Management Services (\$18.00/resident day); and AdvancedMeal (\$19.69/resident day); and

WHEREAS, Nutrition Management Services proposed to furnish contract food service management at the lowest price; and

WHEREAS, a due diligence review of the two lower bids was undertaken by Nursing Home Administrator; both vendors meet the specifications of the bid; now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to sign an agreement for the period of three years with Nutrition Management Services for said services at a cost of \$18.00 (Eighteen dollars and No cents) per resident day with agreement extensions for three (3) one year terms as provided in the contract agreement. Payment to contractor shall be adjusted at the end of the first contract year and annually thereafter. These increases shall be predicated upon the Consumer Price Index - Food Away From Home published by the United States Department of Labor.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 336-08**Action: 5/27/08 MHSalAdjPsych-05-08rev****AUTHORIZING A SALARY ADJUSTMENT IN PART IV OF THE COUNTY OF CAYUGA 2008 COMPENSATION PLAN FOR MITCHELL LANGBART, MD, STAFF PSYCHIATRIST**

By: Hon. Ann Petrus, Chairperson Health and Human Services Committee

Hon. Francis Mitchell, Chairperson Ways and Means Committee

WHEREAS, the County of Cayuga desires to provide an adjustment to the monetary compensation for the position of Staff Psychiatrist based on the current market rate; and

WHEREAS, the Staff Psychiatrist, Mitchell Langbart MD, has assumed additional responsibilities as the only full time Staff Psychiatrist following the resignation of Muslim Khan, MD; now, therefore, be it

RESOLVED, that the salary for Dr. Langbart's Staff Psychiatrist position be adjusted based on both of these aforementioned factors; and be it further

RESOLVED, that Dr. Langbart's salary for the year 2008 be revised to \$175,000 in the Cayuga County Compensation Plan, Part IV; and be it further

RESOLVED, that the source of funds for this additional compensation be transferred from the now vacant Staff Psychiatrist position in A 4310.100, Position Control 11, in the amount of \$28,679 and be it further

RESOLVED, that the Acting Director of Community Mental Health Services be hereby authorized to make the necessary adjustments to Dr. Mitchell Langbart's compensation effective February 2, 2008; and be it further

RESOLVED, that the County Treasurer be hereby authorized and directed to make any necessary journal and accounting entries to carry out the intent of this resolution.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 337-08

Action 5/27/08 MHCorrect274-08-05-08rev

**CREATING THE POSITION OF PART-TIME STAFF PSYCHIATRIST
FOR THE COMMUNITY MENTAL HEALTH CENTER**

BY: Hon. Ann Petrus, Chairperson Health and Human Services Committee
Hon. Francis Mitchell, Chairperson Ways and Means Committee

WHEREAS, the Cayuga County Legislature approved Resolution Number 274-08 on April 22, 2008 funding the position of Staff Psychiatrist; and

WHEREAS, this part-time position has not yet been created; now, therefore, be it

RESOLVED, that the position of part-time Staff Psychiatrist be created in Account A4310.100 (Mental Health Administration, Salaries) and be placed in the Cayuga County Compensation Plan, Part IV, at an hourly rate of \$125.00, not to exceed seventeen (17) hours per week; and be it further

RESOLVED, that the amount of \$33,000 be transferred from position control number 0011 within the A4310.100 account to fund the new position; and be further

RESOLVED, that the Acting Director of Community Mental Health Services be hereby authorized and directed to fill the newly created part-time position in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga, and be it further

RESOLVED, that the County Treasurer be hereby authorized to make any journal and accounting entries to carry out the intent of this resolution.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Lockwood, Tortorici.

Approved by voice vote, all in favor, except Palermo and Tortorici voting no.

RESOLUTION NO. 338-08

Action 5/27/08 MH fundfillNP-05-08

**AUTHORIZE THE FUNDING AND FILLING OF A PART-TIME NURSE
PRACTITIONER AT THE CAYUGA COUNTY MENTAL HEALTH CENTER**

By: Hon. Ann Petrus, Chairperson Health and Human Services Committee
Hon. Francis Mitchell, Chairperson Ways and Means Committee

WHEREAS, the Cayuga County Community Mental Health Center has a shortage of Staff Psychiatrist hours; and

WHEREAS, it is desirable to address a portion of this need with the addition of a part-time Nurse Practitioner; now, therefore, be it

RESOLVED, that the part-time position of Nurse Practitioner, position number 002110-SYS, be reflected in Part IV of the Cayuga County Compensation Plan at an hourly rate set at \$37.79; and be it further

RESOLVED, that the funding in the amount of \$16,500 for this position be transferred from the vacant Staff Psychiatrist position in Account 4310.100 Salaries, position code 000011-SYS, in the 2008 Cayuga County budget; and be it further

RESOLVED, that the Acting Director of Community Mental Health Services be authorized and directed to fill the part-time position of Nurse Practitioner in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County; and be it further

RESOLVED, that the County Treasurer be hereby authorized to make any journal and accounting entries to carry out the intent of this resolution.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Lockwood.

Approved by voice vote, all in favor, except Palermo voting no.

RESOLUTION NO. 339-08

Action 5/27/08 MHCreatefillPTPsych05-08rev

**AUTHORIZE THE CREATION AND FILLING OF A PART-TIME STAFF
PSYCHIATRIST AT THE CAYUGA COUNTY MENTAL HEALTH CENTER**

By: Hon. Ann Petrus, Chairperson Health and Human Services Committee

Hon. Francis Mitchell, Chairperson Ways and Means Committee

WHEREAS, the Cayuga County Community Mental Health Center has a shortage of Staff Psychiatrist hours due to recent resignations; and

WHEREAS, it is possible to address a portion of this need with the addition of a part-time Staff Psychiatrist; and

WHEREAS, the County has an opportunity to hire a part-time psychiatrist; now, therefore, be it

RESOLVED, that the part-time position of Staff Psychiatrist be created in account A4310.100 and placed in Part IV of the Cayuga County Compensation Plan at an hourly rate of \$125.00 not to exceed seventeen (17) hours a week; and be it further

RESOLVED, that resolution number 263-08 adopted on April 22, 2008 be hereby rescinded; and be it further

RESOLVED, that the Acting Director of Community Mental Health Services be authorized and directed to fill the part-time position of Staff Psychiatrist in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County.

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Lockwood.

Approved by voice vote, all in favor, except Palermo and Tortorici voting no.

RESOLUTION NO. 340-08
(5/27/08) COMMOUHealthNetwork
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO SIGN AN
AGREEMENT WITH CAYUGA COUNTY COMMUNITY HEALTH
NETWORK FOR SERVICES

BY: Hon. Ann Petrus, Chairperson Health and Human Services Committee
Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, Cayuga County has been experiencing a loss of professionals in the non-traditional mental health professions; and

WHEREAS, the Cayuga County Community Health Network, Inc. has proposed a Memorandum of Agreement for a Mental Health Professional Shortage Area (HPS) Update and has agreed to collect data and information on existing health professionals practicing in the target service area and contiguous areas; analysis of professional practice information compared to federal requirements for the appropriate HPSA designation request; filing the designation request to the Federal Department of Health and Human Services Public Health Service, Health Professional Shortage Area National Center for Health Workforce Analysis; and

WHEREAS, the time frame for this Memorandum of Agreement is March through May 2008; and

WHEREAS, the cost of this project will be \$5,000.00 to be shared equally between Cayuga County, Auburn Memorial Hospital, East Hill Family Medical and Cayuga Community Health Network; now, therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized to sign a Memorandum of Agreement for Mental Health Professional Shortage Update for a cost to Cayuga County of \$1,250.00; and, be it further

RESOLVED, that the cost of this Update will be paid from Mental Health Administration A4310.400.059 (Professional Services).

Signed by Petrus, Sincebaugh, Mahunik, McIntosh, Cuddeback, Schuster, Mitchell, Axton, Palermo, Lockwood, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 341-08
5-27-08 LEGtransferfundsMay08
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO TRANSFER FUNDS FROM BUDGET LINE NO. 1040.400.067-A
(CONFERENCE FEES) TO BUDGET LINE NO. 1010.200.000-A (EQUIPMENT)
AND BUDGET LINE NO. 1010.400.084
(TRAVEL & EXPENSE - OUT OF COUNTY).

By: Mr. Christopher Palermo, Chair, Government Operations Committee
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Chairman of the Cayuga County Legislature desires to transfer the total amount of \$3,576.00 out of the Budget Line No. 1040.400.067 - A (Conference Fees) to the following Budget Lines: No. 1010.200.000-A (Equipment) in the amount of \$460.00 and No. 1010.400.084-A (Travel & Expense - Out of County) in the amount of \$3,116.00;

WHEREAS, the Chairman of the Cayuga County Legislature needs to pay for Office Equipment and 2008 NYSAC Legislative Conference Registration and Hotel Expenses for Legislators; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature be allowed to transfer the sum of \$3,576.00 from Account 1040.400.067-A with \$460.00 Transferred to Account 1010.200.000-A and \$3,116.00 Transferred to Account 1010.400.084-A; and be it further

RESOLVED, that the Treasurer make any and all journal and accounting entries necessary to accomplish the above resolution.

Signed by Palermo, Chapman, Fearon, Mitchell, Murphy, Petrus, Sincebaugh, Schuster, Lockwood, Axton, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 342-08

May 27, 2008 ITworkstations0508rev

**AUTHORIZING THE INFORMATION TECHNOLOGY
DEPARTMENT TO PURCHASE WORKSTATIONS**

By: Christopher M. Palermo, Chairman, Government Operations Committee
Frances Mitchell, Chairman Ways and Means Committee

WHEREAS, many computer workstations throughout the County Departments are over five years old and due to be replaced; and

WHEREAS, there are over 45 workstations still remaining in County departments that are over 5 years old and are in need of replacement in 2008, and

WHEREAS, the funds to replace these older workstations is included in the 2008 Information Technology budget; therefore be it

RESOLVED, that the Information Technology Department is authorized to purchase forty five workstations and related software on New York State contract in the amount of \$37,336.05 from Account No. A1020.200.000; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Palermo, Chapman, Fearon, Mitchell, Murphy, Petrus, Sincebaugh, Schuster, Lockwood, Axton, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 343-08

5/27/08 PB-Supprt_AreaCodePlan_01

**A CAYUGA COUNTY RESOLUTION IN SUPPORT OF AREA CODE RELIEF
PLAN PREFERRED OPTIONS FOR CENTRAL NEW YORK NYS
DEPARTMENT OF PUBLIC SERVICE CASE 07-C-1486**

BY: Mr. Daniel Schuster, Chairman, Planning & Economic Development

WHEREAS, the New York State Public Service Commission (the "Commission") has determined that the 315 Area Code that has served the central New York community, including nearly all of Cayuga County, since the early 1950s is running out of assignable telephone numbers, and implementation of a new area code is necessary; and

WHEREAS, the Commission has charged the New York State Department of Public Service (the "NYS-DPS") with the task of developing a plan of options with the goal of providing long-term area code relief while causing the least possible disruption to consumers and businesses within the area; and

WHEREAS, the NYS-DPS staff have prepared a plan outlining four (4) options for area code relief entitled Area Code Relief for Central New York, A Description of Options, Case 07-C-1486, (the "Plan" attached hereto and made a part of this resolution), has circulated the Plan and through the Administrative Law Judge assigned to the case, is seeking comment from the general public on the area code relief options presented by the Plan; and

WHEREAS, the Planning & Economic Committee of the Cayuga County Legislature has conducted a review of the Plan and the four options it presents and has determined which options would be detrimental and disruptive to the residents, businesses and industries in Cayuga County and which options would be beneficial to the County; now, therefore be it

RESOLVED, that the Cayuga County Legislature hereby determines the following with respect to the options for area code relief identified in the attached Plan:

1. The Cayuga County legislature hereby objects to the Geographic Split represented as Option #1 of the Plan, acknowledging that the proposed division of the existing 315 area code into two (2) geographic areas along rate center boundaries, resulting in the portions of Cayuga County falling above the rate boundary line, including the majority of the towns of Cato, Conquest, Ira, Sterling and Victory being in one area code and the greater portions of Cayuga County falling below the rate boundary, including the City of Auburn and Towns and Villages south of Cato and Conquest would fall into a second area code.

a. Option 1 would require a greater portion of the residents and businesses in Cayuga County to adopt a new area code, including the need to change advertising and other materials related to their telephone numbers, placing a significant and unacceptable cost and operational burden on these individuals and businesses

2. The Cayuga County legislature hereby objects to the Overlay Plan Option, represented as Option #4 of the Plan, acknowledging that the proposed Overlay Option would assign and overlay a new area code to the entire 315 code area assigning new code numbers on an as-needed basis to new customers within the area and requiring that all customers within the existing 315 area code dial 11 digits on all calls,

a. The Option 4 overlay code will result in significant consumer confusion within the county with the establishment of multiple area codes sharing the same geographic area and further, the overlay option will require consumers to dial an 11-digit number for each call made in Cayuga County, a significant burden for county consumers and businesses.

3. The Cayuga County Legislature hereby supports and encourages the adoption of Geographic Split represented by both Options #2 and #3 of the Plan, both of which retain the current 315 exchange within those portions of Cayuga County which currently use 315. Either of these options have the least impact on the consumers and businesses of Cayuga County and are acceptable to and supported the Cayuga County Legislature as the most viable alternatives for addressing the 315 area code plan of action; and

BE IT FURTHER RESOLVED by the Cayuga County Legislature that it hereby directs the Clerk of the Legislature to forward copies of this resolution, under the signature of the Chairman of the Legislature, to the attention of Ms. Jaclyn A. Brillling, Secretary, New York State Public Service Commission, 3 Empire Plaza, Albany, New York 12223-1350 with copy forwarded to each of the elected officials representing Cayuga County in the New York State Legislature.

Signed by Schuster, Axton, Fearon, Mahunik, Murphy, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 344-08**5/27/08 PB-Auth_PubHring_AgDist Add08****AUTHORIZING PUBLIC HEARING ON ADDITIONS TO AG DISTRICTS**

Mr. Daniel Schuster, Chairman, Planning & Economic Development
 Mr. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, Article 25AA NYS Agriculture and Markets Law requires counties to annually consider requests to add viable farm land to Agricultural Districts; and

WHEREAS, one request has been received during the designated application period of March 1 to March 31, such request being from David and James Dickman of Dickman Farms to add property totaling 60.4 acres located in the Town of Owasco and City of Auburn to Ag District 6; and

WHEREAS, the Cayuga County Agriculture and Farmland Protection Board reviewed this request and recommends to the County Legislature inclusion of this farm into Ag District 6; and

WHEREAS, Article 25AA NYS Agriculture and Markets Law requires the County Legislature to hold a public hearing regarding these requests; now, therefore be it

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to take such steps as may be required so that said hearing may be held at 6:30 PM on June 24th, 2008 in the Chambers of the Cayuga County Legislature.

Signed by Schuster, Axton, Fearon, Mahunik, Murphy, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 345-08**5/27/08 PB_janas_farm_FRPP_appl_rev1****AUTHORIZING THE PREPARATION AND SUBMITTAL OF FEDERAL FARM AND RANCH LANDS PROTECTION PROGRAM APPLICATION TO THE UNITED STATES DEPARTMENT OF AGRICULTURE'S NATURAL RESOURCE CONSERVATION SERVICE**

Mr. Daniel Schuster, Chairman, Planning & Economic Development
 Mr. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, the County of Cayuga is eligible to receive grant funds under the Natural Resource Conservation Service's Farm and Ranch Lands Protection Program (FRPP); and

WHEREAS, this program includes among its objectives protection of farms and ranches with prime, unique, or other productive soil through partial funding of the purchase of conservation easements on those lands; and

WHEREAS, the New York State Department of Agriculture and Markets (Ag & Markets) offers a similar program known as the Purchase of Development Rights program (PDR) intended to preserve important farm lands throughout New York State; and

WHEREAS, in 2005 the County applied for and was awarded \$477,657 in NYS Ag & Markets PDR funds to purchase a permanent conservation easement on the Janas Farm located in the Town of Fleming, which will compensate the property owner 75% of the value of that conservation easement; and

WHEREAS, the County is eligible to apply for FRPP funds in order to compensate the property owner of Janas Farm for the remaining 25% of the value of their conservation easement; and

WHEREAS, New York Agricultural Land Trust, the County's subrecipient for PDR funds, will prepare the application for FRPP funds on behalf of the County and property owner; now, therefore, be it

RESOLVED, that the Chairman of the County Legislature is hereby authorized to take such steps as may be required to submit the FRPP application for the Janas Farm in the amount of \$165,219 and, if approved for funding, to sign such documents as may be needed to accept and administer these funds and process the receipt and distribution of the funds; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized to establish such accounts and make such journal entries as may be necessary to accommodate this program.

Signed Schuster, Axton, Fearon, Mahunik, Murphy, Palermo, Tortorici, Mitchell, Lockwood, Petrus.

Approved by voice vote, all in favor.

RESOLUTION NO. 346-08
5/27/08 PB-fundSrPlanner-rev2
AUTHORIZATION TO FUND AND FILL THE POSITION
OF SENIOR PLANNER DUE TO A RESIGNATION OF
A COMMUNITY DEVELOPMENT PLANNER

Mr. Daniel Schuster, Chairman, Planning & Economic Development

Mr. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, a resignation was received from a Community Development Planner (Position control #5863) and this position is critical for the smooth operation of the Department of Planning and Economic Development; and

WHEREAS, the Director of Planning has reviewed the position and a Senior Planner position would more accurately represent the anticipated duties of a new appointee within the Planning Department because of redistribution of tasks formerly performed by the Community Development Planner; and

WHEREAS, there is a vacant unfunded position of Senior Planner (Position control #6584) formerly held by a probationary Senior Planner that resigned; NOW, be it therefore

RESOLVED, that the position of Senior Planner (Position Control #6584) be hereby funded within the Planning Department utilizing funds from the Community Development Planner (Position Control #5863); and be it further

RESOLVED, that the Director of Planning be hereby authorized to fill newly funded position of Senior Planner (6584) at 2008 CSEA Grade 27, First Step at an annual salary of \$48,483.00; and be it further

RESOLVED, that the position of Community Development Planner be hereby abolished upon the filling of the Senior Planner position; and be it further

RESOLVED, that the appointment be in accordance to Civil Service Rules and Regulations, CSEA Contract Language, and the Policies of the County of Cayuga.

Signed Schuster, Axton, Fearon, Mahunik, Murphy, Palermo, Tortorici, Mitchell, Lockwood, Petrus.

Approved by voice vote, all in favor.

RESOLUTION NO. 347-08**Date: May 27, 2008 HWY08CHIPSINCREAS****AUTHORIZING THE AMENDMENT OF THE 2008 HIGHWAY BUDGET DUE TO AN INCREASE IN CHIPS REVENUE FROM THE STATE OF NEW YORK**

By: David Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, \$2,313,929.00 was budgeted in Revenue Account D3501 for the Consolidated Highway Improvement Program (CHIPs) for 2008; and

WHEREAS, upon passage of the State 2008 budget the County was allotted \$2,689,817.00 in CHIPs funding, an increase of \$375,888.00; and

WHEREAS, the CHIPs program is a reimbursement program that requires the funds first be spent on projects with a 10 year or greater life expectancy such as paving, bridge rehabilitation or replacement before application for reimbursement can be made; and

WHEREAS, Appropriation Account D 5113 is the appropriations account that is used for the expenditure of the CHIPs funds; now therefore be it

RESOLVED, that Revenue Account D3501 be amended and increased from \$2,313,929.00 to \$2,689,817.00 an increase of \$375,888.00 to account for the increase in CHIPs funding; and be it further

RESOLVED, that the appropriations accounts be correspondingly increased to reflect the increase in revenues by the following amounts to allow and authorize the Highway Superintendent to fully utilize the CHIPs funds:

Account	Old Amount	New Amount	Increase
D5113.400.099	\$1,500,000	\$1,860,888	\$360,888
D5113.400.100	\$ 20,000	\$ 35,000	<u>\$ 15,000</u>
		Total	\$375,888

and be it further

RESOLVED, that the Cayuga County Treasurer is authorized and directed to make the necessary journal and accounting entries required to implement the intent of this resolution.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 348-08**Date: May 27, 2008 hwylaundrycontractrev****AUTHORIZING THE HIGHWAY DEPARTMENT AND CHAIRMAN TO ENTER A CONTRACT FOR LAUNDRY SERVICES**

By: David Axton, Chairman, Public Works Committee

Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, linen was budgeted in the 2008 Highway budget at a cost of \$7,000 in account DM 5130.400.044; and

WHEREAS, monies are used to provide clothing for the welder and mechanics at the Highway Department; and

WHEREAS, the; current contract for laundry services is up for renewal and three firms were contacted to give proposals; and

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WHEREAS, the following proposals were received for estimated annual usage:

CINTAS at \$7,126.08 annually for the Highway Department and \$1,235.52 annually for the Motor Pool;
UniFirst at \$6,450.60 annually for the Highway Department and \$1,118.00 annually for the Motor Pool; and
Coyne Textiles at \$ 6,085.40 annually for the Highway Department and \$1,182.48 annually for the Motor Pool;

now, therefore be it

RESOLVED, to authorize the Highway Superintendent and Chairman to enter into a contract for laundry services for three years with Coyne Textiles; and be it further

RESOLVED, that the County Attorney will check the contract before the Highway Superintendent and Chairman of the Legislature sign it.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 349-08

Date: 5/27/08 P&T inmate equip purchase 5 08rev3

**AUTHORIZING TRANSFER OF 2008 BUDGETARY FUNDS FROM INMATE
WORK CREW EXPENSE TO EQUIPMENT FOR PURCHASE OF EQUIPMENT
FOR INMATE WORK CREW**

By: David R. Axton, Chair, Public Works
Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the 2008 Emerson Park Budget includes \$12,360 in Account No. 7110.400.226 for inmate work crew services; and

WHEREAS, the inmate work crew is scheduled to provide more than 600 hours of labor at Emerson Park, Ward O'Hara Agricultural Museum, West Barrier Bar, Sterling Nature Center, Moravia Flats and on the county trail system, and at other county facilities; and

WHEREAS, the labor provided by the inmate work crew is critical in maintaining and improving the property of the Cayuga County Parks and Trails Department; and

WHEREAS, the purchase of the equipment would assist the crew in providing this invaluable service to the Parks and Trails Department and other county facilities; and

WHEREAS, at the recommendation of the Cayuga County Sheriffs Department, the funds allocated for the services of the inmate work crew be spent on equipment; now therefore be it

RESOLVED, that the Cayuga County Treasurer be directed to transfer within the 2008 Emerson Park budget, \$12,360 from Account No. 7110.400.226 Inmate Work Crew to Account No. 7110.200 Equipment; and be it further

RESOLVED, that the Cayuga County Parks and Trails Department be authorized to purchase, from state contract when available or lowest quote when not on state contract, the following equipment for the inmate work crew for a cost not to exceed \$7,252.00:

Loop Trimmers (5)
 Leaf Blowers (2)
 16" Bar Chainsaws (3)
 18" Bar Chainsaws (2)
 Self-propelled walk behind mowers (5); and be it further

RESOLVED, the remaining \$5,108 will be applied toward the purchase of a new riding mower to be approved by separate resolution presented to the legislature by the Sheriff and to be used primarily at the County Jail and Nursing Home.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 350-08
(5/27/08) P&TSeasonalHelp 5 08rev
AMENDING RESOLUTION 144-08 AUTHORIZING THE HIRING OF
SEASONAL STAFF FOR THE PARKS & TRAILS DEPARTMENT
FOR THE 2008 SEASON

By: By: David R. Axton, Chairperson, Public Works
 Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, Resolution 144-08 authorized The Parks and Trails Department to staff the Ward W. O'Hara Agricultural Museum with two (2) Museum Aides and one (1) Museum Assistant; and

WHEREAS, the persons currently filling these positions are unable to commit to filling all of the available hours needed to open the museum; now, therefore, be it Resolved, that the Park Maintenance Supervisor is hereby authorized to hire one additional Museum Aid bringing the total number of Museum Aides from two (2) to three (3) and increasing the total number of full time equivalent seasonal positions from thirty-two (32) to thirty-three (33); and be it further

Resolved, that the funding for the above-stated positions will not change and shall be paid from appropriated funds in the 2008 Parks & Trails Department Budget Account as follows:

Ag Museum Salaries #7110.000.000-A - \$5,020.00

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 351-08
(5/28/08) P&T Sidewalk 5 08
AUTHORIZING THE CAYUGA COUNTY PARKS AND TRAILS DEPARTMENT
TO SEEK A MINIMUM OF 3 QUOTES TO INSTALL A SIDEWALK TO
PROVIDE HANDICAP ACCESS TO THE MAIN RESTROOM AT EMERSON
PARK AND AUTHORIZING THE PARKS AND TRAILS DEPARTMENT TO
HIRE LOWEST RESPONSIBLE BIDDER.

By: David R. Axton, Chairperson, Public Works
 Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, there is currently no sidewalk to allow handicapped access to the men's room side of the main restroom at Emerson Park; and

WHEREAS, the Parks Department proposes to use money placed in the 2008 Park Budget for Park Improvements Account #7110.400.147-A to correct this situation; now therefore, be it

RESOLVED, that the Parks Department is hereby authorized and directed to seek the required minimum three quotes for this project and; and be it further

RESOLVED, that the Parks Department is hereby authorized and directed to award the bid to the lowest responsible bidder for an amount not to exceed \$3,000 and; be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution. Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 352-08

(5/27/08) P&TSnowmobileGrantFundBalance508rev3

**AUTHORIZING TRANSFER OF REMAINING SNOWMOBILE GRANT FUNDS
FROM THE SNOWMOBILE TRAIL ACCOUNT NO. 7112.420.074A THE
CAPITAL "H" NO. 07-02 FOR THE CATO/BRUTUS TRAIL**

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, Resolution No. 341-07, amended Resolution No. 337-06 and created Capital "H" No. 07-02 (Cato-Brutus Trail Bridges); and

WHEREAS, Cayuga County is an annual recipient of NYS Office of Parks, Recreation and Historic Preservation grant funds to assist the snowmobile clubs in Cayuga County in their efforts to develop and maintain the county snowmobile trails; and

WHEREAS, many years ago funds were received and not entirely distributed to the clubs resulting in the remaining money being carried forward year after year in the park Account No. 7112.420.074-A; and

WHEREAS, these funds can only be used for snowmobile trail development and maintenance or must be returned to NYS Office of Parks, Recreation and Historic Preservation; and

WHEREAS, Capital "H" No. 07-02 exists for the development and maintenance of the Cato/Brutus Trail, which is also an approved county snowmobile trail; and

WHEREAS, Capital "H" No. 07-02 should be amended to transfer into it the remaining funds (\$3,600) from Expense Account No. A7112.420.074 (Dept. Expense) of the 2008 Trails Budget; now therefore be it

RESOLVED, Capital "H" No. 07-02 should be amended from \$260,040.00 to \$263,640.00, source of additional funds to be the transfer into it of the remaining funds (\$3,600) from Expense Account No. A7112.420.074 (Dept. Expense) of the 2008 Trails Budget; and be it further

RESOLVED, that the Cayuga County Treasurer be directed to transfer the remaining funds (\$3,600) from Expense Account No. A7112.420.074 (Dept. Expense) of the 2008 Trails Budget into Capital "H" No. 07-02.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 353-08**Date: May 27, 2008 hwyoaklandrdbridgeagree****AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE**

By: David Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, Resolution 225-05 was passed in 2005 for AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE; and

WHEREAS, a Project for the Oakland Road Bridge, BIN 3311500, P.I.N. 375384 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Cayuga desired to advance this Project by making a commitment of 100% of the non-federal share of the costs of Design Phases I-IV, Construction, Construction Supervision and Construction Inspection; and

WHEREAS, that the County Legislature hereby approved the above-subject project; and it is hereby further

RESOLVED, that the County Legislature hereby authorizes the County of Cayuga to pay in the first instance 100% of the federal and non-federal share of the cost of Design work for the Project or portions thereof; and it is further

RESOLVED, that the Chairman of the County Legislature of the County of Cayuga be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Cayuga 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 the Chairman of the County Legislature of the County of Cayuga is hereby authorized to sign Supplemental Agreement Schedule No. 1; 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 County Legislature of Cayuga County shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, that the County Manager of the County of Cayuga be and is hereby authorized to execute all necessary Agreement, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Cayuga 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

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

RESOLVED, this resolution shall take effect immediately.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 354-08

Action: 5/27/08 hwychgptIV

AUTHORIZATION TO MODIFY HOURLY RATE OF GENERAL HIGHWAY SUPERVISOR SUB POSITION IN THE CAYUGA COUNTY COMPENSATION PLAN, PART IV.

