

Monday, January 4, 2016

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**MINUTES
CAYUGA COUNTY LEGISLATURE
REORGANIZATION MEETING
MONDAY, JANUARY 4, 2016, 6:00 PM**

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

SWEARING IN OF NEWLY ELECTED LEGISLATORS: BY HON. MARK H. FANDRICH

Andrew C. Dennison District 2

SWEARING IN OF NEWLY ELECTED LEGISLATORS: BY HON. THOMAS G. LEONE

Aileen McNabb-Coleman District 6, Joseph C. Deforest District 8

SWEARING IN OF RE-ELECTED LEGISLATORS: BY HON. MARK H. FANDRICH

Michael V. Didio District 14

SWEARING IN OF RE-ELECTED LEGISLATORS: BY HON. THOMAS G. LEONE

Mark D. Farrell District 4, Joseph F. Bennett District 10, Patrick V. Mahunik District 12

ROLL CALL: Amanda Morgan, Deputy Clerk of the Legislature, all Legislators present except Pinckney

THE CLERK OF THE LEGISLATURE WILL CALL FOR NOMINATIONS FOR LEGISLATIVE CHAIRPERSON.

Motion by Mahunik to nominate Batman as Chairperson, 2nd by Lattimore, all in favor.

SWEARING IN OF LEGISLATIVE CHAIRPERSON, BY HON. MARK H. FANDRICH OR HON. THOMAS G. LEONE

THE CHAIRPERSON WILL CALL FOR NOMINATIONS FOR LEGISLATIVE VICE CHAIRPERSON.

Motion by Bennett to nominate Mahunik as Vice Chairperson, 2nd by Farrell.

Motion by Baxter to nominate Didio as Vice Chairperson, 2nd by Whitman.

Majority vote on Mahunik as Vice Chairperson passed; Ayes- Vitale, Farrell, McNabb-Coleman, Batman, DeForest, Bennett, Reginelli, Mahunik, and Foley; Noes- Whitman, Dennison, Baxter, Lattimore, and Didio; Excused- Pinckney; 530/291/62.

SWEARING IN OF LEGISLATIVE VICE CHAIRPERSON: BY HON. MARK H. FANDRICH OR HON. THOMAS G. LEONE

THE CHAIRMAN WILL ASK FOR A MOTION TO ADOPT THE CAYUGA COUNTY LEGISLATURE RULES OF ORDER.

Motion by Didio to adopt the Rules of Order, 2nd by Bennett.

Motion No. 1-16

Motion by Vitale to amend the Rules of Order to change the hours of the Legislature meeting to 6:00PM instead of 6:30PM except for the May Meeting (Senior Citizen Day 1:00PM) and October (Student Government Day 10:00AM), 2nd by Farrell, all in favor. Motion by Batman on Rules of Order as amended, all in favor.

DESIGNATION OF MAJORITY AND MINORITY LEADERS FOR 2016.

County Clerk Susan Dwyer, Administered the Oath of Office.

Motion by Foley to nominate McNabb-Coleman as the majority leader, 2nd by Vitale, all in favor.

Motion by Baxter to nominate Didio as minority leader, 2nd by Lattimore, all in favor.

Motion by Farrell, 2nd by Vitale, all in favor.

RESOLUTION NO. 2-15

1/4/16 COL ClkLeg.Appt16

RE-APPOINTING CLERK TO THE CAYUGA COUNTY LEGISLATIVE BOARD AND SETTING SALARY (Majority Vote)

BY: Legislature

WHEREAS, this Legislature submits the name of Sheila Smith for the position of Clerk to the Cayuga County Legislative Board (position control no. 001650-sys) for the year 2016; now, therefore be it

RESOLVED, that Sheila Smith is hereby re-appointed Clerk to the Cayuga County Legislative Board for the year 2016; and be it further

RESOLVED, that the salary for the position of Clerk to the Cayuga County Legislative Board for the fiscal year 2016 shall be \$ 52,500; and be it further

RESOLVED, that this resolution shall take effect immediately.

County Clerk Susan Dwyer, Administered the Oath of Office.

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Motion by Didio, 2nd by Farrell, all in favor.

RESOLUTION NO. 3-16

1.4.16 COA Appt. Co. Atty 2016-17

APPOINTING CAYUGA COUNTY ATTORNEY FOR A TWO YEAR TERM

BY: Legislature

WHEREAS, this Committee wishes to submit the name of Frederick R. Westphal for the appointment of Cayuga County Attorney for January 1, 2016 - December 31, 2017; now, therefore be it

RESOLVED, that Frederick R. Westphal is hereby appointed Cayuga County Attorney for the years January 1, 2016 - December 31, 2017; and be it further

RESOLVED, that this resolution shall take effect immediately.

County Clerk Susan Dwyer, Administered the Oath of Office.

SWEARING IN OF COUNTY CLERK AND DISTRICT ATTORNEY, BY HON. MARK H. FANDRICH

Sue Dwyer, County Clerk, 4 year term, 1-1-15 to 12-31-18

Jon Budelmann, District Attorney, 4 year term, 1-1-15 to 12-31-18

OTHER RESOLUTIONS: None

COMMUNICATIONS AND ANNOUNCEMENTS: None

APPOINTMENTS AND RE-APPOINTMENTS: None

COMMITTEE REPORT:

CHAIRMAN'S REPORT: Attached

ADMINISTRATOR'S REPORT:

Motion by Bennett to adjourn at 6:38PM, 2nd by Vitale, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
January 26, 2016 at 6:00PM**

CALL TO ORDER: Hon. Keith Batman, Chairman called the meeting order at 6:00PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislators present except Pinckney and Reginelli

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:
Concetta "Connie" Fantasia friend of Legislator Tim Lattimore

PROCLAMATIONS: Cayuga County School Choice Week, January 24-30, 2016

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.

MINUTES: For Approval: 12-15-15, 12-22-15, & 1-4-16- Attached, Motion by Bennett, 2nd by Farrell, all in favor.

CCC REPORT: Dr. Brian Durant- Attached

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Didio says the Alcohol and Substance Abuse committee is running with a full agenda. He says they will have a huge report coming in February. He says for the Cayuga Community Service Board it is the same and it will be held this Thursday so nothing to report specifically. He says the Inter County Association of Western NY will hold a Wednesday breakfast meeting at the conference in Albany. He says there is a scheduled meeting in Ontario County for February. He says several counties have come forward to offer their county as a meeting place. He says right now the only month that is open is November which would be quite difficult for Cayuga County.

Lattimore asks where this body stands with the Public Safety Building. Batman says we are not committed at this point.

Foley says Tourism Board has closed their books for the year and they are all paid up for occupancy tax collected a few motels that did not make payments and there was legal action taken. Strategic plan in February.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair – Attached

Sinclair says the Finance Committee met which and its principal purpose is to enhance communications between the administration and the treasurer's office. She says they find occasionally there is a lapse so they are trying to correct that. She mentions the public safety building and they do not expect the departure of the city manager will cause any delay in the process. She says the Chairman will be meeting with the Mayor to discuss the project as well. Lattimore asks about the financing. Sinclair says she does not really have anything to report on the financing. Lattimore says the city mentioned they don't want to have it on their books. Batman says he is unaware of which way they are going with financing. Farrell says they are thinking different ways with financing they are looking at different avenues and maybe CCDC would be involved but nothing has been solidified. He says as far as our interest goes it is his understanding that we have an interest to find out more information from the city to see if we want to be involved.

CHAIRMAN'S REPORT: Keith Batman

Batman says he spent much of this month trying to get his legs under him. He has represented the county at the MLK celebration event, the governor's roll out of upstate initiative, the plastic institute unveiling, and he met with the governor's regional representative and has a meeting governor Schumer's regional representative this week. He has met with Durant and DoBell to talk about the happenings at the college such as regionalization and the SmartEdge program. He thinks chair of government operations has also met and gotten some updates. He says the President has offered if people would like to get updates from him they can arrange times.

Motion by Didio on appointments, 2nd by Foley, all in favor.**CHAIRMAN APPOINTMENTS:****JUDICIAL & PUBLIC SAFETY:****Cayuga County Traffic Safety Board**

Patrick Mahunik, 160 Genesee St. 6th Floor, Auburn, NY, 13021 Term – 1-1-16 to 12-31-18

(LEPC) Local Emergency Planning Committee (all serve at the Pleasure of Board)

Keith Batman, 160 Genesee St. 6th Floor, Auburn, NY, 13021 – Chairperson

Sheila Smith, 160 Genesee St. 6th Floor, Auburn, NY, 13021

(Alternate) Paul Pinckney, 160 Genesee St. 6th Floor, Auburn, NY, 13021

Board of Jurors

Frank Reginelli, 160 Genesee St. 6th Floor, Auburn, NY, 13021 – serves at the pleasure of the Board

Fire Advisory Board:

Mark Farrell, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term 1-1-16 to 12-31-16

HEALTH & HUMAN SERVICES:**Alcohol & substance Abuse Sub-committee**

Michael Didio, 160 Genesee St. 6th Floor, Auburn, NY, 13021 term 1-1-16 to 12-31-16 (re-appointment)

Board of Health

Aileen McNabb-Coleman, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term 1-1-16 to 12-31-18

Health Consortium Board of Directors (need 2 reappointments)

Lynn Marinelli, 160 Genesee St., 2nd Floor, Auburn, NY term: 1-1-16 – 12-31-16 (re-appointment)

Timothy Lattimore, PO Box 1674, 63 South St., Auburn, NY 13021 term 1-1-16 to 12-31-16

PWDD sub-committee

Aileen McNabb-Coleman, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term 1-1-16 to 12-31-18

Community Service Board:

Keith Batman, 160 Genesee St. 6th Floor, Auburn, NY, 13021 term 1-1-16 to 12-31-18

Aileen McNabb-Coleman, 160 Genesee St. 6th Floor, Auburn, NY 13021, term 1-1-16 to 12-31-18

Office for the Aging Advisory Board:

Keith Batman, 160 Genesee St. 6th Floor, Auburn, NY, 13021 – Chairperson, term 1-1-16 to 12-31-18

Joseph Bennett, 160 Genesee St. 6th Floor, Auburn, NY, 13021 Chair HHS, term 1-1-16 to 12-31-18

Cayuga County Youth Bureau:

Mark Farrell, 160 Genesee St. 6th Floor, Auburn, NY, 13021 – serves at the pleasure of the Chairman

Patrick Mahunik, 160 Genesee St. 6th Floor, Auburn, NY, 13021 Term – serves at the pleasure of the Chairman

PLANNING**CNY Regional Planning Board: All are Legislature appts. 7 appts needed**

Keith Batman, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term 1-1-16 to 12-31-16, ex-officio, Chairman

Paul Pinckney, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term 1-1-16 to 12-31-16, ex-officio Plan. Chair

Patrick Mahunik, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term 1-1-16 to 12-31-16 Legislator

Stephen Lynch, 160 Genesee St. 5th Floor, Auburn, NY 13021, term 1-1-16 to 12-31-16 Planning Director

Mayor Michael Quill, Memorial City Hall, 24 S. St., Auburn, NY 13021 term 1-1-16 to 12-31-16, Local Elected Official

Cynthia Aikman, 17 Liberty St., Auburn, NY 13021, term 1-1-16 to 12-31-16, Community Representative

Fish & Wildlife Management Board

Joseph Bennett, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term 1-1-16 to 12-31-17

Ag & Farm Protection Board:

Benjamin Vitale, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term – co-terminus with position

Cayuga-Cortland Workforce Investment Board

Keith Batman, 160 Genesee St. 6th Floor, Auburn, NY, 13021, serves at the Pleasure of the Board

Cornell Cooperative Extension:

Joseph DeForest, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term serves at the pleasure of the board

Andy Dennison, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term serves at the pleasure of the board

Owasco Lake Watershed Management Council:

Aileen McNabb-Coleman, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term - coterminous with position

GOVERNMENT OPERATIONS

Election Board

Ryan Foley, 160 Genesee St. 6th Floor, Auburn, NY, 13021 – Term 1-1-16 to 12-31-16 re-appointment

Records Advisory (ex-officio)

Ryan Foley, 160 Genesee St. 6th Floor, Auburn, NY, 13021, term 1-1-16 to 12-31-17 reappointment

Sue Dwyer, 160 Genesee St., 1st Floor, Auburn, NY 13021, term 1-1-16 to 12-31-17 re-appointment

Board of Ethics:

David Connelly, 327 Cliffside Dr., Auburn, NY 13021, term 1-1-16 to 12-31-19

Inter-County -

Michael Didio, 160 Genesee St. 6th Floor, Auburn, NY, 13021 term 1-1-16 to 12-31-16 (re-appointment)

WAYS & MEANS

Deferred Compensation (legislative appointments /serve at pleasure of Chairman)

Keith Batman, 160 Genesee St. 6th Floor, Auburn, NY, 13021

PUBLIC WORKS:

Parks & Trails Commission:

Aileen McNabb-Coleman, 160 Genesee St. 6th Floor, Auburn, NY, 13021, co-terminus with position

Ward O'Hara Ag Museum Board of Directors

Andy Dennison, 160 Genesee St. 6th Floor, Auburn, NY, 13021, co-terminus with position

REGULAR APPOINTMENTS AND RE-APPOINTMENTS:

Community Services Board:

Michael Didio, 6 Clymer St., Auburn, NY 13021, term 1-1-16 to 12-31-19

Michael Greene, 6948 Owasco Rd., Auburn, NY 13021, term 1-1-16 to 12-31-19

Jaime Wilson, 176 S. Hoopes Ave., Auburn, NY 13021, term 1-1-16 to 12-31-19

Margaret Phinney, 169 Murray St., Apt. 11, Auburn, NY 13021, term 1-1-16 to 12-31-19

Mental Health Subcommittee:

Jaime Wilson, 176 S. Hoopes Ave., Auburn, NY 13021, term 1-1-16 to 12-31-19

Margaret Phinney, 169 Murray St., Apt. 11, Auburn, NY 13021, term 1-1-16 to 12-31-19

PWDD (People with Developmental Disabilities) Subcommittee:

Diane Dolcemascolo, 2360 E. Lake Rd., Skaneateles, NY 13152, term 1-1-16 to 12-31-19

Alcohol & Substance Abuse Subcommittee:

James Stowell, 7445 County House Rd., Auburn, NY 13021, term 1-1-16 to 12-31-19

Timothy Donovan, 27 VanDuyne Ave., Auburn, NY 13021, term 1-1-16 to 12-31-19

Traffic Safety Board

Michael J. Wellauer, PO Box 272, Auburn, NY 13021, term 1-1-16 to 12-31-18

David S. Gould, Sand Beech Road, Auburn, NY 13021, term 1-1-16 to 12-31-18

Lloyd E. Hoskins, 123 South Street, Auburn, NY 13021, term 1-1-16 to 12-31-18

Motion by Farrell to waive the reading of communications, 2nd by Bennett, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

1. Letter to Chapman in regards to funding \$58,000 being awarded through NYS DOS Local Waterfront Revitalization Program to undertake the project for the Village of Union Springs and Town of Springport Waterfront Revitalization Plan.
2. Letter from Assemblyman Gary Finch thanking County Employees for all of the food donations collected for the local food pantries.
3. A resolution from Erie County in regards to their Mimosa Resolution encouraging the State of New York to eliminate the outdated precedent that prohibits the sale of alcohol on Sunday and amend Article 8, Section 106.5.

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 1-26-16**

RESOLUTION NO. 4-16

1/26/16 AP Audit January 2016(A) rev.1

**AUTHORIZING THE COUNTY TREASURER TO PAY DECEMBER 8-18, 2015
AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **January 26, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$368,894.45, 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 15, 2015.

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 5-16
1/26/16 AP Audit January 2016 (B)
AUTHORIZING THE COUNTY TREASURER TO PAY DECEMBER 19, 2015 –
JANUARY 4, 2016 AUDIT OF CLAIMS

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **January 26, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$632,874.60, 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 15, 2015.

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 6-16
1/26/16 AP Audit January 2016 (C)
AUTHORIZING THE COUNTY TREASURER TO PAY JANUARY 5-11, 2016
AUDIT OF CLAIMS

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **January 26, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$545,202.06, 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 15, 2015.

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 7-16
1/26/16 AP Audit January 2016 (D)
AUTHORIZING THE COUNTY TREASURER TO PAY THE REMAINING 2015
AUDIT OF CLAIMS

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **January 26, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$346,717.32, 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 15, 2015.

Signed by Farrell, Foley, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 8-16
1-26-16 TRE External Audit Ciaschi
AWARD THE CONTRACT FOR COUNTY AUDIT SERVICES TO CIASCHI,
DIETERSHAGE, LITTLE, MICKELSON & COMPANY, LLP

By: Mr. Mark Farrell, Ways and Means Committee

WHEREAS, Cayuga County is in need of auditing and accounting services relative to the County's Financial Statements, Single Audit Reports, NYS DOT Single Audit Report, Mental Health Consolidated Fiscal Report and Deferred Compensation Plan Financial Statements; and

WHEREAS, request for proposals were solicited and proposals were received on December 9, 2015 (bid summary attached); and

WHEREAS, proposals were reviewed in order to determine qualified providers of the services at a reasonable cost to the County; and

WHEREAS, recommendations are as follows:

Ciaschi, Dietershage, Little, Mickelson & Company, LLP, for years:

2015 - \$47,000;

2016 - \$47,000;

2017 - \$47,000;

2018 - \$47,000;

2019 - \$47,000; and

WHEREAS, this provider was determined to provide be the best value for the services to the County; now therefore be it

RESOLVED, that the Chairman of the Legislature be authorized to sign a contract with Ciaschi, Dietershage, Little, Mickelson & Company, LLP at the amounts listed above for the services listed above.

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

Vendor	Year	Audit Services	Mental Health	Deferred Comp	Total	W/O Deferred
CDLM & Company*	2015	\$44,000	\$4,500	\$3,000	\$51,500	\$48,500
	2016	\$44,000	\$4,500	\$3,000	\$51,500	\$48,500
	2017	\$44,000	\$4,500	\$3,000	\$51,500	\$48,500
	2018	\$44,000	\$4,500	\$3,000	\$51,500	\$48,500
	2019	\$44,000	\$4,500	\$3,000	\$51,500	\$48,500
		\$220,000	\$22,500	\$15,000	\$257,500	\$242,500
<i>*Discount provided if all three services bundled. Total cost of \$47,000 per year, bringing total down to \$235,000.</i>						
Drescher & Malecki, LLC	2015	\$50,500	\$3,500	\$4,000	\$58,000	\$54,000
	2016	\$51,050	\$3,550	\$4,050	\$58,650	\$54,600
	2017	\$51,600	\$3,600	\$4,100	\$59,300	\$55,200
	2018	\$51,600	\$3,600	\$4,100	\$59,300	\$55,200
	2019	\$51,600	\$3,600	\$4,100	\$59,300	\$55,200
		\$256,350	\$17,850	\$20,350	\$294,550	\$274,200
Lumsden, McCormick	2015	\$42,500	\$5,000	\$7,500	\$55,000	\$47,500
	2016	\$42,500	\$5,000	\$7,500	\$55,000	\$47,500
	2017	\$43,500	\$5,250	\$7,750	\$56,500	\$48,750
	2018	\$43,500	\$5,250	\$7,750	\$56,500	\$48,750
	2019	\$44,000	\$5,500	\$7,900	\$57,400	\$49,500
		\$216,000	\$26,000	\$38,400	\$280,400	\$242,000
Bonadio Group	2015	\$42,000	\$3,500	\$7,000	\$52,500	\$45,500
	2016	\$42,750	\$3,500	\$7,000	\$53,250	\$46,250
	2017	\$43,500	\$3,500	\$7,000	\$54,000	\$47,000
	2018	\$44,250	\$3,500	\$7,000	\$54,750	\$47,750
	2019	\$45,000	\$3,500	\$7,000	\$55,500	\$48,500
		\$217,500	\$17,500	\$35,000	\$270,000	\$235,000
EFPR Group	2015	\$45,000	\$4,500	\$5,800	\$55,300	\$49,500
	2016	\$46,000	\$4,600	\$5,900	\$56,500	\$50,600
	2017	\$47,000	\$4,700	\$6,000	\$57,700	\$51,700
	2018	\$48,000	\$4,800	\$6,100	\$58,900	\$52,800
	2019	\$49,000	\$4,900	\$6,200	\$60,100	\$53,900
		\$235,000	\$23,500	\$30,000	\$288,500	\$258,500

RESOLUTION NO. 9-16
1-26-16 RPS tax correction springport 2016
AUTHORIZING CORRECTION OF TAX ERRORS IN
THE TOWN OF SPRINGPORT

By: Mark Farrell, Chair, Ways & Means Committee

WHEREAS, petitions for corrections have been received by the Director of Real Property Tax, from the Town to correct clerical errors or an error in essential fact as specified below, as existed on the 2016 County/Town 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 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 2016 County/Town Tax Roll shall also be corrected as follows:

Town of Springport: Tax Map # 134.00-1-5.111. This parcel was assessed an erroneous Delinquent Water/Sewer charge. The erroneous charge should be removed from the 2016 County/Town tax bill.

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 10-16
1/26/16 ADM Agency Contracts 2016
AUTHORIZE CHAIRMAN TO SIGN CONTRACTS
WITH CERTAIN AGENCIES.

By: Mark Farrell, Chairman, Ways & Means Committee.

WHEREAS, certain appropriations were approved in the County Budget adopted for 2016 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 is hereby authorized and requested to sign on behalf of the County, certain contracts and articles of agreement with the following agencies:

ARISE CAYUGA/SENECA COUNTY - \$5,000.00 - A10144-54136

CAYUGA COUNSELING, INC. OF AUBURN AND CAYUGA COUNTY:

1. Alternative Sentencing - \$24,144.00 – A31404-54504 -paid by Probation

2. Pretrial Diversion - \$11,000.00 – A31404-54503-paid by Probation

3. Pretrial Release - \$18,960.00 – A31504-54118 – paid by Jail.

4. Sexual Assault Victims Advocate Resource (SAVAR) - \$1,877.00 – A10144-54137

CAYUGA COUNTY OFFICE OF TOURISM - \$538,650.00 – A64104-54000

CAYUGA COUNTY SOIL AND WATER CONSERVATION DISTRICT - \$648,517.00.
 – A87304-54000

CAYUGA/SENECA COMMUNITY ACTION AGENCY – \$1,800.00 - A10144-54139

CENTRAL NY REGIONAL PLANNING AND DEVELOPMENT BOARD - \$24,968.00
 – A80254-54000

CENTRO - \$163,200.00 – A56304-54000

CORNELL COOPERATIVE EXTENSION ASSOCIATION - \$244,675.00 – A29804-54000

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 11-16

1.26.16 TRE incidents of ownership rev

**AUTHORIZING THE CHAIR OF THE CAYUGA COUNTY LEGISLATURE AND
THE CAYUGA COUNTY TREASURER TO UTILIZE THE TEMPORARY
INCIDENTS OF OWNERSHIP PROCESS PROVIDED FOR PURSUANT TO
NY ENVIRONMENTAL CONSERVATION LAW § 56-0508**

By: Hon. Mark Farrell, Chair Ways and Means Committee

WHEREAS, Cayuga County (the "County") annually forecloses on tax delinquent properties located in numerous towns and villages within its jurisdiction; and

WHEREAS, in some cases, the County has insufficient information regarding the environmental condition of tax delinquent properties and withdraws said parcels from the tax foreclosure process to avoid the potential liability associated with ownership of environmentally contaminated parcels, and

WHEREAS, due to the potential environmental concerns, a number of parcels have continued to accrue real property tax liens that have not resulted in completion of the tax foreclosure and auction process, and

WHEREAS, consequences of failing to foreclose on these sites includes, but is not limited to:

1. Creating abandoned, poorly maintained properties in our communities;
2. Requiring county taxpayers to subsidize the cost of services provided for by the several municipalities and school districts;
3. Allowing unknown environmental concerns to remain uninvestigated; and

WHEREAS, New York State Environmental Conservation Law § 56-0508 provides for the County's examination of properties to determine the extent, if any, of environmental concerns with a specific parcel whereby the county may submit a petition to the Court seeking "temporary incidents of ownership," as follows:

1. Upon commencement of a foreclosure proceeding, petition the Court, on 20 days' notice to all parties having any right, title, interest or lien upon the property, for an order granting it temporary incidents of ownership to enter the property and conduct an environmental restoration investigation project.
2. Propose terms and conditions to allow the County to perform an unhindered environmental investigation (i.e., appropriate time to conduct the investigation, terms to assure access for County personnel and its environmental consultant, ensure the delinquent taxpayer cannot interfere with the investigation, flexible investigation scope, property restoration, work to be conducted on notice at reasonable times of day, etc.).
3. The Court order will stay the foreclosure proceeding action until the environmental restoration investigation project is complete and the County files the final investigation report with the Court.
4. Based on the results of the environmental restoration investigation project, the County will decide whether to proceed with the foreclosure or withdraw the parcel from the foreclosure process. As a practical matter, this information will also assist in a determination of whether to pursue additional Bond Act money, or if the property is attractive for development, whether to market to a developer, and

WHEREAS, the 2016 County Budget appropriates \$45,000 (A13624-54059 - Tax Advertising & Expense – Professional Services) to utilize NY Environmental Conservation Law § 56-0508 to determine whether one or more tax delinquent parcels qualify for the incidents of ownership process; and now, therefore, be it

RESOLVED, that the Cayuga County Legislature desires to utilize NY Environmental Conservation Law § 56-0508 to determine whether specific parcels of lands qualify for the incidents of ownership process; now therefore be it

RESOLVED, that the Environmental Review sub-committee of the Real Property Tax Foreclosure Committee shall meet and identify parcels that are appropriate for the use of this process, and be it further

RESOLVED, that the County Administrator is hereby authorized and directed to issue the necessary quotes, bids or RFPs for professional services that are required to initiate and complete the incidents of ownership process, and be it further

RESOLVED, that the Chair of the Cayuga County Legislature and the Cayuga County Treasurer be authorized and directed to execute any and all contracts and documents to implement the intent of this resolution.

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 12-16

1-26-16 HD EastHillSTD2016

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF PUBLIC HEALTH TO ENTER INTO A CONTRACT
WITH EAST HILL FAMILY MEDICAL, INC. FOR THE PROVISION
OF STD SERVICES INCLUDING HIV TESTING AND COUNSELING**

BY: Joseph Bennett, Chairman of Health & Human Service Committee

Mark Farrell, 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 23 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 Public Health 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 net of any billing revenue due to the Health Department and for HIV testing and counseling (HIV Pre-Testing @ \$12/patient; Post-Testing with Positive Results @ \$12/patient; and Post-Testing with Negative Results @ \$6/patient) for the contract period of January 1, 2016 through December 31, 2016; and be it further

RESOLVED, that payment for these services shall be made from Account #A40104 54126 of the 2016 Health Department's Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 13-16
1-26-16 HD Sprouts Therapy Group
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF PUBLIC HEALTH TO ENTER INTO A CONTRACT WITH
SPROUTS THERAPY GROUP FOR PROVISION OF SED 4410 PRESCHOOL
SPECIAL EDUCATION SERVICES.

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health Department assumes fiscal responsibility for the provision of services to eligible children (SED-4410 pre-school special education services); and

WHEREAS the Health Department is required to insure that appropriate service providers are available for provision of services for those eligible children; and

WHEREAS, the Health Department has successfully contracted with agencies and individuals to provide these services in the past; and

WHEREAS, the Health Department wishes to enter into contract with Sprouts Therapy Group for the provision of Preschool Special Education services for the time period of January 1, 2016- December 31, 2016 at the rates approved in resolution #318-14, NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Public Health be authorized to enter into a contract with Sprouts Therapy Group for the time period of January 1, 2106 through December 31, 2016 for the provision of Preschool Special Education services, AND BE IT ALSO

RESOLVED, that the Health Department may enter into additional contracts with approved SED 4410 providers if needed to assure availability of required services for the same time period, AND BE IT ALSO

RESOLVED, that payment for these services be charged to account #A-40454 54307 of the Health Department's 2016 budget

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 14-16
1-26-16 HD NFPHealthNetworkDonation
AUTHORIZING THE DIRECTOR OF PUBLIC HEALTH TO ACCEPT A ONE-
TIME DONATION FROM THE CAYUGA COMMUNITY HEALTH NETWORK
TO UTILIZE IN THE NURSE FAMILY PARTNERSHIP PROGRAM.

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, The Cayuga Community Health Network has made available a one-time donation to assist with the purchasing of some educational materials and program incentives for the Nurse Family Partnership Program; NOW, THEREFORE, BE IT

RESOLVED, the Director of Public Health be authorized to accept the donation of The Cayuga Community Health Network in the amount of \$2,926 to be utilized in the Nurse Family Partnership Program; and be it further

RESOLVED, that the County Treasurer be authorized and directed to amend the Health Department's 2016 Budget in the following manner:

Increase Expenditure Account #A40104 54231 \$2,926

Increase Revenue Account #A40100 41638 \$2,926

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO.15-16

**1-26-16 HD NYSDOH-Bureau of Women, Infant and Adolescent
AUTHORIZING THE DIRECTOR OF PUBLIC HEALTH TO ACCEPT
\$30,584.00 FROM THE NYSDOH-BUREAU OF WOMEN, INFANT AND
ADOLESCENT HEALTH FOR COSTS ASSOCIATED WITH OPERATING
A NURSE FAMILY PARTNERSHIP PROGRAM.**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, The NYSDOH-Bureau of Women, Infant & Adolescent Health and Family Health has awarded \$30,584.00 to the Health Department for costs associated with the Department's Nurse Family Partnership Program; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Public Health be authorized to accept the funds in the amount of \$30,584.00 to be utilized in the operation of the Health Department's Nurse Family Partnership Program.; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to amend the Health Department's 2016 Budget in the following manner:

Increase Revenue Account #A40100 41638 \$30,584.00

Increase Expenditure Account #A40104 54231 \$30,584.00

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 16-16

**1-26-16 HD EastHillCHCANYSNutrition
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF PUBLIC HEALTH TO ACCEPT ADDITIONAL FUNDING
FROM COMMUNITY HEALTH CARE ASSOCIATION OF NEW YORK STATE
(CHCANYS) AND ENTER INTO A SECOND MOU WITH EAST HILL
FAMILY MEDICAL AND CHCANYS.**

BY: Hon. Joseph Bennett, Chairman of Health & Human Services Committee

Hon. Mark Farrell, Chairman of Ways & Means Committee

WHEREAS, East Hill Family Medical has asked the Cayuga County Health Department to partner with them in an initiative focused on addressing the issue of pediatric obesity; and

WHEREAS, East Hill Family Medical will award the Health Department a stipend of \$1,000 for the completion of the terms of the agreement (Resolution 79-15); and

WHEREAS, the Health Department will be responsible for provide a waiting room demonstration at Summit Pediatrics, East Hill's Pediatric Office, once a month for at least two hours in the mornings; and

WHEREAS, Demonstrations shall be completed between April 1, 2015 and March 31, 2016, with the specific dates and times being determined jointly by Health Department and Summit Pediatric staff in order to try and reach the largest number of children possible and work within staffing parameters; and

WHEREAS, CHCANYS has offered additional funding in the amount of \$2,000 for completion of extra waiting room demonstrations to be completed at Summit Pediatrics as well as the purchase of health education materials to assist in those demonstrations;

WHEREAS, the additional waiting room demonstrations and purchasing of health education materials must also be completed prior to the March 31, 2016 conclusion of the original MOU; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Public Health be authorized to enter into an additional MOU with East Hill Family Medical and CHCANYS to accept the additional \$2,000 stipend upon completion of terms; and BE IT FURTHER,

RESOLVED, that the County Treasurer be authorized and directed to amend the Health Department's 2016 budget in the following manner:

Increase Expenditure Account #A40104 54049	\$2,000
Increase Revenue Account #A40100 42000	\$2,000

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 17-16

1.26.16 HD COLcombine bureau vital stat districts

AUTHORIZING THE CAYUGA COUNTY LEGISLATURE TO APPROVE THE REQUEST OF THE TOWN OF AURELIUS AND THE VILLAGE OF CAYUGA TO CONSOLIDATE THE TOWN OF AURELIUS AND VILLAGE OF CAYUGA INTO ONE PRIMARY VITAL STATISTIC REGISTRATION DISTRICT OF THE TOWN OF AURELIUS

By: Hon. Joseph Bennett, Chair Health & Human Services Committee

WHEREAS, that the Registrar of Vital Statistics of the Town of Aurelius and the Village of Cayuga have each passed the appropriate resolutions to enter into an agreement to consolidate the Town of Aurelius and Village of Cayuga into one primary vital statistic registration district of the Town of Aurelius (attached) ; and

WHEREAS, that in accordance with Section 4120.1(a) of the Public Health Law the action of the Town of Aurelius and the Village of Cayuga to consolidate the Town of Aurelius and Village of Cayuga into one primary vital statistic registration district of the Town of Aurelius is subject to the approval of the Cayuga County Legislature and the New York Commissioner of Health; and

WHEREAS, that the Cayuga County Health and Human Services Committee has review the requests and recommends to the Cayuga County Legislature that it approve the request of the Town of Aurelius and the Village of Cayuga to consolidate the Town of Aurelius and Village of Cayuga into one primary vital statistic registration district of the Town of Aurelius, subject to the approval of the New York Commissioner of Health; now therefore be it

RESOLVED, that upon the request of the Town of Aurelius Primary Registration District and the Village of Cayuga primary registration district, the Cayuga County Legislature does hereby approve the consolidation and combination of the Town of Aurelius Primary Registration District and the Village of Cayuga Primary Registration District into one Town of Aurelius Primary Registration District; and be it further

RESOLVED, that the Clerk of the Legislature be, and the same is hereby directed to send a certified copy of this resolution to the New York State Commissioner of Health, the Clerk of the Town of Aurelius, the Supervisor of the Town of Aurelius, the Mayor of the Village of Cayuga, the Cayuga County Attorney, and the Cayuga County Health Director.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, and Whitman, all in favor.

RESOLUTION NO. 18-16

1-26-16 MH Agreement ARC RevPayPlan rev

**ESTABLISHING A REVISED PAYMENT PLAN IN THE AGREEMENT
BETWEEN THE COMMUNITY MENTAL HEALTH CENTER AND THE
SENECA CAYUGA ARC FOR THE PROVISION OF PSYCHIATRIC
CONSULTATION AS AUTHORIZED BY RESOLUTION 231-15**

BY: Hon. Joseph Bennett, Chair Health and Human Services Committee, and
Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, Resolution 231-15 authorized an agreement between the Community Mental Health Center and the Seneca Cayuga ARC; and

WHEREAS, that resolution set an hourly rate to be paid to the Community Mental Health Center for providing psychiatric services; and

WHEREAS, the CMHC and the ARC have reviewed this and determined that it would be beneficial to replace the hourly rate with a fee for service equivalent to the exact fee or fees paid to the ARC by New York State Medicaid, Medicare, or Third Party payers for each billable service provided under the ARC's OPWDD Operating Certificate authorizing the provision of Article 16 Clinic Services; now, therefore be it

RESOLVED, that Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to negotiate an Agreement and to sign the Agreement between the Community Mental Health Center and the Seneca Cayuga ARC with the changes noted in the above paragraph relating to payment for services.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 19-16

1-26-16 MH LeMoyne. Agreement 2016

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO AN
AGREEMENT WITH THE PHYSICIAN ASSISTANT
STUDIES PROGRAM AT LEMOYNE**

BY: Hon. Joseph Bennett, Chair, Health and Human Services Committee
Hon. Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the Cayuga County Community Mental Health Center and LeMoyne's Physician Assistant Studies Program are mutually desirous of providing for the establish-

ment, direction and operation of a fieldwork experience to aid in the clinical educational experiences requisite to Physician Assistant graduate students; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to enter into the attached agreement with LeMoyné. Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 20-16

1-26-16 MH IGO 2016 rev

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF COMMUNITY SERVICES TO PARTICIPATE
IN AN INTER-GOVERNMENTAL ORGANIZATION FOR THE
PURPOSE OF NEGOTIATING FEES WITH MANAGED CARE ENTITIES**

BY: Hon. Joseph Bennett, Chair, Health and Human Services Committee

Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, New York State is shifting Medicaid behavioral health care from fee-for-service Medicaid payments to Medicaid Managed Care; and

WHEREAS, it will be necessary for the Community Mental Health Center to negotiate fees with each Managed Care entity serving Cayuga County residents; and

WHEREAS, several counties have determined that it would be beneficial to form an Inter-Governmental Organization for the purpose of negotiating fees with these Managed Care organizations; now, therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to enter into an agreement with other Central New York counties to form an Inter-Governmental Unit at a Cayuga County cost not to exceed \$5,500.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 21-16

1-26-16 MH CreateFillRPN2016

**AUTHORIZE THE CREATION AND FILLING OF A REGISTERED
PROFESSIONAL NURSE POSITION AT THE COMMUNITY
MENTAL HEALTH CENTER**

By: Hon. Joseph Bennet, Chair, Health and Human Services Committee, and

Hon. Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the Community Mental Health Center has been designated a Vital Access Provider by the NYS Office of Mental Health; and

WHEREAS, this designation requires a number of actions for the purpose of enhancing clinic services, maximizing the collection of revenues, and improving patient outcomes; and

WHEREAS, one of the specifications is that the CMHC add one Registered Professional Nurse to provide additional nursing services to include health care screenings, smoking cessation training, and drug and/or alcohol testing; and

WHEREAS, the CMHC will receive additional funding to cover payroll and fringe benefits costs associated with this position as well as generate revenue for services provided; now, therefore, be it

RESOLVED, that the position of Registered Professional Nurse be created and placed within Part I of the Cayuga County Compensation Plan, NYSNA, under Community Mental Health, at pay grade 17; and be it further

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

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 22-16

**1-26-16 HS Journey Program through Cayuga Counseling Contract 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH CAYUGA COUNSELING FOR PROVISION
OF SERVICES THROUGH THE JOURNEY PROGRAM.**

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services is responsible to appropriately program for children placed in foster care and/or preventive services; and

WHEREAS, Cayuga Counseling offers a specialized Journey Program that meets the Department of Social Services' needs; and

WHEREAS, the Department of Social Services has successfully contracted with Cayuga Counseling in the past to provide out patient clinical assessment and services, and these services are reimbursed at 62% State net Federal; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be allowed to enter into a contract with Cayuga Counseling through the Journey Program for the period of 1/1/16 to 12/31/16 at the following monthly rates:

Assessment & Treatment	\$185/hour
Groups	\$ 90/hour
Supervision	\$72.13/visit

and be it further

RESOLVED, that the payment of these services be from account #A61194 - 54000 of the 2016 Department of Social Services' Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 23-16

**1-26-16) HS Partnership for Results 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH PARTNERSHIP FOR RESULTS, INC. FOR
THE PROVISION OF PREVENTIVE SERVICES**

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, it is the responsibility of the Department of Social Services to provide preventive services to forestall foster care placement; and

WHEREAS, with Child Welfare Funding, such preventive service contracts are reimbursed at minimum, 62%; and

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

Services	Contract Amount
Multi-Dimensional Preventive Services	\$111,880

NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community 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, 2016 to December 31, 2016; and be it further

RESOLVED, that the charges for these services be paid from Account #A60704 54184 of the 2016 Department of Social Services' Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION 24-16

1-26-16 HS Day Care Centers 2016

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO CONTRACTS FOR DAY CARE SERVICES

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social 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 Community Services be authorized to enter into contracts with the following agencies and other day care agencies as needed:

Neighborhood House of Auburn NY, Inc.	Creative Choices Child Care Center
Early Childhood Center	Stepping Stone Child Care Center
Cayuga Community College Pre-School Child Care	Syracuse Vineyard Child Care Center
YMCA/YWEIU	Little Wonder Child Care Center
Cayuga Onondaga BOCES Day Care Center	Learn as You Grow
Erie Canal Kids, Inc.	

To be renewed annually for up to five (5) years 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 from account #A60554 – 54000 of the 2016 Department of Social Services Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 25-16
1-26-16 HS Cayuga Counseling 2016rev
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH CAYUGA COUNSELING SERVICES, INC. FOR
THE PROVISION OF PINS ADJUSTMENT SERVICES, JUVENILE
SPECIAL SUPERVISION SERVICES, AND AFTERCARE

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
 Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services desires to contract with Cayuga Counseling to provide preventive services to forestall foster care and detention placement; and

WHEREAS, our Department of Social Services has in the past successfully contracted with Cayuga Counseling Services, Inc. towards that end to provide PINS Adjustment Services, Juvenile Special Supervision Service and are reimbursed by the State at 62%; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be allowed to enter into a contract with Cayuga Counseling Services, Inc. to provide the above services for the contract period January 1, 2016 through December 31, 2016 at the following costs:

Services	2016 Rates Per Unit of Service
PINS Adjustment	\$64.63
Juvenile Special Supervision	\$72.13

RESOLVED, that these services be paid from Account #A60704 54185 of the Department of Social Services' 2016 Budget.