BY: Hon. David Axton, Chairman, Public Works Committee

Hon. Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, Part IV of Cayuga County Compensation Plan listed the substitute rate for General Highway Supervisor at \$27.52 per hour when the former General Highway Supervisor was paid an annual rate of \$59,025; and

WHEREAS, the position of General Highway Supervisor was budgeted to be filled for the entire year with the current incumbent earning \$54,000; and

WHEREAS, it is now necessary to revise the substitute hourly rate to pay an employee that substituted for the General Highway Supervisor; now, therefore, be it

RESOLVED, that the position of General Highway Supervisor (Substitute) be hereby revised to \$24.76 per hour in the Cayuga County Compensation Plan, Part IV retroactive from 5/9/08; 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.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 355-08

(5-27-08) P&TDiscGolfConcreteTees 5 08

ALLOWING THE CENTRAL NEW YORK DISC GOLF ASSOCIATION TO HOLD A FUND RAISER TO RAISE MONEY FOR CONCRETE TEE PADS FOR THE DISG GOLF COURSE AT EMERSON PARK AND TO ASSIST IN THE INSTALLATION OF THE PADS

By: David R. Axton, Chair, Public Works

Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, in 2006 the Cayuga County Legislature authorized the construction of a Disc Golf Course at Emerson Park; and

WHEREAS, the disc golf course at Emerson Park is being enjoyed by ever increasing numbers of patrons, and

WHEREAS, the Central New York Disc Golf Association would like to assist in improving the course by conducting a fund raiser to raise money to install concrete tee pads on the course, and

WHEREAS, the Central New York Disc Golf Association intends to assist with the installation of the tees through the help of volunteers, and

WHEREAS, any cost to Emerson Park will be minimal and will come out of the normal park-operating budget; now, therefore be it

RESOLVED, that the Cayuga County Parks Department is hereby authorized and directed to support the efforts of the Central New York Disc Golf Association in this endeavor to improve the park and to oversee the installation of the concrete tee pads.

Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman,, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 356-08

(5/27/08) COA-AuthChmSgnAgrsRe2ParkAve.

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN A PURCHASE OFFER AND SALE CONTRACT FOR THE PURCHASE OF 2 PARK AVENUE IN THE CITY OF AUBURN AND AGREEMENT TO CONDUCT AN ASBESTOS PRE-DEMOLITION SURVEY.

BY: MR. AXTON, Chairman, Public Works Committee, and MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, the County is engaged in a reconstruction and expansion project of County-owned property at 146 North Street in the City of Auburn; and

WHEREAS, the parcel of property adjacent and to the east of the County-owned property, 2 Park Avenue, is available for purchase; and

WHEREAS, if the County decides to demolish the structure and use the main land for parking, the project would require an asbestos pre-demolition survey, asbestos abatement and building demolition and asbestos air monitoring; and

WHEREAS, Kleinfelder East, Inc. has put together a proposal to conduct an asbestos pre-demolition survey of a residential building located at 2 Park Avenue for the sum of \$3,100; and

WHEREAS, the estimated costs are as follows:

Asbestos pre-demolition survey	\$ 3,100
Asbestos abatement and building demolition	\$20,000 to \$30,000
Asbestos air monitoring	\$ 5,000 to \$ 7,000

for a total estimate of between \$28,100 and \$40,100; and

WHEREAS, the County wishes to move forward with this project; now, therefore, be it

RESOLVED, that the sum of \$125,000 be transferred from the Unrestricted Fund Balance to Account No. 8660.000.000 (Acquisition of Real Property) to accomplish the foregoing; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to sign a purchase offer and sale contract for the purchase of 2 Park Avenue at a purchase price for the property not to exceed \$76,000; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized to enter into a contract with Kleinfelder East, Inc. to conduct an asbestos pre-demolition survey of a residential building located at 2 Park Avenue in Auburn, New York for a cost not to exceed \$3,100; and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to make the necessary journal and accounting entries to carry out the same; and be it further Signed by Axton, Cuddeback, McIntosh, Mitchell, Lockwood, Chapman,, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 357-08

(5/27/08) COA-Rep294-08&AppCityCtLeaseExt@HPO

REPEALING RESOLUTION NO. 294-08 AND APPROVING LEASE EXTENSION FOR AUBURN CITY COURT AT THE HISTORIC POST OFFICE.
BY: MR. AXTON, Chairman, Public Works Committee.

WHEREAS, Cayuga County leases space on the first floor of the HPO to the City of Auburn for the use of City Court; and

WHEREAS, the present City Court lease has expired and is due for renewal; and

WHEREAS, Resolution 294-08 adopted April 22, 2008 approved the Chairman signing a renewal lease with the City of Auburn pursuant to the terms of the lease which was attached to the Resolution; and

WHEREAS, since April, there have been further negotiations resulting in changes to the lease; now, therefore, be it

RESOLVED, Resolution No. 294-08 adopted April 22, 2008 is hereby repealed; and be it further

RESOLVED, that the Chairman of the County Legislature is hereby authorized to sign a revised renewal lease agreement with the City of Auburn for the use of City Court and to do anything else necessary to carry out the intent of this resolution.

Signed by Axton, Chapman, Cuddeback, Lockwood, McIntosh, Mitchell, Sincebaugh.

Approved by voice vote, all in favor

RESOLUTION NO. 358-08

Action Date 5/27/08 EMOcreatefilltempREV2

AUTHORIZATION TO CREATE AND FILL A 100% FUNDED TEMPORARY POSITION OF DATABASE DESIGNER TO COMPLETE A SPECIAL DATABASE PROJECT AND AMEND BUDGET

BY: Mr. Raymond Lockwood, Chairperson, Judicial and Public Safety Committee

Mr. Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County Emergency Management Office currently has a Disaster Preparedness Grant that will enable the department to analyze, organize, design, and enter information from several databases into a larger system that would integrate existing data to provide a more efficient system for emergency contacts throughout Cayuga County; and

WHEREAS, the EMO department has an opportunity to employ a graduate college student with expertise in Information Systems to develop a system over the summer; now therefore be it; and

WHEREAS, this position will be fully funded by the grant; now it is hereby

RESOLVED, that one temporary position of Database Designer be hereby created at a rate of \$10.00 per hour not to exceed 175 hours of work performed; and be it further

RESOLVED, that the Director of Emergency Services and the Chairman of the Legislature be hereby authorized to fill the temporary Database Designer position in accordance to the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

RESOLVED, that the sum of \$1,884 be transferred from Account No. A3640.435.000 (Disaster Preparedness) as follows: that the sum of \$1,750 be transferred to Account No. A3640.100.000 and the sum of \$134 be transferred to Account No. A3640.800.001; and be it further

RESOLVED, that should there be Disaster Preparedness grant funds remaining after completion of this project, any and all remaining funds shall be transferred back to A3640.435.000 for future use on another project or projects authorized pursuant to the terms of the grant; and be it further

RESOLVED, that the County Treasurer be hereby authorized and directed to make the appropriate journal and accounting entries to carry out the intent of this resolution. Signed by Chapman, Cuddeback, Fearon, Mahunik, Murphy, McIntoch, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 359-08

Action Date 5/27/08 911RFPConsultant

AUTHORIZING THE CLERK OF THE CAYUGA COUNTY LEGISLATURE TO ADVERTISE REQUEST FOR PROPOSALS TO HIRE A CONSULTING FIRM FOR PROFESSIONAL ENGINEERING SERVICES TO DESIGN A NEW CAYUGA COUNTY EMERGENCY COMMUNICATIONS SYSTEM.

BY: Raymond Lockwood, Chairperson, Judicial & Public Safety Committee
Fran Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the current Cayuga County E9-1-1 Communications system is antiquated and in need of significant upgrades; and

WHEREAS, the Cayuga County Radio Committee has been working with the National Law Enforcement Technology Center (NLETC); and

WHEREAS, with the assistance of the NLETC it has been determined that Cayuga County needs to hire a consulting firm to review the current radio infrastructure, accessibility to our tower sites, and conditions of the buildings at the sites; now therefore be it

RESOLVED, that the clerk of the Cayuga County Legislature be authorized to advertise request for proposals to hire a consulting firm to complete the above work.

Signed by Lockwood, Cuddeback, Fearon, Mahunik, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 360-08

5/27/08 SHR-Equip Marine Patrol

RESOLUTION OF SUPPORT BY THE CAYUGA COUNTY LEGISLATURE TO NEW YORK STATE SENATOR MICHAEL NOZZOLIO, 54TH DISTRICT, ALLOWING FOR AN AMENDMENT IN THE NYS CRIMINAL PROCEDURE LAW TO INCLUDE THE CAYUGA COUNTY SHERIFF'S OFFICE EMPLOYEES IN THE MARINE UNIT PEACE OFFICER STATUS AND TO CARRY FIREARMS WHILE ON DUTY.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Sheriff is in need of qualified and trained Police and Peace Officers in the Marine Patrol Unit of the Cayuga County Sheriff's Office to effectively and safely patrol the waterways of Cayuga County; and

WHEREAS, The Cayuga County Sheriff's Office Marine Patrol requires Peace Officer Status in order to effectively patrol Cayuga County waterways, and due to the nature of, and increased calls for service which has increased the danger for the Marine Patrol, it is recommended that there be a change in the law allowing for Peace Officer Status and the carrying or possessing of firearms while on duty for Employees appointed to the Cayuga County Sheriff's Office Uniformed Marine Patrol Unit; and

WHEREAS, at the request of the Sheriff of Cayuga County, New York State Senator Michael Nozzolio of the 54th District has introduced to the Senate Local Government Committee, under measure S.3119, a Bill amending Section 2.10 of the New York State Criminal Procedure Law by adding a new subdivision # 82, which would give Peace Officer status to Employees appointed by the Sheriff to the Marine Patrol Unit as well as authorize them to carry and possess firearms while on duty; and

WHEREAS, Senator Michael Nozzolio has requested the support by Resolution, of the Cayuga County Legislature for this Bill in order for it to be moved out of Committee; now therefore be it further

RESOLVED, that the Cayuga County Legislature does hereby support Senator Michael Nozzolio's Bill to amend the current New York State Criminal Procedure Law thus allowing Employees appointed by the Sheriff to the Uniformed Marine Patrol to be allowed Peace Officer Status and to carry or possess firearms while on duty.

Signed by Lockwood, Cuddeback, Fearon, Mahunik, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 361-08

5/27/08 SHR-Pur.Lawn Mower

**AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO PURCHASE
A NEW RIDING LAWN MOWER FOR USE AT THE COUNTY
PUBLIC SAFETY BUILDING**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Maintenance Department at the Public Safety Building is in need to replace a 2000 Ferris 61" lawn mower because of numerous mechanical problems; and

WHEREAS, the money to pay for the new lawn mower will be as follows: \$5,108.00 transferred from the County Parks and Trails Budget Section 7110.400.226A to the Sheriff's Budget Line 3150.2 (Jail Equipment) and also transfer \$4,892.00 from the Sheriffs 2008 Custody Budget Line 3150.400.059A (Professional Services) to 3150.2 (Jail Equipment); now therefore be it

RESOLVED, the Cayuga County Sheriff is authorized to purchase a new commercial lawn mower not to exceed \$10,000.00; and further be it

RESOLVED, that the purchase will be made in accordance with the existing purchasing policies of Cayuga County.

Signed by Lockwood, Cuddeback, Fearon, Mahunik, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 362-08
5/27/08 SHR-Confidential Sec. Pos.
AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO FILL THE
CONFIDENTIAL SECRETARY TO THE SHERIFF (FULL-TIME) POSITION
FOR THE SHERIFF'S OFFICE.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
 Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Sheriff, who personally utilizes the Confidential Secretary to the Sheriff position, received a letter of resignation effective close of business 6/27/08 from the current job holder thereby creating a vacancy in the position; and

WHEREAS, on Saturday, June 28th, 2008 the Confidential Secretary to the Sheriff position will be vacant and it is budgeted in the 2008 Sheriff's Budget and is a necessary position to assist with the daily tasks within the Sheriff's Office; and

WHEREAS, the replacement of the Confidential Secretary to the Sheriff is critical for maintaining the workflow and the efficient functioning of the Sheriff's Office; now, therefore, be it

RESOLVED, that the Sheriff be hereby authorized to fill the vacant position of Confidential Secretary to the Sheriff effective June 28th, 2008 in accordance with the Civil Service Rules and Regulations and the Policies of Cayuga County;

RESOLVED, that the Treasurer make any and all journal and accounting entries necessary to accomplish the forgoing.

Signed by Lockwood, Cuddeback, Fearon, Mahunik, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 363-08
(05/27/08) cemofundingtrainctrrev
AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO
REQUEST FUNDING FROM LOCAL, STATE AND FEDERAL ELECTED
OFFICIALS, FOR A PUBLIC SAFETY OPERATIONS & TRAINING CENTER

By: Hon. Mr. Raymond E. Lockwood, Chairperson of Judicial and Public Safety Committee

Hon. Mr. Francis Mitchell, Chairperson of Ways & Means Committee

WHEREAS, the mission of the Cayuga County Emergency Management Office is "To provide for life safety, property and environmental protection from all natural and manmade hazards that may occur within Cayuga County through a comprehensive and integrated emergency management planning and execution system approach"; and

WHEREAS, the goal is to bring the CCEMO and our public safety partners into a newly constructed Public Safety Operations & Training Center, increasing interoperability and training between key local and county departments, state and federal agencies, community partners, volunteers and public service entities to protect its citizens; and

WHEREAS, the intent is to build a 12,000 square foot multi-use Public Safety Operations & Training Center, across from the Cayuga County Fire Training Tower / Training Grounds on Quarry Road in Auburn; and now be it resolved

Tuesday, May 27, 2008

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RESOLVED, that the Chairman of the Legislature and the Director of Emergency Services be hereby authorized to construct and convey a request for any and all funding which may be available to assist the County of Cayuga in the effort to build a multi-use Public Safety Operations & Training Center; and be it further

RESOLVED, that a certified copy of this resolution be sent to all appropriate, Local, State and Federal Elected Officials

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, McIntosh, Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

Motion by Chapman to adjourn at 2:50PM, approved by voice vote, all in favor.

Motion by Chapman on 7-22-08 to approve minutes of 5-27-08, all in favor.

**SPECIAL MEETING OF THE
CAYUGA COUNTY LEGISLATURE
WEDNESDAY JUNE 18TH, 5:00 PM**

Chairman Roger Mills, asked for a vote to waive rule #1. (Notice in case of Emergency, (MUST BE UNANIMOUS)) All in favor.

CALL TO ORDER: Hon. Roger Mills, Chairman, at 5:00PM

ROLL CALL: Mary Jones, Clerk of the Legislature, all present except excused Mahunik, Axton, Murphy, McIntosh.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

RESOLUTIONS

RESOLUTION NO. 364-08

June 18, 2008 nhrejbidfoodreaward

**TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND
THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME
BE AUTHORIZED TO SIGN AN AGREEMENT FOR THE
PERIOD OF THREE YEARS WITH ADVANCED MEAL.**

BY: Ann Petrus, Chairman, Health & Human Services Committee

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution No. 190-08 authorized the Clerk of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to advertise and receive sealed bids for food and dietary services; and .

WHEREAS, two firms responded with proposals: Nutrition Management Services (\$18.00/resident day); and AdvancedMeal (\$19.69/resident day); and

WHEREAS, Resolution No. 335-08 authorized the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to sign an agreement for the period of three years with Nutrition Management Services for said services at a cost of \$18.00 (Eighteen dollars and No cents) per resident day with agreement extensions for three (3) one year terms as provided in the contract agreement; and

WHEREAS, Nutrition Management Services advised the Ways and Means committee on 17 June that it would not honor its contract to provide the services at a cost of \$18.00 (Eighteen dollars and No cents) per resident day; and

WHEREAS, AdvancedMeal is willing to provide the services at a cost of \$19.69 per resident day; now therefore be it

RESOLVED, that Resolution No.335-08 is repealed; and be it further

RESOLVED, that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to sign an agreement for the period of three years with AdvancedMeal for said services at a cost of \$19.69 per resident day with agreement extensions for three (3) one year terms as provided in the contract agreement; and be it further

Wednesday, June 18, 2008

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RESOLVED, that payment to contractor shall be adjusted at the end of the first contract year and annually thereafter. These increases shall be predicated upon the Consumer Price Index - Food Away From Home published by the United States Department of Labor.

Signed by Petrus, Cuddeback, Schuster, Sincebaugh, Tortorici, Mitchell, Lockwood, Palermo.
Approved by voice vote, all in favor.

RESOLUTION NO. 365-08
Action Date 6/18/08 PSAPptESDfill-rev1
AUTHORIZATION TO FILL A VACANT PART - TIME
EMERGENCY SERVICES DISPATCHER POSITION

BY: Mr. Raymond Lockwood, Chairperson, Judicial and Public Safety Committee
Mr. Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently has one vacant Emergency Services Dispatcher; Part Time (sub); and

WHEREAS, it is necessary to select a candidate and fill the Part-Time Emergency Services Dispatcher position for continuity of services; now therefore be it

RESOLVED, that the position (#004908) be re-titled to Emergency Services Dispatcher, PT and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher PT position from the existing Civil Service eligible 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.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

Motion by Legislator Chapman to adjourn at 5:05PM, all in favor.

Motion by Chapman on 7-22-08 to approve minutes of 5-27-08, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
JUNE 24, 2008, 6:00 PM**

CALL TO ORDER: Hon. Roger Mills, Chairman at 6:00PM.

ROLL CALL: Mary Jones, Clerk of the Legislature, all Legislators present.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PUBLIC HEARINGS: Opened at 6:00PM

(1) To Adopt Local Law No. for the Year 2008 Setting Forth the Powers, Duties, Mode of Selection and Removal, and Term of Office of the Executive Director of the Cayuga County Community Services Board, Superseding the Provisions of the New York State Mental Hygiene Law Section 41.03.

(2) To Adopt Local Law NO. for the Year 2008 Setting Forth the Powers, Duties, Mode of Selection and Removal, and Term of Office of the Director of Cayuga County Community Mental Health Services.

(3) Authorizing Additions to Cayuga County Ag Districts.

People that spoke on the Public Hearings:

Deborah Schwarting, MMRD sub-committee chair, re: #1. I do not support this, it's not in the best interest of the community. The Community Service Board has concerns that this will not serve the most vulnerable constituents of the community, please do not adopt.

Ray Bizzari Executive Director Cayuga Counseling Services, re: #1. Community Service Board members are good people; they have moved the agency forward. Cayuga County Mental Health Agency is one of the best services of care. I think the problem has already been fixed, don't need a local law, table this resolution.

Linda Albrecht Chair, Community Services Board, re: #1. We believe this is illegal. We have a new management system, committed to Mental Health to make sure problems don't happen in the future. Vote no on the Local Law.

Motion by Legislator Cuddeback to hold off on all issues until the Girl Scout Presentation is complete, all in favor.

PRESENTATION: By Nick Valenti, Director of Veterans Services, recognizing Girl Scout Troop #444, for volunteering their time to plant flowers at Veteran Memorials throughout Cayuga County.

Receiving certificates: Cherise Adams, Chloe Calhoun, Emily Gray, Courtney LaFleur, Sarah Sears, Chelsea Staniec, Endreia Steves, Teresa Wilt, Natasha Coleman and Lindsey

Debois. We would also like to salute the troop leaders, Ms Gray Troop leader, Christina Sears assistant leader, Linda Wilt and Jodi Thomas both parent helpers.

PROCLAMATIONS:

All Mount Carmel High School Reunion Weekend, July 18-20, 2008, read by Mary Jones Clerk of the Legislature, presented by Roger Mills Chairman and Legislator Daniel Sincebaugh, to Janet Weston, Auburn, NY, Ann Padlick, Auburn, NY, and Joe Lopiccolo, Auburn, NY.

Cayuga County Salutes Mary Ann Ginnerty, Saturday, July 5th, 2008, read by Mary Jones Clerk of the Legislature, presented by Chairman Roger Mills to Mary Ann Ginnerty.

July 1, 2008 as Owasco Lake Day in Cayuga County, read by Mary Jones Clerk of the Legislature, presented by Chairman Roger Mills to Dr. Joe Wasileski, President (OWLA) Owasco Watershed Lake Association. Invites everyone to the first annual Owasco Lake Day, July 1, 2008 from 5:00PM to 7:00PM.

PRESENTATION: Fred R. Lewis, re: Munis Training, Munis will go live in 60 days. This will be a major change in how we do business. There is still a lot of work to do and people are being trained.

David Buck project manager from Tyler, gave a brief presentation on how to work through the system.

MINUTES: For Approval: 4-22-08, Motion by Legislator Chapman to approve, all in favor.

For Reading: 5-27-08 and 6-18-08

CCC REPORT: Daniel Larson, President, we had five honorees for all-region student-athletes, Donald Brewer, Heather Gulliver, Patrick Cameron, Kevin Donohue, and Timothy Schmidt. Summer enrollment is up 6% over last year. We have a new summer course, Green Entrepreneurship, a one week course. The college is partnering with the Institute for the Application of Geospatial Technology, offering a one-week GIS Summer Camp for students in grades six through nine.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Legislator Lockwood, re: status of the radio system, working on getting out an RFP and working on better protocol when problems arise.

EMERGENCY AUTHORIZATION FOR HIRING:

Whereas, it has been past practice to have a resolution adopted to fill vacancies for the past several years due to restrictions on hiring adopted by the Legislature; and,

Whereas, departments are still processing resolutions to fill established positions which are in the current adopted budget per past practice; and

Whereas, a procedure needs to be in place to hire on an emergency basis;

Now therefore be it agreed that the undersigned, pursuant to past practice and the County Manager, do hereby authorize on an emergency basis the filling of the following:

COUNTY ATTORNEY - Department

Paralegal Specialist - Title of position

REASON: (provide reason for emergency hire) Current incumbent resigned effective 6/20/08 to accept position at Sheriff's Office as Confidential Secretary to the Sheriff.

Signed by Palermo, Mahunik, Mitchell, Mills Chairman, Wayne Allen Co. Manager.

MANAGER'S REPORT: Wayne Allen, handed out an informational packet from the Laberge Group Engineering Architects, on Cayuga County Buildings Needs Assessment - budget. Handed out.

PRESENTATION: C & S Engineering, Inc., Jeff Spenard, re: Mental Health Project, briefly discussed the three layouts for the Mental Health Project, site restrictions, patient flow and access. Handed out.

CHAIRMAN'S REPORT: Roger Mills, none.

Motion by Lockwood, 2nd by Cuddeback to close Public Hearings 7:42PM, all in favor.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga-Cortland Workforce Investment Board:

Deborah H. Brown, 19 Delevan St, Auburn, NY 13021 Re-appointment, term 7-1-08 to 6-30-2011

William McVea, 14948 W. Bay Rd., Sterling, NY 13156, Re-appointment, term 7-1-08 to 6-30-2011

Motion to approve appointments by Petrus, 2nd by Cuddeback, all in favor.

COMMUNICATIONS AND ANNOUNCEMENTS:

Received a letter from Georgianna Caliendo, Auburn, NY re: How well the Electronics Recycling, that took place at Soil & Water on May 17, 2008 ran, nice Job Bruce Natale, Solid Waste Director.

Motion by Legislator Chapman to go into executive session re: Potential Litigation at 7:44PM, all in favor.

Motion to come out of Executive Session by Chapman at 8:22PM, all in favor.

RESOLUTIONS

RESOLUTION NO. 366-08

AuditJune.08REV1.doc

**AUTHORIZING THE COUNTY TREASURER TO PAY
MAY 2008 AUDIT OF CLAIMS**

BY: Hon. Francis Mitchell, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on June 24, 2008 audit claims against the County of Cayuga in the aggregate sum \$3,389,546.04, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 31, 2007.
Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 367-08

Utility 6.17.08.rev1

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.

By: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 50, adopted April 11, 1978, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Electric and Gas service, and Water and Sewer service, and

WHEREAS, this Legislature did by Resolution No. 184, adopted August 14, 1984, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for telephone service, and Landfill Service, and

WHEREAS, said Committee has audited and authorized payments as follows:

	MAY 2008	
Gas & Electric:		\$51,018.30
Water & Sewer		\$15,482.81
Telephone:		\$16,256.40
Landfill/Rubbish		<u>\$ 364.28</u>
Total:		\$83,121.79

RESOLVED, that said payments be part and partial payment of the full audit of this Board.
Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 368-08

6/24/08 PURCHSVCSMAY

AUTHORIZING THE CAYUGA COUNTY TREASURER TO CHARGE DEPARTMENTS FOR CENTRAL SERVICES AND PURCHASES FOR THE MONTH OF MAY 2008

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, the Ways & Means Committee approved the payment of all Central Services,

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to credit the revenue account and charge the following departments' .40 Accounts (Contractual Expenditures) in accordance with attached schedules:

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DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$7,873.59
TOTAL		\$7,873.59

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 369-08

Date of meeting: June 24, 2008

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME**

By: Ann Petrus, Chairman Health & Human Services Committee
Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, this legislature did by Resolution Number 70, duly adopted on the 20th day of March 1984, authorize the Nursing Home Committee of the County Legislature to audit all claims against the Cayuga County Nursing Home, and

WHEREAS, said Committee has audited and authorized payment in the amount of \$170,165.02 for the month of May 2008, now therefore be it

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Petrus, Mahunik, Schuster, Cuddeback, Sincebaugh, Tortorici, Mitchell, Palermo, Lockwood, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 370-08

seniornutrition

**REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER
FOR OPERATION OF THE SENIOR NUTRITION PROGRAM IN
THE OFFICE FOR THE AGING.**

BY: Ann Petrus, Chair, Health & Human Service Committee
Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, The Director of the Office for the Aging presented bills for service providers in regard to operation of the Senior Nutrition Program, to the County Treasurer for payment pursuant to Resolution No. 297, duly adopted on June 21, 1994, which claims total \$14,351.00 covering the period through 5-30-08 and have been paid as set forth on the attached lists; now, therefore, be it

RESOLVED, that the aforesaid claims shall become part and parcel of the full legislative audit for the Office for the Aging.

Signed by Petrus, Cuddeback, Mahunik, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 371-08

6/17/08

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS &
MEANS COMMITTEE FOR PAYMENT OF THRUWAY TOLLS.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 24-97, adopted January 21, 1997,

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authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Thruway Tolls, and,

WHEREAS, said Committee has audited and authorized payments as follows:

MAY 2008	\$ 155.30
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RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 372-08

6/17/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF CREDIT CARD CHARGES.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 1-99, adopted January 01, 1999, authorize the

Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Credit Card Charges, and,

WHEREAS, said Committee has audited and authorized payments as follows:

	MAY 2008	
First Niagara		\$1,797.11
WalMart		\$2,500.00
Sunoco		\$ 610.30
AmExpress		\$3,150.77
<u>Exxon</u>		<u>\$ 481.04</u>
Total:		\$8,539.22

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 373-08

6/17/08

AUTHORIZING PAYMENT OF LEGAL NOTICE FEES PRIOR TO THE LEGISLATIVE AUDIT.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and

WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

WHEREAS, it would be in the best interest of the County to take advantage of the prompt payment discounts by paying these invoices prior to the legislative audit of claims, therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized to process legal Advertising invoices for payment by the Cayuga County Treasurer prior to the monthly legislative audit, and be it further

RESOLVED, that a monthly report of said payments shall be provided to each legislator on a monthly basis.

MAY TOTAL \$4040.81

Signed by Mitchell, Axton, Lockwood, Petrus, Schuster, Tortorici.
Approved by voice vote, all in favor.

**RESOLUTION NO. 374-08
(6/24/08) COA-CAPH6PAY**

**AUTHORIZING THE COUNTY TREASURER TO PAY CLAIMS AGAINST
VARIOUS CAPITAL "H" PROJECTS.**

BY: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, claims have been received in regard to various Capital "H" Projects previously established by the County; and

WHEREAS, said claims have been reviewed and approved by the interested oversight committees; now, therefore, be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to pay the following claims and charge the same to the appropriate Capital "H" Projects:

1. Project #03-7 (Phase 4/ Integration of Services (IOS):

ASAP SOFTWARE:

Inv. No. 3819846 \$ 1,990.15

SYSTEMS DEVELOPMENT GROUP:

Inv. No. 9595-2 \$ 1,500.00

FINGER LAKES TECHNOLOGIES GROUP, INC.:

Inv. No. 2008-587 \$ 7,600.00

CDW GOVERNMENT, INC.:

Inv. No. KLT2254 \$ 779.00

FINGER LAKES COMMUNICATION CO., INC.:

Inv. No. 33116 \$ 550.75

2. Project #07-5 (Tyler Software):

TYLER TECHNOLOGIES PLANNING & DESIGN:

Inv. No. 129368 \$ 3,133.50

INN AT THE FINGERLAKES:

Inv. No. 3543 \$ 210.00

And be it further

RESOLVED, that the Treasurer make the journal and accounting entries necessary to accomplish the foregoing.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 375-08

6/17/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF EQUIPMENT LEASE PAYMENTS.

BY: Hon. Francis Mitchell, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 76-02, adopted February 26, 2002, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Equipment Leases, and

WHEREAS, said Committee has audited and authorized payment as follows:

MAY 2008	
Copier Leases and Maintenance:	\$ 9,172.79
Postage Leases:	\$
Misc. Leases:	<u>\$ 5,458.00</u>
Total	\$14,630.79

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 376-08

6/17/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF PARCEL SERVICE PAYMENTS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 03-03, adopted January 3, 2003, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Parcel Service Payments, and

WHEREAS, said Committee has audited and authorized payment as follows:

MAY 2008	\$ 353.57
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RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 377-08

(06/24/08) RPSsigncontractfortaxsale

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO SIGN AN AGREEMENT WITH SCHERRER AUCTIONS TO AUCTION OFF CAYUGA COUNTY TAX FORECLOSED PROPERTY.

By: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, pursuant to Resolution 188-02, Auction Policies and Procedures, section 2, the same auctioneer may conduct the auction again upon authorization of the Ways & Means Committee; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is authorized to sign an agreement with Auctions International to dispose of certain Cayuga County owned real property. Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici. Approved by voice vote, all in favor.

**RESOLUTION NO. 378-08
(06-24-08) COLHANDICAPPARK**

AUTHORIZES THE CAYUGA COUNTY TREASURER TO WRITE A CHECK OUT OF THE T-64 TRUST ACCOUNT (HANDICAPPED PARKING AWARENESS PROGRAM PARKING FEES) TO OPTIONS FOR INDEPENDENCE FOR THE AMOUNT OF \$2,500.00.

BY: MR. FRANCIS MITCHELL, Chairperson, and Ways and Means Committee

WHEREAS, the Legislature of the State of New York established a handicapped parking education program under Chapter 497 of the Laws of 1999; and

WHEREAS, the Cayuga County Legislature established a handicapped parking education program in 2000 to expend monies collected locally from citizens who parked their vehicles in handicapped parking places who were not handicapped; and

WHEREAS, to date there is a balance of \$6,263.04 in said trust account; and

WHEREAS, the Clerk of the Legislature has met with the Director of Options for Independence who has agreed to assist in coordinating the education program for 2008; and

WHEREAS, the sum of \$2,500.00 has been agreed on for the expense of marketing said program; it is hereby

RESOLVED, that a check be made payable to Options for Independence for the sum of \$2,500.00 from the T-64 Trust Account; and it is further

RESOLVED, that the Director of Options for Independence will use these funds to pay for advertising, radio announcements and other means of promoting Handicap Awareness; and it is further

RESOLVED, that the Director of Options for Independence will keep a journal of paid receipts/expenses for the promotion of the program and provide a complete copy to the Clerk of the Legislature; and it is further

RESOLVED that any remaining funds will be sent to the Clerk of the Legislature by the Director of Options for Independence and deposited into the T-64 Trust account, if any.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

**RESOLUTION NO. 379-08
(6/24/08) HR-Workshops2008rev**

AUTHORIZING THE CHAIRMAN OF THE COUNTY LEGISLATURE TO SIGN CONTRACTS FOR EMPLOYEE TRAINING WORKSHOPS.

BY: Mr. Mitchell, Chairman, Ways & Means Committee.

WHEREAS, the County of Cayuga has determined that it would be advantageous to provide training for county employees on various topics throughout the year; and

WHEREAS, various vendors have been contacted for estimates to provide professional services to accomplish aforesaid training modules; and

WHEREAS, there are sufficient monies in Account # A1430.400.059 for this purpose; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign contracts with vendors that provide professional training services as stated above at a cost not to exceed the amount budgeted in A1430.400.059 (\$6,000); and be it further

RESOLVED, that the cost of the workshops be charged against Account # A1430.400.059 for Professional Services; and be it further

RESOLVED, that the County Treasurer make the journal and accounting entries necessary to carry out the intent of this resolution.

Signed by Mitchell, Axton, Palermo, Petrus, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 380-08

06/24/08 TreaFillJRealpropclerk-rev1

**AUTHORIZATION TO FILL A REAL PROPERTY TAX CLERK
POSITION IN THE COUNTY TREASURER'S OFFICE**

By: Mr. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, there now exists a vacancy for a full time Real Property Tax Clerk in an encumbered position; and

WHEREAS, the Civil Service eligible list for the position of Real Property Tax Clerk was established 5/14/08; and

WHEREAS, this position is crucial for continuity of services in the Treasurer's Office; and

WHEREAS, funding for this position is available in the Treasurer's 2008 Budget under position control number #01809 and has only been filled temporarily; therefore be it

RESOLVED, that the County Treasurer is hereby authorized to fill a full time Real Property Tax Clerk on a contingent permanent basis; and be it further

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

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 381-08

6/24/08 puofficebid

**AUTHORIZE THE PURCHASING AGENT TO ADVERTISE AND RECEIVE
SEALED BIDS FOR OFFICE SUPPLIES AND FURNITURE FOR VARIOUS
CAYUGA COUNTY DEPARTMENTS AND AGENCIES.**

BY: Francis Mitchell, Chairman, Ways and Means Committee.

WHEREAS, as of July 1, 2008, the current NYS contract for office supplies will add an additional ½% to all purchases for supplies purchased off the NYS Contract; and

WHEREAS, after comparing pricing that other counties in NYS are receiving, it would be most advantageous to Cayuga County to go through the bidding process to award the contract to the lowest and most responsible bidder, and

WHEREAS, all Cayuga County departments and agencies may have the need to utilize this service; now, therefore, be it

RESOLVED, that the Purchasing Agent be authorized to advertise and receive sealed bids for supplying office supplies and furniture for various Cayuga County departments and agencies.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 382-08
(6/24/08) COMWorkComp

**TRANSFERRING FUNDS FROM THE CONTINGENT ACCOUNT
TO MAKE CERTAIN COUNTY DEPARTMENTS WHOLE
FOR WORKER'S COMPENSATION COSTS**

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, during the 2008 Budget process, it was determined that County may receive reduced costs for Worker's Compensation rates; and

WHEREAS, as a contingent plan, the County set aside \$220,000.00 in the Contingent Account (A1990); and

WHEREAS, it has been determined that the County was not able to receive the reduced rates as anticipated; now, therefore be it

RESOLVED, that \$163,265.00 be transferred from A1990 (Contingent Account) to various County Departments in the General Fund as per the attached spreadsheet; and be it further

RESOLVED, that \$18,230.00 be transferred from A1990 (Contingent Account) to A9905.000.000 (Transfer to County Road Fund); and be it further

RESOLVED, that \$10,008.00 be transferred from A1990 (Contingent Account) to A9905.000.000 (Transfer to Road Machinery Fund); and be it further

RESOLVED, that \$35,563.00 be transferred from A1990 (Contingent Account) to A9903.000.000 (Transfer to Nursing Home); and, be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 383-08
(6/24/08) COAMOANurses

**CONFIRMING A MEMORANDA OF AGREEMENT BETWEEN THE NEW YORK
STATE NURSES ASSOCIATION AND THE COUNTY OF CAYUGA**

BY: Hon. Ann Petrus, Chairperson - Health and Human Services Committee
Hon. Francis Mitchell, Chairman - Ways and Means Committee

WHEREAS, On December 2006, an agreement between the County of Cayuga and the New York State Nurses Association was signed for the mutual policy to promote harmonious labor relations between the County and its employees; and

WHEREAS, this labor agreement states that this agreement may be amended or supplemented only by further written agreement between the parties; and

WHEREAS, the New York State Nurses Association has agreed to modify their Collective Bargaining Agreement to include Release Time for Health Screenings, Layoff and Recall for Non-Competitive, and Utilization of Licensed Practical Nurses; now, therefore be it

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RESOLVED, that the Cayuga County Legislature does hereby ratify and confirm said modifications to the agreement between the County of Cayuga and the New York State Nurses Association.

Signed by Mitchell, Petrus, Cuddeback, Mahunik, Sincebaugh, Tortorici, Axton, Lockwood, Palermo, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 384-08

DATE: 06/24/08 OFAWebsiteUpgrade,June08

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF THE OFFICE FOR THE AGING TO ENTER INTO AN AGREEMENT WITH BG MEDIA TO UPGRADE THE OFFICE FOR THE AGING WEBSITE TO PROVIDE A USER FRIENDLY, EASY TO NAVIGATE WEBSITE THAT INCLUDES ALL PROGRAMS OF THE OFFICE FOR THE AGING.

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and
Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, 100% funding has been received from the New York State office for the Aging to provide the Long Term Care Insurance Education and Outreach Program (LTCIEOP) and the Health Insurance Information Counseling Assistance Program (HIICAP) to provide unbiased assistance to consumers considering long term care insurance, assist families in planning ahead for long term care services, and to provide assistance with Medicare and related health insurance; and

WHEREAS, six thousand dollars of these funds have been allocated by the New York State Office for the Aging to provide information about LTCIEOP and HIICAP on the Cayuga County Office for the Aging website and are budgeted in line item 6772.400.074-A Department Expense; and

WHEREAS, to carry out the intent of the aforementioned programs, it is necessary to contract for services to provide the upgrade; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of the County Office for the Aging are hereby authorized to sign on behalf of the County a contract with BG Media for a website upgrade.

Signed by Mitchell, Petrus, Cuddeback, Mahunik, Sincebaugh, Tortorici, Axton, Lockwood, Palermo, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 385-08

Date of Meeting: 6/24/08 nhbuffsuplyptbsrvrev

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO SIGN AN AGREEMENT WITH BUFFALO HOSPITAL SUPPLY FOR PART B SERVICES FOR 1 YEAR.

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Cayuga County Nursing Home has the need to have an agreement for the provision of medical supplies that are billed by provider to Medicare; and,

WHEREAS Buffalo Hospital Supply has provided those services for many years satisfactorily; and,

WHEREAS there is no cost to the facility as items are only billed under this agreement directly to Medicare; and; now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to sign the agreement with Buffalo Hospital Supply. Signed by Petrus, Cuddeback, Mahunik, Schuster, Sincebaugh, Tortorici. Approved by voice vote, all in favor.

RESOLUTION NO. 386-08

Date of Meeting: 6/24/08 nhreplfiresystemrev

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ACCEPT A PROPOSAL FOR REPLACEMENT OF THE FIRE SYSTEM.

BY: Ann Petrus, Chairman, Health & Human Services Committee

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution No. 54-07 authorized the issuance of an RFP to obtain proposals for replacement of the fire control system at the Cayuga County Nursing Home; and

WHEREAS, the Purchasing Agent of the Legislature sent out specification packages to local, New York State and national based firms; and,

WHEREAS, one (1) firm, Binder Electric Corporation, responded with a proposal; and,

WHEREAS, the proposal contained the following components:

Complete construction costs per specifications of the engineering firm at \$136,550.00

or Complete construction costs which leave the existing conduit in the ceiling at \$122,750.00

or Complete construction costs substituting MC Cable at \$114,950.00

or both deductions for a cost of \$101,150.00; and

WHEREAS, the proposal has been approved by the engineering firm. Erdman Anthony Associates; now therefore be it,

RESOLVED, that the proposal be awarded to Binder Electric Corporation for complete construction costs leaving in the existing conduit and substituting MC cable for a total cost of \$ 101,150.00.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 387-08

(June 24, 2008) HD Feyerabend Contract

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A SERVICE CONTRACT WITH CATHERINE FEYERABEND, OT, TO PROVIDE OCCUPATIONAL THERAPY SERVICES FOR CHHA

BY: Ann Petrus, Chairman of the Health & Human Services Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there exists in the Certified Home Health Agency (CHHA) a need to provide occupational therapy services; and

WHEREAS, the Department at this time relies solely on independent contracts for their services; now, therefore, be it

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RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Catherine Feyerabend to provide the needed services for the period of June 1, 2008 through May 31, 2010 at the following rates:

Occupational Therapy:
Initial Visit \$63.00
Repeat Visit \$60.00
Orient, Training, Inservice \$22.00/hr.

And be it further

RESOLVED, that the charges for these services be paid out of account #4012.400, line item # .220 of the Health Department Budget.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 388-08
(June 24, 2008) HD Northbrook Heights CHHA
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH NORTHBROOK HEIGHTS HOME FOR ADULTS TO
PROVIDE AIDE SERVICES

BY: Ann Petrus, Chairman Health & Human Services Committee

Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, there exists in the Certified Home Health Agency (CHHA) of the County Health Department a need to provide home health aide service, personal care aides and homemaker/housekeeper services; and

WHEREAS, the CHHA does not have sufficient staff to meet the fluctuating needs of the agency and must rely on contracting with licensed home care agencies; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract effective July 1, 2008 through June 30, 2009 with Northbrook Heights Home for Adults to provide the following services at the following rates:

<u>Rates</u>	<u>7/1/08 - 6/30/09</u>
Home Health Aides	\$16.14/hr.
Personal Care Aides	\$16.14/hr.
Homemaker/Housekeeper	\$16.14/hr.

and be it further

RESOLVED, that these expenses be paid out of account #4012, line item # .410 of the 2008 Health Department Budget.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 389-08
(June 24, 2008) HS Child Welfare Placement Services
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO CONTRACT WITH
MULTIPLE SERVICE AGENCIES (LISTED) FOR THE PROVISION
OF CHILD WELFARE PLACEMENT SERVICES

BY: Ann Petrus, Chairman of the Health & Human Service Committee
 Fran Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Human Services Division of Health & Human Services is required to provide appropriate "child placement services" for children placed in foster care and at times this includes placement in a residential treatment center (RTC); and

WHEREAS, Human Services has successfully contracted with the listed agencies to provide these services in the past; and

WHEREAS, the RTC per diem rate schedule is established and set by NYS Department of Social Services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into contracts for the time period of July 1, 2008 - June 30, 2009 with the following agencies:

Anderson School, Inc.	Kids' Peace
Baker Victory Services	Kinship Family & Youth Services
Berkshire Farm Center & Services	LaSalle School
Cayuga Home for Children	Liberty Resources
Charlton School	Lincoln Hall
Children's Home of Jefferson County	Northeast Parent and Child Society
Children's Home of Poughkeepsie	Oswego Opportunities, Inc.
Children's Home of Wyoming Conference	Parsons Child & Family Center
Crestwood Children's Center	St. Anne's Institute
Elmcrest Children's Center	St. Catherine's Center for Children
Gateway Logview	St. Coleman's
George Junior Replublic	St. Joseph's Villa
Glove House	Toomey Residential & Comm. Serv.
Hillside Children's Center	Vanderheyden Hall
Hopevale, Inc.	Salvation Army/Friendship House
House of Good Shepard	

and be it further

RESOLVED, that payment for these services at the current state approved rates be charged to account #6123 and account #6109 of the 2008 Human Services Budget.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 390-08
(June 24, 2008) HD Connections Contract
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT WITH CONNECTIONS TO PROVIDE OCCUPATIONAL AND
SPEECH THERAPY SERVICES FOR CHHA

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee
WHEREAS, there exists in the Certified Home Health Agency (CHHA) and Long Term Home Health Care Program (LTHHCP) a need to provide therapy services; and
WHEREAS, the Department relies to an extent on obtaining services through certain professional independent contract providers; NOW, THEREFORE, BE IT
RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Connections for the period July 1, 2008 through June 30, 2009 at the rate of \$73 per visit and \$25 for orientation and inservices; and be it further
RESOLVED, that the costs of the above services be paid out of account #4012.400, line item #.220 (occupational therapy) and #.221 speech therapy.
Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.
Approved by voice vote, all in favor.

RESOLUTION NO. 391-08
(June 24, 2008) HS Auburn Medical Transport
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT FOR THE PROVISION OF NON-EMERGENCY MEDICAL
TRANSPORTATION SERVICES WITH AUBURN MEDICAL TRANSPORT

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee
WHEREAS, the Human Services Division of Health & Human Services is required to provide non-emergency medical transportation services for those clients who are eligible for such services; and
WHEREAS, it is necessary for the Department in order to provide these services to utilize multiple contractors; NOW, THEREFORE, BE IT
RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Auburn Medical Transport Company for the provision of medical transportation services for the period June 25, 2008 to December 31, 2009 at the following rates:

Stretcher	\$ 50 One Way
	\$100 Round Trip
Wheel Chair	\$ 20 One Way
	\$ 40 Round Trip
Additional Mileage	\$ 2 Per Mile for Transport Outside the City
Oxygen	\$ 10
Extra Attendant	\$ 10

And be it further

RESOLVED, that payment for these services will be made from Account #6101.0 of the 2008 Human Services Budget.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 392-08

DATE: 06/24/08 OFA CreatefillAgingSvsSpecJune08rev

ABOLISHING AN AGING SERVICES SOCIAL WORKER POSITION IN THE OFFICE FOR THE AGING; CREATING AN AGING SERVICES SPECIALIST POSITION IN THAT OFFICE; AND AUTHORIZING THE DIRECTOR OF THE OFFICE FOR THE AGING TO FILL THE NEWLY CREATED AGING SERVICES SPECIALIST POSITION

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, the current employee in an Aging Services Social Worker position is retiring effective July 31, 2008; and

WHEREAS, the Civil Service Commission recently reviewed the duties of the position in the Office for the Aging and classified the title for the position which is currently Aging Services Social Worker, grade 20, to Aging Services Specialist, grade 17; and

WHEREAS, the change in title will reduce the annual salary from \$37,844 (probation rate) and \$38,194 (step one) to \$35,295 (probation rate) and \$35,645 (step one); and

WHEREAS, there is funding from the New York State Office for the Aging and the Older Americans Act in the Office for Aging 2008 Budget Line 6772.100.000-A (Salaries) for this position; now, therefore, be it

RESOLVED, that the Cayuga County Legislature create an Aging Services Specialist position in the Office for the Aging when the Aging Services Social Worker retires; and upon creation of the Aging Services Specialist position, abolish the Aging Services Social Worker position in the Office for the Aging; and be it further

RESOLVED, that the Director of Office for the Aging be authorized and directed to fill the newly created Aging Services Specialist position and any backfills in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 393-08

Action 6/24/08 MHCreatefillFTJrAct06-08

AUTHORIZE THE CREATION AND FILLING OF A FULL-TIME JUNIOR ACCOUNTANT AT THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER

By: Hon. Ann Petrus, Chair, Health and Human Services Committee
Hon. Francis Mitchell, Chair, Ways and Means Committee

WHEREAS, the administrative assistant serving the Community Mental Health Center has accepted another position within the Community Mental Health Center; and

WHEREAS, many of the duties and functions of the position are state mandated as well as necessary for the efficient operation of the department; and

WHEREAS, the job duties will be reconfigured within the department consistent with existing Civil Service job descriptions; and

WHEREAS, the remaining duties could be well provided by the title of Junior Accountant; now, therefore, be it

RESOLVED, that the position of Junior Accountant be created and placed within Part I of the Cayuga County Compensation Plan under Community Mental Health; and be it further

RESOLVED, that the Acting Director of Community Mental Health Services be authorized and directed to fill the position of Junior Accountant in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County, and be it further

RESOLVED, that the funding for this position, in the amount of \$27,539 be transferred from Mental Health Account 4310.400.059-A Professional Services to the following accounts:

4310.100.000	Salaries		\$18,627	
4310.800	Fringe			
	.001 Social Security		1,425	
	.002 State Retirement		1,639	
	.003 Health Insurance		5,350	
	.004 Workers Compensation		300	
	.005 Dental Insurance		198	
	Total Fringe		\$8,912	and be it further

RESOLVED, that the Cayuga County Treasurer be directed and authorized to make the necessary accounting entries.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 394-08

(June 24, 2008) HD Fill RN CHHA

AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO FILL AN RN POSITION AT THE CHHA (CERTIFIED HOME HEALTH AGENCY) DIVISION OF THE HEALTH DEPARTMENT DUE TO RESIGNATION

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is an RN vacancy at the County Health Department's CHHA Division due to her resignation effective May 30, 2008; and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, sufficient funding exists in the Health Department's 2008 Budget to support this position; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to fill the RN vacancy at the CHHA and any fill behind that may occur in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 395-08

(June 24, 2008) HD Fill Temp Home Care Asst

**AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO FILL
A TEMPORARY HOME CARE ASSISTANT AT CHHA DUE
TO MEDICAL LEAVE OF ABSENCE**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there will be a Temporary Home Care Assistant vacancy at the CHHA due to a Medical Leave of Absence (for approximately 8 weeks) effective July 7, 2008; and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, sufficient funding exists in the Health Department's Budget to support this fill;

RESOLVED, that the Director of Health & Human Services be authorized to fill the Temporary Home Care Assistant vacancy and any fill behinds that may occur in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 396-08

(June 24, 2008) HD Fill PT HHA CHHA

**AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES
TO FILL PART-TIME HOME HEALTHAIDE AT CHHA**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, we anticipate a Part-Time Home Health Aide vacancy at the CHHA at the end of this month (June 2008); and

WHEREAS, this position is necessary for the effective and efficient operation of the Department; and

WHEREAS, sufficient funding exists in the Health Department's Budget to support this position; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to fill the Part-Time Home Health Aide vacancy in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 397-08
Action 06/24/08 MH AMH Contract-06-08
AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE ACTING DIRECTOR OF COMMUNITY MENTAL HEALTH
SERVICES TO ENTER INTO AN AGREEMENT WITH
AUBURN MEMORIAL HOSPITAL

By: Hon. Ann Petrus, Chair Health and Human Services Committee, and
Hon. Francis Mitchell, Chair Ways and Means Committee.

WHEREAS, following resignations, the Community Mental Health Center of Cayuga County (CMHCCC) has a shortage of staff psychiatrist hours; and

WHEREAS, Auburn Memorial Hospital (AMH) is also experiencing a shortage of psychiatric coverage; and

WHEREAS, both organizations are desirous to work cooperatively to meet their respective needs; and

WHEREAS, the County and AMH have reached an agreement whereby the AMH will contract for services with the CMHCCC for services in addition to those currently provided by county Staff Psychiatrists; and

WHEREAS, AMH has identified funds in the amount of \$110,000 to apply toward these additional necessary services;

RESOLVED, that the Chairman of the Cayuga County Legislature and the Acting Director of Community Mental Health Services are authorized to enter into an agreement for supplemental psychiatric services to be provided to AMH for a monthly fee based on \$110,000 per year; and be it further

RESOLVED, that the County Treasurer be hereby authorized to establish revenue account 1630.000.000A, AMH Psychiatrist Reimbursement, for the recording of AMH payments.

Legislator Tortorici, is there a contract yet?

Fred Westphal, Co. Attorney, no, it's in the works.

Legislator Chapman, are we done negotiation?

Legislator Petrus, we have someone in mind.

Legislator Chapman, will numbers change.

Legislator Petrus, no.

Legislator Tortorici, we are picking this person so he can stay in retirement?

Legislator Petrus, no because he's is qualified.

Signed by Petrus, Cuddeback, Mahunik, Schuster, Sincebaugh, Mitchell, Axton.

Approved by voice vote, all in favor, except Tortorici voting no.

RESOLUTION NO. 398-08
Action 6/24/08 MH EstSalfillPsych-06-08
AUTHORIZE ESTABLISHING THE SALARY AND THE FILLING OF A
FULL-TIME STAFF PSYCHIATRIST AT THE COMMUNITY
MENTAL HEALTH CENTER OF CAYUGA COUNTY

By: Hon. Ann Petrus, Chair Health and Human Services Committee, and
Hon. Francis Mitchell, Chair Ways and Means Committee.