Signed by Bennett, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO: 26-16
1-26-16 HS Cayuga Centers Placement Services 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH CAYUGA CENTERS FOR THE PROVISION OF
“PLACEMENT IN ANOTHER PLANNED PERMANENT LIVING
ARRANGEMENT” SERVICES (80% FEDERALLY FUNDED)

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
 Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services is mandated to provide “Placement In Another Planned Permanent Living Arrangement” to children in Foster Care who have a goal of independent living; and

WHEREAS, Cayuga Centers has the expertise to provide these services to children in foster care; and

WHEREAS, the Department of Social Services has established and maintains a good working relationship with Cayuga Centers for such services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to enter into a contract with Cayuga Centers for the contract period of 1/1/16 to 12/31/16 in an amount not to exceed \$13,000 (80% Federally funded) for "Placement In Another Planned Permanent Living Arrangement" services; and be it further

RESOLVED, that the charges for these services be paid from account #A60104 54059 of the 2016 Department of Social Services Budget
Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 27-16

**1-26-16 HS Cayuga Centers Alternative to Detention 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH CAYUGA CENTERS FOR SHORT-TERM
PLACEMENTS TO LOW-RISK YOUTH AS AN ALTERNATIVE
TO NON-SECURE DETENTION PLACEMENT.**

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, Cayuga County is required to use the Detention Risk Assessment Instrument (DRAI) to inform detention decisions in juvenile delinquency cases; and

WHEREAS, it is the responsibility of Cayuga County Department of Social Services to ensure these youth are placed in the least restrictive environment consistent with public safety; and

WHEREAS, these youth would typically be sent to non-secure detention facilities outside of Cayuga County and;

WHEREAS, the short term placement at Cayuga Centers provides a temporary, safe alternative to detention in the youth's home community when they cannot return home;

WHEREAS, such services are reimbursed by the State at 62% (STSJP funding for alternative to detention programming); and NOW THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be allowed to enter into a contract with Cayuga Centers for provision of supervision and monitoring services as described above for the contract period of January 1, 2016, through December 31, 2016, at the following costs:

Alternative to Detention Room & Board \$350.00 per diem
Family Work \$150.00 per session

RESOLVED, that these services be paid from Account #A61234 54000 of the Department of Social Services' 2016 Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 28-16

**1-26-16 HS Cayuga Centers FPP, ERD, MST, FS 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO A CONTRACT
WITH CAYUGA CENTERS FOR THE PROVISION OF FAMILY
PRESERVATION SERVICES, EARLY RESIDENTIAL DISCHARGE
PROGRAM, MULTI-SYSTEMIC THERAPY, AND FAMILY SUPPORT**

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services is responsible for providing preven-
tive services to forestall foster care placement; and

WHEREAS, such services are reimbursed by the State at 62% net of Federal; and

WHEREAS, Cayuga Centers has provided a number of preventive services to fami-
lies in Cayuga County including Family Preservation Program focusing on high-risk CPS
cases, MST therapies, high-risk adolescents, and Early Residential Discharge Program
allowing children to come out of costly Residential Care, and Family Support; and

WHEREAS, the Department of Social Services has successfully contracted with
Cayuga Centers to provide these services in the past; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community
Services be allowed to enter into a contract with Cayuga Centers to provide the above
services for the contract period of January 1, 2016 through December 31, 2016 at the
following costs:

Services	
Family Preservation	\$74.68/Unit of Service
Early Residential Discharge	Individualized Service Plans
Program (WIT)	at Basic Support Rate \$2,000/Month
.....	Operational Supports Coaching at \$30/Hour
.....	Therapy at \$50/Session
.....	Overnight Respite at \$100/Night
Multi-Systemic Therapy (MST)	\$15,300/Month; \$183,600 annual
Family Support	\$74.68/Unit of Service

RESOLVED, that these services be paid from Account #A60704 54184 of the 2016
Budget of the Department of Social Services.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman,
Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 29-16

**1/26/16 HS Catholic Charities SSI Maximization 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO A CONTRACT
WITH CATHOLIC CHARITIES TO PROVIDE SSI MAXIMIZATION FOR
SAFETY NET ASSISTANCE (SNA) AND TEMPORARY ASSISTANCE
TO NEEDY FAMILIES (TANF)**

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, counties across NYS have been encouraged to develop strategies to
assist Public Assistance individuals (SNA and TANF) who appear eligible to move to SSI
approval; and

WHEREAS, these contracts have been successful in helping a number of individuals navigate the application process and move off Public Assistance to SSI benefits; and

WHEREAS, there is a direct reduction in local share benefits paid by the County when SSI is approved; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to enter into a contract with Catholic Charities to provide SSI Maximization for SNA and TANF clients for the period January 1, 2016 through December 31, 2016 in the amount of \$21,408 for SNA and \$11,028 for TANF ; and be it further

RESOLVED, that these services be paid for from TANF Account #A60604 54000 and SNA Account #A60104 54059 of the Department of Social Services' 2016 Budget. Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 30-16

1-26-16 HS Catholic Charities PCM 2016

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH CATHOLIC CHARITIES FOR THE
PROVISION OF PARENTING CASE MANAGEMENT**

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
Hon. Mark Farrell, 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, preventive services are reimbursed open-ended 62% State reimbursement net of Federal; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to renew the contract with Catholic Charities for Parenting Case Management Program for the period January 1, 2016 to December 31, 2016 in an amount not to exceed \$51,706; and be it further

RESOLVED, that payment for these services be made from Account #A60704 54184 of the 2016 Budget of the Department of Social Services.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 31-16

**1-26-16 HS Catholic Charities TANF Case Management 2016
AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO RENEW A
CONTRACT WITH CATHOLIC CHARITIES FOR CASE MANAGEMENT
OF TANF CLIENTS (100% FUNDED)**

BY: Hon. Joseph Bennett, Chairman of the Health and Human Services Committee

Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the County, in an effort to support TANF families to achieve self-sufficiency, has successfully contracted with Catholic Charities to provide case management; and

WHEREAS, these services are used to assist sanctioned or at-risk families to overcome barriers so they can become engaged in appropriate work activities; and

WHEREAS, these services are 100% federally reimbursed through the flexible fund allocation; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to renew the contract with Catholic Charities to provide Case Management Services for the period January 1, 2016 through December 31, 2016; and be it further

RESOLVED, that the expenses incurred for Case Management Services provided not exceed \$55,746; and be it also

RESOLVED, that the charges for these services be paid from Account #A60604 54000.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO: 32-16

**1-26-16 HS Cayuga/Seneca Non-Residential DVS2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO RENEW THE CONTRACT
WITH CAYUGA/SENECA COMMUNITY ACTION AGENCY, INC. FOR THE
PROVISION OF NON-RESIDENTIAL DOMESTIC VIOLENCE SERVICES**

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee

Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Department of Social Services is required to provide non-residential domestic violence services to the people of Cayuga County; and

WHEREAS, Cayuga County Department of Social Services 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 Community Services be allowed to renew the contract with Cayuga/Seneca Community Action, Inc. to provide non-residential domestic violence services for the period 1/1/16 through 12/31/16 at a cost of \$95,000; and be it further

RESOLVED, that payment for these services be from account #A60704 - 54182 of the 2016 Department of Social Services Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 33-16
1-26-16 HS Huntington Contract 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO RENEW THE
CONTRACT WITH HUNTINGTON FAMILY CENTER, INC.

BY: Hon. Joseph Bennett, Chairman of the Health & Human Service Committee
Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services is responsible to appropriately program for children placed in foster care and/or preventive services; and

WHEREAS, Huntington offers a specialized program that meets the Department of Social Services' needs; and

WHEREAS, the Department of Social Services has successfully contracted with Huntington Family Center, Inc. in the past to provide out patient clinical assessment and services, and these services are reimbursed at 62% State net Federal; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be allowed to enter into a contract with Huntington Family Center, Inc. for the period of 1/1/16 to 12/31/16 at the following monthly rates:

Assessment	\$800
Individual & Family	\$525
Individual	\$400

and be it further

RESOLVED, that the payment of these services be from account #A61194 - 54000 of the 2016 Department of Social Services' Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION 34-16
1-26-16 HS Fill Audit Clerk rev
AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES
TO FILL AN AUDIT CLERK POSITION

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, there is an Audit Clerk vacancy in the Accounting Division of the Department of Social Services due to a retirement effective February 25, 2016; and

WHEREAS, the filling of this position is necessary for maintaining the smooth and effective functioning of the Accounting Department; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Community Services be authorized and directed to fill the vacated Audit Clerk's position and any fill behind in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 35-16
1/26/16 OFA Boyle Lease 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO A
LEASE AGREEMENT WITH PFI HOUSING COMPANY OF AUBURN, INC.
FOR OFFICE SPACE FOR THE COUNTY'S NY CONNECTS LONG TERM
CARE ACCESS OFFICE AT THE EDWARD T. BOYLE CENTER AND
AMENDING THE OFFICE FOR THE AGING 2016 BUDGET

BY: Joseph Bennett, Chair, Health & Human Services Committee, and
 Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the County has had a five-year lease (at the Boyle Center) with PFI Housing Company of Auburn, Inc. that expired in November 2015; and

WHEREAS, the proposed renewal is for a monthly rent of \$1000.00 per month for a two-year period beginning December 1, 2015 through November 30, 2017 which is a reduction over the previous rate of \$1015.83 per month; and

WHEREAS, a portion of the funds for this expense were budgeted in Account A67724 54074 – Department Expense and there is a need to amend the 2016 Office for the Aging budget; now therefore be it

RESOLVED, that the Chairman of the Legislature be authorized to enter into a lease agreement with PFI Housing Company of Auburn, Inc. for office space at the Edward T. Boyle Center at 149 Genesee Street, Auburn, NY to house the County's NY Connects Long Term Care Access Office at the above listed rates; and be it further

RESOLVED, that the County Treasurer be authorized and directed to make the following transfers in the 2016 Office for the Aging budget:

Increase Account # A67724 54065 – Rental of Facilities	\$11,000
Decrease Account #A67724 54074 – Dept Expense	\$11,000

;and be it further

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

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 36-16
1/26/16 OFA contracts Jan 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF THE OFFICE FOR THE AGING TO SIGN CONTRACTS
WITH VARIOUS SUBCONTRACTORS FOR TITLE III SERVICES

BY: Joseph Bennett, Chair, Health & Human Services Committee, and
 Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, appropriations were approved in the Cayuga County budget for the year 2016 for various subcontractors (Account A67724 54118) for the 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 Office for the Aging are hereby authorized to sign on behalf of the County various contracts for said services with the following subcontractors:

Tuesday, January 26, 2016

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Title IIIB services:

Boyle Senior Center (<i>Home Helper Referrals</i>)	\$4500
Boyle & Anderson, P.C. (<i>Legal Services</i>)	\$7000
RSVP (<i>Senior Volunteer Program</i>)	\$1500
Stafkings Healthcare System (<i>Aide Services</i>)	\$8000

Title IIID services:

Cayuga Community Health Network (<i>Health Promotion</i>)	\$5750
-------------------------------------------------------------	--------

Title IIIE services:

Combined total not to exceed	\$19,500:
Home Instead Senior Care	<i>Respite Care</i>
Auburn Senior Services	<i>Adult Day & Skilled Nursing Care</i>
Stafkings Healthcare System	<i>Home Health Aide Services</i>

; 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, 2016 through December 31, 2016.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, and Pinckney, all in favor.

**RESOLUTION NO. 37-16
1-26-16 HD CAFO 2016**

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE
TO MAKE COMMENT ON THE DRAFT CAFO PERMITS**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, Cayuga County is fortunate to have numerous water bodies within and on its borders as well as abundant high quality ground water; and

WHEREAS, the water quality of surface water bodies in Cayuga County has declined in recent years due to activities within the watershed, and the presence of cyanobacteria blooms is unfortunately becoming common place throughout Cayuga County; and

WHEREAS, individual water wells in Cayuga County have on occasion been polluted by activities near the wells' recharge areas; and

WHEREAS, protecting the quality of our water resources is essential for the benefit and well-being of county residents; and

WHEREAS, viable and sustainable farms and agriculture-related businesses are the major economic drivers of our local economy. Agriculture is understood and celebrated by our local communities as a significant contributor of jobs, open space and beautiful rural character, and as a healthy source for fresh, local foods; and

WHEREAS, a Manure Management Working Group in Cayuga County was created following a number of manure runoff incidents that occurred in the winter of 2013-2014 to consider issues and activities associated with the storage, application, processing, and transport of manure within Cayuga County watersheds and recommend policies and guidelines aimed at minimizing the negative impact on water quality. It is clear from the many public meetings that were held by this working group that farmers and non-farmers alike support sustainable agricultural practices that protect water quality; and

WHEREAS the New York State Department of Environmental Conservation (NYSDEC) has released draft permits for allowable manure handling activities at Concentrated Animal Feeding Operations (CAFO) which will have implications for the water quality of Cayuga County's water resources far beyond the expiration date of the 5 year permit period; and

WHEREAS, the Cayuga County Water Quality Management Agency (CCWQMA) has advised the Cayuga County legislature that their review of the draft CAFO permits revealed deficiencies in the permits that will result in continued degradation of our water resources; NOW, THEREFORE BE IT

RESOLVED, that the Cayuga County Legislature requests that the NYSDEC take into serious consideration the following comments prepared by the CCWQMA regarding the draft CAFO permits No. GP-0-16-001 and No. GP-0-16-002.

1. Additional time should be provided for review and comment of the draft permits. The draft CAFO permits were released on December 23, 2015 and made available for public review and comment only until February 7, 2016. Releasing the draft immediately before the holiday season made it difficult to review the draft permits in a detailed manner during the time constraints provided.
2. The CAFO permits should clearly specify the field conditions which must exist and the management practices which must be followed in order to spread manure. The draft permit does not define terms such as saturated, fluid-saturated, and frozen-saturated, conditions under which manure applications cannot be made, and does not even mention weather conditions, such as precipitation and snowmelt conditions. The Advisory Committee to the Cayuga County Manure Management Working Group, which was comprised of farmers as well as non-farmers, expressed concern last year that the lack of specificity within the Nutrient Management (Code 590) Standard allows the Standard to be interpreted in ways that do not support the reduction of manure runoff to the extent possible. The draft permits fail to address this need for specificity.
3. Adequate review of comprehensive nutrient management plans (CNMP) and oversight of certified planners are currently lacking in the draft permits. In the past, farms following comprehensive nutrient management plans prepared by certified planners have experienced significant runoff. Plans, once they are created, do not receive a rigorous review by an objective third party and planners have been shown to be inattentive to important specific details on the farm resulting in significant problems. Cornell University, in their 2015 publication, "Revised Winter and Wet Weather Manure Spreading Guidelines to Reduce Water Contamination Risk", states that runoff events that have occurred in New York in recent years reinforce the idea that following the CNMP is not enough to avoid a water quality problem or related fine to the farmer. The draft CAFO permits do not address this significant deficiency. We request that the State provide adequate resources and provide for an objective third party review of the CNMPs.

4. The need for adequate manure storage capacity should be specified in the CAFO permits. Cornell University, in their 2015 publication, "Revised Winter and Wet Weather Manure Spreading Guidelines to Reduce Water Contamination Risk", states that it is most important that managers ensure the farm has adequate storage for all types of manure to minimize the risk that manure needs to be applied when runoff risk is high. This important issue, however, is not included in the draft permits.
5. The overflow of manure from a farm field into a road ditch should be considered a violation. The draft currently states that such an overflow is only a violation if it discharges directly into surface waters of the State. The phosphorus in manure that enters a storm ditch may eventually reach surface water increasing the risk of water quality degradation and cyanobacteria blooms. To exempt this overflow from regulation is a serious flaw in these permits which are intended to protect water quality.
6. Acceptable spreading conditions on tile drained fields should be specified. Cornell University in their 2015 publication, "Revised Winter and Wet Weather Manure Spreading Guidelines to Reduce Water Contamination Risk" states that manure should not be applied during high risk conditions which includes when tile drains are flowing from field drainage. This important consideration is lacking in the draft permits.
7. The draft general permits specify that applications of manure, litter, food processing waste, digestate, and process wastewater may not be made on either fluid-saturated or frozen-saturated soils. They also state, however, that *in addition*, all waste applications must be made in accordance with requirements specified in subsequent paragraphs. Subsequent paragraphs include those addressing application during adverse spreading conditions. Adverse spreading conditions is defined as soil that is "...frozen (4"+), snow covered (4"+), or encumbered by significant surface icing." If application on frozen soil is allowed, it is more than likely that applications will occur on frozen-saturated soil at times when it is difficult or practically impossible to determine (especially after the fact) that the soil was not saturated before it froze. The provisions of the permits should be revised since in their present form they would create confusion with respect to winter spreading and might provide a potential loophole in winter spreading restrictions.
8. CAFOs should be required to notify NYSDEC if they increase their herd size by 50 cows. The draft permit states that farms only need to notify DEC if they increase their herd by 20%. For a farm with 1000 cows, which is a medium sized operation in Cayuga County, an operator would not need to notify NYSDEC if they added 199 cows, which is equivalent to 24,000 pounds of manure a day. This large increased quantity of manure generated certainly needs to be accounted for.
9. The term "appropriate agricultural utilization of the nutrients in manure" should be defined. The draft permits state that the discharge of manure, defined as a release of manure into the surface waters of the State, that is precipitation-related, is exempt from regulation if the manure was applied in accordance with site specific nutrient management practices that ensure

appropriate agricultural utilization of the nutrients in manure. Manure that is placed on the field in a manner that it runs off during a precipitation event is not an appropriate agricultural utilization of the nutrients in manure.

10. The draft permits refer to a 2015 Revised Cornell Guide titled "Supplemental Manure Spreading Guidelines to Reduce Water Contamination Risk During Adverse Weather Conditions." A 2015 publication with that title does not exist. Cornell University's 2015 publication on this topic is titled "Revised Winter and Wet Weather Manure Spreading Guidelines to Reduce Water Contamination Risk."

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 38-16
1-26-16 MH Contract CCSI 2016
AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES AND
THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN
A CONTRACT WITH COORDINATED CARE SERVICES, INC.
AS PART OF THE VITAL ACCESS PROVIDER PROJECT

By: Mr. Joseph Bennett, Chair, Health and Human Services Committee
 Mr. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, the Community Mental Health Center has been designated as a Vital Access Provider (VAP) by the NYS Office of Mental Health; and

WHEREAS, as a VAP provider the CMHC will receive additional funding for specified costs; and

WHEREAS, one of projects fully funded by the VAP award requires that the CMHC hire a consultant to review and evaluate the billing software currently in use as well as the coding and billing practices in place with the expectation that the consultant will be knowledgeable about behavioral health regulations and able to make recommendations regarding all aspects of the CMHC billing systems; and

WHEREAS, Coordinated Care Services, Inc. (CCSI) has successfully provided consultative services to many behavioral health organizations including the Community Mental Health Center, is highly recommended by the NYS Office of Mental Health, and offers expertise in the area of behavioral health revenue maximization; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to enter into an agreement with Coordinated Care Services, Inc. for the provision of billing analysis and revenue maximization in an amount not to exceed \$15,000.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 39-16

1-26-15 IT SafariBooksOnline

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO A
SUBSCRIPTION SERVICE AGREEMENT WITH SAFARI BOOKS ONLINE.**

BY: Chairman of the Government Operations Committee

Chairman of the Ways and Means Committee

WHEREAS, Cayuga County's Information Technology Department has an ongoing need for technical reference and training material; and

WHEREAS, the content of this technical reference and training material is continuously changing and updated regularly; and

WHEREAS, the content of this technical reference and training material is copyright protected; and

WHEREAS, the most effective way to obtain this material is through subscription service; and

WHEREAS, this agreement is to be paid for in line item A16104 54135 in the amount of \$3,133.71; now therefore, be it

WHEREAS, the County has selected Safari Books Online to provide this subscription service; now therefore be it resolved

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to enter into a subscription service agreement for \$3,133.71 with Safari Books Online for the period of January 10, 2016 thru March 9, 2016; 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 Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 40-16

1.26.16 IT 911 Software Hyper Reach

**AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE
TO RENEW A CONTRACT WITH SAM ASHER COMPUTING SERVICES, INC
TO PROVIDE HYPER REACH SERVICES (REVERSE 911)
FOR ONE ADDITIONAL YEAR.**

BY: Chairman of the Government Operations Committee

Chairman of the Ways and Means Committee

WHEREAS, the Cayuga County 911 Center utilizes the Hyper-Reach notifications system to instantly send voice messages to any number of participants in emergency situations or when there is an immediate need to disseminate information to groups of citizens in Cayuga County; and

WHEREAS, Sam Asher Computing Services, Inc supplies and monitors these services; and

WHEREAS, pricing of a one (1) year contract is \$14,000, to include the Hyper Reach Mapping Tool; and

WHEREAS, there is money in the Information Technology's budget Account Number A16104 54018 and A16104 - 54059 for this purpose; now therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the contract renewal, with Sam Asher Computing Services for the amount of \$14,000 for the period of January 1, 2016 through December 31, 2017 ; and be it further

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

Signed by Foley, McNabb-Coleman, Lattimore, Reginelli, Whitman, Baxter, Dennison, Farrell, Mahunik, Bennett, Vitale, and Pinckney, all in favor.

RESOLUTION NO. 41-16

1/26/16 IT SallyPortSoftwareAgreement

**AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN
THE RENEWAL AGREEMENT FOR ANNUAL SUPPORT AGREEMENT AND
LICENSE AGREEMENT FOR BLACK CREEK SALLYPORT SOFTWARE**

By: Chairman Government Ops

WHEREAS, the County requires annual maintenance and support for its SallyPort software system;

WHEREAS, Black Creek is the provider and licensor of said software and maintenance;

WHEREAS, this agreement is to be paid for in line item A16104 54018 in the amount of \$18,849.15; now therefore, be it

RESOLVED, that the Support and License agreement be approved and effective January 1, 2016 through December 31, 2016.

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

Signed by Foley, McNabb-Coleman, Lattimore, Reginelli, Whitman, Baxter, Dennison, Farrell, Mahunik, Bennett, Vitale, and Pinckney, all in favor.

RESOLUTION NO. 42-16

1/26/16 IT AegisSoftwareAgreement

**AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN
THE RENEWAL AGREEMENT FOR ANNUAL SUPPORT AGREEMENT
AND LICENSE AGREEMENT FOR AEGIS SOFTWARE**

By: Chairman Government Ops

WHEREAS, the County requires annual maintenance and support for its Aegis software system;

WHEREAS, New World Systems is the provider and licensor of said software and maintenance;

WHEREAS, this agreement is to be paid for in line item A16104 54018 in the amount of \$16,640.00; now therefore, be it

RESOLVED, that the Support and License agreement be approved and effective January 1, 2016 through December 31, 2016.

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

Signed by Foley, McNabb-Coleman, Lattimore, Reginelli, Whitman, Baxter, Dennison, Farrell, Mahunik, Bennett, Vitale, and Pinckney, all in favor.

RESOLUTION NO. 43-16
1.26.16 IT DNN License Renewal
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE
TO SIGN A RENEWAL AGREEMENT WITH DotNetNuke CORPORATION
FOR SOFTWARE SUBSCRIPTION SERVICES.

By: Chairman of the Government Operations Committee
Chairman of the Ways and Means Committee

WHEREAS, Cayuga County's legacy website is migrating to a new platform utilizing DotNetNuke Corporations hosting platform; and

WHEREAS, Cayuga County's website will continue to be hosted on this platform; and

WHEREAS, Cayuga County has previously contracted with DotNetNuke Corporation for software subscription services to host the County website, NOW THEREFORE BE IT;

WHEREAS, this agreement is to be paid for in line item A16104 54018 in the amount of \$7,999.00; now therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to enter into a software subscription service agreement for \$7,999.00 with DotNetNuke Corporation for the period of 2/15/2015 thru 2/15/2017; 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 Foley, McNabb-Coleman, Lattimore, Reginelli, Whitman, Baxter, Dennison, Farrell, Mahunik, Bennett, Vitale, and Pinckney, all in favor.

RESOLUTION NO. 44-16
1-26-16 IT Professional Services Entre Renewal
MASTER SERVICES AGREEMENT BETWEEN CAYUGA COUNTY AND
ENTRE COMPUTER SERVICES, INC. AMENDMENT NO.1

BY: Chairman of the Government Operations Committee
Chairman of the Ways and Means Committee

WHEREAS, Cayuga County's Information Technology Department is staffed by Entre pursuant to contracts which commenced March 1, 2011; and

WHEREAS, the County desires to continue these services for an additional year; and

WHEREAS, the agreement will continue as detailed in the Agreement for the Master Services Agreement between Cayuga County and Entre Computer Services, Inc. Amendment No. 1; now therefore bet it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute the Agreement for the Master Services Agreement between Cayuga County and Entre Computer Services, Inc. Amendment No. 1, for the period of March 1st, 2016 – February 28th 2017.

Signed by Foley, McNabb-Coleman, Lattimore, Reginelli, Whitman, Baxter, Dennison, Farrell, Mahunik, Bennett, Vitale, and Pinckney, all in favor.

RESOLUTION NO. 45-16**1-26-16 COL Amend Fixed Asset Policy****AMENDING THE CAYUGA COUNTY FIXED ASSET POLICY NO. 60A**

BY: Hon. Ryan Foley, Chairman Government Operations

WHEREAS, the County Legislature has adopted numerous policies and procedures for conducting County business and others which are mandated by Federal and State governments; and

WHEREAS, the County wishes to amend the Fixed Asset Policy No. 60a, by adding section DISPOSITION OF SURPLUS ITEMS POLICY (VEHICLES) and adding to section DISPOSITION OF SURPLUS ITEMS POLICY (OTHER) the following wording The disposition of Computer related Equipment and Storage Media requires special handling and is detailed in county policy number 11. Computer Equipment and Storage Media Transfer, Reuse, Reassignment or Disposal Policy.
; now, therefore be it

RESOLVED, the County Legislature does hereby adopt the attached amended Fixed Asset Policy; and be it further

RESOLVED, that said amended policy number 60a in the County Policy Manual be distributed by the Clerk of the Legislature to all County Department Heads; and it is further

RESOLVED, that this resolution will take effect immediately upon adoption

CAYUGA COUNTY POLICY

60a Fixed Asset Policy

Subject: CAYUGA COUNTY PURCHASING POLICY REGARDING FIXED ASSETS

Effective Date: 1-26-16

Resolution No. 45-16

Supersedes Policy of: 9-25-12

Resolution No. 350-12

GENERAL COUNTY PROPERTY

The following policies and procedures document a fixed asset system designed to increase control over those assets for which the County has stewardship responsibility. The intent of these policies is to obtain accountability over our assets, provide centralized documentation for insurance purposes, meet financial reporting needs, and generate asset management information.

The Legislature gives the County Administrator the responsibility not only to purchase, but also to inventory, dispose of and/or transfer supplies, materials and equipment.

Each department head has the ultimate responsibility to conduct and maintain the individual inventory pertaining to that department. It is also the responsibility of the department head to evaluate on a continuing basis the suitability and need for materials, supplies and equipment. If they should become obsolete by reason of age, wear, or technical advancement or should become surplus, unnecessary for the operation of his/her department, the department should notify the Treasurer's Office with the details and condition of the item for swap or disposals. The Department then shall complete a work order to the Buildings department to have the item removed either by the County Auction or disposal.

TYPES OF ASSETS

There are four types of assets:

1. Fixed assets – all items valued more than \$5000
2. Inventoried assets – items less than \$5000 which are vital to county operations and are susceptible to theft.
3. Any Grant related equipment if the grant specifications require that the equipment be tracked or may need to be returned to the grantor at the end of the grant period.
4. Any equipment given to the County by the State or other source that meets the same specifications

Required for County purchased equipment.

All inventoried assets must be tagged unless their physical characteristics make tagging not practical.

All assets are recorded in a centralized database, in the County Treasurer's Office. The County Auditor will ensure each department has supplied documentation about such assets to the Treasurer's Office.

INVENTORY POLICY

Physical inventory of inventoried items will be done each year. The County Auditor will check the department for actual inventory against the centralized database on a three-year rotation with particular attention to disposals.

FIXED ASSETS

Fixed assets are defined as those properties the County of Cayuga retains more or less permanently, not for sale, but for utilization in the normal course of operations. Fixed assets will always imply tangible fixed assets. The general accepted practice, as in Cayuga County, is to record and report fixed assets at their historical acquisition cost. The cost of a fixed asset should include all expenses of transporting the asset to the proper location and placing it in the condition necessary for its intended use.

The County Auditor and the Administrator's Department staff will conduct periodic spot checks of fixed assets to verify accuracy of the County records and to assure county departments are prepared for New York State Auditors'.

Upon receipt of an asset valued over \$5,000.00 the County Auditor will issue a sequentially numbered inventory tag to be attached to the new asset. The department will receive a Pending Asset Worksheet, which must be completed and returned before receiving an inventory tag.

Each department has an assigned Inventory Manager who is responsible for tagging all new assets. Tags are necessary to provide positive identification of an asset; it also provides a quick and accurate method of identifying assets during the annual physical inventory. If a tag is lost or damaged the department inventory manager should contact the County Auditor for a replacement tag.

ASSETS ACQUIRED THROUGH CAPITAL PROJECTS

Projects in process will be recorded in the annual financial statements as Construction in Progress. They will not be added to the fixed asset schedules.

As projects are completed and ready for use they will be added to the fixed asset schedules from the Treasurer's Office.

DISPOSAL

Disposal shall be defined as: (Duties performed by the department.)

- A. Offering items to other municipalities, with the exception of vehicles.
- B. Acceptance and fulfillment of sealed bids received after an advertisement is placed in the designated newspapers in the form of a legal notice listing the items for sale
- C. Sale through a public auction, with the exception of vehicles.
- D. Trash removal
- E. Recycling

Any sale or transfer of vehicle will need to go through the Clerk of the Legislature Office as documents will need to be signed, insurance cancelled and plates turned in.

DISPOSITION OF SURPLUS ITEMS POLICY (VEHICLES)

The disposal of obsolete vehicles, trailers, anything that would require a signature on the title and is no longer used or needed by a County Department will be handled in the following manner:

Surplus items are any items that the County is no longer in need of. They may or may not have value.

All Title documents that require a signature will be processed by the Clerk of the Legislature.

1. Items with a value
 - A. All Vehicles/Trailers/Boats purchased, must be done by resolution. Vehicles/trailers that are being replaced by a new vehicle/trailer will be done by resolution with the following clause: RESOLVED, that one existing vehicle will be delivered to the Clerk of the Cayuga County Legislature for disposal upon receipt of a replacement vehicle. The Department Head must notify the Clerk of the Legislature of the year and VIN No. of the vehicle that will be sent to auction.
 - B. The Clerk of the Legislature will notify the Auction Vendor who is under contract with the county, who will take pictures and put on their auction site.
 - C. Vehicles/trailers that are sold at auction; the Clerk of the Legislature will remove them from the county insurance and when the check is received, make a copy and bring original to the County Treasurer's Office for processing.
 - D. Any vehicle/trailer that will be transferred to another department, must inform the Clerk of the Legislature and proper paperwork will be processed.
 - E. Any vehicle that the County Motor Pool states; fails to pass inspection or is otherwise determined by the motor pool to be taken out of service will be taken off the road, Motor Pool will notify the Department Head who's responsibility it is to then notify the Clerk of the Legislature who will put vehicle up for auction, they will not need to be declared surplus.
 - F. The Clerk of the Legislature will dispose of all Vehicles/trailers, boats, anything that would need a title signed, insurance cancelled or plates turned in. Any vehicle or equipment that requires a title to be signed either for transfer or sale will be handled by the Clerk of the Legislature Department.

DISPOSITION OF SURPLUS ITEMS POLICY (OTHER)

The disposition of Computer related Equipment and Storage Media requires special handling and is detailed in county policy number 11. Computer Equipment and Storage Media Transfer, Reuse, Reassignment or Disposal Policy.

The disposal of obsolete and /or surplus items such as furniture and office equipment no longer used or needed by a County Department will be handled in the following manner:

2. Items with a value of \$500 or more and a useful life of more than one year must be declared surplus by Board resolution.

Items considered to have no useful remaining life or a value of under \$5000 are to be submitted to the County Administrator with a copy to the Purchasing Director for review, before contacting the Buildings and Grounds Department to remove the items. The County Administrator will determine the proper disposal of these items.

3. When a board Resolution is required to declare an item surplus the request will be forwarded to the Ways and Means committee for review and approval to dispose of the item.
4. A list of items available for possible re-use will then be emailed to all County Departments, Towns, and Villages.
5. Any entity interested in the surplus items must make a written request to the County Administrator. The County Administrator will then authorize the transfer of the equipment.
6. Requested items will be approved and transferred on a first-come-first-serve basis. The requesting Department will be notified in writing and will be required to arrange to pick-up the items within 10 days.
7. The County Administrator will determine the best way to dispose of all the remaining items. The items will be disposed of by one of the following ways:
 - A. The items will be offered for sale to other municipalities
 - B. An advertisement will be placed in the designated newspapers in the form of a legal notice listing the items for sale. Sealed bids will then be received.
 - C. The surplus items will be sold through a public auction.
 - D. The surplus items will be disposed of in an appropriate manner.

1. A log of all surplus items and the disposition will be kept by Purchasing. In the event that a Department determines an item that was previous declared surplus is needed for use of the Department, the County Administrator is to be notified immediately. No departments are to "take back" items that have been processed as surplus without approval.

2. The department is responsible to notify the County Auditor of the surplus items to be removed from the Fixed Assets program.

Note: Policy shall be reviewed periodically by the Government Operations Committee, the Clerk of the Legislature, the County Administrator or his/her designee. Any revisions approved by the Legislature shall be distributed to departments by the Clerk of the Legislature.

Signed by Foley, McNabb-Coleman, Lattimore, Reginelli, Whitman, Baxter and Dennison, all in favor.

RESOLUTION NO. 46-16
1-26-16 COL Amend Policy use of Co.Equip
COMBINING POLICIES NO. 19 (EQUIPMENT POLICY) AND 19A
(PROHIBITING THE PERSONAL USE OF COUNTY EQUIPMENT),
INTO ONE POLICY, POLICY NO. 19 “PROHIBITING THE PERSONAL
USE OF COUNTY EQUIPMENT, (ATTACHED)

BY: Hon. Ryan Foley, Chairman Government Operations

WHEREAS, the County Legislature has adopted numerous policies and procedures for conducting County business and others which are mandated by Federal and State governments; and

WHEREAS, the County wishes to **Combine Policies No. 19 (Equipment Policy) and 19a (Prohibiting the Personal Use of County Equipment), into one policy, Policy No. 19 “Prohibiting the Personal Use of County Equipment, (Attached);** now, therefore be it

RESOLVED, the County Legislature does hereby adopt the attached amended Prohibiting the Personal Use of County Equipment, Policy No. 19; and be it further

RESOLVED, that said amended policy number 19 in the County Policy Manual be distributed by the Clerk of the Legislature to all County Department Heads; and it is further

RESOLVED, that this resolution will take effect immediately upon adoption.

Cayuga County Policy
Prohibiting the Personal Use of County Equipment
Policy No. 19

Policy No. 19

Adopted 1-26-16 – Resolution No. 46-16 Supersedes Policy of 3/23/10

Resolution No. 157-10 Policy No. 19a

Replaces Policy No. 19, Resolution No. 255-10 of 5-25-10 Equipment Policy

PROHIBITING THE PERSONAL USE OF COUNTY EQUIPMENT

WHEREAS, the Cayuga County Employee Handbook adopted March 2008 by Resolution No. 210-08, and as amended by Resolution No. 281-09 and Resolution No. 109-09 states at page 16: “Equipment Use: County owned or leased equipment, property are provided to county officers and employees for the conduct of County business. They are not provided for personal use or gain. Personal use of county equipment is strictly prohibited unless authorized by the IT Policy dated 1-26-16, No. 11 , sections 1 to 29, department head or in an emergency situation.”; and

WHEREAS, there is no corresponding provision or restriction contained in the Cayuga County Employee Handbook for Non-represented Employees; and

WHEREAS, the County wishes to clarify the County’s position on an employee’s use of County equipment; now, therefore be it

Resolved, that the County of Cayuga hereby adopt the following policy related to employee use of County equipment:

“County owned or leased equipment, property are provided to county officers and employees for the conduct of County business. They are not provided for personal use or gain. Personal use of county equipment is strictly prohibited unless authorized by the IT Policy dated 1-26-16, No. 11 , sections 1 to 29, department head or in an emergency situation.”

and, be it further

RESOLVED, that the use of County owned or leased equipment will not be a tax liability to the employees of Cayuga County.

Note: Policy shall be reviewed periodically by the Government Operations Committee, The Director of Information Technology and the Clerk of the Legislature. Any revisions approved by the Legislature shall be distributed to departments by the Clerk of the Legislature.

Signed by Foley, McNabb-Coleman, Lattimore, Reginelli, Whitman, Baxter and Dennison, all in favor.

RESOLUTION NO. 47-16

1-26-16 COL Amend-Add IT Policy No. 11

AMENDING THE CAYUGA COUNTY COMPUTER HARDWARE-SOFTWARE POLICY NO. 11, NEW POLICY NAME "INFORMATION TECHNOLOGY GOVERNANCE AND USER HANDBOOK FOR INFORMATION SECURITY" POLICY NO. 11 WITH SECTIONS 1-25.

BY: Hon. Ryan Foley, Chairman Government Operations

WHEREAS, the County Legislature has adopted numerous policies and procedures for conducting County business and others which are mandated by Federal and State governments; and

WHEREAS, the County wishes to amend the **Cayuga County Computer Hardware-Software Policy No. 11, New Policy Name "Information Technology Governance and User Handbook for Information Security" Policy No. 11 with sections 1-25**; now, therefore be it

RESOLVED, the County Legislature does hereby adopt the attached amended "**Information Technology Governance and User Handbook for Information Security" Policy No. 11 with sections 1-25** Policy; and be it further

RESOLVED, that said amended policy number 11 in the County Policy Manual be distributed by the Clerk of the Legislature to all County Department Heads; and it is further

RESOLVED, that this resolution will take effect immediately upon adoption.

Signed by Foley, McNabb-Coleman, Lattimore, Reginelli, Whitman, Baxter and Dennison, all in favor.

RESOLUTION NO. 48-16

1.26.16 COA FILL ASST CO ATTY rev3

AUTHORIZING THE COUNTY ATTORNEY TO FILL A VACANT ASSISTANT COUNTY ATTORNEY POSITION WITHIN THE COUNTY ATTORNEY'S OFFICE AND SETTING THE SALARY FOR THE SAME.

BY: Hon. Ryan Foley, Chairman, Government Operations Committee

Hon. Mark Farrell Chairman, Ways & Means Committee

WHEREAS, there will be one vacant position in the County Attorney's Department effective January 22, 2016; and

WHEREAS, the position of Assistant County Attorney (position control number SYS 002284) is important to the continued operation of the office; and

WHEREAS, there is existing money budgeted in the A14201-51001 line of the 2016 County Attorney budget, now therefore be it

RESOLVED, that the current salary for the Assistant County Attorney is \$72,984.00 (probationary salary \$68,367.00) for 2016 and for the salary is in the 2016 Cayuga County Compensation Plan Part IV under position control number SYS 002284; and be it further

RESOLVED, that the County Attorney is hereby authorized to fill the position of Assistant County Attorney (Position control SYS-002284), in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Foley, Baxter, Whitman, Farrell, Bennett, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 49-16

1-26-16 PB OLTestingFLInstituteFY16

AUTHORIZING THE CHAIR OF THE LEGISLATURE TO EXECUTE AN AGREEMENT BETWEEN THE FINGER LAKES INSTITUTE AND CAYUGA COUNTY FOR IMPLEMENTATION OF THE FY 2016 OWASCO LAKE AND STREAM MONITORING PROGRAM

By: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee

Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, the water quality of Owasco Lake is important to Cayuga County and its residents; and

WHEREAS, the Owasco Lake Watershed Management Plan recommended that the water quality of Owasco Lake and its tributaries be monitored; and

WHEREAS, the Owasco Lake Watershed Management Council (OLWMC) was incorporated to bring specific focus to strategic plans and actions to improve and protect the water quality of Owasco Lake and created a Watershed Inspection Committee (WIC) under the OLWMC and charged the WIC with the responsibility to align data collection and lake monitoring with watershed inspection program efforts; and

WHEREAS, Dr. John Halfman, of the Finger Lakes Institute ("FLI"), has proposed an Owasco Lake and Stream Monitoring Program for 2016 (the Project) which implements Owasco Lake monitoring initiatives in coordination with the work of the Owasco Lake Watershed Management Council and the Watershed Inspection Committee; and

WHEREAS, the total Project Cost is \$20,500 and the Planning & Economic Development Department's WQMA budget has \$22,000 available in FY 2016 budget item A87404-54059 specifically allocated for professional services and targeted research related to Owasco Lake and Stream monitoring; and

WHEREAS, Cayuga County deems it to be in the public interest and benefit to enter into an agreement to conduct this lake and stream monitoring on its main drinking water source; and

WHEREAS, the Finger Lakes Institute professional services proposal is considered a sole source procurement agreement for professional services in the context of the ongoing research and data collection conducted by Dr. Halfman and the Finger Lakes Institute on Owasco Lake and its major stream tributaries over a number of years; and

WHEREAS, Cayuga County is funding this Project on the behalf of, and as its contribution to, the Owasco Lake Watershed Management Council;

NOW, THEREFORE BE IT RESOLVED, by the Cayuga County Legislature as follows:

1. The Chair of the Legislature is authorized and directed to sign such documents as may be necessary to implement this Project so long as costs do not exceed the proposed Project cost of \$20,500; and
2. That the County Treasurer is hereby authorized to make the journal and accounting entries necessary to accomplish the administration of the Project; and
3. This resolution shall take effect immediately.

Signed by Pinckney, DeForest, Dennison, Didio, Farrell, Foley, Lattimore, Bennett, Mahunik, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 50-16

1-26-16 PB Senior Planner 2016

**AUTHORIZATION TO FILL THE POSITION OF SENIOR PLANNER WITHIN
THE PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
THROUGH PROMOTION OF INCUMBANT PLANNER**

By: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee
Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, the Planning Department budgeted for current staff in a Planner title to be promoted to the title of Senior Planner in the County FY2016 adopted Budget; and

WHEREAS, the promotion of the incumbent Planner to the Senior Planner title will reflect the added duties and expanded departmental and countywide responsibilities to be performed by the employee in FY2016 and going forward; and

WHEREAS, the County Administrator and Human Resources Department have reviewed and approved the Request to Fill Vacancies Form required for legislative action on the requested promotion; NOW, be it therefore

RESOLVED, that the Director of Planning be hereby authorized to fill the fully funded position of Senior Planner at 2016 CSEA Grade 27, 2nd Step (promotional) at an annual salary of \$57,396.00 based on a 37 ½ hour work week; 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 Pinckney, DeForest, Dennison, Didio, Farrell, Foley, Lattimore, Bennett, Mahunik, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 51-16

1/26/16 PT Fireworks Contract 1-16 Rev 2

**ACCEPTING A DONATION FROM THE FRED L. EMERSON FOUNDATION
TO ASSIST WITH THE COST OF THE ANNUAL FIREWORKS
DISPLAY ON JULY 3rd AT EMERSON PARK 2016-2018
AND TO PAY FOR SYMPHORIA TO PERFORM**

By: Hon. Benjamin Vitale, Chairperson, Public Works

By: Hon., Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, Cayuga County, through the Buildings and Grounds Department (Parks and Trails), provides a public event celebrating the Independence Day with a fireworks display and musical entertainment at Emerson Park on July 3rd; and

WHEREAS, the Cayuga County Parks and Trails Department has been awarded a grant from the Fred L. Emerson Foundation in the amount of \$37,500 to be used toward annual Independence Day fireworks displays in 2016-2018, with annual installments to be made in the amount of \$12,500; and

WHEREAS, a condition of the grant is that the funds must be used in partnership with the County's continued annual minimum funding of \$9,350 including \$1,850 for the musical entertainment, \$3,000 for the Sheriff's Deputies and \$4,500 toward the fireworks, providing for an annual \$17,000 (minimum) fireworks show; and

WHEREAS, funding of 2017 and 2018 is contingent upon submittal of a request to the Foundation for funding on or before March 1st of each year, along with a commitment by Cayuga County to maintain a minimum level of \$4,500 toward the fireworks expense, and

WHEREAS, the Buildings and Grounds Department (Parks and Trails) 2016 budget A71104-54074 (Department Expense) includes \$4,500.00 for the fireworks display and A71104-54059 (Professional Services) \$1,850 for musical entertainment and \$3,000 for Sheriff Deputies for this event; and

Whereas, the Fred L. Emerson Foundation has also volunteered to assume the expense of the musical performance by Symphoria at the July 3rd event; now therefore be it

RESOLVED, that the Cayuga County Legislature does hereby accept the generous charitable donation from the Fred L. Emerson Foundation in the amount of \$37,500 to be used to assist in funding the annual fireworks in 2016, 2017 and 2018; and be it further

RESOLVED, that the Buildings and Grounds Department (Parks and Trails) will seek proposals for the fireworks exhibition in accordance with the Cayuga County Purchasing Policy; and be it further

RESOLVED, that the Cayuga County Treasurer is directed to deposit the \$12,500 grant funds for 2016 into the Emerson Park Revenue Account # A71100-42705 (Gifts) and make budget adjustments to A71104-54074 (Department Expense) and any further journal and accounting entries necessary to carry out the intent of this resolution; and be it further

RESOLVED, that the Chairman of the County Legislature is hereby authorized to sign the 2016 agreement with the Emerson Foundation for assistance with funding of the fireworks, and apply for future funding in 2017 and 2018; and be it further

RESOLVED, that the Buildings and Grounds Department (Parks and Trails) is authorized to pay bills associated with the July 3rd event in an amount of \$9,350 as included in the 2016 budget; and be it further

RESOLVED, that Cayuga County accepts the offer of the Emerson Foundation to assume the expense of the performance of Symphoria at the July 3rd event; and be it further

RESOLVED, the Cayuga County Legislature hereby recognizes, appreciates and thanks The Fred L. Emerson Foundation for its continued support and generosity. Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, Mahunik, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 52-16
1/26/16 PT CCE Youth Fair Ag Museum 1 16
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO SIGN AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION
OF CAYUGA COUNTY (CCE) TO ALLOW THE 2016 YOUTH FAIR TO BE
HELD AT THE WARD W. O'HARA AGRICULTURAL MUSEUM AND
THE DR. JOSEPH F. KARPINSKI SR. EDUCATIONAL CENTER
AT EMERSON PARK IN JULY OF 2016

By: Hon. Benjamin Vitale, Chairperson, Public Works

WHEREAS, for past five years the CCE has held their annual youth fair at the Ward W. O'Hara Agricultural Museum located in Emerson Park; and

WHEREAS, CCE has requested to have the 2016 event at The Ward W. O'Hara Agricultural Museum and The Dr. Joseph F. Karpinski Sr. Educational Center at Emerson Park; and

WHEREAS, CCE has agreed to provide the necessary tents and set-up and removal expenses from external donations; and

WHEREAS, CCE and 4H agrees to provide staff, judges and insurance for the event, and

WHEREAS, the events over the last five years were very successful and well received; and

WHEREAS, CCE, a group of dedicated volunteers and the staff of the Agricultural Museum are hoping to build on the success of the last five years and have another family fun event; now, therefore, be it

RESOLVED, that the Cayuga County Attorney is hereby authorized and directed to work with CCE to develop an agreement acceptable to both parties; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign the agreement.