WHEREAS, the Community Mental Health Center of Cayuga County has a shortage of staff psychiatrist hours following staff resignations; and

WHEREAS, a qualified candidate for the position has been identified; and

WHEREAS, Auburn Memorial Hospital has indicated their desire to enter into an agreement with the Mental Health Department to contract for additional psychiatric services, and

WHEREAS, the additional funds for service paid by Auburn Memorial Hospital will be applied to this position pursuant to the contract between the Hospital and the County, therefore, be it

RESOLVED, that the full-time position of Staff Psychiatrist, position number 0011, be reflected in Part IV of the Cayuga County Compensation Plan at an total annual rate of \$226,000, of which \$146,000 will be paid by the County as a Job 1 status and \$80,000 will be paid by Auburn Memorial Hospital under Job 2 status; and be it further

RESOLVED, that the County Treasurer be hereby authorized and directed to make any accounting and journal entries within the mental health accounts to carry out the intent of this resolution; and be it further

RESOLVED, that the Acting Director of Community Mental Health Services be authorized and directed to fill the full-time position of Staff Psychiatrist in accordance with Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County. Signed by Petrus, Cuddeback, Mahunik, Schuster, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor, except Tortorici voting no.

RESOLUTION NO. 399-08

Action 06/24/08 MHillsidecontract06-08

**AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE ACTING DIRECTOR OF COMMUNITY MENTAL HEALTH
SERVICES TO ENTER INTO AN AGREEMENT WITH HILLSIDE CHILDREN'S
CENTER, INC. TO PROVIDE CUSTOMIZED SERVICES**

By: Hon. Ann Petrus, Chair Health and Human Services Committee, and
Hon. Francis Mitchell, Chair Ways and Means Committee.

WHEREAS, the Community Mental Health Center of Cayuga County (CMHCCC) serves a number of high-risk individuals, many with specific individual needs; and

WHEREAS, Hillside Children's Center, Inc. has a specialized service to serve youth, known as Customized Skill Building Services; and

WHEREAS, the need for these specialized services has been identified within the caseload of the CMHCCC's Intensive Case Management Program for Children and Youth; and

WHEREAS, the New York State Office of Mental Health provides 100% State dollars, identified as Service Enhancement Funds, to meet the unique needs of the Intensive Case Management clients; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and Acting Director of Community Mental Health Services, be hereby authorized to enter into an agreement with Hillside Children's Center for Customized Skill Building Services at a cost of \$37.50 per hour; and be it further

RESOLVED, that the payment for these services will be charged to line 4313.430.074, Mental Health Intensive Case Management, Service Enhancement Funds, Department Expense in the 2008 County Budget.

Signed by Petrus, Mahunik, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 400-08
(6/24/08) COMMOUHealthNetwork
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO SIGN AN
AGREEMENT WITH CAYUGA COUNTY COMMUNITY
HEALTH NETWORK FOR SERVICES

BY: Hon. Ann Petrus, Chairperson Health and Human Services Committee
Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, Cayuga County has been experiencing a loss of professionals in the non-traditional mental health professions; and

WHEREAS, the Cayuga County Community Health Network, Inc. has proposed a Memorandum of Agreement for a Mental Health Professional Shortage Area (HPS) Update and has agreed to collect data and information on existing health professionals practicing in the target service area and contiguous areas; analysis of professional practice information compared to federal requirements for the appropriate HPSA designation request; filing the designation request to the Federal Department of Health and Human Services Public Health Service, Health Professional Shortage Area National Center for Health Workforce Analysis; and

WHEREAS, the time frame for this Memorandum of Agreement is March through May 2008; and

WHEREAS, the cost of this project will be \$5,000.00 to be shared equally between Cayuga County, Auburn Memorial Hospital, East Hill Family Medical and Cayuga Community Health Network; now, therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized to sign a Memorandum of Agreement for Mental Health Professional Shortage Update for a cost to Cayuga County of \$1,250.00; and, be it further

RESOLVED, that the cost of this Update will be paid from Mental Health Administration A4310.400.059 (Professional Services).

Signed by Petrus, Mahunik, McIntosh, Cuddeback, Schuster, Tortorici, Sincebaugh, Mitchell, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 401-08
June 24, 2008 ITitiscomaintagment0608
AUTHORIZING THE INFORMATION TECHNOLOGY DEPARTMENT TO
RENEW CISCO MAINTENANCE AGREEMENTS FOR COUNTY NETWORKS.

By: Christopher M. Palermo, Chairman, Government Operations Committee
Frances Mitchell, Chairman Ways and Means Committee

WHEREAS, the County has a County wide fiber network utilized by various departments and public safety systems which is highly technical, requiring expert monitoring and maintenance; and

WHEREAS, The current maintenance agreements which are due to expire allows for manufacturer's 24/7 technical support and overnight replacement of Cisco Network Equipment required to run the network; and

WHEREAS, the funds for these maintenance agreements are included in the 2008 Information Technology budget, therefore, be it

RESOLVED, that the Information Technology Department and the Chairman of the Cayuga County Legislature are authorized to renew the Cisco Smartnet agreements with

Finger Lakes Technologies Group Inc. including 24/7 technical support and next day replacement of critical Cisco network equipment; the total cost for the Cisco maintenance and 24/7 support being \$26,626.52 from account A1020.400.045; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution. Signed by Palermo, Mitchell, Petrus, Chapman, Fearon, Murphy, Sincebaugh, Lockwood, Tortorici, Axton, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 402-08

(6/24/08) COMNBHandbook

**ADOPTING THE CAYUGA COUNTY EMPLOYEE HANDBOOK FOR
NON-REPRESENTED EMPLOYEES.**

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

WHEREAS, the Cayuga County Legislature over the last year has reviewed and revised a draft of the Cayuga County Handbook for Non-Represented Employees; and

WHEREAS, this handbook is designed to give each non-bargaining employees general information concerning employment with Cayuga County; now, therefore be it

RESOLVED, that by the authority vested in the Cayuga County Legislature by the Constitution of the State of New York, the County Legislature hereby orders the adoption of the following Rules, Regulations and Policies for the Cayuga County government; and, be it further

RESOLVED, that these Rules, Regulations and Policies shall supersede all previous Rules, Regulations and Policies heretofore issued; and, be it further

RESOLVED, the County Legislature shall reserve the right to amend or modify the Rules, Regulations and Policies at any time; and, be it further

RESOLVED, that each current non-bargaining employee and new hires in the non-bargaining employees shall receive a copy of the adopted Cayuga County Employee Handbook; and, be it further

RESOLVED, that the Human Resources Department be permitted to change minor text for the purpose correcting typographical or minor errors that may occur from time to time as long as the revisions do not change the policies adopted by the legislature.

Signed by Palermo, Mitchell, Chapman, Fearon, Petrus, Sincebaugh, Murphy.

Approved by voice vote, all in favor.

RESOLUTION NO. 403-08

(6/24/08) COMemploytimesheet

STANDARDIZING TIME SHEETS FOR ALL COUNTY EMPLOYEES

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

WHEREAS, it has come to the attention of County officials that there is not a standard form for the reporting of time worked for county employees; and

WHEREAS, the County wishes to standardize the form that county employees report time worked each pay period; now, therefore be it

RESOLVED, that the attached time sheets for all county employees (except elected officials) be utilized to record time worked; and, be it further

RESOLVED, that it is required that each employee time sheet be signed by the employee and the Department Head, or designee; and, be it further

RESOLVED, that at the present time, these signed time sheets will reside in each department with a copy in the payroll department; and, be it further

RESOLVED, that this resolution will be in effect immediately upon its adoption.

Signed by Palermo, Mitchell, Chapman, Fearon, Petrus, Sincebaugh, Murphy.
Approved by voice vote, all in favor.

RESOLUTION NO. 404-08

June 3, 2008 colvendingbidsaccept

**AUTHORIZATION THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO
A CONTRACT WITH THE HIGHEST BIDDER FOR VENDING EQUIPMENT &
SERVICES FOR VARIOUS CAYUGA COUNTY DEPARTMENTS.**

BY: CHRISTOPHER PALERMO, CHAIRPERSON GOVERNMENT OPERATIONS

WHEREAS, the Cayuga County Office Buildings have vending machines located in various places throughout the County for the employees use and enjoyment; and

WHEREAS, Resolution No. 208-08 authorized the Purchasing Agent and the Clerk of the Legislature to advertise and receive sealed bids for the vending equipment and services,

WHEREAS, the following responses were received:

- | | | |
|--|------|-----------------|
| 1.) Ace Automatics, Seneca Falls, New York | 12 % | 5 year Contract |
| 2.) Next Generation, Canastota, New York | 8.5% | 5 year Contract |

Now, therefore, it is

RESOLVED, that the Chairman of the Legislature be authorized and directed to sign the contract with Ace Automatics, Seneca Falls, New York; and it is further

RESOLVED, that all vending machines on the grounds of Cayuga County Office Buildings be with Ace Automatics.

Signed by Palermo, Mitchell, Chapman, Fearon, Petrus, Sincebaugh, Murphy.
Approved by voice vote, all in favor.

RESOLUTION NO. 405-08

(02-26-08) DMV CASHIER-rev1

**AUTHORIZES CAYUGA COUNTY CLERK TO FILL
PART TIME MOTOR VEHICLE CASHIER.**

BY: MR. CHRISTOPHER PALERMO, Chairman, Government Operations Committee
MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there is a Part Time Motor Vehicle Cashier position vacancy in the Motor Vehicle Bureau and this part time position provides essential services to the County; and

WHEREAS, it is mandatory that the position be filled on a permanent basis from the certified candidates on the civil service eligible list established by the Cayuga County Civil Service Commission on 1/12/05; and

WHEREAS, the funding for the Part Time Motor Vehicle Cashier position has been appropriated in the 2008 Motor Vehicle Bureau salary account in the amount of \$16,332; Now, be it therefore

RESOLVED, that Cayuga County Clerk Susan Dwyer and Motor Vehicle Supervisor Marlyn Salato be authorized to fill the position of Part Time Motor Vehicle Cashier, with only fringe benefits mandated by statute; and be it further

RESOLVED, that the position be paid in accordance to the Cayuga County Compensation Plan, Part II for Non-Bargaining Employees, for the title of Motor Vehicle Cashier at a rate not to exceed \$17.89 per hour; and be it further

RESOLVED, that this part-time position be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Mitchell, Petrus, Chapman, Murphy, Sincebaugh, Lockwood, Tortorici, Axton, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 406-08
(06-24-08) CC Acct Clerk06-08-rev1
AUTHORIZES CAYUGA COUNTY CLERK TO FILL
PART TIME ACCOUNT CLERK.

BY: MR. CHRISTOPHER PALERMO, Chairperson, Government Operations Committee

MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there is a Part Time Account Clerk position vacancy in the County Clerks Office and this part time position provides essential services to the county; and

WHEREAS, it is essential for continuity of services within the Clerk's Office that the position be filled on a permanent basis; and

WHEREAS, the funding for the Part Time Account Clerk position (Position #4814) has been appropriated in the 2008 County Clerk (A1410.100) salary account in the amount of \$14,200 (\$15.56 - \$15.71 hourly); now therefore be it

RESOLVED, that Cayuga County Clerk Susan Dwyer to be authorized to fill the position of Account Clerk, with a part time position with no fringe benefits according to the Cayuga County Compensation Plan, Part II-Non-Bargaining, in the title Account Clerk; and be it further

RESOLVED, that this part-time position be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Mitchell, Petrus, Chapman, Fearon, Murphy, Sincebaugh, Tortorici, Axton, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 407-08
(6/24/08) COA-E&TleaseAgrmtWithCCC
AUTHORIZING THE CAYUGA COUNTY EMPLOYMENT & TRAINING
DEPARTMENT TO ENTER INTO A LEASE AGREEMENT WITH
CAYUGA COMMUNITY COLLEGE AND AUTHORIZING THE CHAIRMAN
OF THE COUNTY LEGISLATURE TO SIGN SAID AGREEMENT

BY: MR. SCHUSTER, Chairman, Planning & Economic Development Committee, and MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Employment & Training Department desires to lease approximately 8,850 sq. ft. of office space from Cayuga Community College at an annual rental of \$115,050.00; and

WHEREAS, the Cayuga County Employment & Training Department intends to sub-lease portions of said rental space; now, therefore, be it

RESOLVED, that the Cayuga County Employment & Training Department is hereby authorized to lease approximately 8,850 sq. ft. of office space from Cayuga Community College at an annual rental cost of \$115,050.00; and be it further

RESOLVED, that that the Cayuga County Employment & Training Department is authorized to sub-lease portions of said rental space on such terms and conditions as it deems appropriate; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to sign such leases, sub-leases and other documents as may be necessary to carry out the intentions of this resolution.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Tortorici, Axton, Fearon, Mahunik, Murphy.

Approved by voice vote, all in favor.

RESOLUTION NO. 408-08

June 24, 2008 PB_AuthAg_Dist_Add_08

AUTHORIZING ADDITIONS TO CAYUGA COUNTY AG DISTRICTS

Mr. Daniel Schuster, Chairman, Planning & Economic Development

WHEREAS, Article 25AA NYS Agriculture and Markets Law requires counties to annually consider requests to add viable farm land to Agricultural Districts; and

WHEREAS, one (1) request has been received during the designated application period of March 1 to March 31, 2008, such request being from David and James Dickman of Dickman Farms to add real property totaling 60.4 acres located in the Town of Owasco and City of Auburn to Ag District 6; and

WHEREAS, in accordance with Article 25AA of the Agriculture and Markets Law the proposal has been reviewed by the Agriculture & Farmland Protection Board and considered by this Legislature, at a public hearing on June 24, 2008, therefore be it

RESOLVED, that the County Legislature hereby approves the addition of the Dickman Farms real property, totaling 60.4 acres and located in the Town of Owasco and City of Auburn, to Cayuga County Ag District #6.

Signed by Axton, Fearon, Mahunik, Palermo, Tortorici.

Approved by voice vote, all in favor, except Lockwood abstained.

RESOLUTION NO. 409-08

June 24, 2008 PB_Cntrct_FLG_Grant

AUTHORIZING THE SIGNING OF A CONTRACT WITH THE FINGER LAKES ASSOCIATION FOR THE TRANSFER OF NYSDEC FUNDING FOR THE FINGER LAKES-LAKE ONTARIO WATERSHED PROTECTION ALLIANCE, SFY 2007 - 2008 SPECIAL PROJECTS FUND

BY: Mr. Daniel Schuster, Chair, Planning and Economic Development Committee

Mr. Francis Mitchell, Chair, Ways and Means Committee

WHEREAS, Cayuga County, as one of the twenty-five (25) voting members of the Water Resources Board of the Finger Lakes-Lake Ontario Watershed Protection Alliance (FL-LOWPA), has been allocated NYS Department of Environmental Conservation (NYSDEC) funds for its water quality program under FL-LOWPA; and

WHEREAS, NYSDEC has agreed to transfer funding for the twenty-five (25) member programs to the Finger Lakes Association (FLA) via a single contract between NYSDEC and FLA, thereby requiring that Cayuga County enter into a contract with the Finger Lakes Association to access these grant funds; and

WHEREAS, the Cayuga County Department of Planning and Economic Development applied for FL-LOWPA Special Project Funding in the amount of \$15,000 for the "Feasibility Study and Preliminary Cost Benefit Analysis for the Owasco Inlet Channel and Owasco Flats Wetland Restoration," requiring an in-kind match of \$6,345 in staff time and labor, for a total project budget of \$21,345, and has been awarded the funding, now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute any and all contracts between Cayuga County and the FLA to allow transfer of these grant funds to Cayuga County from the FLA as specified in said contract; and to act as the official representative of Cayuga County in connection with any and all contracts between Cayuga County and the FLA for these SFY 2007-08 Special Project funds; and be it further

RESOLVED, that a signed, certified copy of this Resolution be submitted to the Finger Lakes Association along with said executed contract; and be it further

RESOLVED, that this resolution take effect immediately.

Signed by Schuster, Palermo, Axton, Fearon, Mahunik, Murphy, Tortorici, Mitchell, Petrus, Lockwood.

Approved by voice vote, all in favor.

RESOLUTION NO. 410-08

Date: 6/24/08 p&t Repair/Replace Curbing 6 08

**AUTHORIZING THE PARKS AND TRAILS DEPARTMENT TO
SPEND MONEY IN THE 2008 BUDGET TO REPAIR AND
REPLACE CURBING IN EMERSON PARK**

By: By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, in the 2008 Parks and Trails Budget for Emerson Park allowed for the repair and replacement of curbing in Emerson Park at a cost not to exceed \$5,000 from Equipment Account No. 7110.200.000-A; and

WHEREAS, there are several areas of curbing in the park that are deteriorated creating an eyesore and potential tripping hazard; now therefore be it

RESOLVED, the Park Maintenance Supervisor is hereby authorized to purchase materials and supplies necessary to replace deteriorated curbing at Emerson Park at a cost not exceed \$5,000.00.

Signed by Axton, Cuddeback, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 411-08

(6/24/08) COA-Seek Bids For UST Closure (Rev)

**AUTHORIZING THE COUNTY LEGISLATURE CLERK TO ADVERTISE AND
SEEK SEALED BIDS FOR THE REMOVAL OF THE FIRST SET OF
UNDER-GROUND STORAGE TANKS LOCATED AT THE MENTAL HEALTH
CENTER, STERLING NATURE CENTER AND EMERSON PARK.**

BY: MR. AXTON, Chairman, Public Works Committee, and

MR. MITCHELL, Chairman, Ways and Means Committee.

WHEREAS, Cayuga County has recently completed and reviewed with the New

York State Department of Conservation a draft voluntary environmental audit of County-owned petroleum-based storage tanks; and

WHEREAS, the audit was conducted relative to the County's health, safety environmental regulatory compliance in 2007; and

WHEREAS, the audit found that a number of petroleum bulk storage tanks in various states of regulatory and technical compliance with applicable New York State petroleum bulk storage requirements; and

WHEREAS, the County wishes to close and remove those County-owned petroleum-based storage tanks that are not in service; now, therefore, be it

RESOLVED, that the Clerk of the County Legislature is hereby authorized to advertise and seek sealed bids for the removal of the first set of underground storage tanks located at the Mental Health Center, Sterling Nature Center and Emerson Park.

Signed by Axton, Cuddeback, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 412-08

6/24/08 Blds-Courthouse wall crack payment

**AUTHORIZATION TO ESTABLISH A LINE ACCOUNT TO PAY FOR
INVESTIGATION OF CRACKS IN THE COURTHOUSE WALLS**

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, The County has been working correcting the life safety issues in Cayuga County; and

WHEREAS, in March of 2008 an emergency spending resolution was issued to investigate cracks in the Courthouse walls; and

WHEREAS, this invoice should be paid through a .059 account (professional services), and account line that does not exist in the 1621 Courthouse budget to pay this invoice; now therefore let it be,

RESOLVED, that budget line 1621.400.059 (professional services) be added to the 1621 budget, and be it further

RESOLVED, that the sum of \$4,605.00 be transferred from Buildings Account No. 1621.400.012 to Buildings Account No. 1621.400.059a, to be used to pay the invoice from Beardsly Design Associates for work performed; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds be authorized and directed to complete the necessary documents required to accomplish this payment; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 413-08**6/24/08 Blds-compliance under ground tank****AUTHORIZATION TO PAY FOR COMPLIANCE WORK DONE ON****UNDERGROUND TANK AUDIT AND OTHER COMPLIANCE AUDIT ISSUES**

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, The County has been working correcting the life safety issues in Cayuga County; and

WHEREAS, The County authorized an underground tank audit and other compliance audit issues with our compliance firm Kleinfelder and are as follows, Highway Buildings Audit report, Petroleum bulk storage tank audit of county facilities, Corrective action plan for PSB, Sterling Nature Center roof investigation, air testing County office Building, Meetings with Legislature, county Officials, Harris beach and DEC; and

WHEREAS, currently there are not enough funds in the 1620.400.059 account to pay this invoice; now therefore let it be,

RESOLVED, that the sum of \$22,500.00 be transferred from Account No. A1990 to Buildings Account No. 1620.400.059a, to be used to pay the invoice from Kleinfelder for the compliance work performed; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds be authorized and directed to complete the necessary documents required to accomplish this payment; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 414-08**6/24/08 Blds-payment hazardous materials surveyrev****AUTHORIZATION TO PAY FOR HAZARDOUS MATERIALS SURVEY WORK
DONE ON THE 911 RADIO BUILDINGS TOWERS**

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, The County has been working correcting the life safety issues in Cayuga County; and

WHEREAS, The County authorized a hazardous materials survey to be done on County buildings; and

WHEREAS, The 911 radio buildings towers were not included in the original survey which incurred an additional cost of 5,000.00 to the survey, and,

WHEREAS, currently there are no funds in the 1620.400.059 account to pay this invoice; now therefore let it be,

RESOLVED, that the sum of \$5000.00 be transferred from Account No. A1990 to Buildings Account No. 1620.400.059a, to be used to pay the invoice from Kleinfelder for the hazardous materials survey on the 911 radio towers; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds be authorized and directed to complete the necessary documents required to accomplish this payment; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Cuddeback, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 415-08

Date: June 24, 2008 hwyacptbidpurctrailerrev

AUTHORIZING ACCEPTANCE OF BID FOR A 35 TON GOOSENECK TRAILER AND AUTHORIZE PURCHASE AND TRANSFER FUNDS.

By: Dave Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, a 1986 Hyster lowbed trailer was scheduled on the equipment replacement list to be replaced in 2008, and

WHEREAS, the current trailer was removed from services due to needy extensive repair; and

WHEREAS, bid packets were developed and advertised for a 35-ton Gooseneck trailer and were opened on June 5, 2008, with the following results:

Vendor	Brand	Amount without trade in	Amount with trade in
Monroe Tractor	Talbert	\$ 57,144	\$ 54,394
STS	Trail King	\$ 45,866	\$ 38,366
Tracey Road Equip.	Rogers	\$ 58,050	\$ 50,550
Tracey Road Equip.	Etnyre	\$ 48,940	\$ 41,440

; and

WHEREAS, the bids were reviewed and the machine offered by Tracey Road Equipment made by Etnyre best meets the specifications and is the best machine to be supported by in-house personnel; now therefore be it

RESOLVED, the Cayuga County Legislature does hereby accept the bid from Tracey Road Equipment for \$ 48,940; and be it further

RESOLVED, that the Highway Superintendent is authorized to purchase the 35-ton Gooseneck trailer utilizing the funds in account DM 5130.200 and to transfer \$40,000 from Account 5113.400.107D to Account 5130.200.000DM; and transfer the 1986 Hyster Trailer to the Cayuga County Soil and Water Conservation District at a cost of \$7,500 with that revenue being transferred into Account 5130.200 DM

Signed by Axton, Cuddeback, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 416-08

June 24, 2008 hwytransferdiesel

BUDGET TRANSFER OF THE 2008 CAYUGA COUNTY HIGHWAY BUDGET FOR DIESEL FUEL

BY: Dave Axton, Chairman, Public Works Committee

Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, in the 2008 Highway Budget, a total of \$450,000 was budgeted for diesel fuel; and,

WHEREAS, it is necessary to amend the 2008 Highway Budget to more accurately reflect the increased cost of diesel fuel; now, therefore, be it

RESOLVED, that the County Treasurer be and is hereby authorized and directed to provide for transfer of funds in the following manner:

<u>Appropriation Accounts</u>	<u>Old Amount</u>	<u>New Amount</u>	<u>Increase</u>	<u>Decrease</u>
D5113.400.107	\$509,860.23	\$259,860.23		\$250,000
DM 5130.400.031	\$450,000	\$700,000.00	\$250,000	

AND BE IT FURTHER

RESOLVED, that the Cayuga County Treasurer be and is hereby authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Axton, Cuddeback, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 417-08

Date: June 24, 2008 HWYGASINC

**AUTHORIZING THE AMENDMENT OF THE 2008 HIGHWAY BUDGET
DUE TO AN INCREASE IN COST OF GASOLINE.**

By: Dave Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, \$485,000.00 was budgeted in Account 1640.400.032M for the Purchase of Gasoline for 2008; and

WHEREAS, the cost of gasoline has substantially increased since the adoption of the 2008 budget; and

WHEREAS, the Motor Pool sells gasoline to County agencies and other governmental agencies; and

WHEREAS, Appropriation Accounts 1640.400.032M is used for the expenditures of Gasoline; and

WHEREAS, Revenue Accounts M1272, M1273, and M1274 are to receive revenue from the sale of gasoline; now therefore be it

RESOLVED, that Revenue Accounts be amended and increased as follows:

<u>Account</u>	<u>Agency</u>	<u>Old Amount</u>	<u>New Amount</u>	<u>Increase</u>
DM1272	County	\$ 290,000	\$ 410,000	\$ 120,000
DM1273	Soil & Water	\$ 25,000	\$ 30,000	\$ 5,000
DM1274	Other	\$ 300,000	\$ 475,000	\$ 175,000
Totals		\$ 615,000	\$ 915,000	\$300,000

and be it further

RESOLVED, to increase Account 1640.400.032DM by \$300,000 to \$785,000; and be it further

RESOLVED, that the Cayuga County Treasurer is authorized and directed to make the necessary journal and accounting entries required to implement the intent of this resolution.

Signed by Axton, Cuddeback, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 418-08
(6-24-08) P&T Park fees Rev 6 08
ADJUSTMENT OF FEE FOR MULTIPLE DAY RENTAL
OF THE EMERSON PARK PAVILION

By: David R. Axton, Chair, Public Works

Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Parks & Trails Department has facilities to rent; and
WHEREAS, the Cayuga County Legislature has established fees and policies for the rental of these facilities; and

WHEREAS, the Public Works Committee has agreed that there should be a reduced charge for renting the Emerson Park Pavilion on multiple days (3-days or more) in the same calendar year; and

WHEREAS, the Public Works Committee has agreed that the fee should be calculated the same as the three day rental fee was calculated; and

WHEREAS, that fee was established to be 2/3rds of the regularly established fee rounded to the nearest dollar; now, therefore, be it

RESOLVED, that the daily fee for multiple day rental (3-days or more) of the Emerson Park Pavilion in the same calendar year shall be established at 2/3rds of the regular fee.

Signed by Axton, McIntosh, Mitchell, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 419-08
Action Date 6/24/08 psap911CSEAcontractrev
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE COUNTY MANAGER TO SIGN A MEMORANDUM
TRANSITIONING THE 911 DISPATCHERS INTO THE CSEA CONTRACT.

BY: Raymond Lockwood, Chairperson, Judicial & Public Safety Committee

Fran Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County E-911 employees were working under a negotiated agreement between the Cayuga County Sheriff's Unit of the Cayuga County Unit Local 806 of the Civil Service Employees Association, Inc., Local 1000 AFSCME AFL/CIO (Sheriff's Unit) and the County of Cayuga; and

WHEREAS, the E-911 Center was removed from the Sheriff's Department authority in 2005 and re-established as a separate department; and

WHEREAS, the E-911 employees continued to work under the terms of the 2002-2006 Sheriff's Unit contract; and

WHEREAS, the E-911 employees received their 2007 and 2008 raises based on the negotiated agreement between the Cayuga County Unit Local 806 of the Civil Service Employees Association, Inc., Local 1000 AFSCME AFL/CIO (CSEA Unit) and the County of Cayuga contract; and

WHEREAS, the CSEA Unit and the County of Cayuga have met, negotiated and reached agreement with respect to transitioning the E-911 employees to the CSEA Unit; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the County Manager be authorized to sign a Memorandum of Agreement placing the E-911 employees within the negotiating unit represented by CSEA and providing said employees with the terms and conditions of employment set forth in the Memorandum of Agreement and the CSEA Unit negotiated agreement.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Mitchell, Axton, Palermo, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 420-08

6/24/08 SHR-Text Messaging

**THE CAYUGA COUNTY SHERIFF AND THE CAYUGA COUNTY
LEGISLATURE IS REQUESTING NEW YORK STATE TO ENACT
LEGISLATION PROHIBITING TEXT MESSAGING
WHILE DRIVING A MOTOR VEHICLE.**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, Section 1225-c of the Vehicle and Traffic Law of the State of New York provides that no person shall operate a motor vehicle upon a public highway while using a mobile telephone to engage in text messaging while such vehicle is in motion; and

WHEREAS, the Cayuga County Sheriff has reported that text messaging while operating a motor vehicle on a public highway may have been a causal factor of a motor vehicle accident occurring in June, 2007, in the Town of East Bloomfield, Ontario County, that resulted in the deaths of five teenagers; and

WHEREAS, there have been instances throughout the State of New York where operators of motor vehicles are text messaging while driving and thereby causing accidents; and

WHEREAS, the Cayuga County Legislature feels that the State Legislature should adopt an Amendment to the Vehicle and Traffic Law to prohibit operators of motor vehicles from text messaging while they are driving; and

WHEREAS, Bills have been proposed in the State Assembly and State Senate to prohibit operators of motor vehicles from using a mobile telephone for writing, sending or reading a text message while such vehicle is in motion; and

WHEREAS, the Cayuga County Legislature feels that this proposed Legislation is desirable to avoid any further accidents; now therefore be it

RESOLVED, the Cayuga County Legislature hereby requests the State Senate, State Assembly and the Governor to enact Legislation to prohibit text messaging while operating a motor vehicle; and further be it

RESOLVED, that a copy of this resolution be forwarded to Governor David Paterson, Senator Michael F. Nozzolio, Senator David Valesky, Assemblyman Gary Finch, Assemblyman Brian M. Kolb, Assemblyman Robert Oaks and the New York State Sheriffs' Association and that a response be requested from each elected official.

Signed by Lockwood, Fearon, Cuddeback, Murphy, Chapman, Mahunik, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 421-08
6/24/08 SHR-LETPP grantrev
AUTHORIZING THE TREASURER'S DEPARTMENT TO AMEND
THE 2008 SHERIFF'S BUDGET TO ACCEPT THE 2007 LETPP
(LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM)
FROM THE OFFICE OF HOMELAND SECURITY.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, THE Sheriff's Office applied for and was approved for a \$98,000.00 Grant from the Office of Homeland Security to purchase equipment for the Sheriff's Office and the Auburn Police Department; and

WHEREAS, all equipment has been approved through the Grant which is 100% funded by the Department of Homeland Security; now therefore be it

RESOLVED, that the Chairman of the Legislature be authorized to sign the necessary documentation to accept the LETPP Grant; and further be it

RESOLVED, that the 2008 Cayuga County Sheriff's Law Enforcement Operating Budget be amended to allow the following changes: an increase in the Revenue Line A-4325 Sheriff/HSDPP(LETPP) by \$98,000.00, which means an increase in the Expenditure Account 3110.200.00 of \$58,000.00 and the inclusion of an Expenditure Account 3110.400.231 LETPP- PD to Other Governments of \$40,000.00. (The inclusion of the new account is to allow reimbursement to the Auburn Police Department for those equipment purchases which have been approved by the Grant and for which documentation has been provided for the receipt and payment by their Department); and be it further

RESOLVED, that the Sheriff's Department be allowed to purchase any equipment and enter into any contracts necessary to effect this Grant; and be it

RESOLVED, that the Cayuga County Treasurer is authorized to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Lockwood, Fearon, Cuddeback, Murphy, Chapman, Mahunik, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.
Approved by voice vote, all in favor.

RESOLUTION NO. 422-08
6/24/08 SHR-Inmate Clothing
AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO TRANSFER
\$10,000.00 FROM THE SHERIFF'S 2008 BUDGET LINE 3150.400.012
(BUILDINGS/MAINTENANCE) TO 3150.400.038
(INMATE SERVICES/PERSONAL HYGIENE)

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the NYS Commission of Corrections conducted their yearly cycle evaluation of the Cayuga County Correctional Facility in March of 2008, which disclosed there was a shortage of inmate clothing in storage and inmate pillows due to the amount of inmates housed so far this year; and

WHEREAS, to comply with the NYS Commission of Correction Directive, \$16,030.98 was already spent to bring the inmate clothing inventory into compliance; and

WHEREAS, the County has yet to purchase new inmate pillows and other necessities for the inmates for the remainder of the 2008 Sheriff's Operating Budget; now therefore be it

RESOLVED, that the Treasurer be authorized to transfer \$10,000.00 from Custody Line 3150.400.012 (Buildings/Maintenance) to Custody Line 3150.400.038 (Inmate Services/Personal Hygiene); and further be it

RESOLVED, that the Treasurer make the necessary accounting and journal entries to accomplish the intent of this resolution.

Signed by Lockwood, Fearon, Cuddeback, Murphy, Chapman, Mahunik, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO 423-08

**Date: 06-24-2008 SHR INCREASE IN PISTOL PERMIT FEES rev
AUTHORIZE THE CAYUGA COUNTY SHERIFF TO INCREASE THE FEES
CHARGED TO THE PUBLIC FOR PROCESSING PISTOL PERMIT
APPLICATIONS AND DUPLICATE PISTOL PERMITS.**

By: MR. RAYMOND LOCKWOOD, Chairman, Judicial & Public Safety Committee
MR. FRANCIS MITCHELL, Chairman, Ways & Means Committee

WHEREAS, the Sheriff needs to increase the amount of fees charged to the public for the processing of applications for County issued pistol permits and for the production and issuance of duplicate permit cards; and

WHEREAS, the Sheriff's Office has in place the ability to utilize electronic fingerprinting submissions to New York State and the Federal Bureau of Investigation for the processing of pistol permit applications, the computerized equipment to maintain records and the ability to create a plastic pistol permit card to issue to permit holders; and

WHEREAS, it is now the recommendation of the Sheriff and the Judicial & Public Safety Committee to set the fee rate charges as follows:

Pistol Permit Application Processing: From \$10.00 to \$20.00

Duplicate Pistol Permit Card: From \$8.00 to \$10.00; and

WHEREAS, these fee changes will cover the costs associated with the issuance of plastic formatted permit cards and the capturing and processing associated with electronic fingerprinting and digital photographs of pistol permit applicants, as well as the man/hour work associated with computerized data entry into the present Record Management Systems; now therefore be it

RESOLVED, that the Sheriff be authorized to increase the fees charged for the pistol permit application processing and the duplicate permit cards at the rates stated above.

Signed by Lockwood, Fearon, Cuddeback, Murphy, Chapman, Mahunik, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 424-08

**Date: 06-24-2008 SHR PURCHASE FORENSIC LIGHT SOURCE rev2
AUTHORIZE THE CAYUGA COUNTY SHERIFF TO PURCHASE FORENSIC
LIGHT SOURCE EQUIPMENT (ALTERNATE LIGHT SOURCE) AND
THEREFORE AUTHORIZE THE TREASURER TO PAY THE VENDER: SPEX
FORENSICS, FOR THE PURCHASE.**

By: MR. RAYMOND LOCKWOOD, Chairman, Judicial & Public Safety Committee
MR. FRANCIS MITCHELL, Chairman, Ways & Means Committee

WHEREAS, the Sheriff is in need of a forensic light source which contains an ultra-violet visible and infrared component of light utilizing color bands (wavelengths) that

enhance visualization of evidence by light interaction techniques including fluorescence, absorption, and oblique lighting; and

WHEREAS, this light source system will be utilized for enhancing observation, photography and collection of evidence including latent fingerprints, body fluids and hair fiber for DNA testing, bruises, bite marks, wound patterns, shoe and foot imprints, gun shot residue, drug traces, questioned document, and bone fragment detection, to name a few applications. This greater sensitivity allows for increased evidence discovery as well as the quality of evidence photographed and collected in Domestic Cases, Sex Offenses, Burglaries, and other criminal acts; and

WHEREAS, it is now necessary to add to the equipment used by the Sheriff's Office Evidence Technician and Crime Scene Specialists; and

WHEREAS, the 2008 Sheriff's Photography/Evidence Equipment Budget Line 3110.400.153 has funding to purchase said equipment at a cost of \$5130.00; now therefore be it

RESOLVED, that \$5130.00 be transferred to the Equipment budget line 3110.200.000A from 3110.400.153A and that the Sheriff is authorized to purchase the specified needed forensic light source equipment as stated above pursuant to the policies and procedures of Cayuga County; and be it further

RESOLVED, that the Treasurer is authorized and directed to make any and all journal and accounting entries to effect payment for the aforesaid equipment to SPEX FORENSICS in the amount of \$5,130.00 for the complete system.

Signed by Lockwood, Fearon, Cuddeback, Murphy, Chapman, Mahunik, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 425-08

6/24/08 SHR-Repro.transferrev

**AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO TRANSFER
MONIES FROM THE SHERIFF'S 2008 CUSTODY OPERATING BUDGET
CONTRACTUAL LINE 3150.400.036A TO THE SHERIFF'S 2008 CUSTODY
BUDGET LINE 3150.400.061A**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Sheriff's Office must initiate an Administrative Policy & Procedures Manual for the Custody Division; and

WHEREAS, there was money designated in the Sheriff's 2008 Operating Custody Budget Line 3150.400.036A (Doctors & Hospital Expenses) in the amount of \$6,000.00 that is needed in the Sheriff's 2008 Operating Custody Budget Line 3150.400.061A (Publishing Non-Legal Notices) for the reproduction of the said Custody Manual; now therefore be it

RESOLVED, that \$6,000.00 be transferred from the Sheriff's 2008 Operating Custody Budget Line 3150.400.036A (Doctors & Hospital Expenses) to the Sheriff's 2008 Operating Custody Budget Line 3150.400.061A (Publishing Non-Legal Notices); and further be it

RESOLVED, the Sheriff be authorized to transfer said monies and that the Cayuga County Treasurer make the necessary journal and accounting entries to carry out the intent of this resolution.

Signed by Lockwood, Fearon, Cuddeback, Murphy, Chapman, Mahunik, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.

Approved by voice vote, all in favor.

Motion by Legislator Chapman to adjourn at 9:00PM, all in favor.

Motion by Chapmen to approve minutes of 6-24-08, all in favor, on 8-26-08.

**MINUTES
SPECIAL MEETING
CAYUGA COUNTY LEGISLATURE
JULY 7, 2008, 5:15 PM**

CALL TO ORDER: Hon. Roger Mills, Chairman

ROLL CALL: Mary Jones, Clerk of the Legislature, All Legislator's present, except excused Axton, Lockwood, and Mahunik.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

RESOLUTION

RESOLUTION NO. 426-08

(7/7/08) COA-LLRelatingToDirOfMentalHealth-FIX(Rev5)

**FIXING DAY AND NOTICE OF A PUBLIC HEARING ON A PROPOSED LOCAL
LAW SETTING FORTH THE POWERS, DUTIES, MODE OF SELECTION
AND REMOVAL, AND TERM OF OFFICE OF THE DIRECTOR OF
CAYUGA COUNTY COMMUNITY MENTAL HEALTH SERVICES.**

BY: MRS. PETRUS, Chair, Health & Human Services Committee.

MR. MITCHELL, Chair, Ways & Means Committee.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on the July 7, 2008, a proposed Local Law entitled:

**"A LOCAL LAW SETTING FORTH THE POWERS, DUTIES, MODE OF
SELECTION AND REMOVAL, AND TERM OF OFFICE OF THE
DIRECTOR OF CAYUGA COUNTY COMMUNITY MENTAL HEALTH
SERVICES."**

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning said Local Law before the Cayuga County Legislature on July 22, 2008 at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Signed by Mitchell, Palermo, Petrus, Schuster, Tortorici, Cuddeback, McIntosh, Sincebaugh, Tortorici.

Approved by voice vote, all in favor.

Motion by Chapman to adjourn at 5:17PM, all in favor.

Motion by Chapman to approve minutes of 7-7-08, all in favor, on 8-26-08.

**MINUTES
CAYUGA COUNTY LEGISLATURE
JULY 22, 2008, 6:00 PM**

WELCOME: Mary Jones Clerk of the Legislature welcomed all our time Warner audience and the Public.

CALL TO ORDER: Hon. Roger Mills, Chairman

ROLL CALL: Mary Jones, Clerk of the Legislature, all Legislator's present, except McIntosh excused.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PUBLIC HEARING: 6:00PM To Adopt Local Law No. for the Year 2008 Setting Forth the Powers, Duties, Mode of Selection and Removal, and Term of Office of the Director of Cayuga County Community Mental Health Services. Public Hearing Opened by Chairman Mills at 6:02PM

PRESENTATION: Tom Prystal, Board of Elections, re: demonstration of the new voting machine, Sequoiah Imagecast. This machine will work in Spanish and English, is handicap assessable. Each machine has a capacity of 3,500 votes. The General public will use this machine next year. It takes about 25 minutes to vote, it will check for errors and you will have to correct, and it's private.

MINUTES: For Approval: 5-27-08 and 6-18-08, **Motion by Legislator Chapman to approve, all in favor.**
For Reading: 6-24-08 and 7-7-08

CCC REPORT: Daniel Larson, President, Enrollment update: AY, Summer, and on line course enrollments are up, Fall enrollment is down. Summer Open House: were held at both campuses July 16, 2008. IAGT-GIS Summer Program: a week long program was held July 7-11, 2008, Teaching with Spatial Technology. Cayuga-IAGT: have jointly won an energy-related grant \$100,000 to develop model curriculum that use geospatial technology. SUNY High-Needs Nursing Initiative Funding: SUNY notified the College that we are being awarded \$100,000 to assist with the expansion of our Nursing program at the Fulton campus. SUNY Provost and Vice Chancellor: Dr. Risa Palm, visited the College earlier this Summer as part of her statewide tour and was impressed the IAGT visit. SUNY Chairman Carl Hayden: discussed the reduction in state funding and the withdrawal of additional \$109 million in general funding.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS: Legislator Schuster, there will be a special Planning meeting July 31,2008 at 5:30PM on economic development.

MANAGER'S REPORT: Wayne Allen, the Mental Health project, program design, the State needs your approval for the design for the PAR application. MUNIS Project, we have completed the chart of accounts. Training is on going, we were trying to go live by September, but we are going to push it back until October. I'm confident that we will be live and up and running as of January 1, 2009. We will be using the new software for the budget, you will have to use paper back-up for detail for 2008. For 2009 a Legislator will be able to go in, inquiry and drill down. We are moving forward.

CHAIRMAN'S REPORT: Roger Mills, early this Spring the Legislature was asked to fund a feasibility study, for the Music Theatre Festival, that study has been completed and the executive summary has been put in each Legislator's box.

APPOINTMENTS AND RE-APPOINTMENTS:

Board of Health:

Dr. Deborah Geer, 143 North Street, Auburn, NY 13021, term - 7-22-08 to 12-31-2012, approved by voice vote, all in favor.

OASAS, (Subcommittee of CSB)

Carol Colvin, Drug Court Coordinator, 153-157 Genesee Street, Auburn, NY 13021, term 1-1-08 to 12-31-08, approved by voice vote, all in favor.

Marion Cool, 17 John Smith Avenue, Auburn, NY 13021, term - 1-1-08 to 12-31-2011, approved by voice vote, all in favor.

Community Services Board: (PULLED)

Robert M. Godbout, Route 90, P.O. Box 250, King Ferry, NY 13081, term 1-1-08 to 12-31-2011, **motion by Petrus to pull, all in favor.**

Community Services Board, Mental Health Sub-committee:

Marion C. Cool, 17 John Smith Ave., Auburn, NY 13021, term - 1-22-08 to 12-31-2011, approved by voice vote, all in favor.

Barbara Bowen, 25 Grover St., Auburn, NY 13021, term - 1-22-08 to 12-31-2011, approved by voice vote, all in favor.

Cayuga-Cortland Workforce Investment Board:

Terri M. Bridenbecker, 3820 O'Neil Road, Auburn, NY 13021, term 7-1-08 to 6-30-2011, approved by voice vote, all in favor.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received 2 letters from New York State Office of Parks, Recreation and Historic Preservation, stating that properties, Job and Deborah Otis House, Scipio, NY and Augustus Howland House, Ledyard, NY have been added to the list of National Register of Historic Places.

2. Received several letters, from business and the public, thanking David Gould Sheriff, and his personnel for their hard work and dedication to the County of Cayuga.

3. Received a letter from Cayuga County Tobacco Free Partnership, thanking Cayuga County for enacting the smoking ban at county owned buildings.

4. Received a letter from Henry MacDonald, Board President Downtown Auburn BID, re: keeping county offices in the downtown Auburn area.

5. Received an e-mail from Amy D'Angelo, Sterling, NY re: ATV's on County trails in the Town of Sterling and opposing resolution 7-8-PW-1, allowing access to the Hojack Trail from Oswego County West to the Cato/Fair Haven Trail and North to Fair Haven Road.

Motion by Lockwood to waive reading of communications, except # 5 read by Mary Jones Clerk of the Legislature as written on agenda.

RESOLUTIONS

RESOLUTION NO. 427-08

AuditJuly.08.doc

**AUTHORIZING THE COUNTY TREASURER
TO PAY JUNE 2008 AUDIT OF CLAIMS**

BY: Hon. Francis Mitchell, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on July 22, 2008 audit claims against the County of Cayuga in the aggregate sum \$1,769,306.15, therefore be it

RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 31, 2007. Signed by Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 428-08

Utility 7.22.08

**AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS &
MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.**

By: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 50, adopted April 11, 1978, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Electric and Gas service, and Water and Sewer service, and

WHEREAS, this Legislature did by Resolution No. 184, adopted August 14, 1984, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for telephone service, and Landfill Service, and

WHEREAS, said Committee has audited and authorized payments as follows:

JUNE 2008	
Gas & Electric:	\$ 132,644.65
Telephone:	\$ 21,873.32
Landfill/Rubbish	\$ <u>759.20</u>
Total:	\$155,277.17

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 429-08
7/22/08 PURCHSVCSJUNE
AUTHORIZING THE CAYUGA COUNTY TREASURER TO CHARGE
DEPARTMENTS FOR CENTRAL SERVICES AND PURCHASES
FOR THE MONTH OF JUNE 2008

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, the Ways & Means Committee approved the payment of all Central Services,

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to credit the revenue account and charge the following departments' .40 Accounts (Contractual Expenditures) in accordance with attached schedules:

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$15,080.73
TOTAL		\$15,080.73

Signed by Mitchell, Axton, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 430-08
Date of meeting: July 22, 2008
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE
ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME

By: Ann Petrus, Chairman Health & Human Services Committee

Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, this legislature did by Resolution Number 70, duly adopted on the 20th day of March 1984, authorize the Nursing Home Committee of the County Legislature to audit all claims against the Cayuga County Nursing Home, and

WHEREAS, said Committee has audited and authorized payment in the amount of \$88,099.62 for the month of June 2008, now therefore be it

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Petrus, McIntosh, Mahunik, Schuster, Cuddeback, Sincebaugh, Tortorici, Mitchell, Palermo, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 431-08
seniornutrition
REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER
FOR OPERATION OF THE SENIOR NUTRITION PROGRAM IN
THE OFFICE FOR THE AGING.

BY: Ann Petrus, Chair, Health & Human Service Committee

Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, The Director of the Office for the Aging presented bills for service providers in regard to operation of the Senior Nutrition Program, to the County Treasurer for payment pursuant to Resolution No. 297, duly adopted on June 21, 1994, which claims total \$11,952.50 covering the period through 6-27-08 and have been paid as set forth on the attached lists; now, therefore, be it

RESOLVED, that the aforesaid claims shall become part and parcel of the full legislative audit for the Office for the Aging.

Signed by Petrus, Cuddeback, Mahunik, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 432-08

7/22/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF THRUWAY TOLLS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 24-97, adopted January 21, 1997, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Thruway Tolls, and,

WHEREAS, said Committee has audited and authorized payments as follows:

JUNE 2008	\$ 230.75
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RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Palermo, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 433-08

7/22/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF CREDIT CARD CHARGES.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 1-99, adopted January 01, 1999, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Credit Card Charges, and,

WHEREAS, said Committee has audited and authorized payments as follows:

JUNE 2008	
WalMart	\$2,660.47
AmExpress	\$1,300.00
<u>Exxon</u>	<u>\$ 365.41</u>
Total:	\$4,325.88

RESOLVED, that said payments be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Palermo, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor.

**RESOLUTION NO. 434-08
7/22/08**

**AUTHORIZING PAYMENT OF LEGAL NOTICE FEES
PRIOR TO THE LEGISLATIVE AUDIT.**

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and

WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

WHEREAS, it would be in the best interest of the County to take advantage of the prompt payment discounts by paying these invoices prior to the legislative audit of claims, therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized to process legal Advertising invoices for payment by the Cayuga County Treasurer prior to the monthly legislative audit, and be it further

RESOLVED, that a monthly report of said payments shall be provided to each legislator on a monthly basis.

JUNE TOTAL \$8246.89

Signed by Mitchell, Axton, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor, except Palermo abstained.

**RESOLUTION NO. 435-08
(7/22/08) COA-CAPH7PAYREV**

**AUTHORIZING THE COUNTY TREASURER TO PAY CLAIMS AGAINST
VARIOUS CAPITAL "H" PROJECTS.**

BY: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, claims have been received in regard to various Capital "H" Projects previously established by the County; and

WHEREAS, said claims have been reviewed and approved by the interested oversight committees; now, therefore, be it

RESOLVED, that the County Treasurer be and he is hereby authorized and directed to pay the following claims and charge the same to the appropriate Capital "H" Projects:

1. Project #06-5 (Modification to the Cayuga County Office Bldg. Heating System):
 NYSEG:
 Inv. No. 009900434260 \$ 650.00
 J & E. ELECTRIC, INC.:
 Application & Certificate for Payment #7 dated 5/18/08 \$ 2,636.25
2. Project #07-1 (Erie Heritage Preservation):
 KENT ENVIRONMENTAL PLANNING & DESIGN:
 Inv. No. 67 \$ 5,068.68
3. Project #07-5 (Tyler Software):
 TYLER TECHNOLOGIES, INC.:
 Inv. No. 131559 \$ 1,385.67
 INN AT THE FINGERLAKES:
 Inv. No. 3634 \$ 210.00
 Inv. No. 3701 \$ 280.00

	Inv. No. 3680	\$ 280.00
	Inv. No. 3720	\$ 490.00
4.	Project #08-1 (Renovations - Mental Health, North Street)	
	WATKINS LAND SURVEYING, PLLC:	
	Inv. No. 08-249	\$ 7,576.00
	UPS STORE:	
	Inv. No. 71508	\$ 6.82

And be it further

RESOLVED, that the Treasurer make the journal and accounting entries necessary to accomplish the foregoing.

Signed by Mitchell, Axton, Palermo, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 436-08

7/22/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF EQUIPMENT LEASE PAYMENTS.

BY: Hon. Francis Mitchell, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 76-02, adopted February 26, 2002, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Equipment Leases, and

WHEREAS, said Committee has audited and authorized payment as follows:

	JUNE 2008	
Copier Leases and Maintenance:		\$10,619.20
Postage Leases:		\$ 956.00
Misc. Leases:		<u>\$ 7,114.31</u>
Total		\$18,689.51

RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Palermo, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 437-08

7/22/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF PARCEL SERVICE PAYMENTS.

BY: Hon. Francis Mitchell, Chairman, Ways & Means Committee.

WHEREAS, this Legislature did by Resolution No. 03-03, adopted January 3, 2003, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Parcel Service Payments, and

WHEREAS, said Committee has audited and authorized payment as follows:

JUNE 2008	\$ 393.23
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RESOLVED, that said payment be part and partial payment of the full audit of this Board.

Signed by Mitchell, Axton, Palermo, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 438-08

(7/22/08) COA-FLETCHER,Matthew,Esq.RenForServsReEduLaw

AUTHORIZING THE CAYUGA COUNTY LEGISLATURE TO CONTRACT WITH ATTORNEY AND COUNSELLOR AT LAW MATTHEW R. FLETCHER RELATED TO THE PROVISION OF ADVICE, CONSULTATION AND REPRESENTATION IN EDUCATION LAW AND RELATED LEGAL MATTERS.

BY: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, the County of Cayuga is in need of the services of Matthew R. Fletcher, Attorney at Law, for the purposes of advice, consultation and representation in Education Law and related legal matters; and

WHEREAS, in order to meet the needs of the County, both parties are desirous of entering into a contract wherein Matthew R. Fletcher will provide the above services to the County of Cayuga for the following compensation:

- (1.) Legal services are to be billed at an hourly rate of \$175.00 per hour. Billings are to be submitted on a monthly basis;
- (2.) Paralegal services are to be billed at the rate of \$55.00 per hour;
- (3.) Mileage is to be billed at the rate of \$.505 per mile;
- (4.) Duplication, printing and copying are to be billed at cost in addition to a ten percent (10%) surcharge;
- (5.) Filing fees, cost of process servers and other disbursements shall be billed at cost; and

WHEREAS, the term of such contract shall be from July 1, 2008 until June 30, 2009; now, therefore, be it

RESOLVED, that the Cayuga County Legislature approve obtaining the services of Matthew R. Fletcher, Attorney and Counsellor at Law, as set forth herein above.

Signed by Mitchell, Axton, Lockwood, Palermo, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 439-08

(7/22/08) COA-RenLaborRelsCtWithBOCES08-09

AUTHORIZING RENEWAL OF LABOR RELATIONS AGREEMENT WITH CAYUGA-ONONDAGA BOCES.

BY: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, the COUNTY OF CAYUGA entered into a contract with CAYUGA-ONONDAGA BOCES to handle all negotiations and labor relations for the County of Cayuga, which contract terminated on June 30, 2008; now, therefore, be it

RESOLVED, as follows:

1. That, the Chairman of the County Legislature be and he is hereby authorized to enter into a renewal contract with CAYUGA-ONONDAGA BOCES to perform labor relations services, including negotiations, for the County of Cayuga for a period of one (1) year (7/1/08 to 6/30/09).

2. That for negotiating agreements listed below, to be administrated by BOCES during the period July 1, 2008 through June 30, 2009, CAYUGA-ONONDAGA BOCES shall receive a total of \$45,000.00, of which \$33,750.00 will be paid by the COUNTY OF CAYUGA and \$11,250.00 will be the responsibility of CAYUGA COUNTY COMMUNITY COLLEGE:

- a. CIVIL SERVICE EMPLOYEES' ASSOCIATION, INC. (General Agreement)
- b. DEPUTY SHERIFF'S POLICE ASSOCIATION (Road Patrol)
- c. CIVIL SERVICE EMPLOYEES' ASSOCIATION (Sheriff's Department)
- d. CAYUGA COUNTY COMMUNITY COLLEGE FACULTY ASSOCIATION
- e. CAYUGA COUNTY NURSES' ASSOCIATION

3. That for any and all additional matters that they are engaged for, not covered by the contract, CAYUGA-ONONDAGA BOCES shall be paid a fixed hourly rate of \$105.00 per hour, plus costs and disbursements.