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli and Whitman, all in favor.

RESOLUTION NO. 53-16
1/26/16 PT Seasonal Help 1 16
AUTHORIZING THE HIRING OF SEASONAL STAFF FOR
THE PARKS & TRAILS DEPARTMENT FOR THE 2016 SEASON

By: Hon. Benjamin Vitale, Chairperson, Public Works

Hon. Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, it is necessary to hire additional seasonal staff at Emerson Park, Sterling Nature Center, Owasco Flats and the County Trails to accomplish the increased workload preparing for, during and after the summer season; and

WHEREAS, it is anticipated that in order to accomplish this extra work up to forty-nine (49) full-time equivalent seasonal positions will be needed, which will include: Fourteen (14) Laborers, eight (8) Lifeguards, three (3) Head Lifeguards, four (4) Maintenance Crew Leaders, twelve (12) Park Security Guards, one (1) Supervising Park Security Guard, one (1) Building Maintenance Mechanic, two (2) Building Maintenance Persons and four (4) Cleaners as recommended by the Committee or as otherwise provided by law; now, therefore, be it

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to hire up to forty-nine (49) full time equivalent seasonal positions as stated above, to be paid as follows:

Laborers	\$9.00/hr. (Minimum Wage)
Lifeguards	\$9.50/hr.
Head Lifeguards	\$10.25/hr.
Maintenance Crew Leaders	\$10.25/hr.
Park Security Guards	\$10.75/hr.
Supervising Park Security Guard	\$15.75/hr.
Building Maintenance Mechanic	\$16.25/hr.
Building Maintenance Persons	\$13.00/hr.
Cleaners	\$10.25/hr.

and be it further

RESOLVED, that the funding for the above-stated positions shall be paid from appropriated funds in the 2016 Parks & Trails Department Budget Account # A71101-51005, total not to exceed the budgeted amount of \$128,000.00.

Signed by Vitale, Baxter, Bennett, DeForest, Whitman, Farrell, Foley, Mahunik, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 54-16

Date: 1/26/16 PT Flowers 1 16

**AUTHORIZING THE PURCHASE OF FLOWERS FOR
THE VARIOUS FLOWERBEDS AT EMERSON PARK**

By: Hon. Benjamin Vitale, Chairperson, Public Works

By: Hon. Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, each year the park purchases flowers for the flowerbeds at Emerson Park and replaces other landscaping as needed; and

WHEREAS, part of operating a park is to make it attractive so that people want to visit; and

WHEREAS, Dickman Farms LLC has proven to be a good vendor over the years providing delivery, use of rolling carts and technical support at no charge to the park; and

WHEREAS, Emerson Park has \$3,300 in budget account A71104.54109 for General Landscaping to purchase flowers and other landscaping items; now therefore be it

RESOLVED, that the County Legislature hereby authorizes the Parks and Trails Department to purchase the flowers and related items for Emerson Park at a price not to exceed \$3,300; 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 Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, Mahunik, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 55-16
1/29/16 HWY NYSDOT MOU
AUTHORIZING THE CAYUGA COUNTY HIGHWAY SUPERINTENDENT TO
EXECUTE A MEMORANDUM OF UNDERSTANDING WITH NYSDOT

By: Hon. Benjamin Vitale, Chairperson, Public Works

By: Hon. Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County and NYSDOT each provide assistance to each other, this MOU will allow for service and/or materials valued up to \$10,000; and

Whereas, Cayuga County and NYSDOT desire to work efficient in Cayuga County; and

WHEREAS, the parties believe that a Memorandum of Understanding is warranted to set forth their agreement on the provision of a shared service agreement; and

RESOLVED, that the Cayuga County Highway Superintendent is hereby authorized and directed to enter into a Memorandum of Understanding which sets forth the guidelines for the provisions shared plowing services.

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, Mahunik, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 56-16
1.26.16 911 emend 387-15, est capital h 16-01rev2
AMENDING RESOLUTION 387-15 and AUTHORIZING THE CHAIRPERSON
OF THE LEGISLATURE TO SIGN A CONTRACT WITH SPILLMAN
TECHNOLOGIES INC. TO PROVIDE CAD, MAPPING, RECORDS
MANAGEMENT, AND AVL SERVICES TO PUBLIC SAFETY AGENCIES IN
CAYUGA COUNTY AND ESTABLISHING CAPITAL "H" PROJECT NO 16-01,
"911 EMERGENCY COMMUNICATIONS PROJECTS"

By: Hon. Patrick Mahunik, Chair Judicial & Public Safety

Hon. Mark Farrell, Chair Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently utilizes New World Systems for Computer Aided Dispatch, Records Management, Mapping, and Automatic Vehicle Locator (AVL) services, and

WHEREAS, resolution No. 387-15, AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN A CONTRACT WITH SPILLMAN TECHNOLOGIES INC. TO PROVIDE CAD, MAPPING, RECORDS MANAGEMENT, AND AVL SERVICES TO PUBLIC SAFETY AGENCIES IN CAYUGA COUNTY, authorized the Chairman of the Legislature to sign a contract with Spillman Technologies, Inc. for said services; and

WHEREAS, the County received funding through the Statewide Interoperable Communications Grant (SICG), in the amount of \$2,525,492.00 and funding through the 2013-14 PSAP Grant in the amount of \$584,234.00, which will fund several projects; projects include the Spillman Technologies Inc., CAD/RMS/Mobile project, approved by resolution 387-15, Intrado Telephone system upgrades, Motorola radio upgrades, as well as consultant fees associated with projects; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act ("SEQRA"), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the "Regulations") the County is required to make a determination with respect to

the environmental impact of any “action” (as defined by SEQRA) to be taken by the County and the approval of this resolution and undertaking the Project constitutes such an action; and

WHEREAS, the project will be 100% funded through the Statewide Interoperable Communications Grant (SICG) and PSAP 13-14 Grant monies to be streamlined through a new Capital “H” 16-01 (911 Emergency Communications Projects) for this purpose; and

WHEREAS, the Cayuga County Legislature desires to create Capital “H” Project No. 16-01 (911 Emergency Communications Projects) to fund several projects through Round 4 of the SICG and the Capital “H” Project No. 16-01; now therefore be it

RESOLVED, that Capital “H” Account No. 16-01 (911 Emergency Communications Projects) be created and established with the source of funding to be through the Statewide Interoperable Communications Grant (SICG), \$2,525,492.00, and from the PSAP 13-14 monies, \$584,234.00; and be it further

RESOLVED, The County hereby determines that the Project constitutes a Type II Action pursuant to Part 617.5(c)(2) of the Regulations and as such is not subject to review under SEQRA; and be it further

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a contract with Spillman Technologies Inc. for the amount of \$1,970,936.00 for the period of December 1, 2015 through November 30, 2023; and be it further

RESOLVED, that the Cayuga County Treasurer make all the necessary journal and accounting entries to accomplish the foregoing; and be it further

RESOLVED, that Resolution No. 387-15 is hereby amended accordingly.

Signed by Mahunik, Farrell, Lattimore, Pinckney, Reginelli, Bennett, Foley, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 57-16

1/26/16 EMO 2015 TRGP GRANT

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT
A NEW YORK STATE HOMELAND SECURITY TECHNICAL RESCUE GRANT
(TRGP) TO ENHANCE THE ALL HAZARDS TECHNICAL RESCUE
PREPAREDNESS AND RESPONSE CAPABILITIES OF CAYUGA COUNTY,
AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE
EMERGENCY MANAGEMENT 2016 BUDGET (A 3640) BY CREATING A
REVENUE AND A CONTRACTUAL LINE IN ORDER TO ACCEPT
AND EXECUTE THE PURPOSES OF THE GRANT.**

BY: Mr. Patrick V. Mahunik, Chairman, Judicial & Public Safety Committee, and
Mr. Mark D. Farrell, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services applied for and the County was granted \$99,070.00 in State Homeland Security funding targeted for all hazards Technical Rescue to enhance preparedness and response capabilities of Cayuga County by strengthening the County’s ability to plan for, train for, respond to, and recover from Technical Rescue related hazards, emergencies and disasters.

WHEREAS, the funds from this Grant will be utilized to strengthen and enhance the County's Technical Rescue capabilities through a comprehensive all hazards planning, training, response, mitigation and recovery approach, which will include purchasing equipment to strengthen the Technical Rescue all hazards response; Now therefore, be it.

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it further

RESOLVED, that the County Administrator is authorized to advertise for bids for equipment not listed on NYS OGS Contract; and be it further

RESOLVED, that the Chairman of the Legislature be authorized to enter into contracts with vendors in order to accomplish the goals and objectives set forth in the Grant Contract without further Legislative Action; and be it also

RESOLVED, the Cayuga County Treasurer's Office is hereby authorized and directed to create and amend the 2016 Emergency Management A3640 Budget in the following manner:

Create Revenue Account	A36470 44338	
	Homeland Security Technical Rescue 15	\$99,070.00
Create Contractual Account	A36474 54537	
	Homeland Security Technical Rescue 15	\$99,070.00

Signed by Mahunik, Farrell, Lattimore, Pinckney, Reginelli, Bennett, Foley, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 58-16

1/26/2016 EMO 2015 HMEP GRANT

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT A NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FY2015 REGIONAL HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT (HMEP) ON BEHALF OF CAYUGA, TOMPKINS, AND CORTLAND COUNTY EMERGENCY SERVICES TO ENHANCE HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS, MITIGATION, RESPONSE AND RECOVERY PROGRAMS AND CAPABILITIES IN CAYUGA, TOMPKINS AND CORTLAND COUNTY, AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE EMERGENCY MANAGEMENT 2016 BUDGET (A 3640) IN ORDER TO ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Patrick V, Mahunik, Chairman, Judicial & Public Safety Committee, and Mr. Mark D, Farrell, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services, Tompkins County Department of Emergency Response, and Cortland County Department of Emergency Response have been awarded a Regional FY2015 Hazardous Materials Emergency Preparedness Grant (HMEP) for \$19,370.00 by the United States Department of Transportation and the New York State Division of Homeland Security & Emergency Services to enhance hazardous materials preparedness, mitigation, response and recovery capabilities in Cayuga, Tompkins and Cortland County by strengthening each County's ability to prepare for, plan for, train for, respond to, and recover from hazardous materials emergencies, and;

WHEREAS, the funds from this Grant, as outlined in the grant guidance, will be utilized to strengthen and enhance each County's hazardous materials capabilities through an approved Hazardous Materials Crude Oil Exercise; Now therefore, be it.

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it further

RESOLVED, that the County Administrator is authorized to advertise for bids for equipment not listed on NYS OGS Contract; and be it further

RESOLVED, that the Chairman of the Legislature be authorized to enter into contracts with vendors in order to accomplish the goals and objectives set forth in the Grant Contract without further Legislative Action; and be it also

RESOLVED, the Cayuga County Treasurer's Office is hereby authorized and directed to amend the 2016 Emergency Management A3640 Budget to accommodate acceptance of this grant in the following manor;

Create Revenue Account	A36470 44339	2015 HMEP GRANT	\$19,370.00
Create Expense Account	A36474 54538	2015 HMEP GRANT	\$19,370.00

Signed by Mahunik, Farrell, Lattimore, Pinckney, Reginelli, Bennett, Foley, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 59-16

1/26/16 SHR CPS Incentive Grant

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO ACCEPT GRANT MONIES FROM THE NEW YORK STATE CHILD PASSENGER SAFETY (CPS) GRANT PROGRAM AND THE TREASURER'S DEPARTMENT TO AMEND THE 2016 LAW ENFORCEMENT BUDGET

BY: Hon. Patrick Mahunik, Chair, Judicial and Public Safety Committee, and
Hon. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Sheriff's Office applied for and was awarded a \$3,800.00 Child Passenger Safety Grant from the National Highway Traffic Safety Administration through the New York State Governor's Traffic Safety Committee; and

WHEREAS, all expense has been approved through the Grant which is 100% funded; now therefore be it

RESOLVED, that the 2016 Cayuga County Sheriff's Law Enforcement Operating Budget be amended to allow the following changes: An increase in the Revenue Line A31100 44390 Traffic Enforcement of \$3,800.00 and an increase in the Expenditure Account A31100 54244 Grant Expense of \$3,800.00: and be it

RESOLVED, that the Cayuga County Sheriff's Office be allowed to purchase child safety seats and necessary items to effect this 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 Mahunik, Farrell, Lattimore, Pinckney, Reginelli, Bennett, Foley, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 60-16
1/26/16 SHR NYSSA Traffic Grant
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ACCEPT
A GRANT FROM THE NEW YORK STATE SHERIFFS' ASSOCIATION'S
SHERIFFS' COOPERATIVE TRAFFIC SAFETY INITIATIVE

BY: Hon. Patrick Mahunik, Chair, Judicial and Public Safety Committee, and
Hon. Mark Farrell, 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 Office qualified for the Grant in the amount of \$10,000.00 for overtime wages only; 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 2016 Operating Budget, Revenue Account Line A31100 44390 (Fed Aid – Traffic Enforcement Gr) needs to be increased in the amount of \$10,000.00, and that the Salary Line A31101 51003 (Salary Overtime) be increased in the amount of the Grant (\$10,000.00): 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 Mahunik, Farrell, Lattimore, Pinckney, Reginelli, Bennett, Foley, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO: 61-16
Date: 1/26/16 SHR Fill Patrol Vacancy
AUTHORIZE THE SHERIFF TO FILL ONE VACANT DEPUTY SHERIFF
POSITION IN THE LAW ENFORCEMENT DIVISION OF
THE CAYUGA COUNTY SHERIFF'S OFFICE.

By: Hon. Patrick Mahunik, Chair, Judicial & Public Safety Committee
Hon. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, a vacancy in the Cayuga County Sheriff's Department Law Enforcement Division has occurred due to the retirement of a Deputy Sheriff (Position Control No. 001920-SYS) effective January 30, 2016; and

WHEREAS, the services provided by the position of Deputy Sheriff are critical for smooth and efficient operations of the Sheriff's Office Law Enforcement Division and maintaining safety and well-being in Cayuga County; and

WHEREAS, this position is clearly designated and accepted in the 2016 Cayuga County Sheriff's Law Enforcement Budget Line - Salaries Full Time (A31101 51001); now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill one Deputy Sheriff position; and be it further

RESOLVED, the employee hired will be placed at the appropriate step within the Deputy Sheriff's Police Association Compensation Plan for 2014-2016; and be it further

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

Signed by Mahunik, Farrell, Lattimore, Pinckney, Reginelli, Bennett, Foley, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 62-16

1.26.16 COA support financial support of indigent defense services rev4 RESOLUTION CALLING ON THE STATE TO DEVELOP A 100 PERCENT STATE FUNDED INDIGENT LEGAL DEFENSE SYSTEM AS A WAY TO PROVIDE MANDATE RELIEF AND LOWER PROPERTY TAXES

BY: Hon. Patrick Mahunik, chair Judicial and Public Safety Committee

Hon. Mark Farrell, chair Ways and Means Committee

WHEREAS, the United States Supreme Court held in *Gideon v. Wainwright* that the right to counsel for one charged with a crime is fundamental and that it is the state's responsibility to supply lawyers for those unable to afford them; and

WHEREAS, in 1965 the State of New York delegated this state responsibility to the counties; and

WHEREAS, the decision to entrench responsibility at the county level in the State of New York has resulted in a system by which the County and local property taxpayers are burdened with the vast majority of the cost of this state responsibility; and

WHEREAS, the shift of costs for this state mandated service has become so imbalanced that the counties of New York now cover more than 80% of the cost burden; and

WHEREAS, implementation of the constitutional right to counsel under *Gideon* is a state, not county, obligation; and

WHEREAS, in 2006 the Kaye Commission on the Future of Indigent Defense Services declared that the New York State System of County-Delivered Indigent Services is in crisis and urged the expeditious establishment of an Independent Public Defense Commission; and

WHEREAS, the State of New York and multiple counties are now defendants, and recently entered into a settlement, in the matter of *Hurrell-Harring, et al. v. State of New York*, a systemic lawsuit similar to many that have been successful across the country seeking to transform the indigent legal defense system; and

WHEREAS, the settlement will have a profound fiscal impact on the state and each and every county therein; and

WHEREAS, the state can both comply with its obligations under the settlement and significantly improve the public defense system by establishing a 100 percent state funded indigent legal defense program; and

WHEREAS, such a state funded system would relieve the counties of this state of the burden imposed upon them since 1965 and

WHEREAS, Senator John. DeFrancisco on January 4, 2016 sponsored a bill (attached), that was previously introduced by Assembly member Patricia Fahy(A.6202B/S.6341) which would require the State, not the counties, to incrementally take over payment for such service; and

WHEREAS, this systematic change would directly lead to improvements to this vital service for residents in need, and provide meaningful fiscal mandate relief for counties and real property taxpayers; and

WHEREAS, the Cayuga County Judicial and Public Safety Committee approves of the Bill introduced by Senator John. DeFrancisco, entitled "AN ACT to amend the county law and the executive law, in relation to indigent defense services.", and recommends that the Cayuga County Legislature express its support for the actions of Senator John. De Francisco in sponsoring the Bill; and

WHEREAS, the Judicial and Public Safety Committee supports legislation to ensure full state funding for increased county costs related to arraignment at first appearance, or any other state imposed changes to indigent legal services; now therefore be it

RESOLVED, that the Cayuga County Legislature calls upon the State of New York and Governor Cuomo to create a 100 percent state funded indigent legal defense and relieve the counties of this state of the burden imposed upon them since 1965; and be it further

RESOLVED, that the Cayuga County Legislature calls upon the State of New York and Governor Cuomo, to support Senator John. De Francisco and the Bill entitled: "AN ACT to amend the county law and the executive law, in relation to indigent defense services."; and be it further.

RESOLVED, that the Cayuga County legislature further supports legislation to ensure full state funding for increased county costs related to arraignment at first appearance, or any other state imposed changes to indigent legal services

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to forward a certified copy of this Resolution to the Legislature and Boards of Supervisors of each of New York State's Counties, the New York State Association of Counties, Senator John DeFrancisco, Senator Michael Nozzolio, Senator James L. Seward, Assemblyman Gary Finch, and Assemblyman Robert Oaks.

Signed by Farrell, Didio, Foley, McNabb-Coleman, and Vitale, all in favor.

Motion by Bennett to go into executive session at 6:28PM, 2nd by Foley, all in favor.

EXECUTIVE SESSION: re: Collective negotiations pursuant to article fourteen of the civil service law

Motion by Foley to come out of executive session at 6:48PM, 2nd by Bennett, all in favor.

Motion by Foley to adjourn at 6:48PM, 2nd by Farrell, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
February 23, 2016 at 6:00PM**

CALL TO ORDER: Hon. Keith Batman, Chairman called the meeting to order at 6:03PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislators present

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:
Ann Hlywa Kinal friend of Legislator Tim Lattimore

PROCLAMATION:

Dale (Caveman) Wilson Day in Cayuga County, Sunday, February 14, 2016

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. **Budelmann says he was elected District Attorney to protect this community and it is something he takes seriously. He says the top priority has always been prosecuting violent felonies and crime. He says while prosecuting narcotics cases they found many drug dealers were collecting public assistance benefits. He says basically the people they were going after were stealing from tax payers and those who are in need. He says they felt strongly that something needed to be done about it. He says we compel tax payers to give their hard earned money to the government so we therefore have an obligation to protect it. He says that the tax dollars should be valued and appreciated. He says he has heard we should reject the grant because there is no need and there is already a system in place to combat this fraud. He says this system is not new and the plan to screen out fraud has been in place for years. He says while case integrity does a good job of screening applicants it is ineffective in stopping the types of fraud they actually prosecute with the program. He says the fact is that last year they prosecuted over 100 cases that were missed in the screening process. He says that it is impossible to believe that drug dealers during an intake interview with DSS will disclose undocumented income and therefore be barred from benefits. He says at the last meeting Sinclair claimed that the program lost \$20,000 and he simply disagrees. He says Sinclair chooses to ignore \$62,000 in DSS billings that were generated in 2015. He says the fact that DSS refused to pay their bill in 2015 does not mean it was not earned. He discusses the legislature being tasked with ways to bring in revenue to our budget. He says the grant brings in \$321,000 dollars over the next three years. He says that there are no more applications, it is a three year cycle that we are guaranteed and if we refuse it we cannot reapply until 2018. He says if the grants accepted they**

will be applying for additional grants and working through those issues with DSS over their payments. He says those revenues should cover the cost of the program for the remainder of the year. He says they can reexamine all of the funding issues in May or June and shut down this program without a single Cayuga County tax dollar being spent. He says this grant is in use in over 29 counties in NYS. He says every one of those counties that was fortunate to get this grant has accepted and implemented it. He says over the history of this grant since 2004 not a single county has rejected it. He asks why we would be the only county not to accept \$107,000 to help us prosecute crime in Cayuga County. He says this should not be a political issue. He says in his two decades with the county he has not heard of a single time that we have rejected a grant. He says it costs the county nothing to accept this grant but it will cost the county \$35,000 if we refuse it. He says he would consider any option such as cutting revenue expenditures under the grant to accept the grant.

Rosenkranz (Assistant District Attorney) says he was fired at 5:00PM this afternoon. He says he is the prosecutor who dealt with the CARP prosecutions in the county. He says he was available all day today to answer any questions anyone had about the grant. He thinks that a lot of misinformation has been spread about this that we are trying to demonize these low income people and give them criminal histories.

He says they have worked hard a case by case basis to evaluate them all. He comes with a message of hope and optimism. He thinks there are enough people here who come open minded and understand what Budelmann just said that this grant is a gift. He says criminal prosecution is not supposed to be profitable and their job is to do the right thing. He says prosecuting public assistance fraud and large scale tax frauds is the right thing. He is optimistic that tonight this chamber will do the right thing.

Brian Bauersfeld was a former employee of the DA's office as a prosecutor of welfare and public assistance fraud. He thinks another misconception is that this is deemed to be a grant solely targeted at people committing welfare fraud. He says this is a crime against revenue prosecution which includes a number of areas that people are stealing money and abusing hard earned tax dollars. He says as a resident and tax payer of this community he has a huge problem with the grant being denied. He says the other issue he has with this is when he was here in the exact same position a couple of years ago the legislature asked for the DA to find funding from the state. He says they did and they received it. He says not only did they receive it but we were one of the smallest counties to ever receive the grant. He says it would be a horrible mistake to make a hasty decision and turn away funding.

MINUTES: For Approval: 1-26-16 – Motion by Bennett, 2nd Pinckney, all in favor.

CCC REPORT: Dr. Brian Durant – Attached

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Didio announces that the Owasco Watershed Lake Association will have a March to Lake Day which will be held March 5th. He says it will be at Auburn Public Theatre. He says there are 3 presenters and they are a great combination of speakers. He says OWLA is requesting the legislature to come and learn a little bit about the water quality of Owasco Lake. He says Alcohol and Substance Abuse Committee continues to look for answers to the problems that we are facing today.

Lattimore discusses NYSAC and the governor's revision on the energy highway. He thinks we are positioned very well to accept some of those monies that are coming down. He says CCPUSA Board secured proposals for energy sector legal counsel from Duncan, Weinberg, Genzer and Pembroke, a well-respected D.C. law firm specializing in municipal electrical utilities. He says CCPUSA authorized a legal service agreement with an initial retainer of \$5,000 dollars to develop a petition to the NYS Public Service Commission related to activities similar to developing a community net metering program. He says he participated in the high school heroin awareness.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair – Attached

CHAIR REPORT: Keith Batman –

Batman attended the HEAL program at Hoopes Park. He says he went to the Auburn Rotary Club. He mentions the capital planning budget and broadband communication committees are moving forward. He says they hope to accomplish significant things coming forward. He mentions to legislators that if there are specific areas of interests or events in the county where they would like to hold a committee meeting to come forward with those ideas. He says that negotiations in several areas are progressing.

Motion by Didio on appointments, 2nd by Bennett, all in favor.

APPOINTMENTS AND REAPPOINTMENTS:**Cayuga County Environmental Health Variance Committee:**

James Beckwith, 133 Burtis Point Rd., Auburn, NY 13021, term 1-1-16 to 12-31-18

Cayuga County Fire Advisory Board:

Thomas Young, 9338 Oakland Rd., Weedsport, NY 13166, Term -1/1/16 to 12/31/16

Dan Baldwin, 3331 Baldwin Rd., Cato, NY 13033, Term -1/1/16 to 12/31/16

Christopher Lawton, 35 Old State Rd., Fleming, NY 13021, Term -1/1/16 to 12/31/16

Pat Burns, 10 Ketchell St., Auburn, NY 13021, Term -1/1/16 to 12/31/16

Doug LaFave, 1179 Genoa Locke Townline Rd., Locke, NY 13092, Term – 1/1/16 to 12/31/16

Corey Rooker, 15 River St., Port Byron, NY 13140, Term – 1/1/16 to 12/31/16

Larry Dygert, PO Box 279, 10484 Jordan Rd., Jordan, NY 13080, Term – 1/1/16 to 12/31/16

Tuesday, February 23, 2016

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Steven Orchard, 6198 Lake St., PO Box 116, Cayuga, NY 13034, Term – 1/1/16 to 12/31/16

Mark Strong, 2497 Rockefeller Rd., Moravia, NY 13118, Term – 1/1/16 to 12/31/16
Gretchen Wiggins, 12237 Old State Rd., Cato, NY 13033, Term – 1/1/16 to 12/31/16

Cayuga-Cortland Workforce Development Board:

Steven Woodard, 108 W. Main St., Cortland, NY 13045, term 1-1-16 to 12-31-18
Diane Piscioti, 2 Hidden Brook Way, Auburn, NY 13021, term 1-1-16 to 12-31-18

Cayuga County Planning Board

Terms are for Chair, Vice Chair and Secretary January 1 to December 31, 2016

Chairman – Town of Ira, Slade Cox, 12318 Farnam Rd., Cato, NY 13033
Vice-Chairman - Village of Moravia, Paul Nelson, 90 South Main St., Moravia, NY 13118
Secretary – Village of Port Byron, Darrin Rooker, 73 Green St., Port Byron, NY 13140

Motion by Didio, 2nd by Dennison, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

1. Received a thank you from the Central New York Chapter, Association for Talent Development for Cayuga County's Proclamation celebrating "Employee Learning Week"
2. Acknowledgement received from the State of New York Senate, Senator John DeFrancisco and Senator James Seward for Cayuga County's Resolution re: Indigent Legal Defense System.
3. Received an adopted Resolution from the Town of Venice, "Local Transportation Funding".

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 2-23-16**

RESOLUTION NO. 63-16

2/23/16 APAudit February 2016 (A)

**AUTHORIZING THE COUNTY TREASURER TO PAY JANUARY 12-25, 2016
AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **February 23, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$1,381,350.33, 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 15, 2015.

Signed by Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 64-16
2/23/16 AP Audit February 2016 (B)
AUTHORIZING THE COUNTY TREASURER TO
PAY JANUARY 26-FEBRUARY 8, 2016 AUDIT OF CLAIMS

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **February 23, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$799,561.80, 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 15, 2015.

Signed by Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 65-16
2-23-16 RPS Niles Joint Services Agreement
AUTHORIZING THE CHAIR OF THE LEGISLATURE TO SIGN A JOINT
SERVICES AGREEMENT WITH THE TOWN OF NILES FOR OPTIONAL
COUNTY ASSESSMENT SERVICES PURSUANT TO RPTL 1537

BY: Mark Farrell, Chair, Ways & Means Committee

WHEREAS, the Town of Niles currently has a vacancy in the position of Town Assessor; and

WHEREAS, under NYS Real Property Tax Law (“RPTL”) Section 1537, an assessing unit (town) and a county shall have the power to enter into, amend, cancel and terminate an agreement for appraisal, exemption or assessment services, and such agreement shall be considered an agreement for the provision of a “joint service” pursuant to NYS General Municipal Law Article 5-G (hereinafter, the “Joint Services Agreement”); and

WHEREAS, the Town of Niles adopted Resolution No. 2015-201 on December 30, 2015 which was subject to a permissive referendum, authorizing the negotiation of a Joint Services Agreement in accordance with RPTL Section 1537 with the County and the County’s Real Property Tax Service Office to provide these joint services to the Town; and

WHEREAS, the Parties are desirous of entering into a Joint Services Agreement and have put forth the attached terms and conditions, which require a majority vote of the Niles Town Board and Cayuga County Legislature for the period February 23, 2016 thru September 30, 2019, unless sooner terminated; and

NOW, THEREFORE BE IT

RESOLVED, that the Chair of the Cayuga County Legislature is hereby authorized and directed to execute and any all documents required to implement the Joint Services Agreement between the Town of Niles and Cayuga County.

Signed by Farrell, Bennett, Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 66-16
2/23/16 COA Municipal Insurance Adjustment
AUTHORIZE THE COUNTY TREASURER TO TRANSFER FUNDS WITHIN
THE 2016 BUDGET IN ORDER TO PROVIDE NECESSARY FUNDING FOR
THE COUNTY'S MUNICIPAL INSURANCE PREMIUM.

BY: Hon. Mark Farrell, Ways & Means Committee.

WHEREAS, the 2016 Budget includes funds appropriated for County wide Municipal insurance; and

WHEREAS, the budgeted amount for 2016 is not adequate to pay the annual premium provided by Eastern Shores Associates; and;

WHEREAS, the budgeted premium was \$559,824 and the current premium amount in \$578,194; and

WHEREAS, the premium amount can fluctuate slightly during the year based on equipment that is added or removed from the policy; and

WHEREAS, funds are available in account A99005 54607, Contribution to Other Funds, that can be transferred to pay the additional premium needed; NOW THEREFORE BE IT

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

Increase	A10144 54131	Insurance	\$20,000
Decrease	A99005 54607	Contribution to Other Funds	\$20,000

Signed by Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 67-16
2/23/16 OFA NewsletterBid16rev
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO AWARD
THE BID FOR THE PRINTING OF THE CAYUGA COUNTY
OFFICE FOR THE AGING SENIOR NEWS & VIEWS NEWSLETTER
AND TO SIGN CONTRACT FOR SERVICE.

BY: Joseph Bennett, Chair, Health & Human Services Committee, and Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the Cayuga County Office for the Aging publishes a quarterly newsletter for the benefit of 5,000 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, two quotes were received as follows:

	2016
Wayuga Printing	\$ 955.77/qtr
Jacobs Press	\$1,196.84/qtr

Now, therefore, be it

RESOLVED, that the quote for the printing of the Senior Citizen newsletter be awarded to Wayuga Printing, Inc., PO Box 199, 6784 Main Street, Red Creek, NY for the period of March 1, 2016 through December 31, 2016; and be it further

RESOLVED, to authorize the Chairman of the Legislature and the Director of Office for the Aging to sign the agreement with Wayuga Printing to provide newsletter services. Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 68-16
2-23-16 HD Create & Fill P-T Rabies Coordinator
AUTHORIZING THE DIRECTOR OF PUBLIC HEALTH TO CREATE
AND FILL A P-T RABIES COORDINATOR POSITION
WITHIN THE HEALTH DEPARTMENT

BY: Joseph Bennett, Chairman of the Health & Human Services Committee
 Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, there exists in the Environmental Health Division of the Health Department a need to provide rabies exposure case management and education services as a mandated service; and

WHEREAS, the Public Health Director wishes to create and fill a part-time Rabies Coordinator within the Environmental Services Division; NOW, THEREFORE, BE IT

RESOLVED, that the Public Health Director be authorized and directed to create & fill the PT Rabies Coordinator position in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga; and be it also

RESOLVED, that the Cayuga County Treasurer be authorized to transfer \$6,000 in the 2016 Health Department budget from account A40104 54123 to account A40101 51002; and be it also

RESOLVED, that the charges for these services be paid from Account #A40101 51002 of the 2016 Health Department Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 69-16
2-23-16 HD Create & Fill PT Lactation Peer Counselor WIC
AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO CREATE
& FILL A PT LACTATION PEER COUNSELOR POSITION
IN THE HEALTH DEPARTMENT'S WIC PROGRAM

BY: Joseph Bennett, Chairman of the Health & Human Services Committee
 Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, one of the mandated services of the NYS WIC Program is to further promote breast feeding among WIC participants by utilizing the services of a Part-Time Lactation Peer Counselor position to, among other duties, assist in teaching breastfeeding classes within the WIC program, provide information on additional sources of help for the breastfeeding mother, and participate in peer support groups; and

WHEREAS, the State requires all WIC Programs to have at least two Part-Time Lactation Peer Counselors on staff to allow the agencies to extend their hours and allow for more flexibility in coverage of the aforementioned duties; and

WHEREAS, the Public Health Director wishes to create and fill another part-time Lactation Peer Counselor in the WIC Program; and

WHEREAS, these positions are 100% funded through the WIC Program Grant; NOW, THEREFORE, BE IT

RESOLVED, that the Public Health Director be authorized and directed to create & fill the PT Lactation Peer Counselor position in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga; and be it also

RESOLVED, that as these positions are 100% funded through the WIC Program Grant, if funding ceases, the positions will be abolished.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 70-16

**2-23-16 HD CNY Care Collaborative & Finger Lakes Preferred Provider System
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE PUBLIC
HEALTH DIRECTOR TO ENTER INTO AN AGREEMENT WITH CNY CARE
COLLABORATIVE & FINGER LAKES PREFERRED PROVIDER SYSTEM FOR
DSRIP RELATED INITIATIVES**

BY: Joseph Bennett, Chairman of the Health & Human Services Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Health Department participates in DSRIP initiatives; and

WHEREAS, the Health Department wishes to contract with two DSRIP coordinat-
ing agencies, CNY Care Collaborative & the Finger Lakes Preferred Provider System; and

WHEREAS, by contracting with these two DSRIP agencies the Health Department
may then be allowed to receive reimbursement for any activities related to DSRIP initia-
tives; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Public Health Director be
allowed to enter into contracts with CNY Care Collaborative and Finger Lakes Preferred
Provider System.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman,
Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 71-16

**2-23-16 HD Amendment to Certified Resolution 251-13
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
& THE DIRECTOR OF PUBLIC HEALTH TO EXTEND THE CANCER
SERVICES PROGRAM INFRASTRUCTURE GRANT BY 6 MONTHS
CHANGING IS COMPLETION DATE FROM MARCH 31, 2018 TO
SEPTEMBER 30, 2018 AND ACCEPT ANY ADDITIONAL FUNDS
ASSOCIATED FOR THE CANCER SERVICES PROGRAM.**

BY: Joseph Bennett, Chairman of the Health & Human Services Committee

BY: Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the New York State Department of Health has awarded the Health
Department funds to participate in the Integrated Cancer Services Program for which the
Cayuga County Health Department will 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, the initial infrastructure contract was for the nine-month period of July
1, 2013 – March 31, 2014, for \$82,500, and renewable annually beginning April 1, 2014
through March 31, 2018; and

WHEREAS, New York State Department of Health wishes to extend the infrastruc-
ture grant by a period of 6 months, making the completion date for the grant September
30, 2018; NOW THEREFORE BE IT

RESOLVED, that the Chairman of the Cayuga County Legislature and the Public Health Director be allowed to enter into a six month contract extension with NYSDOH for infrastructure costs associated with the Cancer Services Program from April 1, 2018 through September 30, 2018; and be it further

RESOLVED, the Public Health Director be allowed to accept accompanying funding in the amount of \$55,000; be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries in the Health Department's 2018 budget to accomplish the same along with any COLA funds relative to this program.
Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 72-16

**2-23-16 HD COLcombine bureau vital stat districts rev
AUTHORIZING THE CAYUGA COUNTY LEGISLATURE TO APPROVE THE
REQUEST OF THE TOWN OF AURELIUS AND THE VILLAGE OF CAYUGA
TO CONSOLIDATE THE TOWN OF AURELIUS AND VILLAGE OF
CAYUGA INTO ONE PRIMARY VITAL STATISTIC REGISTRATION
DISTRICT OF THE TOWN OF AURELIUS**

By: Hon. Joseph Bennett, Chair Health & Human Services Committee

WHEREAS, that the Registrar of Vital Statistics of the Town of Aurelius and the Village of Cayuga have each passed the appropriate resolutions to enter into an agreement to consolidate the Town of Aurelius and Village of Cayuga into one primary vital statistic registration district of the Town of Aurelius (attached) ; and

WHEREAS, that in accordance with Section 4120.2(a) of the Public Health Law the action of the Town of Aurelius and the Village of Cayuga to consolidate the Town of Aurelius and Village of Cayuga into one primary vital statistic registration district of the Town of Aurelius is subject to the approval of the Cayuga County Legislature and the New York Commissioner of Health; and

WHEREAS, that the Cayuga County Health and Human Services Committee has review the requests and recommends to the Cayuga County Legislature that it approve the request of the Town of Aurelius and the Village of Cayuga to consolidate the Town of Aurelius and Village of Cayuga into one primary vital statistic registration district of the Town of Aurelius, subject to the approval of the New York Commissioner of Health; now therefore be it

RESOLVED, that upon the request of the Town of Aurelius Primary Registration District and the Village of Cayuga primary registration district, the Cayuga County Legislature does hereby approve the consolidation and combination of the Town of Aurelius Primary Registration District and the Village of Cayuga Primary Registration District into one Town of Aurelius Primary Registration District; and be it further

RESOLVED, that the Clerk of the Legislature be, and the same is hereby directed to send a certified copy of this resolution to the New York State Commissioner of Health, the Clerk of the Town of Aurelius, the Supervisor of the Town of Aurelius, the Mayor of the Village of Cayuga, the Cayuga County Attorney, and the Cayuga County Health Director.

Signed by Bennett, Baxter, McNabb-Coleman, and Whitman, all in favor.

RESOLUTION NO. 73-16
2-23-16 MH Fill Therapist 2.2016
AUTHORIZING THE FILLING OF ONE THERAPIST POSITION
AT THE COMMUNITY MENTAL HEALTH CENTER

By: Mr. Joseph Bennett, Chair, Health and Human Services Committee, and
Mr. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, there is a Staff Social Worker position (#3404) vacant as the result of a retirement; and

WHEREAS, a NYS licensed Masters level position is necessary to maintain services at the Community Mental Health Center; and

WHEREAS, the department has determined that the duties of that position could be filled by a Staff Social Worker (CMH) or by a Community Mental Health Professional; and

WHEREAS, either title will generate fee for service revenue in excess of the total cost of the position; now, therefore, be it

RESOLVED, that the Director of Community Services be authorized and directed to fill the position of Staff Social Worker (CMH) or Community Mental Health Professional under the terms of this resolution and in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 74-16
2-23-16 MH Univ New England Agreement 2016
AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF COMMUNITY SERVICES TO ENTER
INTO AN AGREEMENT WITH THE UNIVERSITY OF NEW ENGLAND
SCHOOL OF SOCIAL WORK

BY: Mr. Joseph Bennett, Chair, Health and Human Services Committee
Mr. Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the Cayuga County Community Mental Health Center and University of New England School of Social Work are mutually desirous of providing for the establishment, direction and operation of a fieldwork experience to aid in the clinical educational experiences requisite to Social Work graduate students; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to enter into the attached agreement with University of New England School of Social Work.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 75-16
2/23/2016 MH CreateFillNPP2.2016
AUTHORIZE THE CREATION AND FILLING OF TWO PSYCHIATRIC
NURSE PRACTITIONER POSITIONS AT THE COMMUNITY
MENTAL HEALTH CENTER

By: Mr. Joseph Bennett, Chair, Health and Human Services Committee, and
 Mr. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, two contracted Psychiatric Nurse Practitioners left the department in December 2015; and

WHEREAS, the title provides direct care to Cayuga County residents with severe mental illnesses and is necessary to meet the needs of the community; now, therefore, be it

RESOLVED, that two Psychiatric Nurse Practitioner positions be created and placed within Part I of the Cayuga County Compensation Plan under Mental Health at pay grade 70, and be it further

RESOLVED, that the Director of Community Services be authorized and is hereby directed to fill two Psychiatric Nurse Practitioner positions in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 76-16
2-23-16 MH Day Auto2.2016
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF COMMUNITY SERVICES TO SIGN A SERVICE
CONTRACT WITH DAY AUTOMATION FOR THE MAINTENANCE OF THE
BUILDING AUTOMATION AND SECURITY SYSTEMS INSTALLED
AT THE COMMUNITY MENTAL HEALTH CENTER

BY: Mr. Joseph Bennett, Chairperson, Health and Human Services Committee
 Mr. Mark Farrell, Chairperson, Ways and Means Committee.

WHEREAS, a security system was installed during construction of the Community Mental Health Center located at 146 North Street, Auburn for CCTV on the exterior of the building and electronic locks throughout the building; and

WHEREAS, the County did not choose to enter into a service agreement following installation; and

WHEREAS, the value of these systems has been demonstrated numerous times, however the lack of updates and maintenance has caused operational difficulties and it is imperative that the department have functional security systems; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Community Services enter into a service agreement with Day Automation at a cost of \$1,995 for a period of one year commencing March 1, 2016.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 77-16

2-23-16 MH hillside agreement 2016

**AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF COMMUNITY SERVICES TO RENEW AN
AGREEMENT WITH HILLSIDE CHILDREN'S CENTER, INC.
TO PROVIDE CUSTOMIZED SKILL BUILDING SERVICES**

BY: Mr. Joseph Bennett, Chair, Health and Human Services Committee, and
Mr. Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the Community Mental Health Center of Cayuga County serves a number of high-risk individuals with specific individual needs; and

WHEREAS, Hillside Children's Center, Inc. has a specialized program to serve youth, known as Customized Skill Building Services; and

WHEREAS, the Community Mental Health Center of Cayuga County has determined the services to be beneficial, and continues to identify individuals in need of said services; 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 Director of Community Services be authorized to renew an agreement with Hillside Children's Center for Customized Skill Building Services at a cost of \$58.43 per hour of direct care and mileage reimbursement not to exceed the federally approved rate per mile; and be it further

RESOLVED, that the payment for these services will be charged to line A43164 54074, Mental Health Intensive Case Management, Service Enhancement Funds, Department Expense in the 2016 Cayuga County Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 78-16

2-23-16 HS Create/Fill Sr. Social Welfare Examiner

position in the Employment Unit rev

**AUTHORIZING THE CAYUGA COUNTY LEGISLATURE AND THE
DIRECTOR OF COMMUNITY SERVICES TO CREATE AND FILL A SR.
SOCIAL WELFARE EXAMINER POSITION IN THE EMPLOYMENT UNIT**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, there is a Human Services Examiner vacancy in the Employment Unit of the Department of Social Services due to a resignation effective January 22, 2016; and

WHEREAS, the duties and responsibilities of this position have been reviewed due to an increase in the Safety Net caseload which has grown by 56% since 2010; and

WHEREAS, effective January 1, 2016, the Department of Social Services is required to place SNAP recipients classified as Able Bodied Adults Without Dependents (ABAWD) in employment and training activities; and

WHEREAS, the Department of Social Services requests to create a position which more appropriately reflects the work involved including managing the caseload of Safety Net recipients, monitoring and tracking ABAWD participation in employment and training activities and supervising the staff assigned to these functions; and

WHEREAS it is critical to engage and move this client population toward employment and help them become less dependent on temporary assistance benefits; and

WHEREAS, the Department of Social Services will submit a New Position Duties Statement to the Civil Service Commission for their review and classification; and

WHEREAS, funding for this position has been budgeted in the 2016 Department of Social Services budget;

NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Legislature create a Sr. Social Welfare Examiner position (Grade 17) in the Employment Unit of the Department of Social Services with the jurisdictional class allocation being Competitive; and be it further

RESOLVED, that the vacant position, Human Services Examiner (Position Control SYS-2254), be abolished; and be it further

RESOLVED, that the Director of Community Services be authorized and directed to fill the newly created Sr. Social Welfare Examiner position and any subsequent fill behinds 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 Bennett, Baxter, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, and Vitale, all in favor.

RESOLUTION NO. 79-16

2-23-16 HS Catholic Charities Homeless Coordinator

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH CATHOLIC CHARITIES FOR PROVISION
OF HOMELESS COORDINATOR SERVICES**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, Cayuga County Department of Social Services has had a contractor providing Homeless Coordinator Services; and

WHEREAS, this position is critical to coordinating housing for homeless clients and coordinating movement toward permanent housing, which results in lower cost housing alternatives; and

WHEREAS, the Homeless Coordinator works with other area homeless case managers in the community to coordinate housing for clients; and

WHEREAS, funding for this contract is included in the 2016 Department of Social Services budget; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services enter into a contract with Catholic Charities for the provision of Homeless Coordinator Services for the period January 1, 2016, through December 31, 2016, at a cost of \$48,000.00; and be it further

RESOLVED, that these expenditures are included in the 2016 Department of Social Services Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 80-16
2-23-16 HS Employment & Training 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
CONTRACTS WITH CAYUGA COUNTY EMPLOYMENT
& TRAINING DEPARTMENT FOR PROVISION OF SERVICES

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
 Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services has need to provide employment and training services to public assistance recipients to meet the obligations of the Work Requirement Program; and

WHEREAS, the Department of Social Services has successfully contracted with Cayuga County Employment and Training Department in the past for provision of these services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to enter into a contract with Cayuga County Employment and Training to provide employment and training services to public assistance recipients for a period 1/1/2016 to 12/31/2016 at a cost of \$128,000; and be it further

RESOLVED, that the charges for these services be paid out of account #A60104 54189 of the 2016 Department of Social Services Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 81-16
2-23-16 MH BudAdjustFeb2016
AMENDING THE MENTAL HEALTH 2016 BUDGET TO ADJUST
STATE AID FUNDING FOR MULTIPLE CONTRACT AGENCIES

BY: Mr. Joseph Bennett, Chairperson, Health and Human Services Committee
 Mr. Mark Farrell, Chairperson, Ways and Means Committee.

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, additional State Aid has been allocated to the following agencies as an adjustment to funding received by the County in 2016: Cayuga Counseling Services; Confidential Help for Alcohol and Drugs; and Unity House of Cayuga County; and

WHEREAS, some State funds were re-allocated to Cayuga Centers for a particular program; and

WHEREAS, these 100% State funds were not included in the original 2016 budget and it is now necessary to reflect those dollars to allow the County to make payments to Cayuga Counseling Services, Confidential Help for Alcohol and Drugs, Unity House of Cayuga County, and Cayuga Centers; now, therefore, be it

RESOLVED, that the 2016 budget be modified as follows:

Decrease line	A43430-43495	Cayuga Counseling	Revenue by \$	38,812
Increase line	A43434-54314	Cayuga Counseling CCSI	Expense by \$	368
Increase line	A43434-54312	Cayuga Counseling PP	Expense by \$	164
Decrease line	A43434-54302	Cayuga Counseling	Expense by \$	39,344
Increase line	A43500-43501	Unity House OASAS	Revenue by \$	30,564

Increase line	A43504-54316	Unity House ALCOH Contract	Expense by \$	30,564
Increase line	A43460-43497	Unity House OMH	Revenue by \$	26,268
Increase line	A43464-54313	Unity House CSS	Expense by \$	1,376
Increase line	A43464-54317	Unity House ITEG	Expense by \$	896
Increase line	A43464-54322	Unity House Respite	Expense by \$	444
Increase line	A43464-54321	Unity House House	Expense by \$	23,431
Increase line	A43464-54320	Unity House S House	Expense by \$	121
Increase line	A43500-43492	CHAD	Revenue by \$	15,867
Increase line	A43504-54315	CHAD Contract	Expense by \$	15,867
Increase line	A43470-43503	Cayuga Centers	Revenue	\$141,491
Increase line	A43474-54000	Cayuga Centers	Expense	\$141,491

and be it further

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

Signed by Bennett, Baxter, Mahunik, McNabb-Coleman, Whitman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 82-16

2-23-16 COL HandicapPkProgram2014rev

AUTHORIZING THE CAYUGA COUNTY TREASURER TO WRITE A CHECK OUT OF THE CM17064 TRUST ACCOUNT (HANDICAPPED PARKING AWARENESS PROGRAM PARKING FEES) TO ARISE CAYUGA/SENECA OFFICE, FOR THE AMOUNT OF \$4372.00, COST FOR ADVERTISING 2015.

BY: Hon. Ryan Foley, Chairperson Government Operations Committee

BY: Hon. Mark Farrell, 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 \$4,280.20 in said trust account; and

WHEREAS, the Clerk of the Legislature has met with the Director of ARISE Child & Family Services, Inc. who agreed to assist in coordinating the education program for 2015-2016; and

WHEREAS, ARISE Cayuga/Seneca County Office has submitted expenditures of \$4,372.00, for the cost of advertising for the program for fiscal year 2015. The \$91.80 overage will be paid by ARISE; now therefore be it

RESOLVED, that a check be made payable to ARISE Cayuga/Seneca County Office, 75 Genesee St., Auburn, NY 13021 for the sum of \$4,280.20, balance that is in that account, for the cost of advertising for the program for fiscal year 2015 out of the CM17064 Trust Account; and it is further

RESOLVED, that the Director of ARISE Cayuga/Seneca County Office, Inc. used these funds to pay for advertising, radio announcements and other means of promoting Handicap Parking Awareness; and it is further

RESOLVED, that the Director of ARISE Cayuga/Seneca County Office Inc. will keep a journal of paid receipts/expenses for 2016 for the promotion of the program and provide a complete copy to the Clerk of the Legislature no later than January 15, 2017; 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 Foley, Baxter, Dennison, McNabb-Coleman, Whitman, Farrell, Bennett, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 83-16
2-23-16 VET Create-Fill PT Clerk rev1
AUTHORIZATION TO CREATE AND FILL ONE PART TIME
CLERK POSITION WITHIN THE VETERAN'S OFFICE.

BY: Ryan M. Foley, Chairman, Government Operations Committee
Mark D. Farrell, Chairman, Ways and Means Committee

WHEREAS, the Cayuga County Veteran's Office utilizes a part time clerk to accomplish the demands and responsibilities for recording and maintaining records in an electronic and digitized format; and

WHEREAS, the New Position Job Duties Statement has been submitted to the Civil Service Commission and been classified as non-competitive by the Commission; and

WHEREAS, this position was created in the 2016 budget; now therefore be it

RESOLVED, that one Part-Time Clerk Position be created in the Veteran's Service Agency and added to the Cayuga County Compensation Plan, Part II for non-bargaining employees at a rate of \$17.19 per hour probation and \$17.34 per hour after six (6) months; and be it further

RESOLVED, that the position be filled for 2016, but gets reviewed December 31, 2016 to see if it is a position that is needed for next year, 2017, or not; and be it further

RESOLVED, that the Director of the Veteran's Service Agency be hereby authorized to fill this part-time position in accordance with the 2016 Compensation Plan (Part II); and be it further

RESOLVED, that the County Treasurer is hereby authorized to make any adjustments necessary to the 2016 budget to accomplish the intent of the resolution; and be it further

RESOLVED, that the part-time Clerk position be filled in accordance with the Cayuga county Civil Service Rules and Regulations and the Policies of the County of Cayuga.

Signed by Baxter, Dennison, Reginelli, Whitman, Farrell, Mahunik, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 84-16
2-23-16 PB CntrctSFY15toSFY16FOLLOWPAFunds
AUTHORIZING THE SIGNING OF A CONTRACT WITH THE OSWEGO
COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR THE
TRANSFER OF NYSDEC FUNDING FOR THE FINGER LAKES-LAKE
ONTARIO WATERSHED PROTECTION ALLIANCE TO CAYUGA COUNTY,
STATE FISCAL YEARS 2015 – 2016 FUNDING

BY: Mr. Paul Pinckney, Chair, Planning and Economic Development Committee
 Mr. Mark Farrell, 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, has been allocated NYS Department of Environmental Conservation (NYSDEC) funds for its water quality program under the Finger Lakes-Lake Ontario Watershed Protection Alliance (FOLLOWPA); and

WHEREAS, NYSDEC has agreed to transfer funding for the twenty-five (25) member programs to the Oswego County Soil and Water Conservation District (DISTRICT) via a single contract between NYSDEC and the DISTRICT; and

WHEREAS, the County of Cayuga is eligible to receive \$67,200.00 in State Fiscal Year (SFY) 2015-2016 FOLLOWPA funding, which will be used to enhance, protect and preserve Cayuga County's water resources; and

WHEREAS, the Cayuga County Legislature wishes to execute the contracts necessary for the County to access and allocate these state funds for the preservation and protection of Cayuga County's water resources; now, therefore be it

RESOLVED, that the Chair of the Cayuga County Legislature is hereby authorized and directed to execute a contract between Cayuga County and the Oswego County Soil and Water Conservation District for the Finger Lakes-Lake Ontario Watershed Protection Alliance funding 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 Oswego County Soil and Water Conservation District for FOLLOWPA funds; and be it further

RESOLVED, that a signed, certified copy of this resolution be submitted to the District Manager of the Oswego County Soil and Water Conservation District along with said contracts; and be it further

RESOLVED, that the Planning and Economic Development Department's 2016 budget is hereby amended so as to add \$3,600.00 in the Department's A87410 43994 -A State Aid – FL/FOLLOWPA GRANT revenue account and the WQMA's 2016 budget is amended to add \$3,600.00 to the Agency's A87414 54000 -A FOLLOWPA GRANT expenses account, resulting in no net change in the budget to accommodate this project; and be it further

RESOLVED, that this resolution take effect immediately.

Signed by Pinckney, DeForest, Dennison, Didio, Farrell, Foley, Lattimore, Bennett, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 85-16
2-23-16 PB Adopt14PtManureMgmtPlan
AUTHORIZING THE APPROVAL AND ADOPTION OF
THE PLAN TITLED “IMPROVING MANURE MANAGEMENT:
A FOURTEEN-POINT AGENDA FOR ACTION.”

By: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee
Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, according to the 2012 Census of Agriculture conducted by the U.S. Department of Agriculture, Cayuga County ranks number two (2) among counties in New York in the number of cattle and calves on farms; and

WHEREAS, according to the U.S. Department of Agriculture, of the 3,144 counties and county equivalents in the United States, Cayuga County was among the fifty-five (55) counties that produced approximately half of all the milk marketed in the United States in 2013; and

WHEREAS, a number of manure runoff incidents occurred on frozen, snow covered, and saturated ground during the winter of 2013-2014 in Cayuga County and across the State; and

WHEREAS, the 133 miles of shoreline of lakes and ponds in Cayuga County represent a particularly extensive land/water interface sensitive to the impacts of manure runoff; and

WHEREAS, the Cayuga County Manure Management Working Group was formed in October of 2014 to investigate how practices involving the storage, application, processing, and transport of manure can be improved so that their negative effects on water quality are minimized; and

WHEREAS, the Manure Management Working Group received comments from the public on manure runoff concerns at a public meeting convened on October 29th, 2014; and

WHEREAS, an advisory committee appointed by the Manure Management Working Group issued recommendations addressing concerns regarding manure management in a report released on May 11, 2015; and

WHEREAS, public input on the advisory committee’s report was received at a public meeting convened on June 25th, 2015; and

WHEREAS, public input on a draft of the Manure Management Working Group’s plan titled “Improving Manure Management: A Fourteen-Point Agenda for Action” was received at a public meeting convened on November 16th, 2015; and

WHEREAS, the Cayuga County Legislature wishes to support and advance actions that are protective of the County’s diverse water resources, including the implementation of efforts outlined in the Manure Management Working Group’s Fourteen Point Agenda for Action;

NOW, THEREFORE BE IT RESOLVED, by the Cayuga County Legislature as follows:

1. That the County of Cayuga hereby approve and adopt the attached plan titled “Improving Manure Management: A Fourteen-Point Agenda for Action”; and
2. That the implementation of the action items listed in the plan shall be the responsibility of the parties identified at the end of each action item’s description.

Signed by Pinckney, DeForest, Dennison, Didio, Farrell, Foley, Lattimore, Bennett, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 86-16
2-23-16 NH economic development funding rev3
EXTENDING THE CAYUGA COUNTY ECONOMIC DEVELOPMENT
RESOURCE ASSIGNMENT FUND OF MONIES THROUGH THE ANNUAL
ALLOCATIONS FROM THE ONEIDA GAMBLING DISTRIBUTION
REVENUE AND THE PAYMENT FROM THE NURSING HOME
UNIVERSAL SETTLEMENT AGREEMENT.

BY: Mr. Paul Pinckney, Chair, Planning & Economic Development Committee
 Mr. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, Resolution No. 467-14 established a Cayuga County Economic Development Resource Assignment of monies for a three (3) year period through annual allocations from the Oneida Gambling Distribution Revenue for the County fiscal years 2015, 2017 and 2016; and

WHEREAS, Resolution No. 406-15, authorized the validation and ratification of the acts of the Chairman of the Cayuga County Legislature in executing a Release and other documents required to accept the terms and conditions of a Universal Settlement Agreement for the settlement of Medicaid rate lawsuits and appeals; and

WHEREAS, the payments to Cayuga county pursuant to the terms and conditions of the Universal Settlement are expected to be distributed in annual payments over the next five (5) years; and

WHEREAS, the State of New York has proposed to pay \$239,418.00 over five years with respect to the Cayuga County Nursing Home; and

WHEREAS, the Cayuga County Legislature believes it is in the County's best interest to create and expand Cayuga County Economic Development Assignment Fund created by resolution No. 467-14 within the unrestricted, unappropriated fund balance by utilizing the interim funding mechanism provided by the Universal Settlement for fiscal years 2016, 2017, 2018, 2019 and 2020 in support of the County's ongoing economic development efforts; NOW, THEREFORE BE IT

RESOLVED, by the Cayuga County Legislature as follows:

1. That the County hereby authorizes and expands the creation of Cayuga County Economic Development Assignment Fund created by Resolution No. 467-14. This Assignment Fund will be funded utilizing the New York State funding revenue distributed on a calendar basis to Cayuga County from the Oneida Gambling Distribution (Account A13250-42721) for County fiscal years 2015, 2016 and 2017, and Universal Settlement Agreement for County fiscal years 2016, 2017 2017, 2019 and 2020 and funded through these revenue for a six (6) year period under County Fiscal Years 2015, 2016 2017, 2018, 2019 and 2020; and
2. That a portion of the Cayuga County Economic Development Resource Assignment Fund, in an amount up to \$350,000.00 per year, with the final amount determined annually by the County Legislature and subject to the amount being appropriated by a legislative resolution of the body, be dedicated to funding an annual economic development services contract between Cayuga County and the CEDA, or/and may be used for, including but not limited to, identification and establishment of development-ready industrial and business sites; and the

installation of support infrastructure for industrial and business development; and other economic development projects or initiatives, with the final amount determined annually by the County Legislature and appropriated by a legislative resolution of the body; and

3. That all of the annual revenue from the Oneida Gambling Distribution (currently approximately \$435,000.00 per year) for County fiscal years 2015, 2016 and 2017 and the Universal Settlement Agreement for County fiscal years 2016, 2017 2017, 2019 and 2020 available to Cayuga County on a calendar basis, less any funds appropriated by the Legislature for an annual economic development services contract with CEDA, or for other economic development projects or initiatives, be retained and reserved in the Cayuga County Economic Development Resource Assignment Fund to be allocated for future economic development purposes identified and approved by the Cayuga County Legislature from time-to-time via legislative resolution; and
4. The Cayuga County Treasurer is hereby authorized and directed to establish the legislative assignment accounts necessary to implement this resolution and to make the necessary journal and accounting entries required to implement the intent of this resolution; and
5. That this Resolution shall take effect immediately.

Signed by Pinckney, DeForest, Didio, Farrell, Foley, Bennett, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 87-16
2/23/2016 BLD PSB Upstate HVAC Agreement 2 16 REV3
AUTHORIZATION TO ENTER INTO AN ASSURED MAINTENANCE
AGREEMENT WITH UPSTATE TEMPERATURE CONTROL INC.
FOR THE CONTROLS OF THE METASYS SYSTEM THAT
CONTROLS THE PUBLIC SAFETY BUILDING HVAC

BY: Benjamin Vitale, Chair Public Works Committee
Mark Farrell, Chair Ways & Means Committee.

WHEREAS, the Metasys computer control system for the Public Safety Building's HVAC System is an intricate system requiring calibration and maintenance of VAV controllers, space sensors, freeze stats, control relays and transformers and the County does not have an employee that is trained or certified to work on the this system, and

WHEREAS, with resolution 162-13 the County approved a 3 year 24 Hour Temperature Control Service Agreement with Upstate Temperature Control Inc. to provide this service; and

WHEREAS, that agreement expires on 2/29/16 and is now up for renewal, and

WHEREAS, the new 3 year Agreement annual cost will \$14,035 for 2016, \$14,455 for 2017 and \$14,890 for 2018 and there is funding in County Office Building Account, A16204 54045 to cover the 2016 agreement; and

WHEREAS, it has been determined that the 2016 funds in the County Office Building Account A16204-54045, Building Maintenance, to cover this expense should have been placed in the Public Safety Building Account A31504-54045, Building Maintenance; now therefore be it

RESOLVED, that the 2016 funds in the County Office Building Account A16204-54045, Building Maintenance, to cover this expense be transferred to the Public Safety Building Account A31504-54045, Building Maintenance so that the agreement cost can be paid out of the correct building budget; and be it further

RESOLVED, that funds for this agreement will be budgeted in the future budgets of the Public Safety Building in Account A31504 54045, Building Maintenance; and be it further

RESOLVED, that the County enter into an assured maintenance agreement with Upstate Temperature Control Inc. for control service on the HVAC system, at the PSB, at a cost of \$14,035 for 2016, \$14,455 for 2017 and \$14,890 for 2018; and be it further

RESOLVED, that the Chairperson of the Cayuga County Legislature is authorized and directed to enter into a 3 year agreement with Upstate Temperature Control Inc.; 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 Vitale, Baxter, Bennett, DeForest, Dennison, Whitman, Foley, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 88-16

2/23/16 BLD Surplus Equipment Nursing Home 2 16

DECLARING THE REMAINING PATIENT CARE EQUIPMENT IN THE NURSING HOME BE DECLARED SURPLUS SO THAT IT CAN BE AUCTIONED

By: Ben Vitale, Public Works Chairperson

Mark Farrell, Ways and Means Chairperson

WHEREAS, the County no longer operates a nursing home; and

WHEREAS, the former nursing home building contains equipment that was used for the care and entertainment of the residents including beds, mattresses, wardrobes, wheelchairs, lifts, televisions, physical therapy equipment, beauty shop equipment, scales, bathing systems, piano and piano bench, doctor and dental office equipment, etc.; and

WHEREAS, the Buildings and Grounds Department recommends that this equipment be declared surplus and sold; and

WHEREAS, the Buildings and Grounds Department will work with Auctions International to determine the best way to list the items; now therefore be it

RESOLVED, that the equipment used for the care and entertainment of the residents of the former nursing home located on county House Road be declared surplus property and that it be disposed of pursuant to County Policy.

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Whitman, Foley, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 89-16
2-23-16 PT Emerson Park Baseball Field Usage 2-16
AUTHORIZING AN AGREEMENT WITH THE ACES BASEBALL CLUB AND
THE AUBURN LEGENDS 12U TRAVEL TEAM ALLOWING FOR THE USE OF
THE BALL FIELDS AT EMERSON PARK (ALSO KNOWN AS
THE LITTLE LEAGUE FIELDS) FOR THE 2016 SEASON

By: Benjamin Vitale, Chairperson, Public Works

By: Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, The Aces Baseball Club and the Auburn Legends 12U Travel Team are seeking permission to hold organized games and practices on the ball fields at Emerson Park on Sundays; and

WHEREAS, Cayuga County has a long term relationship and an existing agreement with Little League Baseball of Auburn and YMCA-WEIU for the use of the baseball fields at Emerson Park; and

WHEREAS, last year the YMCA provided in writing a letter expressing no objection of the use of the fields by The Aces Baseball Club and the Auburn Legends 12U Travel Team on Sundays; and

WHEREAS, it is understood that The Aces Baseball Club and the Auburn Legends 12U Travel Team are in no way affiliated with Little League Baseball of Auburn; now therefore be it

RESOLVED, by The Aces Baseball Club and the Auburn Legends 12U Travel Team are authorized to hold organized games and events on the fields at Emerson Park (also known as the Little League fields) on Sundays; and be it further

RESOLVED, that the county enter into an agreement with The Aces Baseball Club and the Auburn Legends 12U Travel Team for said use; and be it further

RESOLVED, the county attorney is hereby authorized and directed to update last years' agreement to allow the continued use of the field for the 2016 season with the following conditions:

1. Any games or practices do not interfere with operations and events of Little League.
2. All games and practices will be held on Sundays.
3. Any games or practices do not interfere with any large events at Emerson Park.
4. The Aces Baseball Club and the Auburn Legends 12U Travel Team will provide insurance coverage satisfactory to the county.
5. The term of the agreement will be for one (1) year with the condition that if at any time during the term of the agreement Little League notifies Cayuga County that the terms and conditions of the agreement are not being satisfied, the County will have the option to terminate the agreement with forty-eight (48) hours written notification;

And be it further

RESOLVED, the Chairman of the Cayuga County Legislature is hereby authorized to sign any agreements required to carry out the intent of this resolution

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Whitman, Foley, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 90-16
2/23/16 PT Sterling Lawn Mower 2 16
AUTHORIZING THE PURCHASE OF A LAWN MOWER
FOR USE AT THE STERLING NATURE CENTER

By: Ben Vitale, Public Works Chairperson

Mark Farrell, Ways and Means Chairperson

WHEREAS, the Sterling Nature Center has been using one of the four large Jacobsen Turfcut lawnmowers from Emerson Park for last several years; and

WHEREAS, Emerson Park mows approximately 80 acres of grass and needs three of the Jacobsen mowers in order to keep up with the grass during the peak growing season; and

WHEREAS, the units are accumulating hours and so are more prone to breakdowns; and

WHEREAS, Sterling Nature Center does not need such a large mower; and

WHEREAS, the 2016 Budget Account, A71132-52100, Equipment, for The Sterling Nature Center included \$10,000 for a new mower; now therefore be it

RESOLVED, that the Superintendent of Buildings and Grounds is authorized to purchase a new mower for the Sterling Nature Center per county purchasing policy.

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Whitman, Foley, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 91-16
2/23/16 PT Pavilion Repairs and Improvements 2 16 Rev4
AUTHORIZE EXPENDITURE OF FUNDS FROM CAPITAL RESERVE
ACCOUNT NO. A-18838 PAVILION BUILDING AND EQUIPMENT FOR
REPAIRS AND IMPROVEMENTS TO THE PAVILION
AND AMENDING THE 2016 BUDGET.

By: Benjamin Vitale, Chairperson, Public Works

By: Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, Resolution 503-10 authorized a Limited Use License Agreement with H and J Hospitality Inc. and specified the establishment of an "interest earning accrual managed by the County to be used for facility improvement, equipment replacement, new equipment and small wares" per Section C paragraph b; and

WHEREAS, Resolution 80-14 authorized the establishment of Capital Reserve Account No A-18838 Pavilion Building and Equipment, to comply with resolution No. 503.10; and

WHEREAS, the following repairs and improvements are needed at the Emerson Park Pavilion:

1. Replace wooden office storage closet door damaged by a recent break in with a steel door. H&J has agreed to pay \$500 towards a new steel door, total cost of \$1,025.90.
2. Install second alarm system keypad at west entrance of pavilion cost of \$457.
3. Replace smoke detectors and bases and re-program panel for proper operation. H&J has agreed to pay \$500 towards the repairs, total cost \$1,025. For a total cost of \$2,507.90; and

WHEREAS, the above referenced repairs and improvements will make the building more secure from vandalism and fire; and

WHEREAS, Capital Reserve Account No A-18838 Pavilion Building and Equipment is funded by rent paid by H&J Hospitality Inc. and has a balance of approximately \$16,150.00 per the Cayuga County Treasurers Office; and

WHEREAS, H&J has agreed to pay the first \$500.00 toward the replacement door and the first \$500 toward the replacement of the smoke detectors and bases with the balance of \$1,507.90, to be taken from the Capital Reserve Account; and

WHEREAS, the Parks Department has requested that the Sheriff's Department and the District Attorney seek restitution to the County and H&J if the perpetrators are brought to justice, and if restitution is received the Capital Reserve Fund and H&J would be reimbursed as appropriate; and

WHEREAS, the proposed improvements are consistent with the intent of the Capital Reserve per Resolution 503-10, now therefore be it

RESOLVED, the County Legislature hereby authorizes the Cayuga County Treasurer to transfer \$1,507.90 from Capital Reserve Account No. A-18838 Pavilion Building and Equipment to the Building Maintenance Account for Emerson Park , Account # A71104-54012; and be it further

RESOLVED, that the Parks and Trails Department is hereby authorized to proceed with the repairs and improvements to the Emerson Park Pavilion as outlined above; and be it further

RESOLVED, that the 2016 Budget is amended accordingly; and be it further

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

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Whitman, Foley, McNabb-Coleman, and Pinckney, all in favor.

**RESOLUTION NO. 92-16
2-23-16 HWY 2016Surftrlist**

AUTHORIZATION TO APPROVE 2016 SURFACE TREATMENT LIST

By: Benjamin Vitale, Chairman Public Works Committee
Mark Farrell, Chairman Ways and Means Committee

WHEREAS, the County is responsible for the maintenance of 513 miles of road; and
WHEREAS, funds were budgeted in the 2016 highway budget in account D51104 54095 – Surface Treatment for resurfacing 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 surface treated in the 2016 summer construction season is hereby approved; and be it further

RESOLVED, the County Highway Superintendent is authorized to make adjustments to the list to meet changing conditions and changes in the cost of materials.

Tuesday, February 23, 2016

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Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Whitman, Foley, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 93-16
2-23-16 HWY summerpavelist16
AUTHORIZATION TO APPROVE 2016 PAVING LIST

By: Benjamin Vitale, Chairman Public Works Committee
Mark Farrell, Chairman Ways and Means Committee

WHEREAS, the County is responsible for the maintenance of 513 miles of road; and
WHEREAS, CHIPs funds were budgeted in the 2016 highway budget in account
D51134 – 54099, Capital 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 2016 summer
construction season is hereby approved; and be it further

RESOLVED, the County Highway Superintendent is authorized to make adjust-
ments to the list to meet changing conditions and changes in the cost of materials.

2016 PAVING LIST (TENTATIVE)

Length	Units	Route	P'vmt	Yds	Town	From	To	Pvmt	Prop	Actv
0.97	mi	DEPOT 87B	12,519.47		SENNETT	RT 5	FREEMAN		nova	22 chip
1.35	mi	DUNNING AVE							pave	24 hot
2.6	mi	NORTH 25	19,008.00		FLEMING	CITY LINE	WILLOWBROOK		24 1-1/2" Cold	24 mill/fill
0.7	mi	ROCKEFELLER 61A	36,608.00		MORAVIA	Village of Moravia	North		24 cip	22 pave cold
2.17	mi	N MAIN ST 61A	9,856.00		Village MORAVIA	ROCKEFELLER RD	RT 38		20 base stab	20 pave hot
2.09	mi	ROCKEFELLER 61A	30,553.60		MORAVIA	NILES	VILLAGE		20 base stab	20 pave hot
2.09	mi	EMERSON 19B	25,813.33		CONQUEST	ONEIL RD	CATO LINE		20 base stab	20 pave hot
2.09	mi	IRWIN 96	24,522.67		STERLING	RT 104A	COUNTY LINE		20 base stab	20 pave cold
1.12	mi	IRWIN 96	24,522.67		STERLING	RT 104A	COUNTY LINE		20 base stab	20 pave cold
1.12	mi	MC ALLISTER 35B	13,141.33		GENOA	RT 90	EAST VENICE		20 base stab	20 pave hot
1.19	mi	MC ALLISTER 35B	13,141.33		GENOA	RT 90	EAST VENICE		20 base stab	20 pave hot
1.11	mi	SALT 102	13,962.67		SUMMERHILL	RT 90	TOMPKINS COUNTY		20 base stab	20 pave cold
1.04	mi	CREEK 48	13,024.00		LOCKE	COUNTY LINE	BRIDGE		20 base stab	20 pave cold
19.55	mi	FULLER 142A	14,643.20		AURELIUS	TURNPIKE	MONTEZUMA		24 pave hot	24 pave hot

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Whitman, Foley, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 94-16

2.23.16 911 FalsoHeating

**AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN
A THREE YEAR CONTRACT RENEWAL WITH FALSO HEATING AND
AIR CONDITIONING FOR THE HVAC SYSTEM AT
THE BACK UPE-911 CENTER.**

BY: Mr. Patrick Mahunik, Chairperson, Judicial and Public Safety Committee
Mr. Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center utilizes Falso Heating and Air Conditioning to maintain and support the HVAC System at the back-up Cayuga County E-911 Center; and

WHEREAS, the HVAC System at the back-up Cayuga County E-911 Center is proprietary in nature; and

WHEREAS, it is critical that this system functions properly twenty-four hours per day, seven days per week without interruption; and

WHEREAS, Falso Heating and Air Conditioning has submitted an annual contract renewal for this equipment with prices effective for a three (3) year period; and

WHEREAS, there is money in the 911 Communication System Budget Account number A30204 54045 specifically for this purpose; now therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a three year contract renewal, to be billed annually, with Falso Heating and Air Conditioning for the amount of \$1,568.00 for the period of February 1, 2016 through February 1, 2019; and be it further

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

Signed by Didio, Farrell, Pinckney, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 95-16

2.23.16 911Fulltimefill

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

BY: Mr. Patrick Mahunik, Chairperson, Judicial and Public Safety Committee
Mr. Mark Farrell, Chairperson, Ways & Means Committee

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

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

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

RESOLVED, that position (#7439) be filled, and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher position from the existing Civil Service list; and be it further

RESOLVED, that the position be filled in accordance to the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga.
Signed by Didio, Farrell, Pinckney, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 96-16

2-23-16 PRO Training Contract rev3

**AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO ENTER INTO A CONTRACT WITH LISA BAKER**

By: Patrick Mahunik, Chair, Judicial & Public Safety Committee,
Mark Farrell, Chair, Ways and Means Committee

WHEREAS, the Cayuga Co. Probation Department is implementing the Caseload Explorer caseload and financial management system; and

WHEREAS, staff members within the Probation Department require training in order to operate and maintain the Caseload Explorer system in an efficient and productive manner; and

WHEREAS, Lisa Baker has provided training in the financial aspects of Caseload Explorer to other probation departments within New York State; and

WHEREAS, the cost of the training is \$500.00 per session (an estimated three trainings will be required), plus mileage, estimated at \$214; and

WHEREAS, there is existing money in the A31401-51003 line of the Probation Department budget to accommodate the fees and mileage to cover the cost incurred for the training provided by Ms Baker; now, therefore be it

RESOLVED, that the probation department be authorized to make payment to Ms Baker as set forth in the proposed contract, and

RESOLVED, that the Chairman of the Cayuga Co. Legislature be authorized to enter into a contact with Lisa Baker authorizing Ms. Baker to provide training to the Cayuga Co. Probation Department and that the Probation Department be authorized to make agreed upon payment to Ms. Baker.

Signed by Didio, Farrell, Pinckney, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 97-16

2/23/16 SHR-2015StonegardenGrant

**AUTHORIZING THE SHERIFF'S OFFICE TO ACCEPT FUNDING THROUGH
THE 2015 OPERATION STONEGARDEN GRANT FROM THE DIVISION OF
HOMELAND SECURITY AND EMERGENCY SERVICES AND AMEND THE
2016 SHERIFF'S GRANTS BUDGET TO ACCEPT THE 2015 FUNDING**

By: MR. PATRICK MAHUNICK, Judicial & Public Safety Committee
MR. MARK FARRELL, Chairman, Ways & Means Committee

WHEREAS, the Sheriff's Office applied for and received funding of \$32,474. for a Grant from the Division of Homeland Security and Emergency Services to provide funding for the law enforcement community to support their terrorism and preparedness efforts; and

WHEREAS, all equipment for operations through the Grant will require no match of funding by the County and will be 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 2015 funding; and be it further

RESOLVED, that the Cayuga County Sheriff's Grant Budget be amended to increase A31130 44550 DHSES Stonegarden 2015 by \$32,474, increase A31132 52100 Equipment-Trackable by \$32,474; 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 Didio, Farrell, Pinckney, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 98-16

2/23/16 SHR Purchase 3 Patrol Cars

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO PURCHASE AND EQUIP THREE (3) NEW MARKED PATROL CARS TO REPLACE EXISTING PATROL CARS THAT HAVE EXCEEDED THEIR USEFUL LIFE SPAN AND/OR HAVE ACCUMULATED HIGH MILEAGE

BY: Mr. Patrick Mahunik, Chair, Judicial and Public Safety Committee, and Mr. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Sheriff's Office, Law Enforcement Division, presently has three marked patrol vehicles that have exceeded their useful life span and/or have accumulated high mileage; and

WHEREAS, pursuant to NYS Contract Group 40451, Award No. PC66744, the Cayuga County Sheriff's Office can purchase the above three patrol vehicles for a cost not to exceed \$96,000, which price includes detailing and outfitting of necessary radio equipment; and

WHEREAS, funds in the amount of \$191,500 were approved and placed in the Sheriff's 2016 Law Enforcement Equipment Trackable Line A31102 52005 for the Sheriff's Office to purchase one new unmarked and five new marked patrol vehicles but only three new marked patrol vehicles have been requested in the amount of \$96,000 for a savings of \$95,900 to the 2016 approved budget; and

WHEREAS, the following three marked patrol vehicles will be delivered to the Clerk of the Cayuga County Legislature for disposal upon the delivery of the three new vehicles to the Cayuga County Sheriff's Office: (1) 2009 Chevy Impala, VIN 2G1WS57M091308600 (77,100 miles); (2) 2009 Chevy Impala, VIN 2G1WS57M591307362 (57,908 miles); (3) 2011 Dodge Charger, VIN 2B3CL1CT9BH597858 (127,059 miles); and now therefore be it

RESOLVED, that the Cayuga County Sheriff is authorized to purchase three new patrol vehicles pursuant to NYS Contract Group 40451, Award No. PC66744, for a total cost not to exceed \$96,000 from the Sheriff's 2016 Law Enforcement Equipment Trackable Line A31102 52005; and it is further

RESOLVED, that upon the delivery of the three new vehicles to the Cayuga County Sheriff's Office, possession of the two 2009 Chevy Impalas shall be transferred to the Cayuga County Department of Human Services for their requested usage and the 2011 Dodge Charger shall be delivered to the Clerk of the Cayuga County Legislature for disposal; and further be it

RESOLVED, that the purchase of these three new patrol vehicles will be made in accordance with the existing purchasing policies of Cayuga County.
Signed by Didio, Farrell, Pinckney, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 99-16

2.23.16 911 Full time fill

**AUTHORIZATION TO FILL A VACANT EMERGENCY SERVICES
DISPATCHER POSITION DUE TO THE RECLASSIFICATION OF
A SUPERVISING EMERGENCY SERVICES DISPATCHER TO
THE POSITION OF EMERGENCY SERVICES DISPATCHER.**

BY: Mr. Patrick Mahunik, Chairperson, Judicial and Public Safety Committee
Mr. Mark Farrell, Chairperson, Ways & Means Committee

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

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

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

RESOLVED, that position (# 7439) be filled, and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher position from the existing Civil Service list; and be it further

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

Signed by Farrell, Pinckney, Reginelli, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 100-16

2/23/16 COALLA LOCAL LAW THE SPARKLER ACTrev

**FIXING DAY AND NOTICE OF PUBLIC HEARING ON A PROPOSED
LOCAL LAW OF THE COUNTY OF CAYUGA, NEW YORK, ALLOWING FOR
COMMON, SAFE ITEMS TO BE EXCLUDED FROM THE DANGEROUS
FIREWORKS DEFINITION AS PERMITTED BY NEW YORK STATE
PENAL LAW SECTION 405 (b)**

BY: CAYUGA COUNTY LEGISLATURE

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on February 23, 2016 a proposed local law entitled:

**“A LOCAL LAW OF THE COUNTY OF CAYUGA, NEW YORK, ALLOWING FOR
COMMON, SAFE ITEMS TO BE EXCLUDED FROM THE DANGEROUS FIRE-
WORKS DEFINITION AS PERMITTED BY NEW YORK STATE PENAL LAW
SECTION 405 (b)”**

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning the proposed local law before the Cayuga County Legislature on March 22, 2016, 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 Batman, Pinckney, Whitman, McNabb-Coleman, Dennison, DeForest, Lattimore, Vitale, Baxter, Didio, Farrell, Bennett, and Foley, all in favor.

RESOLUTION NO. 101-16
2-23-16 LEG Gap Elimination Adjust rev
CALLING UPON THE NEW YORK STATE LEGISLATURE TO FULLY
TERMINATE THE GAPELIMINATION ADJUSTMENT AND TO
RECALIBRATE A MORE EQUITABLE AND MORE FULLY FUNDED
FOUNDATION AID FORMULA WHEN THEY ADOPT
THE 2016-17 NEW YORK STATE BUDGET.

BY: Cayuga County Legislature

WHEREAS, the New York State Gap Elimination Adjustment (GEA) was implemented in 2010 as a one-time reduction in state education aid to help New York State balance its budget and that the GEA was then continued in every annual state budget since that time; and

WHEREAS, the GEA since its inception has reduced state education aid to Cayuga County's Public School Districts by \$68,151,499; and

WHEREAS, the reduction in state education aid associated with the GEA has resulted in a cost shift to the local property tax payer in all Cayuga County Public School Districts; and

WHEREAS, New York State no longer has a state budget deficit to eliminate; and

WHEREAS, the Foundation Aid formula has not been fully implemented since its inception in 2007-08, which has therefore resulted in the continuous underfunding of all Cayuga County Public School Districts despite New York State's constitutional obligation to provide equal educational opportunities ("sound basic education") to all children; and

WHEREAS, the Foundation Aid formula requires recalibration to ensure a significantly more equitable distribution of funds to public school districts based on financial need; and

WHEREAS, the above referenced actions have resulted in unsustainable measures being implemented to balance the annual budgets of all Cayuga County Public School Districts, including the reduction and elimination of school programs, personnel, and services, and the reductions of school district reserve funds; and

WHEREAS, efforts by all Cayuga County Public School Districts to sustain programs and services and contain budgets are simultaneously constrained by the Property Tax Cap law, as well as unfunded or underfunded state mandates; and

WHEREAS, the GAP and modification of reimbursements are part of the larger problem of the State passing down cost to localities and such actions create the property tax crisis through which we all live; now therefore be it

RESOLVED, that the Cayuga County Legislature calls upon the New York State Legislature to fully terminate the Gap Elimination Adjustment, provide a minimum of \$880 million in additional Foundation Aid and recalibrate the Foundation Aid formula to establish a more equitable distribution of these funds based on financial need when they adopt the 2016-17 New York State Budget.

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to forward copies of this resolution to Governor Andrew Cuomo, Senator John DeFrancisco, Senator Michael Nozzolio, Senator James L. Seward, Senator John Flanagan, Senator Andrea Stewart-Cousins, Senator Jeffrey Klein, Senator Carl Marcellino, Senator Catharine Young, Assemblywoman Catherine Nolan, Assemblyman Herman Farrell, Assemblyman Carl Heastie, Assemblyman Joseph Morelle, Assemblyman Brian Kolb, Assemblyman Gary Finch, and Assemblyman Robert Oaks.
Signed by Pinckney, Whitman, Dennison, DeForest, Lattimore, Vitale, Baxter, Didio, Farrell, and Foley, all in favor.

Motion by Baxter to bring JP-3 back to the floor and amend it so that the CARP grant be accepted with the amendment that the overhead be reduced by 30 percent which will be accomplished by reducing the hours. He says there will be a report from the DA to the Judicial & Public Safety March meeting of where the cuts were made.

Batman asks what it will be 30 percent of. Baxter responds it will be from the overhead of implementing the grant. Batman asks what that number is. Baxter says he does not have the exact number but if the people who are working now were going to cost \$100,000 then their pay would have to be reduced by 30 percent. He says that would give longer life to the \$107,000 dollar grant.

2nd by Whitman on Baxter's motion.

Foley asks what amount the 30 percent would be applied to so we know what the actual dollar amount is. Baxter says he does not have the actual dollar amount but we know what it cost in salaries up until this point. He says the cost of the grant up until now not being in place is approximately \$35,000 to the County. He says over this period of time 30 percent of that would have been reduced. He says his thinking was 30 percent reduction in the overhead gives the DA room to move and continue the prosecutions that he is doing and gives the opportunity to look this over a little more before we pull the plug. Farrell says the budget says that the expenditures on the total grant sets it at \$284,000. He asks if we are going 1/3 of that budgeted figure of expenditures. Batman asks if that is this year's budget and Farrell says yes. Budelmann says that the current salaries should be \$231,094 for the 2016 year under the grants. Mahunik asks if we are looking at 30 percent of just the salary and fringe. Baxter says he is only looking at the salaries and fringe because that is where we ran over.

Sinclair says that she has a figure of \$197,250. Batman says so the motion is to reduce the cost of the grant to \$112,000 and change. He asks Baxter if that is correct. Baxter says yes that is the motion.

Mahunik says he does not think anybody on this body does not want to prosecute crimes. He says he thinks we just want to do it in the most cost effective and efficient manner. He says when he arrived on this board 8 years ago the DA's budget was about \$800,000 and it is now about \$1.2 million a year. He says the DA says he came in \$58,000 under budget last year. He says his budget line from 2015-16 went up \$120,000 in total so if we take that \$58,000 away we are still up another \$62,000. He says programs are going to cost county tax payers money. He says if we pay that \$35,000 we are still going to save \$70,000 to the county tax payers. He says this is not about profitability and prosecuting crime it is about all of us looking at everything we need to do to tighten up this budget. He says looking at taking on a hit like this we are pretty much guaranteeing that we will exceed the tax cap.

Dennison thinks that public safety is important but so is fiscal responsibility. He says it is not like we do not want these people prosecuted for their crimes but are we going to take somebody who has committed fraud for \$400 and give them an attorney. He says we would not be making anything on that person. He says that does not sound good to say but the gist of it was to get Budelmann to get the amount to grant and let it fly. Foley agrees with Dennison and says it is reasonable to say if we were to get down to the \$107,000 dollars and if the DA can live within those means. He says unfortunately we have not seen the proposal that stays within that amount. He says if we did have something that showed us that we could consider it.

Baxter says he is not proposing that the \$107,000 will go the entire year and he is not proposing that the cut of 30 percent will allow it to go the entire year. He says what he is proposing is to take the 30 percent cut and utilize the \$107,000 as long as it will last. He says at the end of the \$107,000 if no money is forth coming from the state in their budget and no other grant is received to continue operating then it would be time to cut it. He says if it runs out then we need to pull the plug. Batman asks if part of the argument is that we have 3 years of grants for \$107,000 then why not say that to redo the budget to make it come out to \$107,000. He says then make that work for 12 months and if we get money later then we could always adjust what we are doing. He says the math would say that that money would last for about 4 months.

Baxter says the reason he used what he did is because we are 2 months into this year already and if we go by the \$107,000 only \$35,000 has already been spent so that does not leave much for the rest of the year. He says the idea of getting it down to \$107,000 guarantee would be more feasible in our next budget so that we start the year already knowing that.

Motion by Dennison to amend Baxter's motion to charge the District Attorney to come back with a budget that would work within the amount of the CARP Grant, 2nd by Pinckney

Motion by Batman to recess till Thursday, February 25th at 6:00PM

Motion by Batman to call the meeting back to order at 6:03PM on February 25th.

Legislators Reginelli and Dennison are excused.

MOTION NO. 102-16

2-23-16 DA CARP Grant 2016.rev2

AUTHORIZATION TO ACCEPT AND IMPLEMENT THE 2016 CARP GRANT.