Signed by Mitchell, Axton, Lockwood, Palermo, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 440-08

(7/22/08) COA-Amd2008BdgtToIncContAcct

AUTHORIZING AMENDMENT OF THE 2008 COUNTY BUDGET TO INCREASE THE CONTINGENCY ACCOUNT BY \$100,000.00.

BY: MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga Tobacco Asset Securitization Corporation met on June 24, 2008; and

WHEREAS, during that meeting, the Corporation authorized the release of \$100,000.00 in excess monies to the County of Cayuga, with the suggestion that the monies be deposited into the Contingency Account; and

WHEREAS, the Ways & Means Committee has considered this matter and hereby approves it; now, therefore, be it

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to accept the \$100,000.00 from the Cayuga Tobacco Asset Securitization Corporation; and be it further

RESOLVED, that Contingency Account No. A-1990 be increased by \$100,000.00; and be it further

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

Signed by Mitchell, Axton, Lockwood, Palermo, Tortorici, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 441-08

RPSRepurchaseHowlandStoneMuseumrev

AUTHORIZING THE SALE OF TAX-DELINQUENT PROPERTY OWNED BY CAYUGA COUNTY

By Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, established policies and procedures have been set in place for the sale, disposition and use of certain real property owned by the County of Cayuga, as approved in Resolution 382-04; and

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WHEREAS, the Director of Real Property Services has received purchase offers to be considered by the Ways and Means Committee for approval by the County Legislature, in accordance with said policies and procedures; and

WHEREAS, contingent upon payment being made in full in the amount of \$5,960.69, the Director of Real Property Services recommends approval of the following:

Tax Map #	Location of Parcel	Purchase Offer Made By
183.00-1-17 & 183.00-1-7	Town of Scipio	Howland Stone Store Museum

NOW THEREFORE BE IT

RESOLVED, that the recommendations of the Ways & Means Committee set forth above are hereby approved and the Real Property Services Director and the Chairman of the County Legislature are instructed to take whatever steps are necessary to complete the sale upon payment and receipt of monies.

Signed by Mitchell, Axton, Lockwood, Tortorici, Petrus.

Approved by voice vote, all in favor, except Palermo voting no.

RESOLUTION NO. 442-08

July 22, 2008 WorkersComp

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO A CONTRACT WITH THE NEW YORK STATE MUNICIPAL WORKER'S COMPENSATION ALLIANCE.

By Francis Mitchell, Chairperson Ways & Means

WHEREAS, the employees of Cayuga County, along with the employees of the towns and villages within the county are required to be covered under a worker's compensation plan; and

WHEREAS, a significant number of these municipal entities have met had considered various proposals to obtain workers' compensation coverage and, as result, have expressed their interest in obtaining this coverage from the New York State Municipal Workers Compensation Alliance, a not-for-profit organization; and

WHEREAS, the participating entities under the group policy through State Insurance Fund will be responsible for any and all adjustments as a result of both the 2007 and 2008 audits; now therefore, be it

RESOLVED, that the Chairman of the Legislature be authorized and directed to enter into an agreements with the New York State Workers' Compensation Alliance, a not-for-profit organization, and timely terminate our current worker's compensation coverage through the State Insurance Fund; and be it further

RESOLVED, that a certified copy of this resolution be delivered to each entity participating in the county's workers' compensation plan.

Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Tortorici.

Approved by voice vote, all in favor.

**RESOLUTION NO. 443-08
(7/22/08) COMWCBd**

**REQUESTING ASSISTANCE FROM STATE OFFICIALS TO PREVENT THE
CLOSING OF THE AUBURN CUSTOMER SERVICE CENTER OF
THE NEW YORK STATE WORKER'S COMPENSATION BOARD**

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the New York Worker's Compensation Board has directed the closure of the Worker's Compensation Board Service Center located at 110 Genesee Street in Auburn at the end of October 2008; and

WHEREAS, the closure of this Service Center will cause hardships to injured workers who will be required to drive to Syracuse or Rochester to attend their hearings or conciliation meetings at a significant cost for gasoline and travel expenses, and lost time from work; and

WHEREAS, there may be days of inclement weather which can be treacherous and dangerous to travel to Syracuse or Rochester for any injured worker; and

WHEREAS, the additional cost to the injured worker should outweigh the savings to the Worker's Compensation Board; and

WHEREAS, the State of New York is taking money from the pockets of those who can least afford it, injured workers, who are often out of work as a result of their injuries and receiving benefits significantly below their ordinary income; now, therefore be it

RESOLVED, the Cayuga County Legislature opposes the closure of the NYS Worker's Compensation Board's Auburn Customer Service Center effective October 2008; and, be it further

RESOLVED, that the Cayuga County Legislature requests the assistance of our State Legislators and the Governor to intercede on the behalf of all injured workers and taxpayers of Cayuga County to prevent the closing of the Auburn Customer Service Center by the New York State Worker's Compensation Board.

Signed by Mitchell, Petrus, Axton, Palermo, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 444-08

DATE: 07/22/08 OFAamendbudgetJuly08

**AMEND THE YEAR 2008 CAYUGA COUNTY OFFICE FOR THE AGING
BUDGET AND AUTHORIZING THE ACCEPTANCE OF GRANTS.**

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and
Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, the Cayuga County Office for the Aging has received 100% grant funding from Federal and State Grants to provide services to the senior citizen population of Cayuga County; and

WHEREAS, the Office for the Aging has received additional funding from the Supplemental Nutrition Assistance Program (SNAP) Grant in the amount of \$30,800, during the year 2008 that were not available to this Office when the year 2008 budget was prepared; and

WHEREAS, the Cayuga County Treasurer's Office will need to amend the year 2008 Office for the Aging budget to reflect the increased funding to be received; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of the County Office for the Aging are hereby authorized to accept funding in the amount of \$30,800 and to enter into all contracts necessary to execute this grant and that the Cayuga County Office for the Aging through this 100% reimbursable grant be authorized to purchase equipment and supplies necessary to implement these grants; and be it further

RESOLVED, that the County Treasurer be and he is authorized and directed to amend the Year 2008 Cayuga County Office for the Aging budget in the following manner:

Increase Revenue Account 3772.000.000-A State Aid - Programs for Aging	\$30,800
Increase Meals 6772.420.029-A	8,000
Increase Professional Services 6772.420.059-A	10,000
Increase Publish Non-Legal Notices 6772.420.061-A	800
Increase Travel & Expense - In County 6772.420.083-A	12,000

And be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all necessary journal and accounting entries necessary to accomplish the same.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 445-08

DATE: 07/22/08 OFA Amend Budget 2 Transfer July 08

AUTHORIZING THE COUNTY TREASURER TO AMEND THE 2008 CAYUGA COUNTY OFFICE FOR THE AGING BUDGET/TRANSFER FUNDS.

BY: Ann Petrus, Chair, Health & Human Services Committee

Francis Mitchell, Chair, Ways and Means Committee

WHEREAS, 100% funding has been received from the New York State office for the Aging to provide the Long Term Care Insurance Education and Outreach Program (LTCIEOP) and the Health Insurance Information Counseling Assistance Program (HIICAP) to provide unbiased assistance to consumers considering long term care insurance, assist families in planning ahead for long term care services, and to provide assistance with Medicare and related health insurance; and

WHEREAS, six thousand dollars of these funds have been allocated by the New York State Office for the Aging to provide information about LTCIEOP and HIICAP on the Cayuga County Office for the Aging website and are budgeted in line item 6772.400.074-A Department Expense; and

WHEREAS, to carry out the intent of the aforementioned programs, it is necessary to transfer funds to enter into a professional services contract as authorized by resolution; now, therefore, be it

RESOLVED, that the County Treasurer be authorized and directed to transfer funds in the following manner:

<u>Appropriation Accounts</u>	<u>Increase</u>	<u>Decrease</u>
6772.400.074-A Dept Expense		\$4,000
6772.400.059-A Professional Services	\$4,000	

and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 446-08
(July 22, 2008) HD Rabies Program (2008-2012)
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO AN
AGREEMENT WITH THE NYS DEPARTMENT OF HEALTH TO ALLOW
THE HEALTH DEPARTMENT CONTINUED PARTICIPATION
IN THE ZOONOSES (RABIES) PROGRAM

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the NYS Department of Health administers the mandated Zoonoses (Rabies) Program for the State of New York; and

WHEREAS, funding in the amount of \$142,173 has been made available for the Cayuga County Health Department to continue to participate in this mandated program for a five year period, January 1, 2008 through March 31, 2012, with the grant award for the first 15-month budget cycle 1/1/08-3/31/09 of \$51,801 and \$30,124 for each 12 month budget thereafter;

WHEREAS, this funding has already been budgeted in the Health Department's 2008 budget in account #3416 (Rabies Reimbursement); now, therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into an agreement with the NYS Department of Health to participate in the mandated Zoonoses Program.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 447-08
(July 22 2008) HD WIC Rent
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO
ENTER INTO A LEASE AGREEMENT WITH CAYUGA COUNTY
FOR SPACE AT THE HISTORIC POST OFFICE BUILDING
TO HOUSE THE WIC OFFICE/CLINIC

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Health Department's WIC Program (office and clinic) has leased space in the Historic Post Office Building located at 157 Genesee Street, Auburn, NY from the County for many years without an increase in rent since approximately 1998; and

WHEREAS, the County, in order to maintain costs, has increased the rate from \$12.32 per square foot to \$13.00 per square foot (which includes utilities) for the 2,404 square feet occupied by WIC; and

WHEREAS, the Health Department wishes to continue leasing this space for its WIC Program at the new annual rate of \$31,252 for the period of January 1, 2008 through December 31, 2008; NOW, THEREFORE, BE IT

RESOLVED, the Director of Health and Human Services be authorized to enter into a contract with the County of Cayuga to lease space at the Historic Post Office Building, 157 Genesee St., Auburn, NY for the period January 1, 2008 through December 31, 2008 at the annual rate of \$31,252; and be it further

RESOLVED, that payment be made out of account #4011.400.065 of the 2008 Health Department Budget.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 448-08

(July 22, 2008) HD American Lung Assoc

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
MEMORANDUM OF UNDERSTANDING WITH THE AMERICAN LUNG
ASSOCIATION/CNY ASTHMA COALITION**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Community Health Services Division of the Health Department has been approached by the American Lung Association/CNY Asthma Coalition to market their "In Home Education and Learning Program" (IHELP); and

WHEREAS, the American Lung Association/CNY Asthma Coalition will reimburse the County Health Department up to \$500 for the service to be rendered as part of their "A Systems Approach for Reducing the Burden of Asthma" grant; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a Memorandum of Understanding" with the American Lung Association/CNY Asthma Coalition for the period July 1, 2008 through December 15, 2008 and the Coalition will reimburse the County Health Department for services rendered in an amount not to exceed \$500.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 449-08

(July 22, 2008) HS Non-Residential DV Funding

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ACCEPT \$25,000
FUNDING FROM NYS OTDA AND EXTEND ITS CONTRACT WITH
CAYUGA/SENECA**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, NYS Office of Temporary and Disability Assistance (OTDA) has advised Cayuga County Human Services that their SFY 2008-09 Non-Residual Domestic Violence allocation is \$25,000; and

WHEREAS, this funding will be utilized to provide legal services for domestic violence victims; and

WHEREAS, we have successfully contracted in the past with Cayuga/Seneca Community Action Agency to implement this program; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of the Health & Human Services Department be authorized to accept \$25,000 in additional funding from NYS OTDA and to extend the original contract with Cayuga/Seneca Community Action Agency to implement this program from July 1, 2008 through June 30, 2009; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to the Human Services 2008 Budget as follows:

Increase Revenue Account #4660	\$25,000
Increase Expenditure Account #6060.4	\$25,000

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 450-08
(July 22, 2008) HS Controltec Contract
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO EXTEND THE
CONTRACT WITH CONTROLTEC, INC. FOR MAINTENANCE
OF THE KINDERTRACK PRODUCT

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, Cayuga County Health & Human Services contracts with Controltec, Inc. for the ongoing and essential maintenance services required to keep KinderTrack (software which is used for the processing of Day Care payments to providers) a current and viable product; and

WHEREAS, the Department desires to renew the contract with Controltec, Inc. for the period 10/1/08 - 9/30/10 at an annual rate of \$9,450; and

WHEREAS, although the maintenance contract is 100% funded, this was not budgeted for in the 2008 Human Services Budget and it will be necessary to make the following transfer of funds:

Increase Account #6010.400.059	\$9,450
Decrease Account #6055.400.000	\$9,450

NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services be authorized and directed to enter into a contract with Controltec, Inc. for the period 10/1/08 - 9/30/10 at an annual rate of \$9,450; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to transfer funds in the 2008 Human Services Budget as noted above; and make the necessary journal and accounting entries to accomplish the same.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 451-08
(July 22, 2008) HS Retain 2 PT Caseworkers C P S
AUTHORIZATION TO AMEND RESOLUTIONS NUMBER 394-07
AND 528-07 TO RETAIN TWO PART-TIME CASEWORKERS
IN CHILD PROTECTIVE SERVICES.

BY: Ann Petrus, Chairperson, Health & Human Services Committee
Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, there has been a high degree of attention across New York State on reducing the caseloads for Child Protective Services workers to allow them to more timely investigate and prepare disposition reports made to the Child Protective Registry and in June and August of 2007, the state made 100% funding available to improve the caseload ratios and the ratio of C P S supervisors to caseworkers, which allow the county to hire two part-time caseworkers; and

WHEREAS, Resolution number 394-07 created a Caseworker PT position assigned control number 6504 that stated, "when the funding is exhausted, the position will be abolished"; and

WHEREAS, Resolution number 528-07 created a second Caseworker PT position assigned control number 6507 that stated, "when the funding is exhausted, the position will be abolished or extended through legislative approval"; and

WHEREAS, it was recently discovered that the new round of C P S funding (July 2008) cannot be used to continue to support the current staff, but only to add additional C P S staff; and

WHEREAS, we are requesting to retain our two trained part-time Caseworkers instead of applying for new funding to add staff; and

WHEREAS, even without continuing the 100% allocation, the positions would receive Federal and State reimbursement for Child Welfare Services and, since they are part-time with no fringe benefits except those mandatory by law, have a total annual local share impact of \$3,500 for both positions; and

WHEREAS, the A6010 accounts have adequate funding due to resignations, leaves of absences, and retirements to offset the additional annual county share of \$3,500 for both trained Caseworker PT positions, NOW, THEREFORE, BE IT

RESOLVED, that Resolution Number 394-07 be hereby amended for Caseworker, PT (Position Control Number 6504) to be extended and not abolished; and be it further

RESOLVED, that Resolution Number 528-07 be hereby amended for Caseworker, PT (Position Control Number 6507) to be extended and not abolished; and be it further

RESOLVED, that the funding for the retained positions be hereby changed from 100% state funded positions to 93% state and federal funded positions with the remaining 7% being county share; and be it further

RESOLVED, that the Director of HHS be hereby authorized to retain the two part-time trained caseworkers in the C P S Unit of Human Services which were created in 2007 with Enhanced C P S Staffing Funding.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 452-08

(July 22, 2008) HS Fill Human Services Examiner FS/MA

**AUTHORIZING THE DIRECTOR OF HEALTH AND HUMAN SERVICES TO
FILL A HUMAN SERVICES EXAMINER IN THE FOOD STAMP/MEDICAID
UNIT OF HUMAN SERVICES DUE TO RESIGNATION**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is an anticipated Human Services Examiner vacancy in the Food Stamp/ Medicaid (FS/MA) Unit of Human Services due to the resignation of the incumbent effective August 15, 2008; and

WHEREAS, the filling of this position is necessary for the effective and efficient operation of the FS/MA Unit; and

WHEREAS, this position is reimbursed at 100%; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill the Human Services Examiner position in the FS/MA Unit of Human Services and any fill behind in a manner consistent with the rules and regulations of the Cayuga County Civil Service Commission and the policies of the County of Cayuga.

Signed by Petrus, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 453-08

(July 22, 2008) HD HMWP 2008-2009

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A
CONTRACT WITH THE NYS DEPARTMENT OF HEALTH TO PARTICIPATE
IN THE HEALTHY MEN & WOMEN'S PARTNERSHIP AND TO ACCEPT
FUNDING FOR THESE PROGRAMS**

BY: Ann Petrus, Chairman of the Health & Human Service Committee

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the New York State Department of Health has made funds available to counties to participate in the Cayuga County Healthy Men and Women's Partnership; and

WHEREAS, by accepting this funding, the Cayuga County Health Department would screen eligible women for breast and cervical cancer, eligible women and men for colorectal cancer, and provide education regarding both colorectal and prostate cancer to all eligible individuals screened; and

WHEREAS, it is the desire of the Cayuga County Health Department to continue to participate in this program for the purpose of providing these services to the eligible individuals in our community; and

WHEREAS, the "infrastructure" portion of this contract runs from April 1, 2008 through March 31, 2009 in the amount \$143,292, and the "patient services" portion is for a 5-year period, April 1, 2008 - March 31, 2013 in the amount of \$476, 336 (\$95,267/ year for 5 years); NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with the NYS Department of Health to accept 100% State funding in the amount of \$238,559 for the period April 1, 2008-March 31, 2009 to continue participation in the Healthy Men & Women's Partnership and that the Health Department be allowed to contract for services necessary to implement this grant without further action from the Legislature; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the following adjustments to the Health Department's 2008 Budget in the following manner:

Increase Revenue Account #3414	\$238,559
Increase Appropriation Account #4010.412	\$238,559

and be it also

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries in the Health Department's 2006 budget to accomplish the same.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 454-08

Action 7/22/08 MHCcreatefillPTCMHN07-08-1

**AUTHORIZE THE CREATION AND FILLING OF A PART-TIME
COMMUNITY MENTAL HEALTH NURSE AND THE ELIMINATION
OF AN INDEPENDENT CONTRACTOR AT THE CAYUGA COUNTY
COMMUNITY MENTAL HEALTH CENTER**

By: Hon. Ann Petrus, Chair, Health and Human Services Committee, and
Hon. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, the Community Mental Health Center has contracted for the services of a part-time registered nurse for a number of years at a rate of \$40.00 per hour; and

WHEREAS, it would be advantageous to convert this position to employee status both from a management perspective and a financial one; and

WHEREAS, the contract between the County and the New York State Nurses Association allows that the starting rate of pay be adjusted for prior relevant work experience for nursing positions; and

WHEREAS, in order to qualify for the title of Community Mental Health Nurse, a substantial amount of experience is required, therefore entitling eligible applicants for this non-bargaining adjusted initial pay rate; and

WHEREAS, the duties and functions of the position are necessary for the efficient operation of the department; now, therefore, be it

RESOLVED, that the contracted position of Registered Nurse be eliminated effective August 1, 2008; and be it further

RESOLVED, that the position of Community Mental Health Nurse, Part-Time be created and placed within Part II of the Cayuga County Compensation Plan under Community Mental Health at the Step 3 rate equivalent (probationary: \$22.49, job rate: \$22.64); and be it further

RESOLVED, that the Acting Director of Community Mental Health Services be authorized and directed to fill the position of Part-Time Community Mental Health Nurse in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County; and be it further

RESOLVED, that the funding for this position, in the amount of \$11,280 be transferred from Mental Health Account 4310.420.000-A Medicaid Eligible Services to the following accounts:

4310.100.000 Salaries	\$10,323
4310.800. Fringe:	
.001 Social Security	790
.004 Workers Compensation	<u>167</u>
Total Fringe Benefits	\$ 957

and be it further

RESOLVED, that the Cayuga County Treasurer be directed and authorized to make the necessary accounting entries.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 455-08
(July 22, 2008) HD Cayuga Health Assoc CHHA
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO
A CONTRACT WITH CAYUGA HEALTH ASSOCIATION
TO PROVIDE AIDE SERVICES

BY: Ann Petrus, Chairman Health & Human Services Committee
Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, there exists in the Certified Home Health Agency (CHHA) of the County Health Department a need to provide home health aide service, personal care aides and homemaker/housekeeper services; and

WHEREAS, the CHHA does not have sufficient staff to meet the fluctuating needs of the agency and must rely on contracting with licensed home care agencies; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract effective July 1, 2008 through June 30, 2009 with Cayuga Health Association to provide the following services at the following rates:

Home Health Aides (HHA)	\$17.88/hr.
Personal Care Aides	\$17.88/hr.
Hard to Serve Rate	\$19.00/hr.

and be it further

RESOLVED, that these expenses be paid out of account #4012, line item #.410 of the 2008 Health Department Budget. Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.
 Approved by voice vote, all in favor.

RESOLUTION NO. 456-08
(July 22, 2008) HD Vilches Contract OT
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH & HUMAN SERVICES TO ENTER INTO A SERVICE
CONTRACT WITH CARLA VILCHES, OT, TO PROVIDE
OCCUPATIONAL THERAPY SERVICES FOR CHHA

BY: Ann Petrus, Chairman of the Health & Human Services Committee
 Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there exists in the Certified Home Health Agency (CHHA) a need to provide occupational therapy services; and

WHEREAS, the Department at this time relies solely on independent contracts for their services; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Carla Vilches to provide the needed services for the period of July 23, 2008 through July 31, 2009 at the following rates:

Occupational Therapy:

Initial Visit.....	\$63 (Visit > 10 mi. outside Auburn...\$73)
Repeat Visit.....	\$60 (Visit > 10 mi. outside Auburn...\$70)
Orient, Training, Inservice.....	\$21/hr.

And be it further

RESOLVED, that the charges for these services be paid out of account #4012.400, line item # .220 of the Health Department Budget.
 Signed by Petrus, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.
 Approved by voice vote, all in favor.

RESOLUTION NO. 457-08(July 22, 2008) HS Create/Fill Sr. Typist SCU
AUTHORIZING THE COUNTY LEGISLATURE TO CREATE A SR. TYPIST
POSITION IN THE SUPPORT COLLECTION UNIT OF HUMAN SERVICES;
AUTHORIZING THE DIRECTOR OF HEALTH & HUMAN SERVICES TO FILL
THE NEWLY CREATED SR. TYPIST POSITION AND TO ABOLISH A SR.
STENOGRAPHER POSITION IN THAT UNIT

BY: Ann Petrus, Chairman of the Health & Human Service Committee
 Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there will be a Sr. Stenographer position vacancy in the Support Collection Unit of Human Services due to retirement effective July 31, 2008; and

WHEREAS, with the Sr. Stenographer position being vacated, the Department submitted a duties statement to the Civil Service Commission; and

WHEREAS, the recommended title for the duties anticipated is Sr. Typist; NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Legislature create one Sr. Typist position, Grade 8, in the Support Collection Unit of Human Services; and be it further

RESOLVED, that the Director of the Health & Human Services be authorized and directed to fill the newly created Sr. Typist position and any fill behind in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it also

RESOLVED, that upon creation of the Sr. Typist position in the Support Collection Unit, the position of Sr. Stenographer will be abolished.

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 458-08

Date of Meeting: 7/22/08 nhacceptrfphacunitsrev

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ACCEPT A BID FOR REPLACEMENT OF THE INDIVIDUAL HEATING AND AIR CONDITIONING UNITS AT THE NURSING HOME.

BY: Ann Petrus, Chairman, Health & Human Services Committee

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution No. 190-08 authorized the issuance of an RFP to obtain proposals for replacement of the individual heating and air conditioning units at the Cayuga County Nursing Home; and

WHEREAS, the Purchasing Agent of the Legislature sent out specification packages to local, New York State and national based firms; and,

WHEREAS, five (5) firms responded with proposals; and,

WHEREAS, the following proposals were received:

HMI Mechanical Systems for \$242,700;
 J & A Mechanical Contractors for \$269,500;
 C & S Technical Resources for \$232,967;
 Siracusa Mechanical for \$233,905; and
 Cogenic, Inc for \$251,700; and

WHEREAS, C & S Technical Resources is able to provide the necessary services at the lowest cost; now therefore be it,

RESOLVED, that the proposal be awarded to C & S Technical Resources for a maximum of \$232,967 (Two hundred thousand thirty-two nine hundred sixty-seven dollars).

Signed by Petrus, Cuddeback, Mahunik, McIntosh, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 459-08
Action 7/22/08 MH EstSalfillPsych-07-08
AUTHORIZE ESTABLISHING THE SALARY AND THE FILLING OF A
FULL-TIME STAFF PSYCHIATRIST AT THE COMMUNITY MENTAL HEALTH
CENTER OF CAYUGA COUNTY AND RESCINDING
RESOLUTION NUMBERS 397-08 AND 398-08

By: Hon. Ann Petrus, Chair Health and Human Services Committee, and
Hon. Francis Mitchell, Chair Ways and Means Committee.

WHEREAS, the Community Mental Health Center of Cayuga County has a shortage of staff psychiatrist hours following staff resignations; and

WHEREAS, a qualified candidate for the position has been identified; and

WHEREAS, our original intent was to partner with Auburn Memorial Hospital and Resolution Number 398-08 and Resolution number 397-08 were adopted to permit that partnership, and

WHEREAS, upon further investigation, the County Attorney has determined that such a partnership is not viable due to insurance and NYS Retirement System regulations; now, therefore be it

RESOLVED, that Resolution Number 397-08 and Resolution Number 398-08 be rescinded; and be it further

RESOLVED, that the full-time position of Staff Psychiatrist, position number 0011, be reflected in Part IV of the Cayuga County Compensation Plan at an annual rate of \$155,000; and be it further

RESOLVED, that the Acting Director of Community Mental Health Services be authorized and directed to fill the full-time position of Staff Psychiatrist in accordance with Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County. Signed by Petrus, Cuddeback, Mahunik, Schuster, Sincebaugh, Tortorici, Mitchell, Axton, Lockwood, Palermo.

Approved by voice vote, all in favor.

RESOLUTION NO. 460-08
7.22.08 coagrotondrftprmtrev
AUTHORIZING THE CHAIRMAN OF THE CAYUGA LEGISLATURE TO SIGN A
CORRESPONDENCE TO THE NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION CONCERNING THE DRAFT SPDES
PERMIT FOR THE WASTEWATER TREATMENT PLANT
SERVING THE VILLAGE OF GROTON

BY: Ms. Ann R. Petrus, Chair, Health and Human Services Subcommittee

WHEREAS, Owasco Lake is the drinking water source for over 43,000 Cayuga County Residents; and

WHEREAS, the Village of Groton waste water treatment plant discharges wastewater into the Owasco Inlet, approximately 15 miles upstream from Owasco Lake; and

WHEREAS, the New York State Department of Environmental Conservation issued a draft SPDES permit (NY0025585) for the wastewater treatment plant addressing effluent limitations; monitoring and reporting requirements; and

WHEREAS, the County of Cayuga continues to be concerned with improving the water quality of Owasco Lake; and

WHEREAS, the Cayuga County Board of Health reviewed the draft permit and authorized the Chairwoman of the Board of Health to submit comments and concerns to the DEC; and

WHEREAS, the Cayuga County Legislature wishes to join with the Cayuga County Board of Health and express its concerns to the draft SPDES permit (NY0025585) for the wastewater treatment plant serving the Village of Groton; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign and send the attached letter to the New York State Department of Environmental Conservation expressing its concerns with the draft SPDES permit (NY0025585) for the wastewater treatment plant serving the Village of Groton.