Motion made by: Terrance Baxter

Second made by: Tucker Whitman

WHEREAS, the Cayuga County District Attorney's Office has been awarded a renewable Grant with the new annual award amount of \$107,233 (1/1/16-12/31/16); and

WHEREAS, the Cayuga County Legislature, by Resolution No. 387-14 previously accepted the CARP Grant in 2014 and 2015; and

WHEREAS, the grant programs require the District Attorney to prosecute additional criminal cases involving Crimes Against Revenue; and

WHEREAS, the District Attorney has demonstrated a need for additional legal assistance in handling the increased workload in the District Attorney's Office; and

WHEREAS, the Cayuga County Legislature is desirous of providing the District Attorney with adequate resources to prosecute various fraud related crimes in Cayuga County, including public assistance fraud, Day Care Fraud, Medicaid Fraud, Welfare Fraud, Misuse of Food Stamps, Unemployment Insurance Fraud, Worker's Compensation Fraud, Insurance Fraud, and various offenses under the Tax Law; and

WHEREAS, the grant program requires the District Attorney to comply with legal reporting requirements to carry out the terms of the grant program; and

WHEREAS, the District Attorney's Office has a 2014 Budget Revenue Account A11690 State Aid – Crimes against Revenue Program (CARP)/Legislative Appropriations Heroin; and

WHEREAS, the District Attorney and the Judicial and Public Safety Committee recommend that the Cayuga County Legislature create and authorize the District Attorney to accept and implement the CARP Grant; and

WHEREAS, the administrative overhead of the CARP Grant be reduced by thirty (30%) through a reduction in salary and fringe;

NOW, upon motion and due deliberation, it is hereby

RESOLVED, that the Cayuga County District Attorney's CARP budget be reduced by thirty (30%) through a reduction in salary and fringe; and be it further

RESOLVED, that the Cayuga County Legislature authorize the acceptance and implementation of the 2016 CARP Grant; 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 foregoing, and it is further

RESOLVED, that upon discontinuance or substantial decrease in the Crimes Against Revenue Program monies, as determined by the Judicial and Public Safety Committee, set forth in the Grant Award Agreement between the NYS Division of Criminal Justice Services, New York State Department of Taxation and Finance the positions will be abolished; and be it further

RESOLVED, that the Cayuga County District Attorney shall submit quarterly reports to the Judicial and Public Safety program detailing its implementation and billing of the CARP Grant Program.

AMENDMENT: by Andrew Dennison, Seconded by Paul Pinckney to amend the Motion to charge the District Attorney to come back with a budget that would work within the amount of the CARP Grant.

**MOTION NO. 103-16
2-23-16 DA CARP Amended Grant 2016.rev 4
AUTHORIZATION TO ACCEPT AND IMPLEMENT THE 2016 CARP GRANT;
CREATE AND FILL POSITIONS.**

Motion made by: Benjamin Vitale

Second made by: Joseph Bennett

WHEREAS, the Cayuga County District Attorney’s Office has been awarded a renewable Grant with the new annual award amount of \$107,233 (1/1/16-12/31/16); and

WHEREAS, the Cayuga County Legislature, by Resolution Nos. 480-14 and 105-15, previously accepted the CARP Grants in 2014 and 2015; and

WHEREAS, the grant programs require the District Attorney to prosecute additional criminal cases involving Crimes Against Revenue; and

WHEREAS, the District Attorney has demonstrated a need for additional legal assistance in handling the increased workload in the District Attorney’s Office; and

WHEREAS, the Cayuga County Legislature is desirous of providing the District Attorney with adequate resources to prosecute various fraud related crimes in Cayuga County, Welfare Fraud, Unemployment Insurance Fraud, Worker’s Compensation Fraud, Insurance Fraud, and various offenses under the Tax Law; and

WHEREAS, the grant program requires the District Attorney to comply with legal reporting requirements to carry out the terms of the grant program; and

WHEREAS, the District Attorney’s Office has a 2016 Budget Revenue Account A11690 State Aid – Crimes against Revenue Program (CARP);

NOW, upon motion and due deliberation, it is hereby

RESOLVED, that the Cayuga County Legislature authorize the acceptance and implementation of the 2016 CARP Grant of \$107,233; and be it further

RESOLVED, that the following positions be created as set forth below:

Full Time Assistant District Attorney	30 hr/wk at rate \$36.02/hr.	\$56,191 salary
Part Time Grant Coordinator	10 hr/wk at rate \$21.75/hr.	\$11,310 salary
Part Time Confidential Investigator	10 hr/wk at rate \$33.26/hr.	\$17,293 salary

RESOLVED, that the Cayuga County Legislature authorize the District Attorney to fill these positions to carry out the Grant responsibilities in accordance with the Civil Service laws, rules and regulations; and be it further

RESOLVED, that the Cayuga County Treasurer is authorized and directed to make the necessary journal and accounting entries to accomplish the foregoing, and it is further

RESOLVED, that upon discontinuance or substantial decrease in the Crimes Against Revenue Program monies, as determined by the Judicial and Public Safety Committee, set forth in the Grant Award Agreement between the NYS Division of Criminal Justice Services, New York State Department of Taxation and Finance, the positions will be abolished; and be it further

RESOLVED, that the Cayuga County District Attorney shall submit quarterly reports to the Judicial and Public Safety program detailing its implementation and billing of the CARP Grant Program.

Motion by Farrell to go into executive session at 6:18PM, 2nd by Bennett, all in favor.

EXECUTIVE SESSION: Collective negotiations pursuant to article fourteen of the civil service law.

Motion by Foley to come out of executive session at 6:45PM, 2nd by Whitman, all in favor.

Motion by Foley to adjourn at 6:46PM, 2nd by Pinckney, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
March 22, 2016 at 6:00PM**

CALL TO ORDER: Hon. Keith Batman, Chairman called the meeting to order at 6:00PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislators present except excused Pinckney

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:

- **Richard J. Jones, father of County Counsel Peter Jones**
- **Rosemary M. Donato, former employee of Cayuga County Department of Social Services**

PROCLAMATIONS:

- **Multiple Sclerosis Awareness Month, March 2016**
- **Andrew Fish Day in Cayuga County**
- **Cayuga County Celebrating the Year of Diversity**
- **Organ Donation Month**
- **Federation of New York Insurance Professionals Week, April 10th through April 16th, 2016**
- **Cayuga County Salutes Paul F. Clark Eagle Scout**

PUBLIC HEARING: Opened at 6:24PM- A LOCAL LAW OF THE COUNTY OF CAYUGA ALLOWING FOR "SPARKLING DEVICES", COMMONLY KNOWN AS "SPARKLERS," TO BE EXCLUDED FROM THE DANGEROUS FIREWORKS DEFINITION AS PERMITTED BY NEW YORK STATE PENAL LAW SECTION 405 (B)

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.

- **Melissa Goduti in regards to supporting the proposed local law regarding sparklers.**
- **Sid Gilmore in regards to the proposed Public Safety Building and how the city/county will be able to sustain it with population decreasing. He does not see how we will be viable without cutting costs and merging some services.**
- **Kathy Lawler- Attached**

MINUTES: For Approval: 2-23-16 – Attached, Motion by Farrell, 2nd by Dennison, all in favor.

CCC REPORT: Dr. Brian Durant – Attached

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

McNabb-Coleman says the Owasco Lake Watershed Management and Waterfront Revitalization Plan is wrapping up. She says that Ecologic Consulting had its last public presentation on February 29th at BOCES. She commends the Owasco Lake Management Council, Cayuga County Planning and Economic Development, Cayuga County Health, Cayuga County Soil & Water, OWLA, Watershed Inspection Program, and the Fingerlakes Institute which did all did an excellent job. She says the Town of Sennett in her district is very appreciative of the alternative offer by the Department of Corrections with their planned rifle range in Sennett. She says they look forward to understanding the design and they are hopeful for a zero noise impact to the residential areas and Town Park. She says she will continue to support Sennett with this issue.

Baxter mentions Soil & Water and the debt being brought up to date. He says that the digester is moving forward and looking brighter than it ever has.

Foley says he was glad to see the year of diversity proclamation and hopefully going forward we are able to take what they said and include everyone in things that we do. He says we will get the Tourism Board audit and they will be presenting it to planning and showing us their strategic plan. He says that Dwyer agreed to host anyone who would like to tour the county clerk department at 5:00 before Government Operations. He says he was contacted by Dana L. West High School students who would like to urge our state representatives to designate sweet corn as our vegetables.

Lattimore thanks City Hall for having the Irish flag raising. He says he attended the CNY Regional Planning Board in regards to the solar. He thinks the city is considering taking the old landfill and solarizing it.

Didio discusses the CHAD report by Kevin Hares the Executive Director that there are 300 enrolled clients. He says there are several things going on for this month. He says that Hares is advocating with Assemblyman Finch for a crisis center. He discusses the Grace House which is a halfway house for people that are chemically dependent and living on the street. He says living there they are hopefully preparing for employment and staying clean. He says that the Community Mental Health Program Drug Free Coalition Application has been submitted. He says hopefully we will receive a little bit more money. He mentions vivitrol a medication that can be a benefit to the opiate addicted person and we are working on getting it into different areas.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair – Attached

CHAIR REPORT: Keith Batman

Batman says they are continuing negotiations with our two unions remaining contracts with custody officers and nurses. He says those progress but not ready for any kind of report or resolution. He says the Manure Working Group met this month and took next steps in implementing the 14 point plan. He met with Wayne Bishop on the digester and perhaps we will see a proposal moving forward. He says the State of City County coming up Wednesday the 30th. He mentions the department heads meeting by themselves to talk about what needs to be done moving forward and he thanks them for taking that imitative.

Motion by Didio, 2nd by Dennison, all in favor.

APPOINTMENTS AND REAPPOINTMENTS:

Office for the Aging Advisory Committee

Richard Howard, 122 Melrose Rd., Auburn, NY 13021, Term, 1/1/16 to 12/31/21

Tracy Dates, 13212 Wolcott Rd., Red Creek, NY 13143, Term, 1/1/16 to 12/31/21

Central New York Regional Planning and Development Board (CNYRPDB):

Stephen Zabriske, PO Box 119, 441 Main St., Aurora, NY 13026, Term 1-1-16 to 12-31-16

Cayuga County Development Corp. (CCDC):

John Latanyshyn, 5663 Silver St. Rd., Auburn, NY 13021, Term 4-1-16 to 3-31-19

Christopher Geherin, 6185 Oakridge Rd., Auburn, NY, Term 4-1-16 to 3-31-19

Ted O'Hara, 1290 Chamberlain Rd., Auburn, NY 13021, Term 4-1-16 to 3-31-18

Eric Ridley, 7834 State St. Rd., Auburn, NY 13021, Term 4-1-16 to 3-31-18

William Ryan, 36 Homer St., Union Springs, NY 13160, Term 4-1-16 to 3-31-18

Cayuga County Public Utility Service Agency (CCPUSA):

Paul Pinckney, 2035 Pinckney Rd., Auburn, NY 13021, Term 4-1-16 to 12-31-17

Cayuga County Planning Board:

Members serve until a new nomination is submitted by the municipality that they represent.

Mark Vorreuter, 2969 State Rte. 34B. Aurora, NY 13026

Linda R. Fox, 5277 Erron Hill Rd., Locke, NY 13092

Steven Cuddeback, 4663 Rte. 38A, Skaneateles, NY 13152

Michael Riley, PO Box 302, Port Byron, NY 13140

Donald Wilson, Jr., 6228 Lake St., Apt. 1, Cayuga, NY 13034

Cayuga County Water & Sewer Authority

Michael Quill, Lansing St., Auburn, NY 13021, Term, Current-12/31/17 (Vacancy-Doug Selby)

College Board of Trustees

Patrick Mahunik, 160 Genesee St., Auburn, NY 13021, Term, 3/22/16 – 6/30/21 (Unexpired term of Runkle)

CNY Regional Market Board of Directors:

Keith Batman, 3649 Keesee Rd., Moravia, NY 13118, term – pleasure of the board

LEGISLATURE CHAIRMAN APPOINTMENTS:**Cayuga County Soil & Water Conservation:**

Terry Baxter, 160 Genesee St., Auburn, NY 13021, term – 1-1-16 to 12-31-16

Joe DeForest, 160 Genesee St., Auburn, NY 13021, term – 1-1-16 to 12-31-16

Closed Public Hearing at 7:01PM.**Motion by Didio, 2nd by Foley, all in favor.****COMMUNICATIONS & ANNOUNCEMENTS:**

1. Letter from Finch in regards to receiving Resolution 62-16 for the development of a 100 percent State funded Indigent Legal Defense System.
2. Letters from DeFrancisco, Kolb, and Nozzolio, in regards to the Gap Elimination Adjustment resolution passed by the County.
3. Letter sent by Tompkins County Legislature in regards to a resolution adopted by them urging NYS to provide technical and financial assistance to assist counties in complying with Federal Child Care Law changes, so that local child care slots are not lost due to increased costs of meeting new Federal mandates.
4. Letter from the NYS Department of Health regarding the Order of Consolidation for the Town of Aurelius and the Village of Cayuga into a single primary registration district.
5. Letter from the Town of Lansing in regards to a Public Hearing that will be held April 20, 2016 that concerns the land use ordinance to add § 1611 to map and codify the Warren Road business Park planned development area notice of intent to establish lead agency.

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 3-22-16**

RESOLUTION NO. 104-16

3/22/16 APAudit March 2016 (A)

**AUTHORIZING THE COUNTY TREASURER TO PAY FEBRUARY 9-22, 2016
AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **March 22, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$681,625.97, 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 15, 2015.

Signed by Bennett, Foley, Mahunik, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 105-16
/22/16 AP Audit March 2016 (B)
AUTHORIZING THE COUNTY TREASURER TO PAY
FEBRUARY 23-MARCH 7, 2016 AUDIT OF CLAIMS

By: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **March 22, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$983,897.72, 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 15, 2015.

Signed by Bennett, Foley, Mahunik, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 106-15
3-22-16 RPS Auburn Associates Settlement
AUTHORIZING SETTLEMENT OF THE AUBURN ASSOCIATES, LLC
ASSESSMENT REVIEW PROCEEDINGS

By: Mark Farrell, Chair, Ways & Means Committee

WHEREAS, in and for tax years 2014 and 2015, Petitioner Auburn Associates, LLC (the "Petitioner") commenced proceedings challenging the assessment on property it owns in the City of Auburn, Auburn City School District, Cayuga County; and

WHEREAS, the County intervened in these proceedings through its attorneys at Bond, Schoeneck & King, PLLC and the City duly and timely appeared in these proceedings; the School District did not so intervene; and

WHEREAS, the County's attorneys at Bond, Schoeneck & King, PLLC have reviewed and analyzed a settlement proposal made by Petitioner to reduce the property's taxable assessment to \$125,000; and

WHEREAS, the Parties to these proceedings have come to an agreement to resolve the case which is acceptable to the Parties; appears to be in the Parties' best interest; and avoids further litigation expenses;

WHEREAS, the City Council will also approve the settlement as proposed.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. The County Legislature authorizes its attorneys at Bond, Schoeneck & King, PLLC to accept this settlement offer, contingent upon the City Council passing a similar resolution to adopt such settlement offer.

Section 2. The County Legislature authorizes its Treasurer to pay the appropriate amount of refunds to Petitioner or to Petitioner's designated agent without further action of the County Legislature in an amount not to exceed \$2,000 (subject to audit).

Section 3. This resolution shall take effect immediately.

Signed by Bennett, Foley, Mahunik, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 107-16
3/22/16 TRE waive interest
RESOLUTION TO PERMIT COUNTY TREASURER
TO WAIVE INTEREST ON TAXES FOR PARCEL IN FLEMING

By: Mark Farrell, Chair, Ways & Means Committee

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

WHEREAS, extenuating personal circumstances have come to light regarding a parcel in the Town of Fleming, Tax Map #130.05-1-30, which is currently in our foreclosure process; and

WHEREAS, owners have requested interest be waived, so that they may enter into and installment agreement with the Treasurer's Office with more manageable payments, which would remove the parcel from the current foreclosure; and

WHEREAS, current interest on the parcel is \$5,000.76, as follows by tax year; and now be it

Tax Year	Interest
2012 Lien	\$1,972.81
2013 Lien	\$1,554.87
2014 Lien	\$1,169.56
2015 Lien	\$226.27
2015 AECS	\$77.25

RESOLVED, that the County Treasurer be authorized to waive the interest and pursue an installment agreement to successfully bring all taxes current on Tax Map #130.05-1-30 in the Town of Fleming.

Signed by Bennett, Mahunik, McNabb-Coleman, and Vitale, all in favor except Mahunik abstains.

RESOLUTION NO. 108-16
3/22/16 OFA Contracts Apr 16
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF THE OFFICE FOR THE AGING TO SIGN
ANNUAL CONTRACTS WITH VARIOUS SUBCONTRACTORS.

BY: Joseph Bennett, Chair, Health & Human Services Committee, and Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, appropriations were approved in the County budget for the year 2016 for various subcontractors (A67724 54118) 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:

Tuesday, March 22, 2016

97

April 1, 2016 through March 31, 2017:

EISEP (Expanded In Home Services for the Elderly)	* Total of EISEP services not to exceed \$223,650
Home Instead Senior Care	
Peregrine HomeCare	
Seneca Cayuga ARC	
Staffings Healthcare Systems, Inc.	
CSE (Community Services for the Elderly) & AAA (Area Agency on Aging Transportation Funds)	
Transportation Project, Inc.	Total \$63,500
CSE (Community Services for the Elderly) & CSI (Congregate Services Initiative)	
Boyle Senior Center, Inc.	Total \$5,500 (\$3000 & \$2500)

and be it further

RESOLVED, that the Chairman of the Legislature and the Director of the Office for the Aging is authorized and directed to enter into contracts with the above referenced subcontractors in an amount not to exceed the above referenced sums.

Signed by Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, and Vitale, all in favor.

RESOLUTION 109-16

(March 22, 2016) HD Create/ Fill WIC Assistant

AUTHORIZING THE CHAIRMAN OF THE COUNTY LEGISLATURE AND THE PUBLIC HEALTH DIRECTOR TO CREATE AND FILL A WIC ASSISTANT PROGRAM WITHIN THE HEALTH DEPARTMENT

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the NYS Department of Health administers the 100% federally funded Women, Infants & Children supplemental nutrition (WIC) program for the State of New York; and

WHEREAS, a senior audit clerk in the WIC Program is set to retire effective April 28, 2016; and

WHEREAS, upon review of the job duties and needs of the WIC Program it was determined that the program would be best served by a WIC Assistant (Grade 4); NOW, THEREFORE, BE IT

RESOLVED, that the Public Health Director be authorized and directed to create & fill the WIC Assistant position in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga; and be it further

RESOLVED, that the position of Senior Audit Clerk position control number 01783: be abolished; and be it also

RESOLVED, if funding ceases for the position, the position will be abolished.

Signed by Bennett, DeForest, Mahunik, McNabb-Coleman, Whitman, Foley, and Vitale, all in favor.

RESOLUTION NO. 110-16
3-22-16 HD Childhood Lead Grant 2015-2020
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE PUBLIC HEALTH DIRECTOR TO ENTER INTO A 5-YEAR CONTRACT
WITH NYS DEPARTMENT OF HEALTH TO PARTICIPATE IN
THE 100% FUNDED “CHILDHOOD LEAD POISONING
PREVENTION PROGRAM” FOR THE PERIOD 10/1/15 – 9/30/20

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
 Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, NYS Department of Health awarded the Cayuga County Health Department a 5-year, 100% reimbursable grant to participate in the “Childhood Lead Poisoning Prevention Program” for the period October 1, 2015 through September 30, 2020; and

WHEREAS, the Department has been awarded \$46,123 for year one of the contract; and

WHEREAS, in order to carry out the terms of this grant, the 2016 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 Public Health Director be authorized to enter into a 5-year contract (October 1, 2015 - September 30, 2020) with the NYS Department of Health to participate in the “Childhood Lead Poisoning Prevention Program,” and to accept \$46,123 for year one of this contract; and be it further

RESOLVED, that the Public Health Director be authorized to accept the funding for each of the remaining years of the 5 year contract as well as any COLA funds associated with the grant and enter into any necessary subcontracts to complete the goals of the grant; and be it further

RESOLVED, that upon notification from the Department, the Cayuga County Treasurer be authorized and directed to make all necessary journal and accounting entries in each of the 2016 through 2020 budgets; and to amend the Health Department’s 2016 budget (1st year of the 5-year contract) in the following:

Increase Appropriation Account #A40284 54000	\$46,123
Increase Revenue Account #A40280 43428	\$46,123

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 Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, and Vitale, all in favor.

RESOLUTION NO. 111-16
3-22-16 HS Fill Temp Transportation Aide
AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO FILL A
TEMPORARY TRANSPORTATION AIDE POSITION IN THE SERVICES UNIT
OF SOCIAL SERVICES BEHIND A LEAVE OF ABSENCE

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
 Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, there exists a Transportation Aide vacancy in the Services Unit of Social Services to be filled on a temporary basis behind a medical leave of absence that is effective March 30, 2016, for an undetermined length of time; and

WHEREAS, the Transportation Aide in this unit supervises client visits, transports clients to critical appointments, transports foster children to related appointments; and

WHEREAS, in the absence of the Transportation Aide, these duties fall to the caseworkers to do, when they already have full caseloads serving their clients;

WHEREAS, this Transportation Aide position is 75% state and federally funded; NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Community Services be authorized and directed to fill this Transportation Aide position on a temporary basis behind a medical leave of absence for an undetermined length of time, in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, and Vitale, all in favor.

Motion by Vitale to amend the 1st Resolved, to read at a salary up to \$72,984.00, 2nd by McNabb-Coleman, all in favor.

RESOLUTION NO. 112-16

**3-22-16 HS Create/Fill 1 Social Services Attorney
in the Department of Social Services.**

**AUTHORIZING THE COUNTY LEGISLATURE AND THE DIRECTOR OF
COMMUNITY SERVICES TO CREATE AND FILL 1 SOCIAL SERVICES
ATTORNEY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES.**

BY: Joseph Bennett, Chairman of the Health & Human Services Committee

Mark Farrell, Chairman of the Ways & Means Committee

Ryan Foley, Chairman of Government Operations Committee

WHEREAS, upon administrative review by both the Director of Community Services & the County Attorney, it has been determined to be necessary to re-organize the County Attorney's Office for the provision of legal services to the Department of Social Services; and

WHEREAS, the position of Assistant County Attorney exists in the County Attorney's Office (position control #02284); and

WHEREAS, the Department of Social Services will create and fill a Social Services Attorney position as this position is needed to provide legal services & support for child welfare and adult protective services cases; and

WHEREAS, the Department of Social Services has submitted a New Position Duties Statement to the Civil Service Commission for their review and classification of an Assistant County Attorney position; and

WHEREAS, a transition plan will be developed to ensure adequate coverage in both the Department of Social Services and the County Attorney's Office; NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Legislature create one Social Services Attorney position in the Department of Social Services, at a salary *up to* \$72,984.00, and that the Director of Community Services be authorized and directed to fill the newly created Social Services Attorney position in accordance with 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 the following journal entries to carry out the intent of this resolution;

		Increase	Decrease
Salary	A60101 51001	\$54,738	
Salary	A14201 51001		\$54,738
FICA	A60101 58001	\$ 4,023	
FICA	A14201 58001		\$ 4,023
Dental	A60101 58004	\$ 297	
Dental	A14201 58004		\$ 297
Health	A60101 58003	\$ 3,942	
Health	A14201 58003		\$ 3,942
Retirement	A60101 58002	\$ 5,216	
Retirement	A14201 58002		\$ 5,216

and be it further

RESOLVED, that the Assistant County Attorney position in the County Attorney's Office (control #02284) be abolished upon hiring the Social Services Attorney.

RESOLUTION NO. 113-16

**3-22-16 HS Trans Function Social Services Attorney PT & Paralegal Specialist
AUTHORIZING IMPLEMENTATION OF TRANSFER OF FUNCTION OF A
SOCIAL SERVICES ATTORNEY PT AND A PARALEGAL SPECIALIST IN THE
COUNTY ATTORNEY'S OFFICE TO THE DEPARTMENT OF SOCIAL
SERVICES PURSUANT TO THE RECOMMENDATION OF THE COUNTY
ATTORNEY AND THE DIRECTOR OF COMMUNITY SERVICES**

BY: Joseph Bennett, Chairman of the Health & Human Services Committee
Mark Farrell, Chairman of the Ways & Means Committee
Ryan Foley, Chairman of the Government Operations Committee

WHEREAS, currently, a Social Services Attorney - PT position and a Paralegal Specialist position both exist in the County Attorney's Office (position control #007091 and position control #04843); and

WHEREAS, upon administrative review by both the County Attorney and the Director of Community Services, it has been determined that the function of both of these positions are a better fit under the jurisdiction of the Department of Social Services; and

WHEREAS, in anticipation of this Transfer of Function, the Department of Social Services will fund these positions in their Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Transfer of Function of these positions described above be hereby ordered and initiated with the effective date being as soon as practicable; and be it further

RESOLVED, that the County Attorney be hereby directed to post a certified list of employees as attached pursuant to NYS CS Law, Section 70.2 "as soon as practicable after the adoption of a law, rule, order or other action direction such as 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 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

RESOLVED, that the County Treasurer be hereby authorized to make the following budget transfers to carry out the intent of this resolution;

		Increase	Decrease
Salary	A60101 51001	\$24,914	
Salary	A14201 51001		\$24,914
Salary PT	A60101 51002	\$29,279	
Salary PT	A14201 51002		\$29,279
FICA	A60101 58001	\$ 3,983	
FICA	A14201 58001		\$ 3,983
Dental	A60101 58004	\$ 231	
Dental	A14201 58004		\$ 231
Health	A60101 58003	\$ 3,066	
Health	A14201 58003		\$ 3,066
Retirement	A60101 58002	\$ 7,263	
Retirement	A14201 58002		\$ 7,263

and be it further

RESOLVED, that the Legislative Chairman be hereby authorized to enter into any agreements between these departments to implement the intent of this resolution; and be it further

RESOLVED, that the “transfer of function” be facilitated in accordance with NYS Civil Service Law, Cayuga County Civil Service Rules and Regulations, bargaining contracts, and the policies of the County of Cayuga.

Signed by Bennett, Baxter, Foley, Mahunik, Whitman, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 114-16

3-22-16 IT CJISManageControlAgrees

**AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN
CRIMINAL JUSTICE INFORMATION SERVICES MANAGEMENT CONTROL
AGREEMENTS WITH LAW ENFORCEMENT AGENCIES**

By: Ryan Foley, Chairman Government Ops

WHEREAS, the U. S. Department of Justice, Federal Bureau of Investigation Criminal Justice Information Services (CJIS) Security Policy version 5.4 dated 10/06/2015 section 5.1.1.4 titled “Interagency and Management Control Agreements” requires a signed Management Control Agreement (MCA) between a Noncriminal Justice Agency (NCJA) and a Criminal Justice Agency (CJA);

WHEREAS, Cayuga County Information Technology (IT) Services is a NCJA and a law enforcement agency that utilizes certain County IT systems is a CJA;

WHEREAS, Any CJA that utilizes NCJA IT resources must have an MCA; now therefore, be it

RESOLVED, that the Chairperson of the Cayuga County Legislature is hereby authorized to enter into an MCA with all current and future CJA’s as required; and be it further

RESOLVED, that the Chairperson of the Cayuga County Legislature is hereby authorized to update all CJA's as requirements are modified or otherwise updated by CJIS or Cayuga County.

Signed by Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, and Whitman, all in favor.

RESOLUTION NO. 115-16

3/22/16 BOE NYS HAVA Contracts rev

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE COMMISSIONERS OF THE CAYUGA COUNTY BOARD OF ELECTIONS TO SIGN CONTRACTS FOR HAVA FUNDS FOR THE BOARD OF ELECTIONS

BY: Mr. Ryan Foley, Chair, Government Operations Committee, and
Mr. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, pursuant to the Help America Vote Act of 2002, the Cayuga County Board of Elections has been allocated funds through the New York State Board of Elections for the purposes of purchasing electronic voting machines, training the public and poll workers on their use, and making improvements to polling places; and

WHEREAS, the Chairman of the Cayuga County Legislature signed contracts numbered T002530 for these categories on 2/1/08; and

WHEREAS, the Cayuga County Board of Elections is continually training the public and poll workers on the use of the electronic voting systems thereby continuing the need for expenditure of HAVA related funds; and

WHEREAS, this has created the necessity to renew said contracts; therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Commissioners of the Cayuga County Board of Elections are hereby authorized to sign contract extensions for HAVA funds with the New York State Board of Elections.

Signed by Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, Whitman, Bennett, Mahunik, and Vitale, all in favor.

RESOLUTION NO. 116-16

3/22/16 BOE NYSShoeboxContracts

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE COMMISSIONERS OF THE CAYUGA COUNTY BOARD OF ELECTIONS TO SIGN CONTRACTS FOR SHOEBOX GRANT FOR THE BOARD OF ELECTIONS

BY: Mr. Ryan Foley, Chair, Government Operations Committee, and
Mr. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, pursuant to the Help America Vote Act of 2002, the Cayuga County Board of Elections has been allocated funds through the New York State Board of Elections for the purchase and upkeep of other election related equipment; and

WHEREAS, the Chairman of the Cayuga County Legislature signed contract numbered 003211 on 3/2013; and

WHEREAS, the Cayuga County Board of Elections is continually using the electronic voting systems thereby continuing the need for expenditure of Shoebox related funds; and

WHEREAS, this has created the necessity to renew said contracts; therefore, be it RESOLVED, that the Chairman of the Cayuga County Legislature and the Commissioners of the Cayuga County Board of Elections are hereby authorized to sign contract extension for Shoebox funds with the New York State Board of Elections. Signed by Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, Whitman, Bennett, Mahunik, and Vitale, all in favor.

RESOLUTION NO. 117-16
3/22/16 VET award bus bid rev 2
AUTHORIZING THE TRANSFER OF FUNDS FROM THE CM-17044
(VETERANS BUS ACCOUNT) TO THE VETERANS EQUIPMENT ACCOUNT
FOR THE PURCHASE OF AN ADULT PASSENGER BUS FOR
THE TRANSPORTATION OF VETERANS

BY: Ryan Foley, Chairman, Government Operations Committee

BY: Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, the Administrator’s office sent out specification packages to various vendors for the purchase of a new 2016 Adult Passenger Bus for the transportation of Veteran’s; and the trade in of the 2011Ford E450; and

WHEREAS, three (3) firms responded with sealed bids; and,

WHEREAS, the following bids were received:

Vendor	Amount	Less Trade In	Total Amount
Gorman Enterprises:	\$54,280.00	\$8,500.00	\$45,780.00
Don Brown Bus Sales:	\$55,057.00	\$8,700.00	\$46,357.00
Matthew’s Bus Sales:	\$52,598.00	\$7,500.00	\$45,098.00

and,

WHEREAS, Matthew Bus Sales is able to provide the new Adult Passenger Bus at the lowest cost to the county; and

WHEREAS, the bids prices are based upon a trade in of the existing van; and

WHEREAS, the Vehicle Policy, Section 57, permits the trade in of surplus vehicles on a new vehicle; now therefore be it

RESOLVED, that the county accept the lowest bid from Matthew Bus Sales at a cost of \$52,598.00, less trade in of \$7,500 for the 2011 Ford E450 that the county currently owns for a total of \$45,098.00; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized to transfer \$45,098.00 from the CM-17044 (Veterans Bus Account to the Veteran’s Equipment Account A65102 52000; 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 Foley, Baxter, McNabb-Coleman, Whitman, Bennett, Mahunik, and Vitale, all in favor.

RESOLUTION NO. 118-16**3-22-16 ADM OpenGovContractrev1****AUTHORIZING THE CHAIRMAN TO SIGN A THREE YEAR SOFTWARE AGREEMENT BETWEEN CAYUGA COUNTY AND OPENGOV, INC.**

BY: Ryan Foley, Chairman, Government Operations Committee
 Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, the Legislature wishes to promote the transparency of Cayuga County Government and to provide the public online access to financial information of the County; and

WHEREAS, OpenGov, Inc. has developed a user-friendly program designed to enable municipal entities to provide such access; and

WHEREAS, the implementation fee is \$2,000 and the annual subscription fee is \$11,000 for a total of \$13,000 for the first year and \$11,000 for second and third year; and

WHEREAS, funds are available in the following accounts:

A16104-54018	\$11,000
A11694-54059	2,000

NOW THEREFORE BE IT

RESOLVED that the Treasurer is authorized to make the designated transfer of funds; and be it further

RESOLVED, that the Chairman is authorized to sign a three Year Software Agreement between OpenGov, Inc., and Cayuga County.

Signed by McNabb-Coleman, Foley, Mahunik, passed by Majority Vote; Ayes- Vitale, Farrell, McNabb-Coleman, Mahunik, Lattimore, Foley, and Batman; Noes- Whitman, Dennison, Baxter, Bennett, Reginelli, and Didio; Excused- Pinckney; 477/344/62.

RESOLUTION NO. 119-16**3-22-16 PB HHWGRANT16****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: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee
 Hon. Mark Farrell, Chair, Ways and 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; and
2. That the Chair 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 the Chair is authorized to sign the resulting contract if said application is approved by the STATE; and
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 that \$48,000.00 has been properly budgeted for by the Cayuga County Planning and Economic Development Department (FY 2016 Special Programs Account A80204 54164) to be utilized for this purpose; and
4. That two (2) Certified Copies of this Resolution be prepared and sent to the NYSDEC together with a complete application prepared and submitted by the Cayuga County Department of Planning & Economic Development; and
5. That the Chair of the 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; and
6. That the County Treasurer is hereby authorized to make the journal and accounting entries necessary to accomplish the same; and
7. That this resolution shall take effect immediately.

Signed by Pinckney, DeForest, Dennison, Didio, Farrell, Foley, Lattimore, Bennett, Mahunik, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 120-16

**3-22-16 PT Accept Emerson Foundation Donation 3 16
ACCEPTING A DONATION FROM THE FRED L. EMERSON FOUNDATION
TO COVER THE COST OF HIRING TROWBRIDGE WOLF MICHAELS
LANDSCAPE ARCHITECTS LLP (TWMLA) TO DEVELOP A PRELIMINARY
CONCEPT PLAN FOR A PARK WIDE BIKE AND PEDESTRIAN
CIRCULATION SYSTEM**

By: Benjamin Vitale, Chair Public Works

By: Mark Farrell, Chair Ways & Means Committee

WHEREAS, the Cayuga County Legislature approved Resolution 138-15 approving and adopting the Emerson Park Master Plan; and

WHEREAS, the Cayuga County legislature approved Resolution 338-15 authorizing awarding of a contract for professional design services for Emerson Park Master Plan Projects to TWMLA; and

WHEREAS, the Fred L. Emerson Foundation has donated \$20,000 to allow the county to hire TWMLA to develop a preliminary concept plan for a park wide bike and pedestrian circulation system, and

WHEREAS, the Park Commission and the Cayuga County Legislature would like to see progress on the Emerson Park Master Plan; now therefore be it

RESOLVED, that the Cayuga County Legislature does hereby accept the generous charitable donation from the Fred L. Emerson Foundation in the amount of \$20,000 to be used to hire TWMLA to develop the concept plan; and be it further

RESOLVED, that the Cayuga County Treasurer is directed to deposit the \$20,000 grant funds in reserve account CM17050 for this purpose; and be it further

RESOLVED, that the Cayuga County Treasurer to make any further journal and accounting entries necessary to carry out the intent of this resolution; and be it further

RESOLVED, that the Cayuga County Attorney is hereby authorized and directed to create or review any agreements necessary to carry out the intent of this resolution; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign any agreements necessary to carry out the intention of this resolution; and be it further

RESOLVED, the Cayuga County Legislature hereby recognizes, appreciates and thanks The Fred L. Emerson Foundation for its continued support and generosity.

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli, Whitman, Foley, Mahunik, and McNabb-Coleman, all in favor.

RESOLUTION NO. 121-16
3-22-16 HWY Bridge Repairs 2016
AUTHORIZATION FOR THE CHAIRMAN OF THE LEGISLATURE AND THE
HIGHWAY SUPERINTENDENT TO UTILIZE ONONDAGA COUNTY'S
BRIDGE REPAIR CONTRACT

BY: Ben Vitale, Chairman, Public Works Committee

Mark Farrell, Chairman, Ways and Means Committee

WHEREAS, in the 2016 Highway Department budget, funds were budgeted in Account No. D51134 54107 and D51204 54107 for the labor and equipment to perform specific bridge repairs; and

WHEREAS, Onondaga County has bid and awarded a contractor Vector Construction Corp, Cicero, NY; and

WHEREAS, the County can utilize the Onondaga County contract that was bid for various bridge repairs, contract No. 2207, thereby eliminating the cost and time of bidding; and

WHEREAS, Onondaga County and the contractor have agreed to allow this service to be utilized by Cayuga County; now therefore be it

RESOLVED, that Cayuga County utilize contract #2207 for the various bridge repairs that are needed within the county; 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 Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli, Whitman, Foley, Mahunik, and McNabb-Coleman, all in favor.

RESOLUTION NO. 122-16
3-22-16 hwy fill auto mech dsl help rev
AUTHORIZATION FOR SUPERINTENDENT OF HIGHWAYS
TO FILL AN AUTO MECHANIC DIESEL HELPER POSITION
WITHIN THE HIGHWAY DEPARTMENT

BY: Benjamin Vitale, Public Works Committee
Mark Farrell, Chairman, Ways & Means Committee
WHEREAS, an Auto Mechanic Diesel Helper position will be vacated on 3/21/16 due to promotion; and
WHEREAS, this Auto Mechanic Diesel Helper position is critical to the operation of the highway department's equipment maintenance division; and
WHEREAS, this position (Position Control #002401) has been budgeted for the entire year of 2016; now therefore be it
RESOLVED, to authorize the Highway Superintendent to fill this open position on or before April 25th, 2016 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 Vitale, Baxter, Bennett, Whitman, Foley, Mahunik, and McNabb-Coleman, all in favor.

RESOLUTION NO. 123-16
3-22-16 HWY accept bids Rev2
APPROVE REPORT ON 2016 BID LETTING

By: Benjamin Vitale, Chairman Public Works Committee
Mark Farrell, Chairman Ways and Means Committee
WHEREAS, Resolution No 432-15, adopted on December 15, 2015, authorized the County Highway Superintendent to advertise for and received sealed bids for the purchase of highway materials; and
WHEREAS, in response the following items were bid in February:

- HIP Asphalt Recycling
- Limestone
- Native Stone
- Sign Blanks
- Sign Faces
- Transit Mix Concrete
- Tree Trimming, Stump Grinding
- Steel Pipe/Pipe Arch

Whereas, bids were received for the above products and the Committee made the following recommendations:
HIP Asphalt Recycling: The following company submitted a bid: HighwayRehab. The committee recommends that the bid be accepted for Hot In Place Recycling to Highway Rehab
Limestone: The following companies submitted a bid: Seneca Stone, Robinson, Hanson and Saunders. The Committee recommends that the bids be accepted and awarded to all four vendors due to location and product availability.

Native Stone: The following companies submitted a bid: Genoa Sand and Gravel, RMS, Binns and Robinson. The Committee recommends that the bids be accepted and awarded to all three vendors due to location and product availability.

Sign Blanks: The following companies submitted a bid: US Standard, Vulcan and Garden State. The committee recommends the bid go to the lowest responsible bidder which is Garden State.

Sign Faces: The following companies submitted a bid: Superior Packaging, Vulcan and Garden State. The committee recommends the bid go to the lowest responsible bidder which is Garden State.

Transit Mix Concrete: The following companies submitted a bid: Hanson and Robinson. The committee recommended that bid be awarded to the lowest responsible bidder which is Robinson.

Tree Trimming, Stump Grinding: The following companies submitted a bid: Cranebrook and Chase Enterprises. After careful consideration that the bid be awarded to Cranebrook Tree Service.

Steel Pipe/Pipe Arch: The following companies submitted a bid: Chemung Supply, Crossroads Highway Supply, Steel Sales and Lane Enterprises. The committee recommended that the bid be awarded to Chemung Supply, Crossroads Highway Supply and Steel Sales. The bids were identical and they all used the manufacturer, Contech. The Highway Department will purchase from the vendor that has the availability to furnish the various pipe at any given time.

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli, Whitman, Foley, Mahunik, and McNabb-Coleman, all in favor.

RESOLUTION NO. 124-16

**3/22/16 PT Approve Sewer Easement for Owasco 3 16 rev
 APPROVING A REQUEST FROM THE TOWN OF OWASCO TO ALLOW AN
 EASEMENT ALONG THE EAST SIDE OF STATE ROUTE 38A FOR THE
 CONSTRUCTION OF A NEW SEWER LINE AND AUTHORIZING THE CHAIR
 OF THE CAYUGA COUNTY LEGISLATURE TO EXECUTE ANY AND ALL
 DOCUMENTS REQUIRED TO IMPLEMENT THE INTENT OF THIS
 AGREEMENT INCLUDING AN AGREEMENT WITH THE TOWN OF
 OWASCO TO COVER ANY AND ALL COSTS ASSOCIATED WITH
 THE INSTALLATION, MAINTENANCE, REPAIR AND DEFENSE
 OF THE EASEMENT (2/3)**

By: Benjamin Vitale, Chair Public Works

By: Mark Farrell, Chair Ways & Means Committee

WHEREAS, over the years the Town of Owasco has been a great partner with Emerson Park and a great advocate for the Owasco Lake; and

WHEREAS, the Town of Owasco requested a fifteen (15) foot wide easement along the East side of State Route 38A for the construction and maintenance of a sewer line; and

WHEREAS, the proposed sewer line is needed for the Town of Owasco to expand the existing sewer to help clean up Owasco Lake; and

WHEREAS, the Town of Owasco provided detailed drawings for the proposed easement and sewer line showing only one manhole in the proposed easement area and that is flush with the ground so that it would not interfere with park patrons enjoying the park; and

WHEREAS, the proposed sewer line would not interfere with the features recommended in the Emerson Park Master Plan adopted by the Cayuga County Legislature per Resolution 138-15; and

WHEREAS, the Park Commission recommended approving the easement at the February 24, 2016 meeting; now therefore be it

RESOLVED, that the Cayuga County Legislature does hereby approve the proposed easement; and be it further

RESOLVED, that the Cayuga County Attorney is hereby authorized and directed to create or review any agreements necessary to carry out the intent of this resolution; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign any and all documents and agreements necessary to carry out the intention of this resolution including easements, maintenance and repair agreements and agreements related to the cost of defending the easement.

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli, Whitman, Foley, Mahunik, and McNabb-Coleman, all in favor.

Signed by Baxter, Bennett, DeForest, Dennison, Whitman, Foley, and Farrell, all in favor.

**PULLED PULLED PULLED
RESOLUTION NO. 125-16**

3-22-16 HWY OPP MOA rev 4

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER
INTO AN AGREEMENT BETWEEN THE CIVIL SERVICE EMPLOYEES
ASSOCIATION (CSEA) AND THE COUNTY OF CAYUGA COUNTY**

BY: Hon. Ben Vitale, Chairman – Public Works

Hon. Mark Farrell, Chairman – Ways and Means Committee

WHEREAS, by Resolution No. 110-15, the County of Cayuga and the Cayuga County Unit of Cayuga Local 806, Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO entered into a Collective Bargaining Agreement governing terms and conditions of employment for certain employees of the County for the period of January 1, 2015 through December 31, 2018; and

WHEREAS, as of the date of this resolution the above contract is still in effect; and

WHEREAS, during the winter months while the County is in snow removal operation the County is interested in utilizing One Person Plowing, thereby reducing overtime costs; and

WHEREAS, the Employer and the Association have met, negotiated and reached agreement concerning the impact of the implementation of One Person Plowing for employees in the Highway Department and the County is now prepared to proceed with its implementation; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby takes action to approve and authorize the signing of said Memorandum of Agreement by the Chairman of the County Legislature; and be it further

RESOLVED, that this resolution shall take effect immediately within the confines of the Agreement.

RESOLUTION NO. 126-16
3/22/16 911 Full time fill
AUTHORIZATION TO FILL A VACANT SUPERVISING EMERGENCY
SERVICES DISPATCHER POSITION DUE TO A VOLUNTARY DEMOTION
AND TO FILL A VACANT EMERGENCY SERVICES DISPATCHER
DUE TO A PROMOTION.

BY: Mr. Patrick Mahunik, Chairperson, Judicial and Public Safety Committee
 Mr. Mark Farrell, Chairperson, Ways & Means Committee

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

WHEREAS, it is necessary to fill both positions to maintain appropriate staffing levels and provide services as appropriately; and

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

RESOLVED, that the 911 Administrator be hereby authorized to fill Supervising Emergency Services Dispatcher position (# 03973) and Emergency Services Dispatcher position (#1922) be filled; 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 Lattimore, Reginelli, Vitale, Bennett, Foley, Mahunik, and McNabb-Coleman, all in favor.

RESOLUTION NO. 127-16
3-22-16 EMO TEMP FILL DFC
AUTHORIZING THE DIRECTOR OF EMERGENCY SERVICES
TO TEMPORARILY FILL ONE VACANT PART TIME NON-BARGAINING
DEPUTY COUNTY FIRE COORDINATOR POSITION CREATED
DUE TO A MEDICAL LEAVE OF ABSCENCE.

BY: Mr. Patrick V. Mahunik, Chairman, Judicial & Public Safety Committee, and
 Mr. Mark D. Farrell, Chairman, Ways & Means Committee.

WHEREAS, a vacancy for a Deputy County Fire Coordinator position has been created as a result of a change of status and an unpaid medical leave of absence for a Deputy Fire Coordinator, and the vacancy created must be considered temporary until such a time as the incumbent of the position is able to return to service or fully vacates the position by other means; and

WHEREAS, the Deputy Fire Coordinator positions are vital to continuity of operations in the Office of Emergency Services to coordinate with and support multiple fire and emergency medical service agencies and multiple operational programs in the Office of Emergency Services in Cayuga County; and

WHEREAS, the request to fill the vacant position has been sent to the County Administrator for authorization, the funding for this position is allocated in the 2016 Emergency Management Budget (A36401), and one of the four part time positions has been temporarily vacated; now, therefore, be it

Tuesday, March 22, 2016

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RESOLVED, that the Director of Emergency Services be hereby authorized to fill the vacant part-time position of Deputy County Fire Coordinator on a temporary basis until such a time as the incumbent can return to duty or fully vacates the position; and be it further

RESOLVED, that the Director of Emergency Services be authorized at such a time as the position becomes fully vacated, to appoint the temporary position to permanent without further Legislative action; and be it further

RESOLVED, that the applicable salary for the position be per the Cayuga County Compensation Plan, Part II, for non-bargaining employees for title of Deputy County Fire Coordinator PT under Fire Control.

Signed by Lattimore, Reginelli, Vitale, Bennett, Foley, and Mahunik, all in favor.

RESOLUTION NO. 128-16

3/22/16 COA LL a local law the sparkler act adopt

TO ADOPT A LOCAL LAW NO. __1__ FOR THE YEAR 2016 OF THE COUNTY OF CAYUGA, NEW YORK, ALLOWING FOR COMMON, SAFE ITEMS TO BE EXCLUDED FROM THE DANGEROUS FIREWORKS DEFINITION AS PERMITTED BY NEW YORK STATE PENAL LAW SECTION 405 (b)

BY: CAYUGA COUNTY LEGISLATURE.

WHEREAS, Local Law No. __1__ for the year 2016, allowing for common, safe items to be excluded from the dangerous fireworks definition as permitted by New York State penal law section 405 (b)

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 year 2016 on March 22, 2016 at 6:00PM now, therefore be it.

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. __1__ for 2016 Allowing for common, safe items to be excluded from the dangerous fireworks definition as permitted by the New York State Penal Law section 405 (b); and be it further

RESOLVED, that the Clerk of the County Legislature publish notice of adoption of the proposed 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.

STATE OF NEW YORK

COUNTY OF CAYUGA

LOCAL LAW NO. __1__ OF 2016

A LOCAL LAW OF THE COUNTY OF CAYUGA ALLOWING FOR "SPARKLING DEVICES", COMMONLY KNOWN AS "SPARKLERS," TO BE EXCLUDED FROM THE DANGEROUS FIREWORKS DEFINITION AS PERMITTED BY NEW YORK STATE PENAL LAW SECTION 405 (B)

BE IT ENACTED by the Cayuga County Legislature, as follows:

Section 1. Name of local law

This law shall be known as "The Sparkler Act"

Section 2. Legislative Intent

A. The purpose of this law is to exclude "sparkling devices," commonly known as "sparklers," from the dangerous fireworks definition as permitted by New York State Penal Law Section 405(b).

- B. Whereas on November 21, 2014 Governor Cuomo signed into law Chapter 477 of the Laws of 2014 (S.7888/A10141).
- C. Whereas this state law amended the State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous when they pose little to no danger to the public and by labeling them dangerous only restricts business and personal enjoyment.
- D. Whereas the Governor signed this version of the bill into law in part due to its strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a local law authorizing such action.
- E. In keeping with Chapter 477 of the Laws of 2014, and Penal Code Section 405 this Board further finds and determines that “sparkler devices” may be sold and enjoyed, only in the manner described below, within Cayuga County.
- F. The Cayuga County Legislature finds that allowing our residents the use of safe “sparkler devices” will benefit them and our local businesses.
- G. The National Fire Protection Association adopted a recommended safety code (NFPA 1124) for the manufacture, transportation, storage and retail sales of fireworks.
- H. Whereas this local law and State Chapter 477 of the Laws of 2014 are compliant with the safety standards established in NFPA 1124.
- I. Whereas The Legislature finds that allowing our residents the use of safe “sparkling devices” will benefit them and our local businesses.
- J. The Cayuga County Legislatures further finds that the sale and use of “sparkler devices” is permitted with the following restrictions:
 - 1) Sales will only be permitted on or between June 1st through July 5th and December 26th through January 2nd of each calendar year.
 - 2) All distributors manufacturers and retailers must be licensed through the New York Department of State.
 - 3) Only those 18 years of age or older may purchase said products.

Section 3. Definitions.

As used in this article, the following terms shall have the meanings indicated:

- A. COUNTY- The County of Cayuga, New York.
- B. SPARKLING DEVICES or SPARKLERS: ground-based or hand-held devices that produce a shower of white, gold, or colored sparks as their primary pyrotechnic effect. Additional effects may include a colored flame, an audible crackling effect, an audible whistle effect, and smoke. These devices do not rise into the air, do not fire inserts or projectiles into the air, and do not explode or produce a report (an audible crackling-type effect is not considered to be a report). Ground-based or hand-held devices that produce a cloud of smoke as their sole pyrotechnic effect are also included in this category. Types of devices in this category include:
 - (1) cylindrical fountain: cylindrical tube containing not more than seventy-five grams of pyrotechnic composition that may be contained in a different shaped exterior such as a square, rectangle, cylinder or other shape but the interior tubes are cylindrical in shape. Upon ignition, a

shower of colored sparks, and sometimes a whistling effect or smoke, is produced. This device may be provided with a spike for insertion into the ground (spike fountain), a wood or plastic base for placing on the ground (base fountain), or a wood or cardboard handle to be hand held (handle fountain). When more than one tube is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, and when tubes are securely attached to a base and the tubes are separated from each other on the base by a distance of at least half an inch (12.7 millimeters), a maximum total weight of five hundred grams of pyrotechnic composition shall be allowed.

- (2) cone fountain: cardboard or heavy paper cone containing not more than fifty grams of pyrotechnic composition. The effect is the same as that of a cylindrical fountain. When more than one cone is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, as is outlined in this subparagraph.
- (3) wooden sparkler/dipped stick: these devices consist of a wood dowel that has been coated with pyrotechnic composition. Upon ignition of the tip of the device, a shower of sparks is produced. Sparklers may contain up to one hundred grams of pyrotechnic composition per item
- (4) novelties which do not require approval from the United States Department of Transportation and are not regulated as explosives, provided that they are manufactured and packaged as described below:
 - (a) party popper: small devices with paper or plastic exteriors that are actuated by means of friction (a string or trigger is typically pulled to actuate the device). They frequently resemble champagne bottles or toy pistols in shape. Upon activation, the device expels flame-resistant paper streamers, confetti, or other novelties and produces a small report. Devices may contain no more than sixteen milligrams (0.25 grains) of explosive composition, which is limited to potassium chlorate and red phosphorus. These devices must be packaged in an inner packaging which contains a maximum of seventy-two devices.
 - (b) snapper: small, paper-wrapped devices containing not more than one milligram of silver fulminate coated on small bits of sand or gravel. When dropped, the device explodes, producing a small report. Snappers must be in inner packages not to exceed fifty devices each, and the inner packages must contain sawdust or a similar, impact-absorbing material.

Section 4. Permissions and Restrictions

The sale and use of "sparkling devices" as defined herein is permitted with the following restrictions:

- A) Sales are only permitted on or between June 1st through July 5th and December 26th through January 2nd of each calendar year.
 - B) All distributors, manufacturers and retailers must be licensed through the appropriate New York state agency.
- Only those over the age of 18 may purchase said products.

Section 5. Applicability

This law shall apply to any and all actions occurring on or after the effective date of this law.

Section 6. Severability.

If any Clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 7. Effective date.

This local law shall take effect immediately after it is filed with the New York State Secretary of State.

Signed by Batman, Pinckney, Reginelli, Whitman, McNabb-Coleman, Mahunik, Dennison, DeForest, Lattimore, Vitale, Baxter, Didio, Farrell, Bennett, and Foley, all in favor.

Motion by Farrell, to go into executive session at 7:30PM, 2nd by Bennett, all in favor.

EXECUTIVE SESSION: the employment history of a particular person

Motion by Dennison to come out of executive session at 8:12PM, 2nd by Farrell, all in favor.

Motion by Reginelli to adjourn at 8:13PM, 2nd by Foley, all in favor.

RESOLUTION NO. 129

/dq/h VET emergency replace van rev

**EMERGENCY AUTHORIZATION TO AUTHORIZE THE PURCHASE OF AN
ADULT PASSENGER BUS FOR THE TRANSPORTATION OF VETERANS**

Reason for emergency request: On 23 March 2016 the Veterans Department van was involved in an accident which totaled the van. Presently the V A department is utilizing the services of a van from WIC on a short term basis. The WIC van is not suitable as it cannot carry wheel chair veterans. Several veterans who depend on the services of a wheel chair van have been required to reschedule there medical appointments. This results in hardship to the veterans. There is not enough time to order a replacement van. A suitable van is available from Mathew Busses, Inc. at a cost of \$53,225.00. There are sufficient monies in the 2016 Veterans Department Budget to pay for the expenditure. The Government Operations Committee was advised of the situation and the need for immediate action at its April 5, 2016 meeting. The Committee consented to an emergency authorization given the critical needs of supplying transportation to our county veterans.

NOW, upon motion made and due deliberation had, it is hereby

RESOLVED, that the Veterans Department is authorized and directed to purchase a Ford E-350 chassis Goshen Coach Impulse, see attached specifications, from Mathew Busses, Inc. at a cost not to exceed \$ 53,225.00; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized to transfer \$53,225.00 from the CM-17044 (Veterans Bus Account to the Veteran's Equipment Account A65102 52000; 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.

I HEREBY CERTIFY THAT I HAVE COMPARED THE FOREGOING COPY OF A RESOLUTION DULY PASSED AND ADOPTED BY THE LEGISLATURE OF CAYUGA COUNTY AT A MEETING HELD ON THE 5th DAY OF APRIL 2016 WITH THE ORIGINAL RESOLUTION, AND THAT THE SAME IS A TRUE AND CORRECT COPY AND TRANSCRIPT THEREOF, AND THE WHOLE THEREOF.

4-6-16 1:14PM

**MINUTES
CAYUGA COUNTY LEGISLATURE
THURSDAY, APRIL 21, 2016 AT 6:00PM
(NOTE DAY CHANGE)**

CALL TO ORDER: Hon. Patrick Mahunik, Vice Chair called the meeting to order at 6:00PM

ROLL CALL: Amanda Morgan, Deputy Clerk of the Legislature all Legislators present except Andy Dennison, Keith Batman, and Mark Farrell

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:

- **John P. Doyle, Jr., graduate of the first class of Mr. Carmel High School, corporate counsel and assistant to the president at Red Star Express and had his own law practice in Auburn.**
- **Janice Lynch, beloved mother of Stephen Lynch, Planning Director**
- **Joyce Vella, worked for the Cayuga County Attorney's Office as a Legal Secretary for 42 years before retiring.**
- **Stephen Erskine, helped maintain and sustain the Seymour Public Library**

PROCLAMATIONS:

- **Harry Sowles Day in Cayuga County, April 9, 2016**

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.

Lattimore says last night there was a Ways and Means meeting and we had some elected officials that attended. He says he thinks it is very important with Nozzolio retiring that we elect a candidate from Cayuga County to fill in Nozzolio's spot. He says that it is important for this county to have representative in the senate. He says that we received little from the state. He says he will support anybody from Cayuga County to run and get that seat.

MINUTES: For Approval: 3-22-16 – Attached, Motion by Bennett, 2nd by Vitale, all in favor

CCC REPORT: Dr. Brian Durant – Attached (Excused from meeting)

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Didio says he has a report from the HEAL advocates and next month there will be a proclamation and a resolution will come forth next month. He says he would like a little more attention be given to NYSAC in our quest to take a look at DA salary and other issues that came up last night. He says that we should present them to NYSAC through Steven Acquario, the President of NYSAC. He says that he does have representative that come out through the Inter County Association that take these resolutions and bring them to Acquario. He says we also need to be updated on unfunded mandates through NYSAC.

Foley gives an update from Wilt that he has good news and the van should be fully operational by Tuesday.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair –

VICE CHAIR REPORT: Patrick Mahunik

Mahunik recognizes the people in attendance from Leadership Cayuga. He says he attended the inauguration of CCC President Brian Durant and a thanks to the legislature for the support as a trustee. He says there is a special session on May 11th to give an update of some issues going on at the college. He says there has also been extensive discussion on an enrollment plan and how we can try to improve enrollment. He also says there are two fundraising things he wants to put out there. He says St. Baldrick's is coming up again in June and Operation Enduring Gratitude which costs about \$600 per veteran to send them to Washington, D.C. He says to the legislature that if we could sponsor one veteran that would be great. He says he would also like to challenge our departments and see how many we can send to Washington, D.C. for these men and women to see the monuments that were put up in their honor.

Motion by Bennett, 2nd by Vitale, all in favor.

APPOINTMENTS AND REAPPOINTMENTS:

Office for the Aging Advisory

Connie Gile, 3831 Saeli Rd., Savannah, NY 13146, Term, 1/1/16 to 12/31/21

Cayuga County Industrial Development Agency (CCIDA):

Gina Speno, 16 Hidden Greens Rd., PO Box 445, Weedsport, NY 13166 (1-1-16 to 12-31-2017)

Motion by Didio, 2nd by Pinckney, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

- Grand opening of the "Lakeside Dog Park will be Saturday, May 21, 2016 at 1:00PM, for more information please visit www.cnydogs.org
- Letter from NYSAC regarding the 2016-2017 NYS Budget providing important new opportunities for financing projects at the local government level.
- Letter from Matthew House thanking the Legislature for their donation on behalf of Rosemary Donato.

- Letter from King Ferry Food Pantry thanking the County Employees who participated in the 11th Annual Treasurer's Office Pancake Breakfast to benefit the food pantry
- Card from the family of Rosemary Donato thanking the Legislature from their expression of sympathy
- Card from Susan Rusinko thanking the Legislature and in particular Aileen McNabb-Coleman, for honoring her with the MS proclamation
- Letter from Michael Chapman in regards to suggesting the Metropolitan Water Board to manage or become a partner in the management of the Cayuga County structure

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 4-21-16**

RESOLUTION NO. 130-16

4/21/16 AP Audit April 2016 (A)

**AUTHORIZING THE COUNTY TREASURER TO PAY MARCH 8-28, 2016
AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **April 21, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$1,410,052.00, 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 15, 2015.

Signed by Bennett, Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 131-16

4/21/16 AP Audit April 2016 (B)

**AUTHORIZING THE COUNTY TREASURER TO PAY MARCH 29-APRIL 11,
2016 AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **April 21, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$922,937.70, 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 15, 2015.

Signed by Bennett, Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 132-16

4-21-16 COL StateReimburseCoDASalaryrev

A RESOLUTION CALLING ON THE STATE OF NEW YORK TO FULLY REIMBURSE COUNTIES FOR DISTRICT ATTORNEY SALARY INCREASES SET BY THE STATE

BY: Mark Farrell, Chair, Ways & Means Committee

WHEREAS, on December 24, 2015, New York State Commission on Legislative, Judicial, and Executive Compensation voted to recommend increasing all state judge salaries in 2016 and 2018, and

WHEREAS, the recommended increase placed Supreme Court judges' salaries at \$193,000 in 2016 and \$203,000 in 2018 and placed County Court Judges at 95% of a Supreme Court Justice's salary, and

WHEREAS, on April 1st the state approved the Commission's recommendation, and

WHEREAS, New York State Judiciary Law Section 183-a links judicial salaries to county District Attorney (DA) salaries to be equal or higher than either the County Court Judge or Supreme Court Judge in a county, depending on county size and full-time or part-time status, and

WHEREAS, for over 50 years, the state has funded all salary increases that they imposed on the counties, and

WHEREAS, the District Attorneys Association of the State of New York (DAASNY), recognizing the automatic nature of these increases and its effect on local county budgets, and further to support the counties' position, requested in correspondences with state officials that the state fund this salary increase as well; and

WHEREAS, this salary increase recommendation occurred well after all counties set their 2016 budgets in law, and

WHEREAS, to the extent that the Commission's recommendations, do in fact, supersede the provisions of Judiciary Law section 221-d as applicable to District Attorney's annual salary, and

WHEREAS, DA's are entitled to the compensation they are owed pursuant to state law for fulfilling the state constitutional and statutory duties related to the enforcement of the state penal law, and

WHEREAS, on April 1, 2016 the State Legislature enacted a \$150 billion State Budget, but did not include the funding for the \$1.6 million in reimbursement costs for the increase in DA salaries, and

WHEREAS, the state has been careful over the past few years to avoid shifting costs to the local tax base, mindful of the impact locally with the state imposed property tax cap, and

WHEREAS, for many counties this salary increase represents approximately 1/3 of their total allowable property tax growth for all government operation in 2016; now therefore be it

RESOLVED, that the County of Cayuga calls on the State of New York to immediately pass legislation and pay for this increase retroactive to April 1, 2016, and not pass this unfunded mandate on to local taxpayers.

Signed by Bennett, Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 133-16
(04/21/2016) TRE Oliver Real Property
ACCEPTING THE TERMS OF STIPULATION REGARDING INTEREST IN
REAL PROPERTY FOR A PARCEL OF REAL PROPERTY COMMONLY
KNOWN AS TAX MAP NUMBER 134.00-1-13.4, IN
THE TOWN OF SPRINGPORT

By: Mark Farrell, Chair, Ways & Means Committee

WHEREAS, David Oliver and Fatima Dery formerly owned a parcel of real property commonly known as 1072 CONNORS ROAD (AKA 6 PETHYBRIDGE LANE), AUBURN, NEW YORK, also known as TAX MAP NUMBER 134.00-1-13.4, IN THE TOWN OF SPRINGPORT (hereinafter, the "Parcel"); and

WHEREAS, by Treasurer's Tax Deed dated May 13, 2015, the Cayuga County Treasurer conveyed the Parcel to the County of Cayuga; and

WHEREAS, on June 19, 2015 (the "Petition Date"), David Oliver filed a petition for relief under chapter 13 of the United States Bankruptcy Code with the United States Bankruptcy Court for the Northern District of New York (the "Bankruptcy Court"); and

WHEREAS, as of the Petition Date, Oliver & Dery owed the County \$11,025.12 in pre-petition real property taxes in connection with the Parcel (the "Real Property Taxes"); and

WHEREAS, on June 19, 2015, David Oliver filed his Chapter 13 Plan (the "Plan") with the Bankruptcy Court, which Plan proposes to pay the Real Property Taxes in full over the forty-eight (48)-month term of the Plan; and

WHEREAS, on January 21, 2016, David Oliver submitted a Stipulation Regarding Interest in Real Property (the "Stipulation") seeking the return of the Parcel to David Oliver and Fatima Dery after the debtor's delinquent tax obligation is paid through the Chapter 13 proceeding; and

WHEREAS, the County seeks to avoid the costs and expenses of litigating the in-rem real estate transaction by returning the Parcel to David Oliver and Fatima Dery pursuant to the terms of the Stipulation; and it is hereby

RESOLVED, that the Cayuga County Legislature hereby accepts the terms of the Stipulation and agrees to re-convey the parcel of land commonly known as 1072 CONNORS ROAD (AKA 6 PETHYBRIDGE LANE), AUBURN, NEW YORK, also known as TAX MAP NUMBER 134.00-1-13.4, IN THE TOWN OF SPRINGPORT, to David Oliver and Fatima Dery once delinquent tax obligations have been paid through the Chapter 13 proceedings; and be it further

RESOLVED, that the Chair of the Cayuga County Legislature, and such other County representative(s) as the Chair may designate, are hereby authorized and directed to execute the documents required to implement the intent of this Resolution, including, without limitation, the documents required to transfer title to the Parcel to David Oliver and Fatima Dery once terms of the Stipulation have been met.

Signed by Bennett, Foley, McNabb-Coleman, and Pinckney, all in favor.

**RESOLUTION NO. 134-16
(4/21/2016) TRE costAlloc**

AWARD PROPOSAL FOR COST ALLOCATION PLAN

BY: Mark Farrell, Chair, Ways & Means Committee

WHEREAS, Cayuga County is in need of a Central Services Cost Allocation Plan; and

WHEREAS, this information is used by County Offices, primarily, the Department of Social Services, to claim Federal Aid for indirect costs and State Aid for maintenance in lieu of rent; and

WHEREAS, requests for proposals were solicited and received (bid summary attached); and

WHEREAS, the recommendation for this contract is Venesky and Company at \$12,000 for the year 2015, \$12,000 for the year 2016 and \$12,000 for the year 2017; and

WHEREAS, this contractor has clearly demonstrated to be the most qualified to provide the maximum benefit to the County; now, therefore, be it

RESOLVED, that the Cayuga County Chair of the Legislature be authorized to enter into a contract with Venesky and Company to provide this service to the County for 2015, 2016 and 2017, with the option to extend for two additional one year periods with the mutual agreement of both parties.

Signed by Bennett, Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

**RESOLUTION NO. 135-16
(04/21/2016) TRE accept In Rem bid**

**AUTHORIZING THE CAYUGA COUNTY TREASURER
TO ACCEPT BID FOR IN REM TAX FORECLOSURE SEARCHES**

By: Mark Farrell, Chair, Ways & Means Committee

WHEREAS, The County Treasurer's Office prepared and sent out invitations to bid for In Rem Tax Foreclosure Searches; and

WHEREAS, the following responses were received;

- A) Heritage Abstract
 - a. New Searches: \$95.00
 - b. Redates: \$60.00
- B) Independent Title Agency
 - a. New Searches: \$100.00
 - b. Redates: \$75.00

NOW THEREFORE BE IT

RESOLVED, that the Cayuga County Treasurer be authorized to accept the proposal made by Heritage Abstract; and be it further

RESOLVED, that the Cayuga County Chair of the Legislature be authorized to enter into a contract with Heritage Abstract for In Rem Tax Foreclosure Search

Signed by Bennett, Foley, McNabb-Coleman, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 136-16**4.21.16 TRE Refund GOL bonds****REFUNDING BOND RESOLUTION OF THE COUNTY LEGISLATURE OF
THE COUNTY OF CAYUGA, NEW YORK, ADOPTED APRIL 21, 2016,
AUTHORIZING THE REFUNDING OF GENERAL OBLIGATION (SERIAL)
BONDS AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO
AND THE PAYMENT OF THE BONDS TO BE REFUNDED (2/3)**

By: Hon. Mark Farrell, Chair Ways and Means Committee

Recital

WHEREAS, the County of Cayuga, New York (the "County") has outstanding \$9,055,000 of General Obligation (Serial) Bonds, 2010 dated October 1, 2010 originally issued in the aggregate principal amount of \$12,575,000 (the "Refunded Bonds"); and

WHEREAS, the Refunded Bonds carry interest rates that are higher than interest rates available in the current capital markets; and

WHEREAS, it is now desired to authorize the County Treasurer, as Chief Fiscal Officer, to refund and refinance all or a portion of the Refunded Bonds in order to achieve lower interest rates and present value debt service savings.

NOW, THEREFORE BE IT RESOLVED, ON APRIL 21, 2016, BY THE COUNTY LEGISLATURE OF THE COUNTY OF CAYUGA, NEW YORK (by favorable vote of not less than two thirds of said Legislature) AS FOLLOWS:

Section 1. For the object or purpose of refunding the outstanding principal balance of the Refunded Bonds (or such portion thereof as the Chief Fiscal Officer shall determine to be in the best financial interests of the County) including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of the Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the Refunding Financial Plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the Refunding Bonds herein authorized, including, without limitation, the development of the Refunding Financial Plan, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the Escrow Contract, as hereinafter defined, and fees and charges of the Escrow Holder, as hereinafter defined, (iv) the redemption premium to be paid on the Refunded Bonds which are to be called prior to their respective maturities; and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding \$8,800,000 refunding serial bonds of the County pursuant to the provisions of Sections 90.00 or 90.10, as applicable, of the Local Finance Law (the "Public Improvement District Refunding Bonds" or the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$8,205,000, as provided in Section 7 hereof. The Refunding Bonds shall each be designated substantially "REFUNDING (SERIAL) BONDS, 2016", including a series designation, if appropriate, and shall be of the denomination of \$5,000 or any integral multiple thereof not exceeding the principal amount of each respective maturity,

except for any necessary odd denominations. Such bonds shall be numbered with the prefix R followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi-annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the County Treasurer pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at private sale at a discount in the manner authorized by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, if applicable, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds, subject to the limitation hereinafter described in Section 13 hereof relating to approval by the State Comptroller, if applicable.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms, if any, as the Chief Fiscal Officer shall prescribe, which terms shall be in compliance with the Local Finance Law.

Section 3. Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America. The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. The County Treasurer, as chief fiscal officer of the County, is hereby authorized, if necessary, to enter into an agreement or agreements containing such terms and conditions as he shall deem proper with a bank or trust company or banks or trust companies, to act in connection with the Refunding Bonds, as the Fiscal Agent for the County, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the County, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form.

Section 4. The Chief Fiscal Officer is hereby further designated all powers of this District Board with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. The Refunding Bonds shall be executed in the name of the County by the manual or facsimile signature of the County Treasurer, and a facsimile of its corporate seal shall be imprinted or impressed thereon. In the event of facsimile signature by the County Treasurer, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of a bank or trust company acting in the capacity of the Fiscal Agent. To the extent applicable, the Refunding Bonds shall contain the recital required by subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law, if applicable, and the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 6. It is hereby determined that:

(a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this Resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;

(b) the maximum period of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds was 18.71 years measured from the date of issue of the original bonds;

(c) the last installment of the Refunding Bonds will mature not later than the expiration of the period of probable usefulness of each object or purpose for which the Refunded Bonds were issued in accordance with the provisions of subdivision 1 of paragraph c of Section 90.10 of the Local Finance Law; and

(d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, if any, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, is as shown in the Refunding Financial Plan described in Section 7 hereof.

Section 7. The financial plan for the refunding authorized by this resolution (the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refunding, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit A attached hereto and made a part of this Resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the principal amount of \$8,205,000 and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth in Exhibit A. This County Legislature recognizes that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the County will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from such Exhibit A. The County Treasurer is hereby authorized and directed to determine the amount of the Refunding Bonds to be issued, the date of such bonds and the date of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, if any, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued with substantially level or declining annual debt service and all matters relating thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds, and all powers in connection therewith are hereby delegated to the County Treasurer; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law, if applicable. The County Treasurer shall file a copy of his certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan with the Clerk of the Legislature not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 8. The County Treasurer is hereby authorized to enter into an escrow contract (the "Escrow Contract") with a bank or trust company located and authorized to do business in this State as he shall designate (the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunded Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law, if applicable

Section 9. The faith and credit of the County are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. To the extent debt service on such bonds is not paid from other sources, there shall annually be levied on all the taxable real property in the County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 10. To the extent required by law and if necessary to carry out the intent of the refunding financial plan, all of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest, if any, on the Refunding Bonds shall be paid to the County to be expended to pay interest on the Refunding Bonds on the first interest payment date thereof. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with Sections 90.00 and 90.10 of the Local Finance Law, if applicable, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 11. Notwithstanding any other provision of the resolution, so long as any of the Refunding Bonds shall be outstanding, the County shall not use, or permit the use of, any proceeds from the sale of the Refunding Bonds in any manner which would cause any of the Refunding Bonds to be "arbitrage" bonds as that term is used in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder as then in effect.

Section 12. In accordance with the terms of the Refunded Bonds and the Bond Certificate relating thereto, as well as the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Local Finance Law, if applicable, and subject only to the issuance of the Refunding Bonds as herein authorized, the County hereby elects to call in and redeem each series of Refunded Bonds on their respective first optional redemption date. The sum to be paid therefor on such redemption date shall be the par value thereof plus the redemption premium, if any as provided in the Refunded Bonds Certificate, and the accrued interest to such redemption date. The Escrow Agent for the Refunded Bonds is

hereby authorized and directed to cause notice of such call for redemption to be given in the name of the County in the manner and within the times provided in the Refunded Bonds Certificate. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 13. The Refunding Bonds shall be sold at public or private sale to an underwriter (the "Underwriter") to be selected by the County Treasurer following a solicitation for proposals to be conducted by the County's financial advisor for such purchase price as shall be determined by the County Treasurer, plus accrued interest, if any, from the date of the Refunding Bonds to the date of delivery of and payment for the Refunding Bonds, subject to the approval of the terms and conditions of such sale by the State Comptroller as required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, if applicable. The County Treasurer is hereby authorized to execute and deliver a purchase contract or similar agreement for the Refunding Bonds in the name and on behalf of the County providing the terms and conditions for the sale and delivery of the Refunding Bonds to the Underwriter.

Section 14. The County Treasurer and the Clerk of the Legislature and all other officers, employees and agents of the County are hereby authorized and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 15. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the County Treasurer and all powers in connection thereof are hereby delegated to the County Treasurer.

Section 16. The validity of the Refunding Bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 17. The law firm of Trespasz & Marquardt, LLP is appointed bond counsel for the Refunding Bonds and Fiscal Advisors & Marketing, Inc. is appointed Financial Advisor for the Refunding Bonds.

Section 18. This resolution shall take effect immediately. The Clerk of the Legislature is hereby authorized and directed to publish a summary of the foregoing resolution, together with a Notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the newspapers having general circulation in the County and designated the official newspapers of District for such publication.

Signed by Bennett, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 137-16
4/21/16 OFA apptDir&createAgSerSpecrev
AUTHORIZATION TO APPOINT DIRECTOR OF OFFICE FOR THE AGING
BY PROMOTION AND SET SALARY, ABOLISH THE COORDINATOR OF
AGING SERVICES POSITION AND CREATE/FILL A FULL TIME
AGING SERVICES SPECIALIST

BY: Joseph Bennett, Chair, Health & Human Services Committee, and
Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the position of Director (position control #2351) for the Office for the Aging will be vacated on 5/31/2016 due to retirement and involves direct responsibility for managing, coordinating and planning aging services for the seniors of Cayuga County; and

WHEREAS, a current Office for the Aging staff member is a candidate who has previously qualified for the position and may be appointed under Civil Service regulation 52(7); and

WHEREAS, upon promotion to Director, a Coordinator of Services for Aging position (position control # 5327) shall be vacated; and

WHEREAS, after reviewing the duties and responsibilities of the position, the Office for the Aging requests to create/fill a Full Time Aging Services Specialist (Grade 17) position, which more accurately reflects the work involved including Medicare and health insurance counseling, advocacy and benefits application assistance to help seniors of all income levels reduce their out-of-pocket expenses; and

WHEREAS, the salary and fringe for these positions are 90% State funded and have been budgeted for 2016; now therefore be it

RESOLVED, that the Health and Human Services Committee and Chairman of the Legislature are hereby authorized to appoint by promotion, a new Director of Office for the Aging; and be it further

RESOLVED, that the salary be set at an annual rate of \$54,809 and that the 2016 Cayuga County Compensation Plan, Part IV be amended to include the new compensation rate; and be it further

RESOLVED, that upon permanent promotional appointment to the Director position, the position of Coordinator of Services for the Aging (position control #5327) be abolished; and be it further

RESOLVED, that the Cayuga County Legislature create a full time Aging Services Specialist position (Grade 17) in the Office for the Aging with the jurisdictional class allocation being Competitive; 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 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 Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 138-16**4-21-16 HD RadonGrant****AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE PUBLIC HEALTH DIRECTOR TO ACCEPT INCREASED FUNDING FROM THE NYSDOH TO PROVIDE SERVICES FOR THE INDOOR RADON PROGRAM.**

BY: Joseph Bennett, Chairman of the Health & Human Services Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the State has the authority to regulate and provide funding for the establishment and operation of an Indoor Radon Program and desires to contract with skilled parties possessing the necessary resources to provide such services; and

WHEREAS, the Cayuga County Health Department's Environmental Unit is able to provide such program services as needed to implement the Indoor Radon Program; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Public Health Director be authorized to enter into a contract with the NYS Department of Health for the 100% funded Indoor Radon Program covering the period July 1, 2015 through June 30, 2020; further authorize them to accept any additional funds that are made available; and be it further

RESOLVED, that the County Treasurer be authorized and directed to amend the 2016 Health Department Budget to reflect the increase in funding from the state in the following manner:

Increase Appropriation Account A40314 54000 \$14,125

Increase Revenue Account A40310 43431 \$14,125

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 139-16**4-21-16 HD MOUYMCAPoolProgram****AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE PUBLIC HEALTH DIRECTOR TO RENEW A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE AUBURN YMCA-WEIU TO RENT A POOL.**

BY: Joseph Bennett, Chairman of the Health & Human Services Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Health Department funds a pool therapy program at the YMCA coordinated through COAST Physical Therapy; and

WHEREAS, the YMCA rents a pool to the Health Department two times a week for a 1 and ½ hours at a rate of \$65 per hour for use during the pool therapy program; and

WHEREAS, the Health Department wishes to enter into an MOU with the YMCA for rental of a pool for the time period of 1/1/2016 through 12/31/2017 unless otherwise authorized through the Legislature; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Public Health Director be authorized to renew the MOU with the Auburn YMCA-WEIU for the time period of 1/16-12/31/17 for the purpose of a pool for the Pool Therapy Program; and be it further

RESOLVED, the costs are to be paid from account A40104 54124.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 140-16
4-21-16 MH LibertyCareCoord2016
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF COMMUNITY SERVICES TO CONTRACT
WITH LIBERTY RESOURCES FOR THE PROVISION OF
NON-MEDICAID CARE COORDINATION

BY: Mr. Joseph Bennett, Chair, Health and Human Services Committee, and
Mr. Mark Farrell Chair, Ways and Means Committee.

WHEREAS, there is a need for care coordination services for individuals with serious mental illness during the transition from inpatient care to community living; and

WHEREAS, these services are valuable resources in avoiding future hospitalizations or long term placement; and

WHEREAS, there is State Aid which can be re-allocated to provide these services; and

WHEREAS, Liberty Resources can provide these services including linkage, monitoring, and advocacy;

WHEREAS, at the Cayuga County Community Services Board meeting held on February 25, 2016, the Board voted to re-allocate State Aid funding in an amount not to exceed \$80,000 to Liberty Resources for the provision of Non-Medicaid Care Coordination services. When the exact amount is determined we will work with the Treasurer's Office to make the necessary adjustments to the budget; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to enter into a contract with Liberty Resources for the provision of care coordination services for people with serious mental illness; and be it further

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

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 141-16
4-21-16 MH FillMHTA.Apr2016
AUTHORIZE THE FILLING OF TWO VACANT PART-TIME MENTAL HEALTH
THERAPY AIDE POSITIONS IN THE MENTAL HEALTH DEPARTMENT
DUE TO RESIGNATIONS

By: Mr. Joseph Bennett, Chair, Health and Human Services Committee, and
Mr. Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, there are two vacant part-time Mental Health Therapy Aide positions, codes 2134 and 2131, in the Mental Health Department as the result of resignations; and

WHEREAS, the State of New York has established Health Homes in response to recommendations from the NYS Medicaid Redesign Team. A Health Home is a care management model intended to improve care coordination, service integration, control health care costs and improve health outcomes for Medicaid enrollees with high-cost and complex chronic conditions that often result in inpatient care; and

WHEREAS, the Cayuga County Community Mental Health Center operates these care management services; and

WHEREAS, the positions are reflected in the 2016 County Budget, line A43131-51002, and are funded through state aid and revenues generated by the positions; now, therefore, be it

RESOLVED, that the Director of Community Services be authorized and is hereby directed to fill two part-time Mental Health Therapy Aide positions in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 142-16

4-21-16 MH FillSSWVAP

**AUTHORIZE THE FILLING OF A STAFF SOCIAL WORKER (CMH)
POSITION AT THE COMMUNITY MENTAL HEALTH CENTER**

By: Mr. Joseph Bennett, Chair, Health and Human Services Committee, and
Mr. Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the Community Mental Health Center has been designated a Vital Access Provider by the NYS Office of Mental Health; and

WHEREAS, this designation requires a number of actions for the purpose of enhancing clinic services, maximizing the collection of revenues, and improving patient outcomes; and

WHEREAS, one of the specifications is that the CMHC add one Staff Social Worker (CMH) to provide additional mental health outpatient services; and

WHEREAS, the CMHC will receive additional funding to cover payroll and fringe benefits costs associated with this position as well as generate revenue for services provided; and

WHEREAS, in the event that a current employee is promoted to this Staff Social Worker position, it will be necessary to backfill their former position; now, therefore, be it

RESOLVED, that the Director of Community Services be authorized and is hereby directed to fill the position of one Staff Social Worker (CMH) and, in the event of a promotion, backfill the vacated title, in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 143-16

4-21-16 MH CreateFillIHHC2016

**AUTHORIZING THE CREATION AND FILLING OF ONE HEALTH HOME
CARE MANAGER AT THE COMMUNITY MENTAL HEALTH CENTER AND
ABOLISHING ONE INTENSIVE CASE MANAGER POSITION.**

By: Mr. Joseph Bennett, Chair, Health and Human Services Committee
Mr. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, the Mental Health Department receives State funding to provide Care Management Services under defined patient eligibility, staff credentialing, and programming requirements; and

WHEREAS, the Department needs to create job titles specific to this program in order to be consistent with the requirements established by the NYS Office of Mental Health; and

WHEREAS; an Intensive Case Manager, position code 7145, pay grade 19, has retired; and

WHEREAS, Adult Intensive Case Management programs were converted to Health Home Care Management by the State. Staff credentialing requirements have been modified and duties are now commensurate with other care management duties currently provided by Social Work Assistants (MH) at pay grade 14. Due to their years of service, our SWAs are eligible to work in the program however, the credentials required for a SWA are not sufficient to meet the new State regulations; now, therefore, be it

RESOLVED, that one position of Health Home Care Manager be created and placed within Part I, CSEA portion of the Cayuga County Compensation Plan under Community Mental Health at salary grade 14; and be it further

RESOLVED, that the position of Intensive Case Manager (#7145) be abolished; and be it further

RESOLVED, that the Director of Community Mental Health Services be authorized and directed to fill one position of Health Home Care Manager in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County, and be it further

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

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 144-16

4-21-16 HS RescueMissionContract2016

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO RENEW
THE CONTRACT WITH RESCUE MISSION FOR HOMELESS
FAMILY AND TRANSITIONAL HOUSING**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Rescue Mission is leasing a building from Auburn Housing Authority that consists of two one-bedroom units and two three-bedroom units; and

WHEREAS, the Rescue Mission will furnish the units, will enter into an occupancy agreement with housing participants, and will provide needed case management services necessary to move participants to permanent housing; and

WHEREAS, the maximum length of stay in these units will be for 90-days with the goal of transitioning most households to appropriate permanent housing in 30 days; and

WHEREAS, this transitional housing program represents a cost effective alternative to placing families and single women in hotels with better long term outcomes; and

WHEREAS, the transitional housing program has been extremely successful in providing long term housing to clients and the department would like to expand the transitional housing program; and

WHEREAS, the Rescue Mission will lease two additional two-bedroom units and two additional three-bedroom units from the Auburn Housing Authority that will be used in the transitional housing program; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Community Services renew the Department's contract with the Rescue Mission for the period May 1, 2016, through April 30, 2017, at a Department cost of \$95,000 per year (\$990 per unit per month) for a total of eight units; and be it further

RESOLVED, that the cost of this contract will be paid from account #A61094 54000 or A61404 54000 depending on eligibility.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 145-16

**4-21-16 HS Chapel House Supportive Case Manager
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH CHAPEL HOUSE FOR PROVISION
OF A SUPPORTIVE CASE MANAGER**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, in the past year Cayuga County has seen an increase in the number of single men presenting at the County Social Services Department and some of these individuals have been placed at Chapel House, a facility that offers temporary shelter to men in need at a cost of \$38 /night; and

WHEREAS, Chapel House is a 19 bed facility which has led to many homeless men being placed in area hotels with the Social Services Department paying the cost. The cost of emergency housing in hotels is \$60 per night, per individual, which is more costly for the Department, and the stay of the men in the hotels is generally longer due to a lack of supportive services; and

WHEREAS, a Supportive Case Manager would provide case management for up to 16 homeless individuals at a time with such services as screening, intake, service planning, case management, crisis intervention, client education, referrals, reports, record keeping and consultation; and will also provide homeless individuals with clothing, basic household items and furniture through Chapel House donations when possible, and transportation to look at housing options and other key appointments; and

WHEREAS, the Department desires to purchase Supportive Case Manager Services from Chapel House to assess, identify and make recommendations for homeless males in the areas of mental health, substance abuse and other disabilities, which may assist them with obtaining alternate income or make them eligible for other housing subsidy programs; and

WHEREAS, these funds are budgeted for in the 2016 budget; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Community Services contract with Chapel House for the provision of case management services as noted above for the period May 1, 2016, to April 30, 2017, at an annual cost of \$46,050. Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 146-16
4-21-16 HS Amend Chapel House 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO
A CONTRACT WITH CHAPEL HOUSE
(TEMPORARY HOMELESS SHELTER FOR MEN)

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, Chapel House opened a facility that offers temporary shelter to men in need; and

WHEREAS, this shelter has provided service to those income eligible individuals in need of shelter; and

WHEREAS, in accordance with Social Services Regulations, local DSS is required to provide temporary shelter for eligible homeless families and individuals who are financially eligible and have no housing resources available to them; and

WHEREAS, the costs incurred by the local district are State reimbursed at 29%; and

WHEREAS, Cayuga County Department of Social Services currently has a contract with Chapel House for the period of January 1, 2016, through December 31, 2017, and is desirous of making a change to said contract; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services amend the contract with Chapel House to change the rate to \$38/diem, per person, effective March 1, 2016; and be it further

RESOLVED, that these expenditures will be paid out of account #A6140 54000 of the 2016 Human Services Budget.