Legislator Schuster, has WQMA reviewed this?

Gary Duckett Director Parks & Trails, we will discuss this at our next meeting.

Fred Westphal Co. Attorney, it will be presented to WQMA.

Legislator Cuddeback, it should have gone through committee first.

Fred Westphal Co. Attorney, response need by August 8, 2008.

Legislator Axton, this was brought up at the lake meeting with Senator Nozzolio.

Legislator Petrus, this has been a long standing problem.

Legislator Fearon, the Board of Health just meet today, response is critical.

Signed by Petrus, Mahunik, Schuster, Sincebaugh, Tortorici.

Approved by voice vote, all in favor, except Cuddeback voting no.

RESOLUTION NO. 461-08 (DEFEATED)

(7/22/08) COMpuragtvac-rev1

**FILLING POSITON OF COUNTY PURCHASING AGENT
IN COUNTY MANAGER'S OFFICE**

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

WHEREAS, on December 18, 2007, the County Legislature did adopt Resolution No. 803-07 "Amending Job Duties for County Manager and Creating the Position of Purchasing Agent"; and

WHEREAS, the Civil Service Eligible List for the title of County Purchasing Agent has was established on June 11, 2008; and

WHEREAS, this position is necessary for the effective and efficient operation of the entire County and must be filled from the certified eligible candidates in accordance to civil service law; and

WHEREAS, sufficient funding exists in Central Purchasing budget to support this fill; now, therefore be it

RESOLVED, that the County Manager be authorized to fill the position of Purchasing Agent in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Mitchell, Chapman, Fearon, Murphy, Petrus, Sincebaugh.

Tortorici, I want a roll call vote.

Mahunik, are we jumping the gun on this?

Wayne Allen Co. Manager, it will change the duties of the Purchasing Agent, critical position.

Tortorici, they are other ways to fill this besides Civil Service.

Sincebaugh, these are tough times, hold off.

Palermo, this is a vote of the board.

Cuddeback, if it's defeated here, what happens?

Fred Westphal Co. Attorney, a person that voted no would have to bring back at a Legislative meeting.

Murphy, what happens if it doesn't pass?

Wayne Allen Co. Manager, the position is vacated 8-8-08, no one to do the work.

Schuster, Audit function and purchasing.

Palermo, still one person, need to discuss at special meeting for Gov't Op's and Ways & Means scheduled for July 28, 2008.

Fearon, I call the question.

DEFEATED by roll call vote Noes - Chapman, Mahunik, Palermo, Axton, Lockwood, Cuddeback, Tortorici, Sincebaugh. Ayes - Petrus, Fearon, Mitchell, Murphy, Schuster, Mills. Excused McIntosh. Vote count - 482/350/50

RESOLUTION NO. 462-08

(07-22-08) HISTResearchAidePT

**AUTHORIZES TO FILL THE POSITION OF RESEARCHAIDE PT
IN THE COUNTY HISTORIAN'S OFFICE.**

BY: MR. CHRISTOPHER PALERMO, Chairperson, Government Operations Committee

MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, an employee has resigned effective August 22, 2008 in the position of Research Aide PT within the County Historian's Office; and

WHEREAS, the part time staff of the Historian's Office provides services for the day-to-day operation of the office; and

WHEREAS, sufficient money has been appropriated for this position (Position #5759) in the 2008 County Clerk (A7510.00) salary account in the amount of \$ 10,538 (\$11.77 per hour); now therefore be it

RESOLVED, that Cayuga County Clerk and the County Historian be authorized and directed to appoint a PT Research Aide with no fringe benefits except those statutorily required; and be it further

RESOLVED, that this part-time position be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Petrus, Chapman, Fearon, Mitchell, Murphy, Sincebaugh, Mitchell, Schuster, Lockwood, Axton, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 463-08

(07-22-08) DMV- FT & SENIOR CLERK-FT-rev2-08

**AUTHORIZES CAYUGA COUNTY CLERK TO FILL VACANT FULL TIME
MOTOR VEHICLE CASHIER AND SENIOR CLERK POSITIONS.**

BY: MR. Christopher Palermo, Chairman, Government Operations Committee

MR. Francis Mitchell, Chairperson, Ways and Means Committee

WHEREAS, a full-time Motor Vehicle Cashier has resigned that creates a vacancy in the Motor Vehicle Bureau effective 7/23/08; and

WHEREAS, a full-time Senior Clerk, who has also been trained as a part-time Motor Vehicle Cashier, is eligible to fill this vacancy but this will result in a full-time Senior Clerk vacancy, and both of these positions are essential to provide services to the taxpayers of Cayuga County; and

WHEREAS, the funding for the Motor Vehicle Cashier position has been appropriated in the 2008 Motor Vehicle Bureau salary account for position number 1834 in the amount of \$36,438 and the funding has been appropriated in the 2008 County Clerk salary account for position number 6587 in the amount of \$29,440 ; NOW, be it therefore

RESOLVED, that Cayuga County Clerk Susan Dwyer be hereby authorized to fill the positions of both the full-time Motor Vehicle Cashier and Senior Clerk by moving the current Senior Clerk to the vacant full-time Motor Vehicle Cashier slot; and be it further

RESOLVED, that the full time positions be paid in accordance with the 2008 CSEA Compensation Plan not to exceed Step One \$32,664 for the Motor Vehicle Cashier slot and not to exceed the probationary step \$29,269 for the Senior Clerk slot, be it further

RESOLVED, that the County Clerk be hereby authorized to backfill the Senior Clerk vacancy created by the above appointment with a new employee; and be it further

RESOLVED, that these positions be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Palermo, Petrus, Chapman, Fearon, Mitchell, Murphy, Sincebaugh, Mitchell, Schuster, Lockwood, Axton, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 464-08(TABLED)

/22/08 LEGfillsecychairPT08

AUTHORIZING THE FILLING OF THE VACANT POSITION SECRETARY TO THE CHAIRMAN-BOARD OF LEGISLATORS ON A PART-TIME BASIS.

WHEREAS, the Cayuga County Legislature adopted the 2008 budget with funds allocated in Legislative Account A1010.1 for the part time position of Secretary to the Chairman in the Legislative office; and

WHEREAS, the position is needed for the day-to-day secretarial work of the legislative office as well as for all Legislators' clerical needs; and

WHEREAS, the part-time position has no fringe benefits except those that are statutorily required; NOW, BE IT THEREFORE

RESOLVED, that the Chairperson of the Cayuga County Legislature be hereby authorized to fill the position of Secretary to the Chairman - Board of Legislators (position control # 1654) on a part-time basis effective immediately; and be it further

RESOLVED, that the position be paid pursuant to the Cayuga County Compensation Plan, Part II at a rate of \$16.08 per hour; and be it

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

Signed by Fearon, Mitchell, Murphy, Petrus, Sincebaugh, Axton, Schuster.

Motion by Lockwood to table passed by roll call vote - Ayes - Chapman, Mahunik, Palermo, Axton, Petrus, Lockwood, Cuddeback, Tortorici, Schuster, Sincebaugh. Noes - Fearon, Mitchell, Murphy, Mills. Excused McIntosh.

Vote count - 582/250/50

**RESOLUTION NO. 465-08
JULY 22, 2008 BOETRANSFER
TO AUTHORIZE THE TRANSFER OF FUNDS WITHIN
THE BOARD OF ELECTIONS BUDGET**

BY: Mr. Palermo, Chair, Government Operations Committee, and
Mr. Mitchell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Employee Handbook for Non-Represented Employees allows employees to request payment for unused vacation time up to 10 days in a calendar year; and

WHEREAS, an employee of the Board of Elections currently has 10 days of vacation credit which cannot be used in 2008; and

WHEREAS, sufficient monies exist in Account No. 1450.073 (Contracts/Digitization) for this purpose; now therefore, be it

RESOLVED, that the line item 'Vacation Payoff' be created in the Board of Elections budget under 1450.100 (Salaries); and be it further

RESOLVED, that the amount of \$1,400 be transferred from 1450.073 to 1450.100 (Salaries/Vacation Payoff); and be it further

RESOLVED, that these funds be immediately expended from the Board of Elections Account No.1450.100 for this purpose; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries necessary to implement the intent of this resolution.

Signed by Palermo, Petrus, Chapman, Fearon, Mitchell, Murphy, Sincebaugh, Mitchell, Schuster, Lockwood, Axton, Tortorici.

Approved by voice vote, all in favor.

Motion by Lockwood to close Public Hearing at 7:13PM, all in favor.

**RESOLUTION NO. 466-08
(7/22/08) COA-LLRelatingToDirOfMentalHealth-ADP(Rev5)
TO ADOPT LOCAL LAW NO. 2 FOR THE YEAR 2008 SETTING FORTH
THE POWERS, DUTIES, MODE OF SELECTION AND REMOVAL, AND TERM
OF OFFICE OF THE DIRECTOR OF CAYUGA COUNTY
COMMUNITY MENTAL HEALTH SERVICES.**

BY: MRS. PETRUS, Chair, Health & Human Services Committee.

MR. MITCHELL, Chair, Ways & Means Committee.

WHEREAS, Local Law No. 2 for the year 2008 was presented to the Cayuga County Legislature on the 7th day of July, 2008; and

WHEREAS, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on said Local Law No. 2 for 2008 on July 22, 2008 at 6:00 P.M.; now, therefore, be it

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. 2 for 2008 setting forth the powers, duties, mode of selection and removal, and term of office of the Director of Cayuga County Community Mental Health Services; and be it further

RESOLVED, that the Clerk of the County Legislature publish notice of the adoption of the said Local Law in the official newspapers of Cayuga County, one time per week for each of two weeks, the first publication to be within ten (10) days of its effective date. Signed by Mitchell, Axton, Lockwood, Palermo, Petrus, Schuster, Cuddeback, Mahunik, McIntosh, Sincebaugh, Tortorici.
Approved by voice vote, all in favor.

**STATE OF NEW YORK
COUNTY OF CAYUGA**

LOCAL LAW NO. 2 FOR THE YEAR 2008

**A LOCAL LAW SETTING FORTH THE POWERS, DUTIES, MODE OF
SELECTION AND REMOVAL, AND TERM OF OFFICE OF THE
DIRECTOR OF CAYUGA COUNTY COMMUNITY
MENTAL HEALTH SERVICES.**

BE IT ENACTED by the County Legislature of the County of Cayuga, New York, as follows:

Section 1. Intent. The County of Cayuga has the authority to adopt a local law setting forth the powers, duties, mode of selection and removal, and term of office of the Director of Cayuga County Community Mental Health Services, hereinafter "Director", provided that the local law is not inconsistent with the Constitution or any general law of the State of New York.

Section 2. The Director shall be the head of the Cayuga County Community Mental Health Services and, as such, shall be vested with authority, direction and control over said Department and shall have the power and authority to appoint and remove officers and employees therein subject to the New York State Civil Service Law and any other applicable statutes, rules or regulations. The Director shall perform such duties as are required by law and such other duties as are directed by the Legislature.

Section 3. Minimum Qualifications. Qualifications will change in accordance with Civil Service Rules and Regulations. Director:

EITHER:

(A) Possession of a current valid license to practice medicine in New York State and board qualification or board eligibility as a psychiatrist or neurologist by the American Board of Psychiatry and Neurology, or as a pediatrician by the American Board of Pediatrics. In addition, 5 years of clinical and/or administrative experience working in programs for individuals who have a diagnosis of mental illness, mental retardation, developmental disability, alcoholism, or substance abuse; 2 years of which must have been in an administrative capacity; OR

(B) Certification as a psychologist in accordance with article 153 of the Education Law, possession of a Doctorate in Psychology conferred by a university regionally accredited or registered by the New York State Education Department and 5 years of clinical and/or administrative experience working in programs for individuals who have a diagnosis of mental illness, mental retardation, developmental disability, alcoholism, or substance, 2 years of which have been in an administrative capacity; OR

(C) Certification as a Licensed Master Social Worker or Licensed Clinical Social Worker in accordance with article 154 of the Education Law, possession of a Master's Degree in Social Work conferred by a university regionally accredited or registered by the New York State Education Department and 7 years of clinical and/or administrative experience working in programs for individuals who have a diagnosis of mental illness, mental retardation, developmental disability, alcoholism, or substance abuse; 2 years of which must have been in an administrative capacity; OR

(D) Graduation from a regionally accredited or NYS registered college or university with a Master's Degree in rehabilitation counseling, psychology, social work, public health administration, public administration, hospital administration, human services administration, business administration, or other equivalent degrees as determined by a curriculum reviewed and approved by the NYS Education Department and 7 years of clinical and/or administrative experience working in programs for individuals who have a diagnosis of mental illness, mental retardation, developmental disability, alcoholism, or substance abuse; 2 years of which must have been in an administrative capacity; OR

(E) Graduation from a regionally accredited or NYS registered college or university with a Master's Degree in psychiatric mental health nursing, be licensed by the NYS Education Department as a registered nurse, and 7 years of clinical and/or administrative experience working in programs for individuals who have a diagnosis of mental illness, mental retardation, developmental disability, alcoholism, or substance abuse; 2 years of which must have been in an administrative capacity.

NOTE: Administrative Capacity Experience: Includes functioning in an administrative capacity for the management of a program in which the candidate was responsible for the overall direction and control of an identifiable organizational unit of a program.

Section 4. Salary. The Director shall receive an annual salary, plus fringe benefits, to be set by the Cayuga County Legislature by resolution.

Section 5. Removal of the Director.

(a) Grounds for Removal. The Director shall be removable by the County Legislature:

- (1) Because the Director was at the time of his/her appointment or has since become ineligible to hold such office as herein provided;
- (2) For malfeasance, misfeasance, or nonfeasance in office;
- (3) Upon conviction of a felony crime or of a misdemeanor involving moral turpitude;
- (4) For failure to perform his/her duties as provided by this Local Law in an honorable, competent, and reasonably efficient manner;
- (5) If the Director becomes morally, physically, or mentally unfit to act in behalf of the County;

(b) Procedure for Removal. If the Director is to be removed, pursuant to this section, the Director shall be given, upon demand, a written statement of the reason(s) alleged for the proposed removal and shall have the right to request a hearing, thereon at a meeting of the County Legislature prior to the date on which the proposed removal is to take effect. This hearing will take place within 30 days of said request. Pending such hearing, the County Legislature may suspend the Director from office, without pay, provided that the period of suspension shall not exceed thirty (30) days. The action of the State of New York. For purposes of the Local Law, the failure of the County Legislature to reappoint an incumbent Director to a new term of office shall not be deemed a removal or suspension of said Director.

Section 6. The Legislature shall have the power to appoint and remove the Director and shall set the Director's salary and allowable expenses and benefits. The Legislature may dismiss the Director, prior to the expiration of the Director's term of office, upon cause, cause being insubordination, immoral character, inefficiency, incompetency, neglect of duty, or inability, by reason of sickness or disability, to discharge the duties and responsibilities of office beyond the period of any leave authorized by the New York State Civil Service Law, subject to the following conditions:

a. The Legislature shall adopt a resolution stating its intention to remove the Director and the reasons therefore.

b. A copy of the resolution shall be served upon the Director. The Director may, within ten (10) days, demand a hearing.

c. If the Director demands a hearing, the Legislature shall appoint a committee to hold a hearing, in executive session, not less than ten (10) days nor more than twenty (20) days from the date of the demand. After the hearing, the committee shall recommend dismissal or retention of the Director. The Legislature may accept or reject dismissal or reject the recommendation of the committee. The decision of the Legislature shall be final and binding, subject to the right of appeal in accordance with law.

d. If the Director does not demand a hearing, the Legislature may dismiss the Director ten (10) days after service of a copy of the resolution upon the Director.

e. Upon the passing of the resolution, the Legislature may suspend the Director from official duties without pay. If the charges against the Director are not sustained by the Legislature or are not sustained after any appeal from the decision of the Legislature, the Director shall be entitled to be paid for the period of suspension.

Section 7. The Director shall serve at the pleasure of the Cayuga County Legislature.

Section 8. Separability. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and the remainder of this Local Law shall not be affected thereby and shall remain in full force and effect.

Section 9. This Local Law shall take effect upon filing pursuant to the provisions of the Municipal Home Rule Law.

RESOLUTION NO. 467-08

7/24/08 PB-HHW08RFP

**AUTHORIZING REQUEST FOR PROPOSAL (RFP) FOR HOUSEHOLD
HAZARDOUS WASTE CLEANUP PROJECT**

Mr. Daniel Schuster, Chairman, Planning & Economic Development

Mr. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, the County of Cayuga has for many years conducted collections of household hazardous waste in an effort to remove potentially hazardous and toxic substances from the environment and by so doing protect the public, remove potential threats to emergency workers who may respond to buildings where such materials are stored, and safeguard natural resources of Cayuga County; and

WHEREAS, the Cayuga County Department of Planning and Economic Development has secured \$25,000 in grant funds from New York State DEC (2008 Budget Revenue Account 2118.000) for this project, which represents the required 50% reimbursement for holding such events; and

WHEREAS, an amount of \$50,000 has been properly budgeted for by the Cayuga County Department of Planning and Economic Development (2008 Special Programs Account 8020.400)); now therefore, be it

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized to advertise for and receive sealed proposals for a hazardous waste service provider for this project so that the Legislature may award the contract to the most qualified proposal; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign such documents as may be necessary to implement this project so long as costs do not exceed the available budget of \$50,000.

Signed by Schuster, Axton, Fearon, Mahunik, Murphy, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 468-08

July 22, 2008 PB designate CCCVB as TPA 2008-09

DESIGNATE THE CCCVB AS THE CAYUGA COUNTY TOURIST PROMOTION AGENCY ("CCTPA") FOR THE "I LOVE NY" MATCHING GRANT FUNDING FOR THE 2008-2009 PROGRAM YEAR AND DESIGNATING THE PROGRAM DIRECTOR

BY: Mr. Daniel Schuster, Chair, Planning and Economic Development

WHEREAS, the Cayuga County Convention and Visitors Bureau ("CCCVB") is the not-for-profit corporation designated by the Cayuga County Legislature to develop and implement a comprehensive tourism promotion and marketing program for the County ;and

WHEREAS, an agency must be designated by resolution of the Cayuga County Legislature as the "Cayuga County Tourism Promotion Agency" or "CCTPA" for the specific purpose of making application to and receiving grants from the New York State Tourism Matching Funds Program, under the annual program which begins October 1st of each calendar year and through which the State appropriates funds for cooperative tourism promotion; and

WHEREAS, Cayuga County receives funds from an occupancy tax which are the source of the local tourism funds required to match the State Tourism Matching Funds; Now, therefore, be it

RESOLVED, by the Cayuga County Legislature, that the Cayuga County Convention and Visitors Bureau is hereby designated as the Cayuga County Tourism Promotion Agency ("CCTPA") and is authorized to make application for a receive grants on behalf of Cayuga County pursuant to the New York State Tourism Promotion Act; and be it further

RESOLVED, the Margaret Vanek, Executive Director of the Cayuga County Convention and Visitors Bureau is hereby designated as the Program Project Director.

Signed by Schuster, Palermo, Axton, Fearon, Murphy.

Approved by voice vote, all in favor.

Motion by Legislator Tortorici to amend last resolved # 5 to read: The position of Senior Planner be abolished at such time that the incumbent in the Planner position becomes a permanent employee through successful completion of the required Civil Service examination; all in favor

RESOLUTION NO. 469-08

**7/22/08 PB-Create and fill Second Planner rev2 amended
AUTHORIZATION TO CREATE, FUND AND FILL THE POSITION OF
PLANNER DUE TO A RESIGNATION OF A COMMUNITY DEVELOPMENT
PLANNER AND AUTHORIZING A PORTION OF SAVED FUNDS TO BE
UTILIZED FOR STAFF TRAINING AND DEVELOPMENT**

Mr. Daniel Schuster, Chairman, Planning & Economic Development

Mr. Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, a resignation was received from a Community Development Planner (Position control #5863) and the responsibilities and work associated with this position is critical for the smooth operation of the Department of Planning and Economic Development; and

WHEREAS, on May 27, 2008, the County Legislature approved the hiring of a Senior Planner to fill the vacancy created by the Community Development Planner resignation and authorized allocating the FY08 funding from the Community Development Planner position to cover the cost of the Senior Planner position; and

WHEREAS, the Director of Planning has reviewed the Community Development / Senior Planner positions and made a determination that filling this position with a lower grade, entry-level Planner position would facilitate the redistribution of tasks within the department and allow the department to meet its obligations at an even lower cost to the County, provided the department invests in additional training and staff development; and

WHEREAS, the Planning Department has identified potential candidates during their interview process conducted to fill another vacant Planner position and these candidates could be trained to fulfill the responsibilities and obligations of the department at a \$4,454.00 annualized savings to the County if the vacant Senior Planner position is filled with an entry-level Planner position; and

WHEREAS, there is now a vacant, funded position of Senior Planner, created via County resolution #346-08 on May 27, 2008, that may be revised with the creation of a new Planner Position, resulting in an annualized savings to the County of \$4,454.00 and allowing the Director of Planning to fill the departmental vacancy with an appropriate, qualified candidate; NOW, therefore be it

RESOLVED, as follows:

1. The recently funded position of Senior Planner (Position Control #6584), at an annualized salary of \$48,483.00, be hereby removed from the Planning Department budget;
2. A Planner Position at CSEA 2008 Grade 23 at an annual salary of \$44,029.00, utilizing funds from the Senior Planner (Position Control #6584), be Created;
3. The Director of Planning be hereby authorized to fill the newly created and funded position of Planner at 2008 CSEA Grade 23, First Step, at an annual salary of \$44,029.00, and that the appointment be in accordance to Civil Service Rules and Regulations, CSEA Contract Language, and the Policies of the County of Cayuga;

4. The Treasurer is hereby authorized to transfer \$2,200.00 from the anticipated annual salary savings of \$4,454.00 to Planning Department Budget Line supporting staff training through Seminars and Conferences (Account #8020.400.067-A);

5. The position of Senior Planner be abolished at such time that the incumbent in the Planner position becomes a permanent employee through successful completion of the required Civil Service examination; and
The provisions and authorizations of this resolution shall take effect immediately.

Signed by Schuster, Palermo, Axton, Fearon, Mahunik, Murphy, Tortorici.
Approved by voice vote, all in favor.

RESOLUTION NO. 470-08

7/22/08 PB-Authorization to Join CCCNY

**AUTHORIZATING CHAIRMAN OF THE LEGISLATURE TO SIGN
MEMORANDUM OF UNDERSTANDING ENROLLING CAYUGA COUNTY IN
THE CLEAN COMMUNITIES OF CENTRAL NEW YORK PROGRAM**

Mr. Daniel Schuster, Chairman, Planning & Economic Development

WHEREAS, Clean Communities of Central New York (CCCNY) is an organization formed to apply for the Clean Cities Program, a voluntary federal initiative sponsored by the United States Department of Energy (DOE); and

WHEREAS, Clean Cities encourages local governments and organizations to form partnerships in the developing markets for alternative fueled vehicles (AFVs); and

WHEREAS, The goal of the Clean Cities program is to reduce dependence on imported oil, reduce air pollution from vehicle emissions, assist local business and government with regulatory environmental compliance, encourage economic development through job creation, and to create a positive community image; and

WHEREAS, Current, and founding members of CCCNY include the Central NY Regional Transportation Authority (CENTRO), the City of Syracuse, the City of Syracuse School District, the City of Auburn, Syracuse University, the County of Onondaga, Energy Gases, Inc., the Mohawk Valley Oil, Inc., the NYS Department of Transportation (NYSDOT), the NYS Energy Research & Development Authority (NYSERDA), the NYS Thruway Authority, the Niagara Mohawk Power Corporation, the North Syracuse Central School District, the Syracuse Housing Authority, the Syracuse Metropolitan Transportation Council, Time Warner, the United Parcel Service, the US General Services Administration (GSA), the US Postal Service, and the US Department of Energy (DOE); and

WHEREAS, Cayuga County would like to join the parties listed above as a stakeholder of CCCNY because the County interested in promoting the following:

- Promotion of the purchase of AFVs and the development of infrastructure for alternative fuels in advance of current legislative mandates.
- Promotion of the processing and use of biogases currently being created at various current and proposed projects within Cayuga County
- Construction of a fast-fill CNG station to support the proposed fleet of CNG vehicles by the City of Auburn and Cayuga County

- Provide educational and demonstration programs consistent with the goal of educating the public regarding AFVs.
- Seek funding sources regarding the purchase of AFV's and fueling facilities; and

WHEREAS, there is no cost to joining CCCNY, but by enrolling in the program, the County gains access to funds to promote the above interests; NOW, therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign a memorandum of understanding along with any and all other documents necessary to enroll Cayuga County in the Clean Communities of Central New York Program.

Signed by Schuster, Palermo, Axton, Fearon, Murphy.

Approved by voice vote, all in favor.

RESOLUTION NO. 471-08
7/22/08 PB-RFPs for Natural Gas Drilling
AUTHORIZATION TO SEND OUT REQUESTS FOR PROPOSALS TO
EXPLORE AND DRILL FOR NATURAL GAS ON
CAYUGA COUNTY PROPERTY

Mr. Daniel Schuster, Chairman, Planning & Economic Development

WHEREAS, there is known to be several large pockets of natural gas underground in Cayuga County, and the potential exists to tap into those pockets and use the gas to reduce energy costs of municipal governments; and

WHEREAS, behind East Middle School in the City of Auburn, a Geothermal well was dug which found a large source of natural gas that is used to greatly reduce the energy costs at the school; and

WHEREAS, as has been discussed by the Cayuga County Public Utility Services Agency and the City of Auburn Municipal Power Agency, Cayuga County and the City of Auburn are both interested in having companies explore the area for more such sources of natural gas and drill for the gas if feasible; NOW, therefore be it

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized to send out, in conjunction with the City of Auburn, requests for proposals to interested parties for the exploration and drilling of natural gas on properties owned by Cayuga County; and, be it further

RESOLVED, that no proposals are to be accepted and no drilling is to be done without further action by the Cayuga County Legislature.

Signed by Schuster, Palermo, Axton, Fearon, Murphy.

Approved by voice vote, all in favor.

RESOLUTION NO. 472-08(TABLED)
(7/22/08) P&T ATV trail trial 7 08
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO SIGN AN AGREEMENT WITH THE OSWEGO COUNTY ATV CLUB TO
ALLOW ACCESS TO THE HOJACK TRAIL FROM OSWEGO COUNTY WEST
TO THE CATO/FAIR HAVEN TRAIL AND NORTH TO FAIR HAVEN ROAD

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County Parks Commission at it's May 2008 meeting did

approve allowing ATV use of the Cayuga County Hojack Trail from Oswego County west to the Cato/Fair Haven Trail north to Fair Haven Road on a one year trial basis; and

WHEREAS, the Oswego Valley ATV Club has agreed to install proper signage on the trail and to assist with the proper maintenance of the trail before and during the trial period and to provide insurance acceptable to the County; and

WHEREAS, the proposed trial period has the support of the Village of Fair Haven, the Town of Sterling and Legislator Christopher Palermo; and

WHEREAS, the entire trial area is contained within the Town of Sterling and Legislator Palermo's district; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign an agreement with The Oswego Valley ATV Club to open up the Cayuga County Hojack Trail from Oswego County west to the Cato/Fair Haven Trail and north to Fair Haven Road on a one year trial basis; and be it further

RESOLVED, that the Parks and Trails Department is authorized and directed to review the trail with The Oswego Valley ATV Club before it is opened to ATV use, during the trial period and after the trial period to determine if the trial has been a success.