Signed by Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 147-16
4-21-16 HS FillMedicaidExaminer
AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES
TO FILL A HUMAN SERVICES EXAMINER POSITION
(100% FUNDED) IN THE MEDICAID UNIT OF SOCIAL SERVICES

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, there is a Human Services Examiner vacancy (position control #2142) in the Medicaid Unit of Social Services, due to a termination; and

WHEREAS, this position is necessary for the effective and efficient operation of the Medicaid Unit of Social Services; and

WHEREAS, this position is 100% state and federally funded; and

WHEREAS, sufficient funding exists in the 2016 Social Services' Budget to support this position; now therefore be it

RESOLVED, that the Director of Community Services be authorized to fill the Human Services Examiner vacancy in the Medicaid Unit 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 Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 148-16**4-21-16 HS Fill Caseworker CPS****AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO FILL A
CASEWORKER VACANCY IN CHILD PROTECTIVE SERVICES UNIT**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, there is an anticipated caseworker vacancy, Grade 17, in the Child Protective Services Unit of Department of Social Services (position control #02214) due to an anticipated transfer; and

WHEREAS, this position is responsible to investigate Child Protective Reports in the CPS Unit of the Cayuga County Department of Social Services and the services provided are mandated services; and

WHEREAS, this position is reimbursed at a minimum of 75% State and federal funding; and

WHEREAS, this is a funded position in the Department of Social Services' 2016 budget; NOW, THEREFORE BE IT

RESOLVED, that the Director of Community Services is authorized and directed to fill the Caseworker position in the Child Protective Services 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 Bennett, Baxter, DeForest, Didio, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 149-16**April 21, 2016 MH.Commercial.Insurance.2016****AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO SIGN
ANY AND ALL NECESSARY AGREEMENTS WITH COMMERCIAL INSURERS
FOR MENTAL HEALTH SERVICES PROVIDED BY
THE COMMUNITY MENTAL HEALTH CENTER**

By: Mr. Joseph Bennett, Chair, Health and Human Services Committee, and
Mr. Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, Medicaid regulations at 18 NYCRR § 540.6(e) (6) require a provider to pursue any available commercial insurance prior to submitting a claim to Medicaid. This means that providers must bill available commercial insurance whenever possible; and

WHEREAS, in order to bill a commercial insurer, it is generally required that a contract be in place between the service provider and the insurer; and

WHEREAS, as commercial insurers are positioning their companies, often in the form of mergers, for the rapidly changing managed care environment, it has become increasingly important to have established relationships with insurers; now, therefore, be it

RESOLVED, that the Director of Community Services be authorized to sign any and all necessary agreements with commercial insurers covering Cayuga County residents for the provision of mental health services.

Signed by Bennett, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 150-16

(April 21, 2016) HS Contract for Legal Services

AUTHORIZE THE COMMISSION OF SOCIAL SERVICES TO ENTER INTO A CONTRACT TO FACILITATE THE TRANSITION OF LEGAL SERVICES TO THE DEPARTMENT OF SOCIAL SERVICES

BY: Hon. Joseph Bennett, Chairman of the Health & Human Services Committee

Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Legislature has recently authorized the filling of a Social Services Attorney in the Social Services Department; and

WHEREAS, a paralegal specialist and Social Services attorney, PT, have been transferred from the County Attorney's office to the Social Services Department; and

WHEREAS, the transitions of the legal work, which includes open cases that are currently being litigated in court, are being transferred to new staff; and

WHEREAS, it is in the best interests of the County and the clients that we represent, to ensure that the transition of this critical works in done as efficiently and effectively as possible; NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Social Services and the Chairman of the Legislature are authorized to enter into a contract with James Leone, Esq, at a rate of \$75/hour, to assist staff with the transition of the legal work from the County Attorney's Office to the Social Services Department; and, be it further

RESOLVED, that the contract be paid out of account A60104 54059, where funds are currently available due to a reduction in current legal expenses.

Signed by Bennett, Mahunik, McNabb-Coleman, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 151-16

4/21/16 ET Youth Program

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF THE CAYUGA COUNTY EMPLOYMENT & TRAINING DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE CAYUGA CORTLAND WORKFORCE DEVELOPMENT BOARD TO OPERATE A YEAR ROUND YOUTH PROGRAM

BY: Paul Pinckney, Chairperson, Planning and Economic Development Committee

Mark Farrell, Chairperson, Ways and Means Committee

WHEREAS, The Workforce Innovation and Opportunity Act and the Cayuga Cortland Workforce Investment Board have made funds available to operate year round youth programs, AND

WHEREAS, \$68,285 of funding was made available for youth programs and services in Cayuga County, AND

WHEREAS, The Cayuga County Employment & Training Department was selected by the Cayuga Cortland Workforce Investment Board to operate and oversee the operation of youth programs in Cayuga County, NOW THEREFORE BE IT

RESOLVED, That the Chairman of the Cayuga County Legislature and the Director of the Cayuga County Employment & Training Department, upon review of the County Attorney, be and hereby are authorized to enter into agreement with the Cayuga Cortland Workforce Development Board to operate a year round youth program, AND BE IT FURTHER

RESOLVED, THE cost of said program will be paid from the Workforce Innovation and Opportunity Act, which is 100% federally funded.
Signed by Pinckney, DeForest, Dennison, Didio, Farrell, Foley, Lattimore, Bennett, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 152-16

April 21, 2016 PB Wells CollDormProject

**RESOLUTION OF THE COUNTY LEGISLATURE OF CAYUGA COUNTY
AUTHORIZING (i) THE ISSUANCE BY THE CAYUGA COUNTY
DEVELOPMENT CORPORATION (THE "ISSUER") OF UP TO \$15,000,000
AGGREGATE PRINCIPAL AMOUNT TAX-EXEMPT AND/OR TAXABLE
REVENUE BONDS (WELLS COLLEGE PROJECT), SERIES 2016, IN
ACCORDANCE WITH SECTION 147(f) OF THE INTERNAL REVENUE
CODE OF 1986, AS AMENDED (THE "CODE") IN CONNECTION
WITH A CERTAIN PROJECT (AS DESCRIBED HEREIN)**

By: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee
Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, pursuant to the powers and purposes contained in Section 1411 of the Not-For-Profit Corporation Law (the "N-PCL") of the State of New York (the "State"), as amended (hereinafter collectively called the "Act"), and pursuant to its certificate of incorporation filed on June 19, 2002 (the "Certificate"), the Cayuga County Development Corporation (the "Issuer") was established as a not-for-profit local development corporation of the State with the authority and power to (a) construct, acquire, rehabilitate and improve for use by others industrial or manufacturing plants in the territory in which its operations are principally to be conducted, (b) to assist financially in such construction, acquisition, rehabilitation and improvement, to maintain such plants for others in such territory, (c) to disseminate information and furnish advice, technical assistance and liaison with federal, state and local authorities with respect thereto, (d) to acquire by purchase, lease, gift, bequest, devise or otherwise real or personal property or interests therein, (e) to borrow money and to issue negotiable bonds, notes and other obligations therefor, (f) to sell, lease, mortgage or otherwise dispose of or encumber any such plants or any of its real or personal property or any interest therein upon such terms as it may determine to be suitable, and (g) to undertake certain projects and initiatives for the benefit of and to relieve the burdens of Cayuga County, New York (the "County"); and

WHEREAS, pursuant to the Certificate and the N-PCL, the Issuer's corporate powers include, but are not limited to, the power to finance facilities for not-for-profit and other corporations, acquire, improve, maintain, equip and furnish projects, to lease such projects and collect rent; to sell and convey any and all of its property, to loan the proceeds of its bonds to not-for-profit corporations and other entities whenever the Issuer shall find such action to be in furtherance of the purposes for which it was organized; and to issue bonds for the purpose of carrying out any of its powers; all bonds to be payable solely out of revenues and receipts derived from the leasing or sale by the Issuer of its projects; and

WHEREAS, pursuant to a Resolution 121-13 adopted March 26, 2013 (the "County Authorizing Resolution"), the County Legislature authorized, among other things, the restructuring and designation of the Issuer to, among other things, (i) perform essential governmental functions including activities associated with job creation and the promotion of community and economic development activities within and around the County, and (ii) issue certain bonds on behalf of the County; and

WHEREAS, WELLS COLLEGE (the "Institution"), a New York not-for-profit corporation and an organization described in 501(c)(3) of the Code, has submitted an application (the "Application") to the Issuer requesting that the Issuer consider the issuance of one or more series of its Tax-Exempt and/or Taxable Revenue Bonds (Wells College Project), in the principal amount not to exceed \$15,000,000 (or such other amount as advised by the Institution) (the "Bonds") for the purposes of undertaking a certain project (the "Project") consisting of:

- (1) (A) the acquisition, construction, and equipping on the northern part of the Institution's main campus at 170 Main Street, Aurora, New York (the "Campus Land") of an approximately 36,000 square-foot student residential building consisting of (i) on the first floor, approximately 6,400 square feet of open or community space for students, a resident director's room, mail room and mechanical spaces, and (ii) on each of the next three floors, approximately 8,200 square feet of space, of which 6,000 square feet is residential space and 2,200 square feet of which is common space (the "Improvements"), and (B) the acquisition and installation in and around the Improvements of certain items of machinery, equipment and other tangible personal property (the "Equipment", and together with the Campus Land and the Improvements, the "2016 Facility"); and
- (2) the refinancing of certain existing taxable loans of the Institution, the proceeds of which were used for the financing or refinancing of all or a portion of the costs of: (A) the renovation of the existing approximately 28,200 square-foot academic building known as "Zabriskie Hall" located at the center of the Campus Land, and (B) the acquisition, construction and equipping of an approximately 1.5 acre-athletic turf field located on the east side of the Campus Land (the "Refinanced Facilities" and, together with the 2016 Facility, the "Facility"); and
- (3) paying of costs incidental to the issuance of the Bonds, including issuance costs of the Bonds and any reserve funds as may be necessary to secure the Bonds, as well as capitalized interest on the Bonds; and
- (4) the granting of certain other financial assistance with respect to the foregoing, including an exemption from all or a portion of the mortgage recording taxes with respect to any qualifying mortgage on the Facility to secure the Bonds (collectively with the issuance of the Bonds, the "Financial Assistance"); and

WHEREAS, pursuant to a Preliminary Resolution adopted on March 29, 2016 (the "Initial Issuer Resolution"), the Issuer (i) accepted the Application for Financial Assistance submitted by the Institution requesting the issuance of the Bonds, (ii) took official action pursuant to the Internal Revenue Code of 1986, as amended (the "Code") toward issuance of the Bonds, and (iii) authorized the scheduling and conduct of a public hearing relating to the issuance of the Bonds in accordance with the Code (the "Public Hearing"); and

WHEREAS, in accordance with the Initial Issuer Resolution and Section 147(f) of the Code, the Issuer duly scheduled, noticed and conducted the Public Hearing on April 19, 2016, during which all interested parties were provided with an opportunity to provide verbal or written comments relative to the issuance of the Bonds by the Issuer (copies of an affidavit of publication, the Notice of Public Hearing and Public Hearing minutes are attached hereto as Exhibit A); and

WHEREAS, pursuant to Section 147(f) of the Code, approval by the County of the issuance of the Bonds by the Issuer is necessary in order for the interest on the Bonds to be excluded from the gross income for federal income tax purposes and, after due consideration of the foregoing, the County Legislature, as the “applicable elected representative” of the County, within the meaning of Section 147(f)(2)(E) of the Code, desires to approve the issuance of the Bonds, provided the principal, premium, if any, and interest on the Bonds shall be special obligations of the Issuer and shall never be a debt of the State of New York (the “State”) nor any political subdivision thereof, including without limitation the County, and neither the State nor any political subdivision thereof, including without limitation the County, shall be liable thereon.

NOW, THEREFORE BE IT RESOLVED BY THE COUNTY LEGISLATORS OF COUNTY OF CAYUGA, NEW YORK, AS FOLLOWS:

Section 1. For the limited purposes of satisfying the approval requirements of Section 147(f) of the Code, on the recommendation of the Ways and Means Committee, the Legislature of the County hereby gives its approval of the issuance by the Issuer of the Bonds and related acts taken by the Issuer in furtherance thereof, provided that the principal, premium, if any, and interest on the Bonds shall be special obligations of the Issuer and shall never be a debt of the State nor any political subdivision thereof, including without limitation the County, and neither the State nor any political subdivision thereof, including without limitation the County, shall be liable thereon. This approval is given pursuant to Section 147(f) of the Code for the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 103 and 141-150 of the Code.

Section 2. This Resolution shall be deemed to be made for the benefit of the Institution and the holders of the Bonds.

Section 3. This resolution shall take effect immediately.

Signed by Pinckney, DeForest, Dennison, Didio, Farrell, Foley, Lattimore, Bennett, McNabb-Coleman, and Vitale, all in favor.

RESOLUTION NO. 153-16
4/21/16 BLD AECC Agreement 2016 4 16
AUTHORIZING THE CHAIRPERSON OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN A ONE YEAR EXTENSION OF THE AGREEMENT
WITH ASBESTOS & ENVIRONMENTAL CONSULTING CORP. (AECC)
FOR CONTINUATION OF ENVIRONMENTAL HEALTH AND SAFETY
COMPLIANCE SUPPORT SERVICES.

BY: Benjamin Vitale, Chairman, Public Works Committee, and
 Mark Farrell, Ways & Means Committee.

WHEREAS, AECC has provided Environmental Health and Safety Compliance Support Services for several years; and

WHEREAS, that service has been timely and accurate; and

WHEREAS, the services (tasks) supplied by AECC include the following on an as required basis:

- Task 1, Meeting Attendance/Participation
- Task 2, Health and Safety Workplace Inspections
- Task 3, Environmental Compliance Audits
- Task 4, Training Documentation Support
- Task 5, MSDS/MSD Management Support
- Task 6, General Support Services
- Task 7, Asbestos Survey Updates; and

WHEREAS, AECC provided the county with a proposal to provide these services including a Professional Rate Schedule; and

WHEREAS, the Cayuga County Administrator, the Director of Human Resources and the Superintendent of Buildings and Grounds agree these services are required to insure compliance with various Health and Safety rules and regulations; and

WHEREAS, the 2016 Budget for Buildings and Grounds Account Number A16204-54059, Professional Services, contains \$28,686 to cover these necessary services; now there for let it be

RESOLVED, that the County Attorney is hereby authorized and directed to create an extension agreement; and be further

RESOLVED, that the Chairperson of the Cayuga County Legislature is authorized and directed to sign any and all documents to carry out the intent of this resolution.

Signed by Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 154-16

4/21/16 BLD Linstar Security Equipment Service Agree

**AUTHORIZATION TO ENTER INTO A SERVICE AGREEMENT WITH
LINSTAR FOR SECURITY EQUIPMENT INCLUDING PRINTERS, CAMERAS,
CONTROLLERS, CARD READERS AND OTHER RELATED EQUIPMENT**

BY: Benjamin Vitale, Chairman, Public Works Committee

Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, much of the County Security System is on two separate Service Agreements with LINSTAR; and

WHEREAS, approval for one of these Service Agreements is requested by Buildings and Grounds in cooperation with Information Technology and the second is requested by the Emergency Management Office; and

WHEREAS, the agreement requested by Buildings and Grounds in cooperation with Information Technology is scheduled to expire on April 23, 2016; and

WHEREAS, the Superintendent of Buildings and Grounds requested a proposal from LINSTAR for another year April 24, 2016-April 23, 2017; and

WHEREAS, LINSTAR provided the attached proposed agreement with a cost of \$11,029.60; and

WHEREAS, the Information Technology Department agrees it is necessary to have a service agreement; and

WHEREAS, for the last couple years some of the funding for this agreement came from a grant administered by the Health Department with the remainder funded by Buildings and Grounds Department; and

WHEREAS, this year we have added a new printer located at the Public Safety Building with that agreement to be funded by Information Technology; and

WHEREAS, the Health Department has requested grant funding to pay for their portions of the LINSTAR service agreement for the period April 24, 2016-April 23, 2017; and

WHEREAS, if the Health Department is not successful in obtaining grant funds in an amount sufficient to pay for the LINSTAR service agreements then in that event the funding for the agreements would need to come from the following Information Technology and Buildings and Grounds Accounts:

IT Machine Maintenance	A16104-54045	\$1,251.25
COB Building Maintenance	A16204-54012	\$5,384.26
Hard. Building Maintenance	A16224-54012	\$4,394.09; and

WHEREAS, if the Health Department is successful in obtaining grant funds to pay for the Linstar service agreement then in that event the monies will be drawn from Account No. A40254 54000 and will be deposited into one or more of the Accounts from which the monies were drawn to reimburse the Information Technology and the Buildings and Grounds Department accounts from which the monies were initially drawn; now therefore be it

RESOLVED, that the Cayuga County Chairman is authorized and directed to sign all necessary documents from LINSTAR to implement the intent of this resolution; and be it further

RESOLVED, that if the Health Department is not successful in obtaining grant funds in an amount sufficient to pay for the LINSTAR service agreement, or until the grant funds are received by the Health Department, then in that event the funding for the agreement shall be from the following Information Technology and Buildings and Grounds Accounts:

IT Machine Maintenance	A16104-54045	\$1,251.25
COB Building Maintenance	A16204-54012	\$5,384.26
Hard. Building Maintenance	A16224-54012	\$4,394.09

For a total of \$11,029.60; and be it further

RESOLVED, that if the Health Department is successful in obtaining grant funds to pay for the LINSTAR service agreement then in that event the monies will be drawn from Account No. A40254 54000, which funds would be transferred and deposited into one or more of the Accounts from which the monies were drawn; 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 Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 155-16

/21/16 BLD SidewalkReplacementDntn

**AUTHORIZING THE CREATION OF CAPITAL “H” PROJECT NO. 16-03
“SIDEWALK AND MASONRY REPAIRS DOWNTOWN” TO ALLOW FOR
THE REPLACEMENT OF DETERIORATED SIDEWALK SLABS IN THE
DOWNTOWN AREA AT A COST NOT TO EXCEED \$20,000 AND
AUTHORIZING THE TRANSFER OF UP TO \$20,000 FROM BUILDINGS
RESERVE FUND ACCOUNT A-18860 INTO CAPITAL “H” 16-03
FOR THE PROJECT**

By: Benjamin Vitale, Public Works Chairperson

Mark Farrell, Ways and Means Chairperson

WHEREAS, some of the sidewalk slabs surrounding the County Office Building, the Historic Post Office and the County Courthouse have deteriorated and are in need of replacement; and

WHEREAS, they are beginning to present a tripping hazard to county employees and the public; and

WHEREAS, the Superintendent of Buildings and Grounds would like to replace these sections this spring using funds from the Buildings Reserve Funds Account # A-18860; and

WHEREAS, to allow that to happen the funds would need to be placed into a Capital H; now therefore be it

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to create Capital “H” Project No. 16-03 entitled “Sidewalk and Masonry Repairs Downtown”; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to transfer an amount not to exceed \$20,000 from the Buildings Reserve Funds Account # A-18860 into the Capital H; and be it further

RESOLVED, that the Buildings and Grounds Department is authorized to proceed with hiring a contractor to replace the sidewalk slabs in accordance with the County’s purchasing policy; 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 Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 156-16

4/21/16 BLD purchasepickupwithplow 4 16 Rev 1

**AUTHORIZING THE PURCHASE OF A PICKUP TRUCK
WITH PLOW FOR BUILDINGS AND GROUNDS USE**

By: Benjamin Vitale Public Works Chair

Mark Farrell Ways and Means Chair

WHEREAS, in the 2016 Budget the Buildings and Grounds Department budgeted for a pickup truck with plow at a cost of \$34,000 in Account No. A16202-52100; and

WHEREAS, the truck is needed to replace a 2002 crew cab pickup with 106,508 miles that is very rusty and will no longer pass inspection; and

WHEREAS, that truck will be sent to auction; and

WHEREAS, the County can purchase the truck from State bid or other municipal bid per County purchasing policy thereby eliminating the need and cost of bidding; now therefore be it

RESOLVED, the Superintendent of Buildings and Grounds is authorized to purchase a pickup truck with plow off of the state bid utilizing the budgeted funds in Account No. A16202-52100; and be it further

RESOLVED, that upon the delivery of the new 2016 truck, the 2002 Chevy Crew Cab Pickup Truck VIN # 1GCHK23U02F246201 will be delivered to the Clerk of the Cayuga County Legislature for disposal; and further be it

RESOLVED, that the cost of the truck and plow will not exceed the budgeted amount of \$34,000.

Signed by Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 157-16

4/21/16 BLD Replace Hot Water Boiler PSB 4 16 Rev

AUTHORIZING THE TRANSFER OF UP TO \$10,000 FROM BUILDINGS RESERVE FUND ACCOUNT A-18860 INTO THE PSB BUILDING MAINTENANCE ACCOUNT A31504-54012 TO ALLOW THE BUILDINGS AND GROUNDS DEPARTMENT TO REPLACE A HOT WATER BOILER AT PSB

By: Benjamin Vitale, Public Works Chairperson

Mark Farrell, Ways and Means Chairperson

WHEREAS, the boiler that provides hot water to the Dorms and the Administration Area of the Public Safety Building (PSB) is in poor condition and needs to be replaced; and

WHEREAS, the Buildings and Grounds Department has obtained the required three written quotes; and

WHEREAS, the Building Maintenance Supervisor and the Superintendent of Buildings and Grounds would like to replace this boiler before it fails using funds from the Buildings Reserve Funds Account # A-18860; and

WHEREAS, to allow that to happen the funds would need to be placed into the PSB Building Maintenance Account A31504-54012; now therefore be it

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to transfer an amount not to exceed \$10,000 from the Buildings Reserve Funds Account # A-18860 into the PSB Building Maintenance Account A31504-54012; and be it further

RESOLVED, that the Buildings and Grounds Department is authorized to proceed with hiring a contractor to replace the hot water boiler in accordance with the County's purchasing policy; 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 Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 158-16
4/21/16 PT Sterling Friend's Agree 4-16
APPROVING 5 YEAR AGREEMENT, 2017-2021, WITH
FRIENDS OF THE STERLING NATURE CENTER, INC.

By: Benjamin Vitale, Public Works Chairperson
Mark Farrell, Ways and Means Chairperson

WHEREAS, a group of volunteers have formed a corporation known as the Friends of the Sterling Nature Center Inc. for the purpose of providing volunteer services at the Sterling Nature Center on Jenvolt Road in the Town of Sterling in the County of Cayuga; and

WHEREAS, the Friends of the Sterling Nature Center Inc. are desirous of fostering programs that support and are consistent with the mission of the Nature Center for the edification of visitors to the Sterling Nature Center for educational and recreational use; and

WHEREAS, the Public Works Committee is desirous of utilizing the Friends of the Sterling Nature Center Inc. volunteer services at the Sterling Nature Center to assist the County and its staff; now therefore be it

RESOLVED, that the Chairperson of the County Legislature is hereby authorized to sign the a 5 year agreement with the Friends of the Sterling Nature Center Inc., and be it further,

RESOLVED, that the Treasurer is hereby directed to reimburse the Friend's for the commercial portion of their liability insurance in an amount not to exceed \$1,000 from the Sterling Nature Center Budget Account #A71134.54059.

Signed by Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 159-16
4/21/16 PT Log Cabin Repairs 4 16 rev
AUTHORIZING THE CREATION OF CAPITAL "H" PROJECT NO. 16-02
(LOG CABIN REPAIRS) TO ALLOW FOR REPAIRS TO THE LOG CABIN AT
EMERSON PARK AND AUTHORIZING THE TRANSFER OF \$10,000 FROM
CAPITAL ACCOUNT A71112-52100 INTO THE CAPITAL "H" Project No. 16-02

By: Benjamin Vitale, Public Works Chairperson
Mark Farrell, Ways and Means Chairperson

WHEREAS, the Ward W. O'Hara Agricultural and Country Living Museum and the Dr. Joseph F. Karpinski Sr. Educational Center have been enjoying great popularity and growth in recent years; and

WHEREAS, the log cabin at Emerson Park is utilized as display space for the museum; and

WHEREAS, the south end of the log cabin is in dire need of repair as are some of the windows and doors; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act ("SEQRA"), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the "Regulations") the County is required to make a determination with respect to the environmental impact of any "action" (as defined by SEQRA) to be taken by the County and the approval of this resolution and undertaking the Project constitutes such an action; and

WHEREAS, the 2016 Budget Account, A71112-52100, Equipment Trackable, for the museum included \$10,000 for repairs to the building; and

WHEREAS, transferring the funds into Capital "H" Project No. 16-02 (Log Cabin Repairs), will allow the department to make the necessary repairs; now therefore be it

RESOLVED, The County hereby determines that the Project constitutes a Type II Action pursuant to Part 617.5(c)(1) of the Regulations and as such is not subject to review under SEQRA; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to create Capital "H" Project No. 16-02 ,entitled "Log Cabin Repairs", and that the Project be funded by the transfer \$10,000 from the 2016 Budget Account A71112-52100 into the Capital "H" Project No. 16-02; and be it further

RESOLVED, that the Parks Department is authorized to make the necessary repairs.

Signed by Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 160-16

4/21/16 PT AgMuseumWater Line

**AUTHORIZING EXPENDITURE OF FUNDS FROM THE BUILDINGS
RESERVE FUND ACCOUNT NO. A-18860 TO PAY FOR A NEW MAIN WATER
LINE TO THE WARD W. O'HARA AGRICULTURAL MUSEUM AND
THE DR. JOSEPH F. KARPINSKI SR. EDUCATIONAL CENTER**

By: Benjamin Vitale, Chairperson, Public Works

By: Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, the main water line serving the Ward W. O'Hara Agricultural Museum and the Dr. Joseph F. Karpinski Sr. Educational Center froze in February 2015; and

WHEREAS, the Buildings and Grounds Department has a Buildings Reserve Fund Account No. A-18860 which currently contains approximately \$197,000 to pay for such required upgrades when they arise; and

WHEREAS, replacement of the water line will not exceed \$3,500; now therefore be it

RESOLVED, the County Legislature hereby authorizes the Cayuga County Treasurer to transfer up to \$3,500 from Buildings Reserve Fund Account No. A-18860 to the Building Maintenance Account for the Ag Museum, Account # A71114-54012; and be it further

RESOLVED, that the Parks and Trails Department is hereby authorized to proceed with hiring a contractor in accordance with the County's purchasing policy, to make the needed improvements at a cost not to exceed \$3,500; 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 Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 161-16
4-21-16 HWY fillHMEO2389rev
AUTHORIZATION FOR SUPERINTENDENT OF HIGHWAYS
TO FILL A HEAVY MOTOR EQUIPMENT OPERATOR POSITION
WITHIN THE HIGHWAY DEPARTMENT

BY: Benjamin Vitale, Public Works Committee
Mark Farrell, Chairman, Ways & Means Committee
WHEREAS, a Heavy Motor Equipment Operator position will be vacated on 4/08/16 due to retirement; and
WHEREAS, this Heavy-MEO position is critical to the operation of the highway department's operations; and
WHEREAS, this position (Position Control #002389) has been budgeted for the entire year of 2016; now therefore be it
RESOLVED, to authorize the Highway Superintendent to fill this open position 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 Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 162-16
4-21-16 HWY summerhelp16 rev 2
AUTHORIZATION TO HIRE 8 LABORER SEASONAL EMPLOYEES
IN THE HIGHWAY DEPARTMENT

By: Benjamin Vitale, Chairman Public Works Committee
Mark Farrell, 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 is allocated in Account D51101 51005 of the 2016 highway budget for the hiring of laborer seasonal workers for an 18 week period; and
WHEREAS, the decrease in the size of the Highway Department over the last few years has made the reliance on laborer seasonal employees more critical than in the past to get work done in the short summer construction season; and
WHEREAS, the lack of these laborer 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 8 laborer seasonal employees to start no earlier than May and end in September or before 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 laborer seasonal employees be paid at an hourly rate of \$13.00, 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 Vitale, Bennett, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 163-16
4-21-16 HWY TownsMowingAgrmt
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND HIGHWAY
SUPERINTENDENT TO ENTER INTO AN AGREEMENT
FOR MOWING WITH TOWNS OF CAYUGA COUNTY

BY: Benjamin Vitale, Chairman, Public Works Committee
 Mark Farrell Runkle, Chairman Ways and Means Committee
 WHEREAS, the towns within Cayuga County may want to provide mowing of county roads; and
 WHEREAS, this arrangement has worked for other counties within New York State; and
 WHEREAS, the county and some towns may desire to try this operating procedure; and
 WHEREAS, town and county officials met and discussed the contract, and agreed upon a rate of \$225.00 per center line mile; 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 mowing for Cayuga County; be it further
 RESOLVED, the County Attorney is to review agreements before signing.
 Signed by Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 164-16
4-21-16 Hwy transfer monies
AUTHORIZING THE TRANSFER OF THE SUM OF \$138,000 TO PAVING
ACCOUNT NUMBER D5113-4-54099

By: Hon. Benjamin Vitale, Chair Public Works Committee
 Hon. Mark Farrell, Chair Ways & Means Committee
 WHEREAS, the County Roads are in need of repair beyond the extent that is currently budgeted for; and
 WHEREAS, this season the snow and ice has been less severe resulting in less time and effort plowing and deicing than in past years; and
 WHEREAS, the 4 year average of overtime for January to March 2012-2015 was \$162,920 and the actual overtime expenditure for January to March of 2016 was \$48,474; and
 WHEREAS, the Public Works Committee recommends that the sum of \$138,000 be transferred as follows from D fund accounts: D 5110-1-51003 – Maintenance of Roads and Bridges Overtime- \$114,000, D-5110-1-58001- Social Security- \$8,720, D5110-1-58002 – NYS Retirement- \$2,280 and D5110-1-58005 – Workers Compensation- \$ 13,000 to the Paving Account Line D5113-4-54099 to support additional paving; now therefore be it
 RESOLVED, that the sum of \$138,000.00 be transferred from Accounts D 5110-1-51003, D5110-1-58001, D51101-1-58002 and D51101-1-58005 to Account D5113-4-54099 to support additional paving; 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 Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 165-16
4-21-16 PW CNTYHWYMUNI-SOLAR
RESOLUTION AUTHORIZING EXECUTION OF AN INTERMUNICIPAL
COOPERATION AGREEMENT FOR CAYUGA COUNTY
PARTICIPATION IN THE SOLARIZE CNY INITIATIVE

By: Hon. Ben Vitale, Chair, Public Works Committee

Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, the Central New York Regional Planning and Development Board (“CNY RPDB”), a public planning agency established in 1966 by Cayuga, Cortland, Madison, Onondaga, and Oswego Counties under the provisions of Article 12-B of the New York State General Municipal Law, has established a program designed to provide municipal entities and certain other public partners in the Central New York region with information, tools, and resources to make solar electric energy more accessible to their facilities and thereby reduce their energy costs through a regional solar initiative (the “Solarize CNY Initiative”); and

WHEREAS, the County of Cayuga strongly supports the development of renewable energy in Cayuga County and the Central New York region, and recognizes the widespread benefits of the Solarize CNY Initiative developed by the CNY RPDB; and

WHEREAS, Article 5-G of the New York State General Municipal Law authorizes municipal corporations and districts to enter into cooperative agreements for the performance or exercise of services, functions, powers or activities on a cooperative or contract basis among themselves or one for the other, and

WHEREAS, the County of Cayuga deems it in the best interest of Cayuga County and its residents to enter into an Intermunicipal Cooperation Agreement (the “Intermunicipal Cooperation Agreement”) to form an Intermunicipal group (the “CNY Solar Intermunicipal Group”), for purposes of participating in the CNY Solar Initiative, including authorizing the CNY RPDB to (1) study particular sites owned by Cayuga County, identified as potentially viable for installation of a solar photovoltaic facility for each site’s solar capacity and the resulting potential annual savings from producing solar energy, and (2) on behalf of the CNY Solar Intermunicipal Group, to prepare and disseminate a joint solicitation package, including template agreements, and to make a recommendation for the selection of one or more solar provider(s) to develop, design, finance, construct, operate and maintain small to mid-sized commercial solar PV systems on a defined portfolio of project sites in Central New York and to sell the solar energy produced by such systems at a defined price, all as set forth in the Intermunicipal Cooperation Agreement, a draft of which is hereby attached and made a part of this resolution herewith as “Exhibit A”, and in accordance with all applicable laws, including any applicable procurement laws and policies; now therefore be it

RESOLVED that the Cayuga County Legislature hereby determines that it is in the interests of Cayuga County to enter into the Intermunicipal Cooperation Agreement; and be it further

RESOLVED that the Chair of the Cayuga County Legislature is hereby directed and authorized to execute and deliver the Intermunicipal Cooperation Agreement and such other documents, and take such other actions, as may be necessary or appropriate to carry out the intent of this resolution.

Signed by Vitale, Bennett, DeForest, Dennison, Reginelli, Whitman, Farrell, Foley, McNabb-Coleman and Pinckney, all in favor.

RESOLUTION NO. 166-16

4/21/16 SHR NavEmp2016

**AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO
EMPLOY SEASONAL PERSONNEL FOR THE MARINE UNIT**

BY: Mr. Patrick Mahunik, Chair, Judicial and Public Safety Committee, and
Mr. Mark Farrell, 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; and

WHEREAS, it is now necessary to set the pay rate for the 2016 season so the Sheriff may hire qualified Police Officers and Personnel 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 which is anticipated at the rate of fifty percent; and

WHEREAS, these positions were previously approved and as such, have been accounted for in the 2016 Sheriff's Navigation Unit Budget Line (Salaries – Part Time) A31111 51002 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 for the Sheriff's Marine Unit (Seasonal Positions) are hereby set as follows: Seasonal Deputy (Marine) at the rate of \$18.00 per hour and Navigational Assistant (Seasonal) at the rate of \$12.00 per hour; and be it further

RESOLVED, that the Sheriff is authorized to hire and pay up to twenty-five seasonal Marine Unit personnel at the rates set forth above; 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 Mahunik, Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 167-16

4/21/16 ADM Amend Budget Sheriff

AMENDING THE EQUIPMENT BUDGET OF THE SHERIFF.

BY: Patrick Mahunik, Chairman, Judicial & Public Safety Committee
Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, the Legislature adopted an operating budget for the Fiscal Year 2016 that included sufficient money to purchase six vehicles for the Sheriff's Office, and

WHEREAS, the Sheriff, upon due consideration, finds that the need for six vehicles has changed, and that he can reduce the purchase of vehicles from six to three; now therefore, be it

RESOLVED, that the 2016 Budget be amended as follows:

A31102-52005 Marked cars be reduced by \$64,000, and

A31102-52006 Unmarked vehicles be reduced by \$31,500

For a total reduction of \$95,500; and be it further

RESOLVED, that the Treasurer be authorized to make the appropriate entries into the 2016 Budget lines to reflect these amendments.

Signed Mahunik, Didio, Farrell, Lattimore, Pinckney, Bennett, Reginelli, Vitale, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 168-16

4/21/2016 ADM Amend Budget District Attorney rev

AMENDING THE CRIMES AGAINST REVENUE PROGRAM

BUDGET OF THE DISTRICT ATTORNEY.

BY: Patrick Mahunik, Chairman, Judicial & Public Safety Committee

Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, the Legislature adopted an operating budget for the Fiscal Year 2016 that included amounts requested by the District Attorney in anticipation of a Crimes Against Revenue Program (CARP) grant award for 2016; and

WHEREAS, New York State made changes to the CARP grant award that significantly reduced the award available to Cayuga County for CARP; and

WHEREAS, the Cayuga County Legislature therefore requested the District Attorney to prepare a new budget for the CARP based on state's actual award of \$107,233, and

WHEREAS, the District Attorney did provide such a budget; now therefore, be it

RESOLVED, that the 2016 Budget be amended as follows:

A11690-43074 State Aid CARP grant be increased by	\$ 7,233.00
A11690-43075 State Aid be reduced by	\$ 51,156.00
A11691-51001 Salaries – Full Time be reduced by	\$117,809.00
A11691-51007 Salaries – Part Time be increased by	\$ 28,887.00
A11691-51008 Vacation Buy Out be increased by	\$ -0-
A11691-58001 Social Security by reduced by	\$ 6,556.64
A11691-58002 State Retirement be reduced by	\$ 7,395.00
A11691-58003 Health Insurance be reduced by	\$ 15,569.36
A11691-58004 Dental Insurance be reduced by	\$ 790.07
A11691-58005 Workmen's Comp. be reduced by	\$ 2,275.00
A11694-54059 Professional Services be reduced by	\$ 17,000.00
A11694-54067 Conference fees be reduced by	\$ 7,888.00

For a total revenue reduction of \$43,923, and a total expenditure reduction of \$146,396, resulting in a net increase in the Fund Balance of \$102,473, and budgeted revenues of \$107,233 and budgeted expenditures of \$107,233; and be it further

RESOLVED, that the Treasurer be authorized to make the appropriate entries into the 2016 Budget lines to reflect these amendments.

Signed Mahunik, Lattimore, Pinckney, Vitale, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 169-16**4-21-16 LEG ScaffoldLaw****CAYUGA COUNTY LEGISLATURE SUPPORTS EFFORTS TO REFORM
NEW YORK STATE'S SCAFFOLD LAW IN ORDER TO LOWER THE COST
OF DOING BUSINESS IN UPSTATE NEW YORK AND SAVE TAXPAYER
MONIES FOR PUBLICLY FUNDED CONSTRUCTION PROJECTS**

BY: Cayuga County Legislature

WHEREAS, New York State Labor Law Sec. 240(1), commonly referred to as New York's Scaffold Law, reads in part, "All contractors and owners and their agents, except owners of one and two-family dwellings who contract for but do not direct or control the work, in the erection, demolition, repairing, altering, painting, cleaning or pointing of a building or structure shall furnish or erect, or cause to be furnished or erected for the performance of such labor, scaffolding, hoists, stays, ladders, slings, hangers, blocks, pulleys, braces, irons, ropes, and other devices which shall be constructed, placed and operated as to give proper protection to a person so employed..."; and

WHEREAS, the laws impose strict liability on employers and owners of buildings if a worker falls from any height; and

WHEREAS, the statute was designed to protect workers from special hazards presented by gravity-related risks; and

WHEREAS, the NYS Scaffold Law was enacted in 1885 and predates the Occupational Safety and Health Administration, Workers Compensation Law and most state and local regulations and construction industry best practices; and

WHEREAS, under the statute liability is imposed on an owner or general contractor based solely on their status meaning there is absolute liability; and

WHEREAS, New York is the only remaining state to have an "absolutely liable" provision for building owners and contractors as part of its Scaffold Law; and

WHEREAS, a summary opinion written for a 2012 Court of Appeals decision explained that: "Labor Law 240(1), one of the most frequent sources of litigation in the New York courts, provides rights to certain workers going well beyond the common law..."; and

WHEREAS, the Scaffold Law drives up the cost of doing business throughout the state (most notably Upstate New York) as well as every public and private construction project in New York due to its "absolute liable" provision; and

WHEREAS, New York is the only state in the country to impose a construction law like the Scaffold law that imposes strict liability on the employer; further it is one of a very few laws that mandate strict liability in the State of New York; and

WHEREAS, the increase in costs in New York drives away investment in our infrastructure when developers and contractors can get better rates in other states; and

WHEREAS, recent studies by SUNY's Nelson Rockefeller Institute of Government suggests that workers are more likely to be injured due to the current version of the Scaffold Law; and

WHEREAS, this was based off statistics on construction injuries in Illinois that show a decrease in work related injuries since the 1995 repeal of its Scaffold Law at a much quicker pace than here in New York, and

WHEREAS, following the removal of the Illinois Scaffold Law, the state also found an increase in the number of construction jobs created on an annual basis; and

WHEREAS, the Scaffold Law disproportionately affects Minority and Woman-Owned Business Enterprises (MWBE) who are generally smaller and cannot afford the insurance costs, or could be quickly bankrupted by large settlements; now therefore be it

RESOLVED, that the Cayuga County Legislature supports efforts to reform the New York State Labor Law Sec. 240, also known as the Scaffold Law, through the establishment of new provisions to create a comparative negligence standard; and be it further

RESOLVED, that the Cayuga County Legislature supports current legislative bills A.3104-2013 (Morelle), S.111-2013 (Gallivan) and A.1556-2013 (Kolb) and urges their passage in the New York State legislature; and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Governor Andrew Cuomo, Assembly Speaker, Senate Majority Leaders and Jeffrey Klein and the local delegation to the New York State Legislature; and be it further

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to forward copies of this resolution to Governor Andrew Cuomo, Senator John DeFrancisco, Senator Michael Nozzolio, Senator James L. Seward, Senator John Flanagan, Senator Andrea Stewart-Cousins, Senator Jeffrey Klein, Senator Carl Marcellino, Senator Catharine Young, Assemblywoman Catherine Nolan, Assemblyman Herman Farrell, Assemblyman Carl Heastie, Assemblyman Joseph Morelle, Assemblyman Brian Kolb, Assemblyman Gary Finch, and Assemblyman Robert Oaks.

Signed by Pinckney, McNabb-Coleman, Dennison, DeForest, Lattimore, Vitale, Didio, Farrell, Bennett, and Foley, all in favor.

RESOLUTION NO. 170-16

4-21-16 LEG statevegetablecorn

**CAYUGA COUNTY LEGISLATURE SUPPORTS THE SENATE BILL S6750
AND THE COMPANION ASSEMBLY BILL A06241 DESIGNATING SWEET
CORN AS THE OFFICIAL NEW YORK STATE VEGETABLE.**

BY: Cayuga County Legislature

WHEREAS, the Students at Dana L. West High School are hereby requesting that the Cayuga County Legislature send a Resolution of Support to the New York State Legislature representatives in support of Senate Bill S6750 and the companion Assembly Bill A06241 designating Sweet Corn as the Official New York State Vegetable; and

WHEREAS, Cayuga County has many family owned farms that support our state's economy and help make New York State one of the nation's ranking agricultural states; and

WHEREAS, the most recent USDA State Agricultural document reported that the New York State Sweet Corn Fresh Market Crop had 18,100 harvested acres with a production figure of \$42,399,000.00 and New York State is also ranked 4th nationally in the production of sweet corn; and

WHEREAS, the Government Operations Committee recommends that the Cayuga County Legislators to provide support and encourage the adoption of the Sweet Corn Bill by the New York State Legislature; and

WHEREAS, New York State is one of the nation's leading agricultural states with Farms covering 23% of the State's land (7.1 million acres) consisting of 36,600 plus farms; and

WHEREAS, to the 2014-2015 Agricultural Statistics Bulletin New York is responsible for 7% of the total US production of sweet corn, and

WHEREAS, Cayuga County Legislature supports the Senate Bill S6750 and the companion Assembly Bill A06241 designating Sweet Corn as the Official New York State Vegetable, now therefore be it

RESOLVED, Cayuga County Legislature supports the Senate Bill S6750 and the companion Assembly Bill A06241 designating Sweet Corn as the Official New York State Vegetable; and be it further

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to forward copies of this resolution to Governor Andrew Cuomo, Senator John DeFrancisco, Senator Michael Nozzolio, Senator James L. Seward, Senator John Flanagan, Senator Andrea Stewart-Cousins, Senator Jeffrey Klein, Senator Carl Marcellino, Senator Catharine Young, Assemblywoman Catherine Nolan, Assemblyman Herman Farrell, Assemblyman Carl Heastie, Assemblyman Joseph Morelle, Assemblyman Brian Kolb, Assemblyman Gary Finch, and Assemblyman Robert Oaks.

Signed by Pinckney, McNabb-Coleman, Dennison, DeForest, Lattimore, Vitale, Didio, Farrell, Bennett, and Foley, all in favor.

Motion by Didio to adjourn at 6:23PM, 2nd by Baxter, all in favor.

**MINUTES
SPECIAL LEGISLATURE MEETING
WEDNESDAY, MAY 11, 2016 at 5:30PM
(Planning will follow)
160 GENESEE ST, 6th FLOOR, CHAMBERS,
AUBURN, NY 13021**

CALL TO ORDER: Hon. Keith Batman, Chair at 5:32PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, Ben Vitale excused

Paul Pinckney arrived at 5:35PM and Tim Lattimore at 5:40PM

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

Motion by Bennett to go into Executive Session at 5:34, regarding the Employment History of a particular person, 2nd by Dennison, all in favor. Asked to come in Ms. Sinclair, Mr. Russell and Mr. Westphal.

Motion by Dennison to come out of Executive Session at 6:39PM, 2nd by Bennett, all in favor.

Motion by Farrell to adjourn at 6:40PM, 2nd by Bennett, all in favor.

And any other business that may come before the board.

ADJOURNMENT: May 24, 2016 at 1:00PM at Emerson Park, Senior Citizen Day

New York State Lobbyist Law: the term Lobbyist shall mean every person or organization retained, employed or designated by any client to engage in lobbying.