Chapman, does not have full support of committee, ATV's need to be defined, people are not in favor of this.

Sincebaugh, does the club have insurance, yes from Fred Westphal County Attorney.

Signed by Axton, McIntosh, Mitchell, Lockwood, Sincebaugh, Petrus, Schuster, Palermo, Tortorici.

Motion by Legislator Lockwood to Table, all in favor, except Palermo and Tortorici voting no.

RESOLUTION NO. 473-08

7.22.08 coafeasibilitybuildingrev

AUTHORIZING THE PURCHASING AGENT TO ADVERTISE AND RECEIVE SEALED PROPOSALS FOR A FEASIBILITY STUDY FOR A NEW COUNTY OFFICE BUILDING

By: Hon. David R. Axton, Chairman, Public Works Committee
Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, the County Legislature is desirous of seeking proposals for a feasibility study for a new county office building; now therefore be it

RESOLVED, that the Purchasing agent is hereby authorized and directed to solicit sealed proposals for a feasibility study for a new county office building.

Signed by Axton, Chapman, Lockwood, Mitchell, Palermo, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 474-08

7/22/08 Blds-compliance work

AUTHORIZATION TO PAY FOR COMPLIANCE ISSUES INVOICE 508253 FORM KLEINFELDER

BY: Hon. David R. Axton, Chairman, Public Works Committee
Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, The County has been working correcting the life safety issues in Cayuga County; and

WHEREAS, The County authorized work with our compliance firm Kleinfelder and are as follows, "Formatting and printing reports, document preparation, document review/preparation, hazardous materials reports for 25 prospect st and 225 Franklin St.; and

WHEREAS, currently there are not enough funds in the 1620.400.059 account to pay this invoice; now therefore let it be,

RESOLVED, that the sum of \$2,275.00 be transferred from Account No. A1990 to Buildings Account No. 1620.400.059a, to be used to pay the invoice from Kleinfelder for the compliance work performed; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds be authorized and directed to complete the necessary documents required to accomplish this payment; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Chapman, Cuddeback, Lockwood, McIntosh, Mitchell, Sincebaugh, Palermo, Petrus. Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 475-08

Date: July 22, 2008 hwysnowcontract

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND HIGHWAY SUPERINTENDENT TO ENTER INTO A THREE YEAR AGREEMENT FOR SNOW AND ICE REMOVAL

By: Dave Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the towns within Cayuga County provide snow and ice removal for the county; and

WHEREAS, the current agreement was for three years and expires on June 30, 2008; and

WHEREAS, the county and towns desire to continue this operating procedure; and

WHEREAS, town and county officials met and discussed the contract, and agreed upon a 5% increase for 2009, and to negotiate annually the remaining two seasons; now therefore be it

RESOLVED, to authorize the Chairman of the Legislature and the Highway Superintendent to enter into agreement with municipalities within the county to provide snow and ice removal for Cayuga County; be it further

RESOLVED, the County Attorney is to review agreement before signing; and be it further

RESOLVED, a 5% raise for the 2008-2009 season is to be provided to the towns.

Signed by Axton, Chapman, Cuddeback, Lockwood, McIntosh, Mitchell, Sincebaugh, Palermo, Petrus. Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 476-08

Date: 7/22/08 hwyfillforepersonpositionrev

AUTHORIZATION TO FILL A WORKING FOREPERSON POSITION WITHIN THE HIGHWAY DEPARTMENT

BY: Hon. David Axton, Chairman, Public Works Committee

Hon. Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, a current Working Foreperson is retiring from their position on August 30, 2008 and the position will be vacant at that time; and

WHEREAS, this Working Foreperson position is critical to the operation of the highway department; and

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

RESOLVED, the Highway Superintendent is authorized to fill this open position by promotion from within the department and also 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.

Signed by Axton, Chapman, Cuddeback, Lockwood, McIntosh, Mitchell, Sincebaugh, Palermo, Petrus. Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 477-08

6/24/08 Blds-Courthouse wall crack paymentrev

**AUTHORIZATION TO ESTABLISH A LINE ACCOUNT TO PAY FOR
INVESTIGATION OF CRACKS IN THE COURTHOUSE WALLS**

BY: Hon. David R. Axton, Chairman, Public Works Committee

Hon. Francis C. Mitchell, Chairman, Ways & Means Committee

WHEREAS, The County has been working correcting the life safety issues in Cayuga County; and

WHEREAS, in March of 2008 an emergency spending resolution was issued to investigate cracks in the Courthouse walls; and

WHEREAS, this invoice should be paid through a .059 account (professional services), and account line that does not exist in the 1621 Courthouse budget to pay this invoice; now therefore let it be,

RESOLVED, that budget line 1621.400.059 (professional services) be added to the 1621 budget, and be it further

RESOLVED, that the sum of \$4,605.00 be transferred from Buildings Account No. 1621.400.012 to Buildings Account No. 1621.400.059a, to be used to pay the invoice from Beardsly Design Associates for work performed; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds be authorized and directed to complete the necessary documents required to accomplish this payment; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement the intent of this resolution.

Signed by Axton, Chapman, Cuddeback, Lockwood, McIntosh, Mitchell, Sincebaugh, Palermo, Petrus. Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 478-08
(7/22/08) COA-AuthRFPsForWrkplcViolPrevProg
AUTHORIZING THE PURCHASING AGENT TO PREPARE REQUESTS FOR
PROPOSALS FOR SECURITY CONSULTANTS TO DEVELOP AND
IMPLEMENT PROGRAMS TO PREVENT WORKPLACE VIOLENCE.

BY: MR. AXTON, Chairman, Public Works Committee,
 MR. PALERMO, Chairman, Government Operations Committee, and
 MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, the County finds and declares that workplace violence, including assaults and homicides, is a serious public health issue that demands attention; and

WHEREAS, it is critical to the maintenance of a productive workforce that Cayuga County evaluate its workplaces to determine the risks of violence and to develop and implement a program to minimize the hazard; and

WHEREAS, to evaluate and determine workplace violence this body authorizes the issuance of RFPs (Requests for Proposals) to develop and implement programs to prevent workplace violence; now, therefore, be it

RESOLVED, that the Purchasing Agent is hereby authorized and directed to advertise for Requests for Proposals to prevent and implement programs to prevent workplace violence by making an evaluation and determination of the presence of factors and situations in such workplace that might place employees at risk for occupational assaults or homicides, together with developing a written workplace violence prevention program and employee information and training.

Wayne Allen Co. Manager, this is mandated by the state, deadline September 08.

Chapman, this was discussed in committee.

Palermo, this is a request for proposal, I call the question.

Signed by Chapman, Lockwood, Mitchell, Sincebaugh, Palermo, Fearon, Murphy, Petrus, Schuster, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 479-08
7/22/08 purhandicapadv
AUTHORIZE THE PURCHASING AGENT TO ADVERTISE AND RECEIVE
SEALED BIDS FOR RENOVATIONS FOR HANDICAPPED ACCESSIBILITY
FOR THE BOARD OF ELECTIONS.

BY: David Axton, Public Works, Committee

Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the Legislature contracted with Michael J. Palmieri for engineering services for the renovations for Handicapped Accessibility for the Board of Elections; and

WHEREAS, the project design is complete and the County needs to advertise for various contractor's to bid on this project; now therefore be it

RESOLVED, that the Purchasing Agent be authorized to advertise and receive sealed bids for Handicapped Accessibility for the Board of Elections.

Signed by Axton, Murphy, Lockwood, Chapman, Sincebaugh, Mitchell, Petrus, Schuster, Palermo, Tortorici.

Approved by voice vote, all in favor.

RESOLUTION NO. 480-08

7/22/08 SHR-SRO (Cato)

**AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO RENEW THE
SCHOOL RESOURCE OFFICER'S (SRO'S) CONTRACT WITHIN
THE CATO-MERIDIAN SCHOOL DISTRICT.**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, Cato-Meridian School District has a Cayuga County Deputy assigned as a School Resource Officer (SRO) to its School District from September, 2008 through June, 2013; and

WHEREAS, it would be to the mutual advantage of the County of Cayuga and the Cato-Meridian School District to enter into an Agreement of Understanding for five years to continue the SRO position; and

WHEREAS, the SRO will work in his/her school district from September 1, 2008 until June 30, 2013. The School District will pay 10/12 of the assigned Deputy's contractual salary, including fringe benefits, and Cayuga County will pay 2/12 of the assigned Deputy's contractual salary for the months of July and August of the respective school years; and now therefore be it

RESOLVED, the SRO contractual salary (which includes fringe benefits) would become a line item in the 2009-2013 Sheriff's Budgets (COPS in School 3117.100.000 and 3117.800.000); and further be it

RESOLVED, that in order to accomplish the foregoing, the Chairman of the County Legislature and the County Sheriff are hereby authorized and directed to enter into an agreement with the Cato-Meridian School District, to share the services of a Deputy/School Resource Officer in the school district.

Signed by Lockwood, Fearon, Cuddeback, Murphy, Chapman, McIntosh, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 481-08

7/22/08 SHR-SRO (Southern Cayuga)

**AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO RENEW THE
SCHOOL RESOURCE OFFICER'S (SRO'S) CONTRACT WITHIN THE
SOUTHERN CAYUGA SCHOOL DISTRICT.**

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and
Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, Southern Cayuga School District has a Cayuga County Deputy assigned as a School Resource Officer (SRO) to its School District from September, 2008 through June, 2013; and

WHEREAS, it would be to the mutual advantage of the County of Cayuga and the Southern Cayuga School District to enter into an Agreement of Understanding for five years to continue the SRO position; and

WHEREAS, the SRO will work in his/her school district from September 1, 2008 until June 30, 2013. The School District will pay 10/12 of the assigned Deputy's contractual salary, including fringe benefits, and Cayuga County will pay 2/12 of the assigned Deputy's contractual salary for the months of July and August of the respective school years; and now therefore be it

RESOLVED, the SRO contractual salary (which includes fringe benefits) would become a line item in the 2009-2013 Sheriff's Budgets (COPS in School 3117.100.000 and 3117.800.000); and further be it

RESOLVED, that in order to accomplish the foregoing, the Chairman of the County Legislature and the County Sheriff are hereby authorized and directed to enter into an agreement with the Southern Cayuga School District, to share the services of a Deputy/School Resource Officer in the school district.

Signed by Lockwood, Fearon, Cuddeback, Murphy, Chapman, McIntosh, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 482-08

Action Date 7/22/08 cc911ConsultantLangonerev3

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO HIRE LANGONE & ASSOCIATES CONSULTING FIRM TO DESIGN A
NEW EMERGENCY COMMUNICATIONS SYSTEM AND SIGN
A CONTRACT FOR THE SAME.**

BY: Raymond Lockwood, Chairperson, Judicial & Public Safety Committee

Fran Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the current Cayuga County E9-1-1 Communications system is antiquated and in need of significant upgrades; and

WHEREAS, the Cayuga County Radio Committee has been working with the National Law Enforcement Technology Center (NLETC); and

WHEREAS, with the assistance of the NLETC it has been determined that Cayuga County needs to hire a consulting firm to review the current radio infrastructure, accessibility to our tower sites, and conditions of the buildings at the sites; and

WHEREAS, Madison County has completed the bid process for the same services and included in the General Municipal Law, Cayuga County is allowed to utilize their contract for similar services; and

WHEREAS, General Municipal Law, section 103(3) authorizes any county in the state to contract with any supplier accepted by another county which utilized the bid process; and

WHEREAS, Langone and Associates has agreed to perform these services to Cayuga County under the same contract and at the same cost as Madison County; and

WHEREAS, the cost is not to exceed 273,460, to be taken out of the un-appropriated fund balance ; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized to sign a contract with Langone and Associates to perform consulting services to Cayuga County and Design a new Radio Communications System.

Signed by Lockwood, Fearon, McIntosh, Cuddeback, Murphy, Chapman, Mitchell, Petrus, Tortorici, Palermo, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 483-08

Action Date 7/22/08 cc911bldrplc

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO HIRE A VENDOR PURSUANT TO GENERAL MUNICIPAL LAW 103 TO
DESIGN AND INSTALL NEW BUILDINGS AT THE CAYUGA COUNTY TOWER
SITES, SIGN A CONTRACT FOR THE SAME AND AMEND BUDGET.**

BY: Raymond Lockwood, Chairperson, Judicial & Public Safety Committee
Fran Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the current Cayuga County E9-1-1 Communications system is antiquated and in need of significant upgrades; and

WHEREAS, the Cayuga County 9-1-1 Center has experienced significant radio failures due to the poor condition of the existing shelters; the shelters are not temperature or animal controlled sufficiently; and

WHEREAS, the Cayuga County Radio Committee has deemed it necessary to replace the current shelters at the Cato, Frozen Ocean and Lake tower sites prior to installing new equipment; and

WHEREAS, Tompkins and Wayne Counties have completed the bid process for the same services and included in the General Municipal Law, Cayuga County is allowed to utilize their contract for similar services; and

WHEREAS, General Municipal Law, section 103(3) authorizes any county in the state to contract with any supplier accepted by another county which utilized the bid process; and

WHEREAS, the cost of the project is estimated at a cost of \$458,235 to replace three shelters, funds to be taken out of the un-appropriated fund balance; now therefore be it

RESOLVED, that the sum of \$458,235 be transferred from the unrestricted fund balance to account number 3020.400.012 -Building Maintenance; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized to sign a contract with the most responsible vendor to build and install three new shelters at our radio tower sites; and be it further

RESOLVED, that the Cayuga County Treasurer's office make the necessary journal and accounting entries required to accomplish the intent of this resolution.

Mitchell, site preparations.

Denise Stayton 911 Administrator, we have gone to all sites, no major issues, I don't know the cost yet. I will have a separate resolution for the cost and will bring to committee.

Lockwood, there will be more resolutions on this.

Signed by Lockwood, Fearon, Murphy, Chapman, Mitchell, Petrus, Tortorici, Palermo, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 484-08**7-22-08 SHR-Motor Pool \$Transfer****AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO TRANSFER MONIES FROM THE SHERIFF'S 2008 LE-AUTO EXPENSE - MOTOR POOL CONTRACTUAL BUDGET LINE (3110.400. 8) TO THE SHERIFF'S 2008 GASOLINE AND OIL BUDGET LINE (3110.400.031).**

By: Mr. Raymond Lockwood, Chair, Judicial & Public Safety Committee
 Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the gasoline used to fuel the vehicles of the Cayuga County Sheriff's Office is supplies at the County's Motor Pool Located at 91 York St. Auburn; and

WHEREAS, the Cayuga County Sheriff's Office patrols areas located at the northern end of the County; and

WHEREAS, it is more economically feasible to fuel the vehicles patrolling the northern end of the County at a gasoline station located in the Village of Cato; and

WHEREAS, to cover the costs of the fuel purchased at said gasoline station, funds from the Sheriff's 2008 LE-Auto Expense-Motor Pool Budget Line (3110.400.008) need to be transferred to the Sheriff's 2008 Gasoline and Oil Budget Line (3110.400.032); now therefore be it

RESOLVED that the Cayuga County Treasurer be authorized to transfer \$5,000.00 from the Sheriff's 2008 LE-Auto Expense-Motor Pool Budget Line (3110.400.008) need to be transferred to the Sheriff's 2008 Gasoline and Oil Budget Line (3110.400.032); and further be it

RESOLVED that the Treasurer make the necessary accounting and journal entries to accomplish the intent of this Resolution.

Signed by Lockwood, Fearon, Cuddeback, Chapman, Mitchell, Petrus, Tortorici, Palermo, Schuster, Axton.

Approved by voice vote, all in favor.

RESOLUTION NO. 485-08**(07/22/08) DEP.DIRECTOR FIRE****AUTHORIZING THE DIRECTOR OF EMERGENCY SERVICES TO FILL THE POSITION OF DEPUTY DIRECTOR FIRE RESCUE SERVICES PART TIME FOR BUDGET A3410 (FIRE).**

By: Mr. Raymond Lockwood, Chairperson of Judicial & Public Safety Committee
 Mr. Francis Mitchell, Chairperson of Ways & Means Committee

WHEREAS, the current Deputy Director of Fire/Rescue Services is on an unpaid leave of absence from 07/11/08 until his return; and

WHEREAS, a candidate that is listed on the Certification of Eligibles from the Cayuga County Civil Service Commission for the Deputy Director of Fire/Rescue Services has been interviewed and is will to accept a temporary appointment to the position; now therefore be it

RESOLVED, that the Director of Emergency Services, Brian Dahl, is hereby authorized to fill the Deputy Director Fire Rescue Services, at an annual salary of \$8,285.00, without fringe benefits, effective immediately on a temporary basis, within Fire Budget A3410.1 (salaries), and be it further

Tuesday, July 22, 2008

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

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Murphy, Axton, Palermo, Petrus, Tortorici.

Approved by voice vote, all in favor.

Motion by Chapman to adjourn at 7:43PM, all in favor.

Motion by Chapman to approve minutes of 7-22-08 on 9-23-08, all in favor.

**MINUTES
SPECIAL MEETING
CAYUGA COUNTY LEGISLATURE
JULY 29, 2008, 6:00 PM**

CALL TO ORDER: Hon. Roger Mills, Chairman, 6:00PM.

ROLL CALL: Mary Jones, Clerk of the Legislature, all Legislator's present except McIntosh excused.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PRIVILEGE OF THE FLOOR: Roger Mills for Dr. Peter Kotzer, a scientist by trade retired University lecturer, teacher and researcher. Currently, I am active member of the Cayuga County Independence Party whose compass in life is the Constitution. The responsibilities of the director are great and awesome. One of you most important tasks will be selection of a new psychiatrist. There are the good and there are the bad. We hear the good. On the other hand to get an idea of abuses common to psychiatry please do view a video titled "Psychiatry an Industry of Death". The video was produced by Citizens Commission on Human Rights which monitors abuses by psychiatric institutions world wide. I have two copies. One for you upon request. And Shamefully abuses, very very serious ones have occurred in our beautiful city at One North and tarnished our image. We want you to bring up our image to the level as envisaged by great Auburnians ones who led the fight for Human rights and dignity such as William H. Seward and Thomas Mott Osborn. Rather than treating patients as if they were a bit above the stage of animals but still subhuman we expect treatment to be one with sublime dignity. You will demonstrate your sincerity when you hire those who sign and support the Mental Health Practice Code as advocated by the commission. A copy is attached. You can always count on us to assist you in your noble task of treating with dignity and compassion those who temporarily may find themselves of troubled mind. I am sure Professor Sayz one of the founders of the Commission. Professor Sayz is Emeritus (of Psychiatry) at Syracuse University will be there to help and advise if you ask. Meanwhile you, whoever is selected to be the captain, we wish you happiness and satisfaction in the fulfillment of your duties as director. Thank you.

Chairman Roger Mills welcomed the members of the Community Services Board.

Executive Session: Motion by Chapman to go into executive session at 6:07PM, all in favor, re: Matters leading to the appointment, employment, promotion of a particular person.

Motion by Linda Albrecht Chair Community Services Board, to go into executive session, all in favor.

Tuesday, July 29, 2008

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Motion by Chapman, to invite Ms. Daly, Ms. English, Jeff Edward and Faye Hatfield into the executive session, all in favor.

Motion by Chapman to come out of executive session at 7:00PM, all in favor,

RESOLUTIONS:

RESOLUTION NO. 486-08(DEFEATED)

7/29/08 LEGcreatefunddpclkIPT07-29-08

**AUTHORIZATION TO CREATE and FILL DEPUTY CLERK TO THE
LEGISLATURE II ON A PART TIME BASIS, AND TRANSFER FUNDS TO
ACCOMPLISH THE SAME; and UNFUND SECRETARY TO THE CHAIR.**

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

BY: Hon. Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, the Secretary to the Chairperson resigned effective 7/11/08; and

WHEREAS, the Legislature determined that the function should be under the oversight of the Clerk to the Legislature to assist with legislative duties for all legislators; now, therefore be it

RESOLVED, that the position of Deputy Clerk to the Legislature II, Part Time be hereby created on a part time basis and filled to accommodate the increase in work load in the office of the Clerk of the Legislature; and be it further

RESOLVED, that the rate for the position of Deputy Clerk to the Legislature II be set at a grade 8 not to exceed \$16.23 per hour within the Cayuga County Compensation Plan, Part II, within the Clerk to the Legislature Department; and, be it further

RESOLVED, that the funds allocated for Secretary to the Chairperson in line 1010.100.000-A, and 1010.800.000-A, Fringe Benefits, be transferred in accordance to the attached spreadsheet to line 1040.100.000-A and 1040.800.000-A, for Deputy Clerk to the Legislature II, Part-Time; and, be it further

RESOLVED, that County Treasurer be hereby authorized to do any accounting and journal entries to enact the intent of this resolution; and be it further

RESOLVED, that the filling of this position be pursuant to the Policies of the County of Cayuga and the Cayuga County Civil Service Rules, Regulations and Appendices.

Chapman, I can't support this.

Tortorici, roll call vote.

Palermo, if needed we can fill, won't support.

Fearon, the person formally in this position worked beyond his hours, without pay.

Schuster, we're not spending enough time on purchasing, use State bids, Departments could purchase there own stuff, need more people in purchasing. Part-time person in Clerk's office is needed.

Mahunik, hard to add here, when departments are asked to cut back.

Schuster, two positions to Clerk's Office, Purchasing and Secretary to the Chair, these positions already exist.

Mahunik, what is the role?

Schuster, Clerk will decide.

Chairman Roger Mills, job description went to all of you, I need this position.

Petrus, not new positions. 1 and 1/2 persons to Clerk of the Legislature, this will lighten the load, with cross training.

Tortorici, need to do more with less, taxpayers are struggling.

Cuddeback and Chapman, need Department Heads involved in purchasing.

Palermo, purchasing does need a lot of work, we have purchasing policies that we haven't adopted yet.

Motion by Fearon, to amend the resolution to abolish secretary to the Legislature, 2nd by Lockwood, all in favor

Signed by Mitchell, Petrus, Fearon, Murphy, Lockwood.

Vote on resolution as amended, Defeated by roll call vote Noes - Chapman, Mahunik, Palermo, Axton, Cuddeback, Tortorici, Sincebaugh. Ayes - Petrus, Lockwood, Fearon, Mitchell, Murphy, Schuster, Mills. Excused McIntosh

Vote count 419/413/50

Motion by Chapman to go into executive session at 7:20PM, all in favor, re: Matters leading to the appointment, employment, promotion of a particular person.

Motion by Linda Albrecht Chair Community Services Board, to go into executive session, all in favor.

Motion by Lockwood to come out of executive session at 8:23PM, all in favor.

Schuster, does the Community Services Board need to discuss anything else.

Chairman Roger Mills, do we need to go back into executive session?

Motion by Chapman to go back into executive session at 8:25PM, all in favor, except Lockwood voting no. Re: Matters leading to the appointment, employment, promotion of a particular person..

Motion to come out of executive session at 9:10PM, all in favor.

Motion by Tortorici to amend: Removing 2nd resolved and replacing with RESOLVED, that the position of Purchasing Agent be abolished; motion approved by roll call vote Ayes- Chapman, Mahunik, Palermo, Axton, Petrus, Lockwood, Cuddeback, Tortorici, Murphy, Schuster, Sincebaugh, Mills. Noes - Fearon and Mitchell. Excused McIntosh.

RESOLUTION NO. 487-08

(7/29/08) funddpklrev2

AUTHORIZATION TO FUND DEPUTY CLERK TO THE LEGISLATURE ON A FULL TIME BASIS AND TRANSFER FUNDS TO ACCOMPLISH THE SAME; and PROVIDE STIPEND TO LEGISLATIVE ASSISTANT FOR ADDITIONAL DUTIES.

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

BY: Hon. Francis Mitchell, Chairman Ways & Means Committee

WHEREAS, Resolution 803-07 amended the job duties of the County Manager and created the position of Purchasing Agent; and

WHEREAS, the county is currently in the process of migrating to a new accounting system; and

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WHEREAS, the Legislature finds it imperative to have the development of a purchasing protocol and associated internal controls under its direct control; now, therefore be it

RESOLVED, that until the Legislature feels confident that the software upgrade is complete and running smoothly, central purchasing functions shall be handled by the Clerk of the Legislature; and, be it further

RESOLVED, that the position of Purchasing Agent be abolished; and, be it further

RESOLVED, that the position of Deputy Clerk to the Legislature be funded on a full time basis and filled to accommodate the increase in work load in the office of the Clerk of the Legislature; and be it further

RESOLVED, that the position of Deputy Clerk to the Legislature be re-established at a grade 19 within the Cayuga County Compensation Plan, Part II, within the Clerk to the Legislature Department; and, be it further

RESOLVED, that the funds allocated in line 1682.100.000-A, purchasing agent and 1682.800.000-A, Fringe Benefits, be transferred in accordance to the attached spreadsheet to line 1040.100.000-A and 1040.800.000-A, for Deputy Clerk to the Legislature; and, be it further

RESOLVED, that in accordance to resolution 205-08, which provided an annual \$1,546 stipend for the Legislative Assistant, shall continue; and be it further

RESOLVED, that County Treasurer be hereby authorized to do any accounting and journal entries to enact the intent of this resolution; and be it further

RESOLVED, that the filling of this position be pursuant to the Policies of the County of Cayuga and the Cayuga County Civil Service Rules, Regulations and Appendices.

Fearon, I will not support this resolution without the first one.

Mahunik, need people to do more with less.

Schuster, Department Heads are very concerned with this position, will make their jobs more difficult.

Ms. English Director of C.C. Nursing Home, the bid process would be very difficult without this person.

Ms. Daly Director of Health & Human Services, the RFP's are very important.

Tortorici, amend 2nd resolve to abolish Purchasing agent position.

Palermo, it was put in so we don't have two positions.

Fearon, leave it in.

Tortorici, Purchasing Agent should not be a competitive position.

Axton, not a Department Head.

Fred Westphal County Attorney, is competitive not an appointment.

Cuddeback, take competitive part out.

Roger Mills Chairman, un-classified per Ms. Hatfield.

Palermo, more options

Fearon, voting political appointment not civil service.

Axton, classified as political but will be filled under Mary, she would choose best candidate. We need purchasing it can save a lot of money. If Mary finds she needs more help (1/2 time person) I will support it.

Tortorici, I want it written that my amendment is not political.

Mahunik, I don't support.

Signed by Palermo, Petrus, Chapman, Murphy, Palermo, Lockwood, Tortorici.

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Approved by roll call vote, Ayes - Chapman, Mahunik, Palermo, Axton, Petrus, Lockwood, Cuddeback, Tortorici, Murphy, Schuster, Sincebaugh, Mills. Noes - Fearon and Mitchell. Excused - McIntosh. Vote - 712/120/50

Motion by Chapman to adjourn at 9:15PM, all in favor.

Motion by Chapman to approve minutes of 7-29-08 on 9-23-08, all in favor.