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

**MINUTES
CAYUGA COUNTY LEGISLATURE
May 24, 2016 at Emerson Park
Lunch at 12:00PM and Meeting at 1:00PM**

CALL TO ORDER: Hon. Keith Batman, Chair called the meeting to order at 1:05PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislators present

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:
Leah Smith, mother of Nancy Siefka, Director of Office for the Aging
Tom Klaben, brother-in-law of Legislator Andy Dennison
Al Emmi, served as a Cayuga County Legislator

PROCLAMATION: Senior Citizen's Month in Cayuga County (May 2016)

ANNOUNCEMENT OF AWARDS: Senior Citizens of the Year 2016

Mary Ellen Perry, 30 Elm St., Auburn, NY
Certificate Presented by Legislator Frank Reginelli, District 11

Carol Bryant, 11 Orchard St., Auburn, NY
Certificate presented by Legislator Ryan Foley, District 15

Judy Fox, 219 Seymour St., Auburn, NY
Certificate presented by Legislator Joseph Bennett District 10

20 minute break following the presentation – refreshments will be served immediately following the ceremony.

Meeting called back to order at 1:40PM

PROCLAMATIONS CONT'D:

Nancy Siefka Day in Cayuga County, Tuesday, May 24, 2016
Cayuga County salutes Eagle Scout, Christopher J. Johnson
Cayuga County salutes Eagle Scout, Jarred A. Cummings
Auburn/Cayuga County NAACP 49th Annual Freedom Fund Banquet
National Mental Health Awareness Month, May 2016

PUBLIC TO 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.

Tuesday, May 24, 2016

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MINUTES: For Approval: 4/21/16 & 5/11/16- Attached, Motion by Bennett, 2nd by Pinckney, all in favor.

CCC REPORT: Dr. Durant- No report received

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Didio says all legislators received a copy of an article that was submitted to the citizen on the outflow sluice way. He says right now they are researching funding which is minimal, \$2,500 at this point. He says he would hope that it would stay where it is at and they will be having discussion later on what else we can do with it.

McNabb- Coleman announces the Owasco Lake Day on June 22 and would love for everyone to come and learn how to keep the lake healthy and promote its preservation going forward.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair –Attached

CHAIR'S REPORT: Keith Batman

Batman says the final two labor contracts are underway and there will be an executive session after this. He says he attended the NYSAC Finance School and he won 2 free conferences for the fall. He says he is in the process of scheduling meetings related economic development power issues and hope to have some more specifics on that. He met with the DEC about manure recommendations and it was pretty productive. He says there is a meeting scheduled in June in hopes to put the final touches on highway summer hours. He says that H&J will be coming in June with their report and presentation. He mentions the Governor having a small neighborhood / city grant and look to support the City of Auburn.

Motion by Bennett, 2nd by Pinckney, all in favor.

APPOINTMENTS AND RE-APPOINTMENTS:

Mental Health Sub-Committee

Linda Murphy, 318 North Marvine Ave, Auburn, NY 13021- Term- 1/1/14-12/31/17 (unexpired term of David Sealy)

Alcohol & Substance Abuse Sub-Committee

James Brady, 6109 Oakridge St., Owasco, NY 13021 – Term- 1/1/15-12/31/18 (unexpired term of Michael Greene)

Cayuga Cortland Workforce Development Board

Brian J. Noteboom, 97 Irish Hill Rd., Newfield, NY 14845, term – 5-1-16 to 6-30-18

Patrick Sheppard, 217 Higby Rd., Utica, NY 13501, term 5-1-16 to 6-30-18

Ward O'Hara Agricultural Museum Board

Roger Gunn, 7987 Armstrong Rd., Port Byron, NY 13140, Term – 5/25/16 to 5/25/20

Cayuga County Civil Service Commission

Jennifer Marshall, 7252 Lewis Rd., Auburn, NY 13021, Term – 6/1/16 to 5/31/22

Motion by Didio to waive the reading of communications, 2nd by Foley, all in favor.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Thank you card from the family of Joyce Teabo Vella.
2. Thank you letter from the Holy Family Church in regards to the Legislators donation in memory of Janice Lynch.
3. Letter from DeFrancisco, Seward, and Kolb, acknowledging their receipt of Resolution 169-16 and 170-16.
4. Letter from the Department of Public Service in regards to the Clean Energy Standard program.
5. Letter to Batman from Seward acknowledging a letter sent to him April 21, relative to communication between their respective offices.
6. Letter from Robert Bower resigning from the Board of Directors of the Cayuga County Water and Sewer Authority effective 5/14/16.
7. Resolution 319-16 from Wayne County, Board of Supervisors regarding their support of Great Lake Ontario National Marine Sanctuary proposal with the counties of Jefferson, Oswego, and Cayuga and the City of Oswego.
8. Letter from Seward regarding the issue of full state assumption of counties' expenses for providing indigent legal services.

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 5-24-16**

**RESOLUTION NO. 171-16
5/24/16 AP Audit May 2016 (A)
AUTHORIZING THE COUNTY TREASURER TO PAY
APRIL 12-25, 2016 AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **May 24, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$424,809.91, 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 15, 2015.

Signed by Farrell, Bennett, Foley, McNabb-Coleman, Pinckney and Vitale, All in favor.

**RESOLUTION NO. 172-16
5/24/16 AP Audit May 2016 (B)
AUTHORIZING THE COUNTY TREASURER TO PAY
APRIL 26-MAY 9, 2016 AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **May 24, 2016**, audit claims against the County of Cayuga in the aggregate sum of \$2,173,764.51, 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 15, 2015. Signed by Farrell, Bennett, Foley, McNabb-Coleman, Pinckney and Vitale, All in favor.

RESOLUTION NO. 173-16
5.24.16 HR amend resol 103-16 rev
RESOLUTION TO AMEND RESOLUTION 103-16

By: Hon. Mark Farrell, Chairman, Ways and Means.

WHEREAS, Resolution 103-16 was passed on February 25, 2016 authorizing, among other items, creating of a Part Time Grant Coordinator in the District Attorney’s Office; and

WHEREAS, the proper Civil Service title for that position is Grant Program Coordinator; and

WHEREAS, it is essential to utilize the correct Civil Service titles when transacting legal actions by the Legislature;

NOW THEREFORE BE IT

RESOLVED, that the Resolution 103-16 be amended reflect the title of Grant Program Coordinator; and be it further

RESOLVED, the position created by resolution 103-16 be set forth as part time Grant Program Coordinator; and be it further

RESOLVED, that the Cayuga County Compensation Plan be amended accordingly; and be it further

RESOLVED, that the position of Grant Program Coordinator be filled in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Bennett, McNabb-Coleman and Vitale, All in favor.

RESOLUTION NO. 174-16
(May 24, 2016) ADM insurance costs REV
ALLOCATE INSURANCE COSTS TO DEPARTMENTS
THAT RECEIVE REIMBURSEMENT

BY: Hon. Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, during the process for the 2016 County Budget, insurance costs for Liability, Property, Professional and Automobile in the General Fund (A) were placed in Account A10144-54131 (Legislative Contracts, Contractual, Insurance); and

WHEREAS, actual amounts have been received for insurance costs and these actual amounts will be charged to departments that receive reimbursement; NOW, THEREFORE, BE IT

RESOLVED, that the following transfers be made to/from account A10144-54131 (Legislative, Contracts, Insurance):

Account			Increase	Decrease
Mental Health, Admin	A43104-54039	Auto Ins	\$334	
	A43104-54040	Prof Liab	\$37,872	
	A43104-54114	Gen Liab	\$5,814	
Mental Health, ICM	A43134-54039	Auto Ins	\$1,671	
	A43134-54040	Prof Liab	\$2,705	
	A43134-54114	Gen Liab	\$415	

Human Services	A60104-54039	Auto Ins	\$7,128	
	A60104-54114	Gen Liab	\$4,461	
Public Health	A40104-54039	Auto Ins	\$3,217	
	A40104-54114	Gen Liab	\$5,697	
Insurance	A10144-54131	Insurance		\$69,314

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 Bennett, McNabb-Coleman and Vitale, All in favor.

RESOLUTION NO. 175-16
(5/24/16) RPmaymortgagetax

AUTHORIZE THE COUNTY TREASURER TO PAY MORTGAGE TAX

By: Mark Farrell, 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 **\$526,921.31**, the same being the net amount collected from the taxation of mortgages for the period October 1, 2015, to March 30, 2016; and

WHEREAS, there is in the County Treasurer's Account No. T-58, the amount of **\$526,921.31**, which should be distributed among the City of Auburn and the Towns and Villages of the County; now therefore be it

RESOLVED, that the County Treasurer be directed and required to pay the sum of **\$526,921.31** to the City of Auburn and the several Towns and Villages of the County of Cayuga in the following amounts:

City of Auburn	\$ 158,492.16	Montezuma	\$ 4,621.54
Aurelius	\$ 16,835.05	Moravia	\$ 8,438.15
Cayuga Vlg	\$ 1,254.21	Moravia Vlg	\$ 3,088.41
Brutus	\$ 16,424.85	Niles	\$ 27,286.28
Weedsport Vlg	\$ 8,474.23	Owasco	\$ 44,823.76
Cato	\$ 14,886.19	Scipio	\$ 14,252.13
Cato Vlg	\$ 511.53	Sempronius	\$ 5,305.33
Meridian Vlg	\$ 571.77	Sennett	\$ 41,230.41
Conquest	\$ 4,870.96	Springport	\$ 11,317.66
Fleming	\$ 25,611.73	Union Springs Vlg	\$ 4,079.41
Genoa	\$ 15,282.60	Sterling	\$ 12,000.88
Ira	\$ 8,679.28	Fair Haven Vlg	\$ 7,888.63
Cato Vlg	\$ 466.98	Summerhill	\$ 4,996.42
Ledyard	\$ 14,550.91	Throop	\$ 17,047.93
Aurora Vlg	\$ 3,188.70	Venice	\$ 6,343.38
Locke	\$ 11,250.43	Victory	\$ 3,893.75
Mentz	\$ 5,855.11		
Port Byron Vlg	\$ 3,100.55		
		Grand Total	\$ 526,921.31

Signed by Bennett, McNabb-Coleman and Vitale, All in favor.

RESOLUTION NO. 176-16
5/24/16 RPS RevPolicySaleTaxForeclosedProperty
CAYUGA COUNTY POLICY AND PROCEDURES FOR THE SALE AND
DISPOSITION OF REAL PROPERTY ACQUIRED THROUGH
TAX FORECLOSURE – UDPATED 5 – 2016

By: Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, annually, Cayuga County acquires real property through the tax foreclosure process, and pursuant to resolution 88-01 procedures for disposition and auction of these properties were established; and

WHEREAS, periodically, the County has deemed it necessary to update and clarify these procedures (Resolutions 188-02, 382-04, 517-11) for the same, and

WHEREAS, it has been deemed appropriate to review, update and formally adopt the Policy on the Sale and Disposition of Real Property Acquired through Tax Foreclosure, and now therefore be it

RESOLVED, that the County Legislature does hereby adopt the attached Policy on the Sale and Disposition of Real Property Acquired through Tax Foreclosure, and be it further

RESOLVED, that the Policy be numbered Section __ in the County Policy manual and distributed by the Clerk of the Legislature; and be it further

RESOLVED, that this resolution will take effect immediately upon adoption.

Signed by Bennett, Foley, McNabb-Coleman, Pinckney and Vitale, All in favor.

RESOLUTION NO. 177-16
(May 24, 2016) RPS tax correction
AUTHORIZING CORRECTION OF TAX ERRORS
IN THE TOWN OF AURELIUS

By: Mark Farrell, Chair, Ways & Means Committee

WHEREAS, petitions for corrections have been received by the Director of Real Property Tax, from the Town to correct clerical errors or an error in essential fact as specified below, as existed on the 2016 County/Town 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 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 2016 County/Town Tax Roll shall also be corrected as follows:

Town of Aurelius: Tax Map # 114.00-3-2.1 This parcel was assessed an erroneous Water/Sewer charges for being coded in the wrong district. The charge should be removed from the 2016 County/Town tax bill.

Signed by Bennett, All in favor.

RESOLUTION No. 178-16
(May 24, 2016) HD Drinking Water Enhancement 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE PUBLIC
HEALTH DIRECTOR 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 2016
HEALTH DEPARTMENT BUDGET TO ACCEPT FUNDING

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
 Mark Farrell, 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 \$109,973 for the period April 1, 2016 to March 31, 2017; 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; and

WHEREAS, this Grant will help offset the salaries and fringe benefits of the Environmental staff; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Public Health Director be authorized to enter into an agreement with the State to participate in the 100% State-funded Drinking Water Program Enhancement Grant; and be it further

RESOLVED, that the County Treasurer be authorized and directed to amend the Health Department’s 2016 Budget and make the necessary journal and accounting entries as follows:

Increase Appropriation Account #A40304 54000	\$109,973
Increase Revenue Account #A40300 43430	\$109,973

Signed by Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney and Vitale, All in favor.

RESOLUTION NO. 179-16
(5/24/2016) HD Fill Family Partnership Nurse Specialist
AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL A VACATED
FAMILY PARTNERSHIP NURSE SPECIALIST POSITION
WITHIN THE HEALTH DEPARTMENT.

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
 Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Health Department has implemented the evidence-based Nurse Family Partnership Program; and

WHEREAS, to adequately staff this program, it is necessary to have two full-time Registered Nurses; and

WHEREAS, one of the Family Partnership Nurse Specialist positions (Grade 19) will be vacated on May 19, 2016 due to a resignation; and

WHEREAS, the Department can support this fill in the 2016 Health Department Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Public Health Director be authorized to fill this position within the Health Department in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga.
Signed by Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney and Vitale, All in favor.

RESOLUTION NO. 180-16
May 24, 2016 MH Budget.adj.5.2016
AMENDING THE MENTAL HEALTH 2016 BUDGET TO ADJUST
STATE AID FUNDING FOR CONTRACT AGENCIES

BY: Mr. Joseph Bennett, Chairperson, Health and Human Services Committee
Mr. Mark Farrell, Chairperson, Ways and Means Committee.

WHEREAS, the Cayuga County Mental Health Department 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, additional State Aid has been allocated to Unity House of Cayuga County, Inc. as an adjustment to funding and received by the County in 2016; and

WHEREAS, it is necessary to re-allocate funds from Cayuga Home to Cayuga Counseling Services in order to properly reflect the State Aid funding in 2016; and

WHEREAS, these 100% state funds were not anticipated in the 2016 budget and it is now necessary to reflect those dollars to allow the County to make payments to Unity House of Cayuga County, Inc. and Cayuga Counseling Services, Inc., and Cayuga Home; now, therefore, be it

RESOLVED, that the 2016 budget be modified as follows:

Increase line	A43500-43501	Unity House OASAS	Revenue by	\$27,000
Increase line	A43504-54316	Unity House ALCOH	Expense by	\$27,000
Increase line	A43430-43495	Cayuga Counseling	Revenue by	\$ 3,278
Increase line	A43434-54302	Cayuga Counseling	Expense by	\$ 3,278
Decrease line	A43470-43503	Cayuga Home	Revenue by	\$ 3,278
Decrease line	A43474-54000	Cayuga Home	Expense by	\$ 3,278

And, be it further

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

Signed by Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney and Vitale, All in favor.

RESOLUTION NO. 181-16
May 24, 2016 MH Fill SSW5.16
AUTHORIZING THE CREATION AND FILLING OF ONE STAFF SOCIAL
WORKER (CMH) POSITION AT THE COMMUNITY MENTAL HEALTH
CENTER AND ABOLISHING ONE SOCIAL WORK
ASSISTANT (MH) POSITION

By: Mr. Joseph Bennett, Chair, Health and Human Services Committee, and
Mr. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, there will be a vacancy at the Community Mental Health Center as of May 31, 2016 due to a retirement from position code 5060, Social Work Assistant MH; and

WHEREAS, new State regulations will limit the role of Social Work Assistants. The need for additional NYS licensed therapists continues; and

WHEREAS, the incumbent Social Work Assistant did not generate fees for service but a Staff Social Worker will generate fee for service revenue in excess of the total cost of the position; now, therefore, be it

RESOLVED, that the position of Social Work Assistant MH (#5060) be abolished; and be it further

RESOLVED, that one Staff Social Worker (CMH) position be created and placed within Part I of the Cayuga County Compensation Plan under Mental Health at pay grade 30, and be it further

RESOLVED, that the Director of Community Services be authorized and directed to fill the position of Staff Social Worker under the terms of this resolution and in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County.

Signed by Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney and Vitale, All in favor.

RESOLUTION NO.182-16

(May 24, 2016) HS Fill Caseworker CPS

**AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO FILL A
CASEWORKER VACANCY IN CHILD PROTECTIVE SERVICES UNIT**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, there is an anticipated caseworker vacancy, Grade 17, in the Child Protective Services Unit of Department of Social Services (position control # 7079) due to a resignation; and

WHEREAS, this position is responsible to investigate Child Protective Reports in the CPS Unit of the Cayuga County Department of Social Services and the services provided are mandated services; and

WHEREAS, this position is reimbursed at a minimum of 75% State and federal funding; and

WHEREAS, this is a funded position in the Department of Social Services' 2016 budget; NOW, THEREFORE BE IT

RESOLVED, that the Director of Community Services is authorized and directed to fill the Caseworker position in the Child Protective Services 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 Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney and Vitale, All in favor.

RESOLUTION NO. 183-16
(May 24, 2016) HS Fill Examiner SNAP
AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO
FILL A HUMAN SERVICES EXAMINER POSITION (50% FUNDED)
IN THE SNAP UNIT OF SOCIAL SERVICES

BY: Joseph Bennett, Chairman of the Health & Human Service Committee
Mark Farrell, Chairman of the Ways & Means Committee
WHEREAS, there is a Human Services Examiner vacancy (position control #2186) in the SNAP Unit of Social Services, due to a resignation; and
WHEREAS, this position is necessary for the effective and efficient operation of the SNAP Unit of Social Services; and
WHEREAS, this position is 50% federally funded; and
WHEREAS, sufficient funding exists in the 2016 Social Services' Budget to support this position; NOW, THEREFORE, BE IT
RESOLVED, that the Director of Community Services be authorized to fill the Human Services Examiner vacancy in the SNAP Unit 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 Bennett, DeForest, Didio, Mahunik, McNabb-Coleman, Whitman, Foley, Pinckney and Vitale, All in favor.

RESOLUTION 184-16
(May 24, 2016) HS Create/Fill 1 PT Caseworker CPS rev 4
AUTHORIZING THE COUNTY LEGISLATURE AND THE DIRECTOR OF
COMMUNITY SERVICES TO CREATE AND FILL 1 PART-TIME
CASEWORKER POSITION IN THE CHILD PROTECTIVE UNIT

BY: Joseph Bennett, Chairman of the Health & Human Services Committee
Mark Farrell, Chairman of the Ways & Means Committee
WHEREAS, the Department has been closely monitoring the number of reports coming in from the State Central Registry, and the number of CPS reports needing investigation has been consistently increasing; and
WHEREAS, there are very specific time lines to meet regarding safety assessments and case determination; and
WHEREAS, the State closely monitors all open investigations and tracks those overdue for 7-day assessments or 60-day dispositions as well as tracks caseload size per worker; and
WHEREAS, the State sets a goal of 15 or less open cases per caseworker and believes that units having their staff investigate more than 110 new reports per year may have a workload that exceeds capacity; and
WHEREAS, with the current numbers, staff is being asked to investigate over 110 new reports per year; and
WHEREAS, the department has had several caseworkers out on leave which has resulted in increased overtime, and
WHEREAS, the department has some funding available in its full time salary line due to a re-assignment that can be transferred to the Part time salary line as follows:

Decrease A60101 51001 Full time salary \$10,800

Increase A60101 51002 Part Time Salary \$10,800

WHEREAS, the Department of Social Services has submitted a New Position Duties Statement to the Civil Service Commission for their review and classification; NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Legislature create one Part-Time Caseworker position (Grade 17) in the Child Protective Unit of Department of Social Services and that the Director of Community Services be authorized and directed to fill the newly created Part-Time Caseworker position in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it further

RESOLVED, that the position be abolished December 31, 2016.

Signed by Bennett, Baxter, DeForest, Didio and Whitman, All in favor.

RESOLUTION # 185-16

(May 24, 2016) HD Harris Beach Law Firm Contract 2016

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF PUBLIC HEALTH TO ENTER INTO A CONTRACT
WITH THE HARRIS BEACH LAW FIRM FOR ASSISTANCE ON
THE FOUR WINDS CORPORATION MATTER.**

BY: Joseph Bennett, Chairman of the Health & Human Services Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Health Department has had an ongoing issue with the Four Winds Corporation, which owns a mobile home park in the southern end of the county, and

WHEREAS, the Health Department wishes to pursue legal action against the Four Winds Corporation in order to bring the mobile home park into compliance; and

WHEREAS, the Harris Beach Law Firm is able to assist the County in this legal matter for an initial rate not to exceed \$5,000; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Public Health be authorized to enter into a contract with the Harris Beach Law Firm for assistance in the Four Winds matter; and be it also

RESOLVED, that the Director of Public Health be authorized to transfer funding from the Health Departments equipment line A40102 52001 in their budget to the contractual line A40104 54059 to cover costs associated with this contract.

Motion by Bennett, 2nd by Baxter.

Discussion:

Cuddy says the law firm choices are: Harris Beach, Barclay Damon, Hancock Estabrook.

Cuddy says the costs of Harris Beach is \$250 and the other two are \$225. Farrell asks if Cuddy or Westphal has a recommendation. Westphal says that Harris Beach would be his recommendation.

Motion by Farrell to use Westphal's recommendation of Harris Beach, 2nd by Whitman.

Lattimore asks about travel expenses and Westphal says that travel expenses are always included.

All in favor of the recommendation except Vitale.

All in favor of resolution as amended.

**RESOLUTION NO. 186-16
5-24-16 COL TempfillDeputyClerk2016
AUTHORIZATION TO CREATE AND HIRE A TEMPORARY DEPUTY CLERK
IN THE CLERK OF THE LEGISLATURE OFFICE
TO COVER A MEDICAL LEAVE.**

BY: Hon., Ryan Foley, Chairman, Government Operations Committee
Hon. Mark Farrell, Chairman, Ways & Means Committee.

WHEREAS, the Deputy Clerk in the Clerk of the Legislator's Office is taking medical leave and will be out of work a minimum 12 weeks; and

WHEREAS, this position is crucial for performing services in the Clerk of the Legislature Office including attending night Committee and Legislature meetings, minutes for Judicial, Public Works, Ways & Means and Legislature (list of responsibilities and duties is attached); and

WHEREAS, funding for this position will come from the Contingency Account A10164-54000.

WHEREAS, an appropriate candidate has been identified to fill the position and is ready, willing and able to begin on the June 6, 2016 on a full time basis for training purposes at the annual probationary rate of \$42,771.00 per the 2016 Cayuga County Compensation Plan to permit for the cross training that will allow for a seamless transition; and

RESOLVED, that the following budget transfer be made in order to fund the temporary Deputy Clerk Position:

Increase	A10401 51001	Salary	\$11,454.
Increase	A10401 58001	FICA	\$ 842.
Decrease	A10164 54000	Contingency Account	\$12,296. and be it further

RESOLVED, that the Clerk of the Legislature be hereby authorized to temporary fill the position of Deputy Clerk in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga, 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 Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, Whitman, Farrell, Bennett and Vitale, All in favor.

RESOLUTION NO. 187-16
5-24-16 COL standardworkdayreport
STANDARD WORK DAY AND REPORTING RESOLUTION
FOR ELECTED AND APPOINTED OFFICIALS

By: Ryan Foley, Chairman, Government Operations Committee

WHEREAS, New York State adopted a new regulation 315.4 for additional reporting requirements for elected or appointed officials that more clearly defines the process for reporting time worked for those officials who are members of the New York State Retirement System elected or appointed on or after August 12, 2009; and

WHEREAS, a three month record of work activities was submitted to the Clerk of the Legislature by those officials that do not maintain a daily record of actual time worked; now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, that the Cayuga County Legislature hereby establishes the following as standard work days for elected officials and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body: see attached; and it is further

RESOLVED, that the redacted copy of the resolution which does not show the employees last four digits of their social security number or registration number shall be posted on the Cayuga County website for a minimum of 30 days and that a certified copy of the resolution and affidavit of posting be filed with the Office of the State Comptroller within 45 days of adoption.

Signed by Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli and Whitman, All in favor.

RESOLUTION NO. 188-16
05-02-16 VET-PT DRIVER
AUTHORIZATION TO FILL THE POSITION OF DRIVER IN
THE OFFICE OF VETERANS SERVICES DUE TO A RESIGNATION.

Mr. Ryan M. Foley, Chairperson Government Operations Committee

Mr. Mark D. Farrell, Chairperson Ways And Means Committee

WHEREAS, the Office Veterans Services is currently without a PT Driver (PC#6736) Due to a resignation on 04/25/16; and

WHEREAS, it is necessary to continue to provide transportation services to the Veterans of Cayuga County to hire an employee to function in the capacity of Driver; and

WHEREAS, there is existing money budgeted in the A65101-51002 line of the 2016 Veterans budget, now therefore be it

RESOLVED, that the Director of Veterans Service Agency be hereby authorized to fill position of PT Driver (PC#6736), and be 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 Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, Whitman, Farrell and Bennett, All in favor.

RESOLUTION NO. 189-16

(05-24-16) CC DMV Retention Fee Increase rev

**SUPPORT ASSEMBLY BILL A8201 and S4964B WHICH WILL INCREASE
THE RETENTION FEES FOR LOCAL MOTOR VEHICLE DEPARTMENTS**

BY: MR. RYAN FOLEY, Chairperson, Government Operations Committee

MR. MARK FARRELL, Chairperson, Ways and Means Committee

WHEREAS, the New York State Vehicle and Traffic Law places the responsibility of operating Department of Motor Vehicle Offices to 51 of 62 Counties across New York State through their respective County Clerk; and

WHEREAS, acting as an "agent" of the New York State Department of Motor Vehicles, our county taxpayers bear the cost of running local Department of Motor Vehicles operations; and

WHEREAS, under current law, New York State's share of all fees collected from the work performed by the county-operated DMV office is 87.3% and the remaining 12.7% is the County share which has not been increased since 1999, yet the amount of work required by the County DMV office has increased in that same time period; and

WHEREAS, there are more than 25 "No Fee" transactions at local DMV Offices that are time consuming and labor intensive and New York State does not allow the County to collect any fees; and

WHEREAS, increasing the County DMV revenue sharing rate with the State will not result in any increased cost or fees to local residents or taxpayers and will provide counties with the needed revenue generated from said services; and

WHEREAS, the counties recognize the important function of the State DMV in providing both support to counties and resident services; accordingly, any loss the State DMV operational budget that occurs from increasing county revenue should be made whole through the State General Fund. Now therefore be it

RESOLVED, the Cayuga County Legislature supports NYS Assembly Bill A8201, and Senate Bill S4964B which would increase the counties' share of Department of Motor Vehicle (DMV) revenue to provide a more equitable share for counties; and be it further

RESOLVED, that the Clerk of this Legislative body be hereby directed to transmit certified copies of this resolution to Governor Andrew Cuomo, New York State Senators Michael Nozzolio and John DeFrancisco; Assemblymen Gary Finch and Robert Oaks to ask for their support of this legislation.

Signed by Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, Whitman, Farrell and Bennett, All in favor.

RESOLUTION NO. 190-16

(05/24/2016) CC DMV TV contract

**AUTHORIZES THE CAYUGA COUNTY CLERK TO RENEW THEIR CURRENT
CONTRACT BETWEEN A & M GRAPHICS AND CAYUGA COUNTY**

BY: MR. RYAN FOLEY, Chairperson, Government Operations Committee

MR. MARK FARRELL, Chairperson, Ways and Means Committee

WHEREAS, The County Clerk presently had a one year contract with A & M Graphics, a local business; and

WHEREAS, The County Clerk would like to renew this contract for three years; and

WHEREAS, A & M Graphics will supply the content for the television in the Department of Motor Vehicles Office, and that content will include a combination of County services announcements and local business ads at no charge to Cayuga County; now be it

RESOLVED, that the Cayuga County Legislature, approve the two year contract which will expire on June 1, 2019 and authorize the County to the attached contract Signed by Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, Whitman, Farrell and Bennett, All in favor.

RESOLUTION NO. 191-16

(05-24-16) CC Credit Card Processor MunciPay rev 4

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE COUNTY CLERK TO ENTER INTO AN AGREEMENT WITH MunciPay
A CREDIT CARD PROCESSOR**

BY: MR. RYAN FOLEY, Chairperson, Government Operations Committee
MR. MARK FARRELL, Chairperson, Ways and Means Committee

WHEREAS, Chapter 24, Article 2, Section 5 of the General Municipal Law requires a local resolution to allow officers of Cayuga County to accept credit cards as a means of payment of fines, civil penalties, rent, rates, taxes, fees, charges, revenue, financial obligations, or other amounts owed to Cayuga County; and

WHEREAS, Cayuga County may require, as a condition of accepting payment by credit card, that such person offering payment by credit or charge card pay a service fee not to exceed the transaction fee incurred by Cayuga County; and

WHEREAS, currently the County Clerk has Xerox Corporation software which integrates with the credit card processor and this would give customers the convenient option of paying County Clerk fees using a credit or charge card; Now therefore be it

RESOLVED, that pursuant to General Municipal Law, Section 5, the Cayuga county Legislature hereby finds and determines it is in the public interest for the County of Cayuga to enter in agreements with one or more financing agencies or card issuers to provide for the acceptance, by the County Clerk, of credit cards as a means of payments; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized and directed to enter in agreements with a financing agency or card issuer permitting the County Clerk's Office to accept credit cards as a means of payments or fees; and be it further

RESOLVED, that said agreement shall require, as a condition of accepting payment by credit card, that such person offering payment by credit or charge card pay the service fee directly to the financing agency or card issuer for the transaction in connection with the credit or charge card payment transaction; and be it further

RESOLVED, that the Chairman of the Legislature and the County Clerk are authorized to enter into an agreement with MunciPay for credit card processing services; and be it further

RESOLVED, that the County Clerk is authorized to enter into a service agreement with MunciPay, copy attached.

Signed by Baxter, Dennison, Reginelli, Whitman and Bennett, All in favor.

RESOLUTION NO. 192-16
5/24/16 CCC AmendRes91-15EnergySmartEdge
**AMENDING RESOLUTION 91-15 TO REDUCE THE SCOPE OF THE EN-
ERGY PERFORMANCE AGREEMENT TO REMOVE FROM THE PROJECT
DESIGN RETROFITS FOR THE TECHNOLOGY BUILDING ON THE CAM-
PUS OF CAYUGA COMMUNITY COLLEGE**

BY: Ryan Foley, Chair, Government Operations Committee
Mark Farrell, Chair, Ways & Means Committee.

WHEREAS, Resolution 91-15 authorized the county to negotiate, execute and deliver of one or more Energy Performance Contracts and related lease/purchase agreements in an aggregate original principal amount not to exceed \$2,039,474.00 relating to the College Buildings.

WHEREAS, based on the College's evaluation of proposals, Building Controls & Services, Inc., d/b/a SmartEdge ("SmartEdge") was selected to develop and implement a performance-based energy savings and operations plan; and

WHEREAS, SmartEdge has request to amend the scope of the original contract to remove the Technology Building upgrades from the project.

WHEREAS, removal of the Technology Building from the scope of the project will result in a revised contract amount of \$1,112,711.

RESOLVED, that the Cayuga County Attorney is hereby authorized and directed to amend the current vendor agreement with the vendor in the manner specified; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign the amended agreement with SmartEdge.

Signed by Whitman, Baxter, Reginelli and Dennison, All in favor, except Bennett abstains.

RESOLUTION NO. 193-16
May 24, 2016 PB owasco_lake_plan_adoption v3
**ACCEPTING AND ADOPTING THE OWASCO LAKE WATERSHED
MANAGEMENT AND WATERFRONT REVITALIZATION PLAN**

BY: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee
Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, the water quality of Owasco Lake is important to Cayuga County and its residents; and

WHEREAS, Cayuga County received funding from the New York State Department of State's Local Waterfront Revitalization Program to develop the "Owasco Lake Watershed Management and Waterfront Revitalization Plan" (the Plan) using the watershed planning framework as published by the New York Department of State's Office of Coastal, Local Government and Community Sustainability; and

WHEREAS, Cayuga County hired Ecologic LLC as our professional consultant for the development of the Owasco Lake Watershed Management and Waterfront Revitalization Plan; and

WHEREAS, the “Owasco Lake Watershed Management Plan: Watershed and Waterbody Inventory Report” and the “Owasco Lake Watershed: Institutional Framework and Assessment of Local Laws, Programs, and Practices Affecting Water Quality Report” were also developed as part of this project and were utilized in the development of the Plan; and

WHEREAS, the Plan involved numerous public meetings, opportunities for public involvement and comment, meetings and discussions with local governments and collaboration with other local and regional agencies involved in or interested in maintaining the quality of Owasco Lake, and

WHEREAS, the New York State Department of State accepted the Plan on March 30, 2016, and

WHEREAS, the Owasco Lake Watershed Management Council (OLWMC) accepted and endorsed the Plan by resolution at their April 19, 2016 meeting, thereby recommending that the Cayuga County Legislature accept and adopt the Plan; and

WHEREAS, the Cayuga County Legislature wishes to adopt the Plan, now, therefore be it

RESOLVED, by the Cayuga County Legislature as follows:

1. As adoption of the Plan by the Cayuga County Legislature represents a single agency, Unlisted Action under the New York State Environmental Quality Review Act (the Act), the Cayuga County Legislature, accordingly, has considered all potential impacts of this action and has made and documented a reasoned determination that it will not result in any significant adverse environmental impacts, and therefore authorizes the Chairman of the Legislature to sign the necessary documentation to finalize the Legislatures review under the Act, and
2. That the Cayuga County Legislature hereby accepts and adopts the Owasco Lake Watershed Management and Waterfront Revitalization Plan as the Plan for the Owasco Lake Watershed; and be it further

RESOLVED, that these actions shall be effective immediately.

Signed by DeForest, Dennison, Didio, Bennett and Vitale, All in favor.

RESOLUTION NO. 194-16

5-24-16 PB greeninnovationgrantbids

**AUTHORIZING THE COUNTY ADMINISTRATOR’S OFFICE AND THE
CAYUGA COUNTY DEPARTMENT OF PLANNING AND ECONOMIC
DEVELOPMENT TO ADVERTISE AND RECEIVE BIDS TO CONSTRUCT
THE OWASCO FLATS WETLAND RESTORATION AND
RIPARIAN BUFFERS INITIATIVE PROJECT**

BY: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee

Hon. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, Cayuga County has been awarded and will receive grant funds for the Owasco Flats Wetland Restoration and Riparian Buffers Initiative Project (the Project), a green innovation project, through the New York State Environmental Facilities Corporation Green Innovation Grant Program (GIGP); and

WHEREAS, Cayuga County has developed final Bid Plans and Specifications (the "Bid Documents") with Environmental Design & Research, Landscape Architecture, Engineering, & Environmental Services, D.P.C. that have been approved by the New York State Environmental Facilities Corporation to construct the Project; now therefore be it

RESOLVED, that the County Administrator's Office and the Cayuga County Department of Planning and Economic Development are hereby authorized and directed to advertise and receive sealed bids to construct the Project; and be it further

RESOLVED, that the County Administrator's Office and the Cayuga County Department of Planning and Economic Development be authorized to implement the intent of this resolution.

Signed by DeForest, Dennison, Didio, Bennett, McNabb-Coleman and Vitale, All in favor.

RESOLUTION NO. 195-16

May 24, 2016 PB Ag-District Annual Additions v1

RESOLUTION AUTHORIZING AND SETTING THE DATE OF A LEGISLATIVE PUBLIC HEARING ON ADDITIONS TO CAYUGA COUNTY CONSOLIDATED AGRICULTURAL DISTRICT No. 5

BY: Mr. Paul Pinckney, Chair, Planning and Economic Development Committee

Mr. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, Cayuga County participates in the New York State Agricultural District Program and consolidated the previous six districts into Consolidated Agricultural District No. 5 on July 23, 2013, subsequently approved by the New York State Department of Agriculture & Markets on October 9, 2013; and

WHEREAS, Article 25AA of the New York State Agriculture and Markets Law requires counties to provide an annual public notice that the County will receive, review and consider requests by property owners to add viable farmland to County Agricultural Districts; and

WHEREAS, the Cayuga County Planning Department has conducted such public notification and has received two (2) requests during the March 1 to March 30, 2016 period, with such requests resulting in property-owner proposals to include a total of six (6) parcels to be added to Consolidated Agricultural District No. 5; and

WHEREAS, Article 25AA of NYS Agriculture and Markets Law requires a County Legislature to hold a Public Hearing regarding these requests for addition of viable farmland into the County's Agricultural District(s) before taking legislative action on the same; 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 Public Hearing may be held at 6:00 PM on June 28, 2016 in the Chambers of the Cayuga County Legislature; and be it further

RESOLVED, that this resolution take effect immediately.

Signed by DeForest, Dennison, Didio, Bennett, McNabb-Coleman and Vitale, All in favor.

RESOLUTION NO. 196-16
5/24/2016 BLD Upstate HPO HVAC Agreement Rev 2 16
AUTHORIZATION TO ENTER INTO A 24 HOUR TEMPERATURE CONTROL
SERVICE AGREEMENT WITH UPSTATE TEMPERATURE CONTROL INC.
FOR THE CONTROLS OF THE JOHNSON CONTROLS PNEUMATIC
TEMPERATURE CONTROLS FOR THE HVAC EQUIPMENT
IN THE HISTORIC POST OFFICE

BY: Benjamin Vitale, Chair Public Works Committee
 Mark Farrell, Chair Ways & Means Committee.

WHEREAS, the Johnson Controls computer control system for the HVAC in the Historic Post Office is an intricate system requiring calibration and maintenance of thermostats, temperature controls, pressure controls, humidistats, damper motors, relays, control air compressors, PRV's, damper linkages, control panels, and other control system components; and

WHEREAS, the County does not have the specialized tools or an employee that is trained or certified to work on this system, and

WHEREAS, Upstate Temperature Control, Inc. is proposing a one year Agreement to provide this service for \$3,900; and

WHEREAS, there is funding in the budget for the Historic Post Office building Account, A16234 54001, Air Conditioning Service to cover the 2016 agreement; now therefore be it

RESOLVED, that the County enter into a one year 24 Hour Temperature Control Service Agreement with Upstate Temperature Control Inc. for control service on the Johnson Controls pneumatic control system in the Historic Post Office HVAC at a cost of \$3,900; and be it further

RESOLVED, that the Cayuga Attorney is authorized and directed to review the agreement provided by Upstate Temperature Control Inc.; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized and directed to sign the agreement with Upstate Temperature Control Inc.; 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 Vitale, Baxter, Bennett, DeForest, Reginelli, Whitman, Farrell, McNabb-Coleman and Pinckney, All in favor.

RESOLUTION NO. 197-16
5/24/16 BLD Parking Soules & DunnAssociates 5 16
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
TO SIGN A RENEWED LEASE AGREEMENT WITH SOULES & DUNN
ASSOCIATES FOR 15 PARKING SPACES IN THE COUNTY PARKING LOT
AT 172 GENESEE STREET, PARCEL ID NUMBER 115.60-1-36
AS MENTIONED IN RESOLUTION 424-13

BY: Hon. Benjamin Vitale, Chairman, Public Works Committee, and
 Hon. Mark Farrell, Chairman, Ways & Means Committee.

WHEREAS, Soules & Dunn Associates leased 30 parking spaces at the County parking lot at 172 Genesee Street, Auburn, NY, Parcel ID number 115.60-1-36 as was authorized by Resolution 424-13; and

WHEREAS, Soules and Dunn has stated they would allow county employees to park in some of the spots during heavy snow events in the winter; and

WHEREAS, Soules & Dunn Associates has noted they do not need all 30 parking spaces but would like to lease 15 parking spaces for another year at the same annual cost of \$275.00 per space for a total of \$4,125.00 annually; now therefore be it

RESOLVED, that Soules & Dunn Associates will consent to a License Agreement with County of Cayuga for 15 parking spaces at 172 Genesee Street, Auburn, NY, Parcel ID 115.60-1-36, that can be revoked with a 30 day notice; and be it further

RESOLVED, that Soules and Dunn will lease these 15 spaces at \$275.00 each for a total of \$4,125 for a 1 year period starting in July 1, 2016 and will be reviewed for renewal at the end of the 1 year period; and be it further

RESOLVED, that the Cayuga County Attorney is authorized and directed to update all necessary documents to implement this agreement; and be it further

RESOLVED, that the Cayuga County Chairman is authorized and directed to sign all necessary documents to implement this agreement; and be it further

RESOLVED, that the funds from the lease will be deposited in the Capital Reserve Fund for "Parking Lot Maintenance" that was created by Resolution 424-13 and; be it further

RESOLVED, that the Superintendent of Buildings and Grounds will monitor the agreement; 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 Vitale, Baxter, Bennett, DeForest, Reginelli, Whitman, Farrell, McNabb-Coleman and Pinckney, All in favor.

RESOLUTION NO. 198-16

Date: 5/24/16 PT Pavilion Improvements Rev 5 16

**AUTHORIZE EXPENDITURE OF FUNDS FROM CAPITAL RESERVE
ACCOUNT NO. A-18838 PAVILION BUILDING AND EQUIPMENT
FOR IMPROVEMENTS TO THE PAVILION**

By: Benjamin Vitale, Chairperson, Public Works

By: Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, Resolution 503-10 authorized a Limited Use License Agreement with H and J Hospitality Inc. and specified the establishment of an "interest earning accrual managed by the County to be used for facility improvement, equipment replacement, new equipment and small wares" per Section C paragraph b; and

WHEREAS, Resolution 80-14 authorized the establishment of Capital Reserve Account No A-18838 Pavilion Building and Equipment, to comply with resolution No. 503-10; and

WHEREAS, the following improvements are needed at the Emerson Park Pavilion:

1. Purchase of camera security system costing \$962.40
2. Reprogramming and improvements to the existing alarm system so that it is louder, in hopes of alerting anyone in the immediate area of the pavilion to an attempted entry into the building costing \$463.00; and

Whereas, the Pavilion was broken into recently for the third time and the Cayuga County Sheriff's Department was successful in making an arrest; and

WHEREAS, the District Attorney will seek restitution to the County for damages to the building costing approximately \$700; and

WHEREAS, the above referenced repairs and improvements will make the building more secure from vandalism and are recommended by the Parks Department and supported by the Cayuga County Sheriff's Department; and

WHEREAS, Capital Reserve Account No A-18838 Pavilion Building and Equipment is funded by rent paid by H&J Hospitality Inc. and has a balance of approximately \$17,186 per the Cayuga County Treasurers Office; and

WHEREAS, the proposed improvements are consistent with the intent of the Capital Reserve per Resolution 503-10, now therefore be it

RESOLVED, the County Legislature hereby authorizes the Cayuga County Treasurer to transfer \$1425.40 from Capital Reserve Account No. A-18838 Pavilion Building and Equipment to the Building Maintenance Account for Emerson Park , Account # A71104-54012; and be it further

RESOLVED, that the Parks and Trails Department is hereby authorized to proceed with the improvements to the Emerson Park Pavilion as outlined above; and be it further

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

Signed by Vitale, Baxter, Bennett, DeForest, Reginelli, Whitman, Farrell, McNabb-Coleman and Pinckney, All in favor.

RESOLUTION NO. 199-16

Date: May 24, 2016 HWY fill MMEO 2461

**AUTHORIZATION FOR SUPERINTENDENT OF HIGHWAYS
TO FILL A MEDIUM MOTOR EQUIPMENT OPERATOR POSITION
WITHIN THE HIGHWAY DEPARTMENT**

BY: Benjamin Vitale, Public Works Committee

Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, a Motor Equipment Operator Medium position will be vacated on 4/25/16 due to a promotion; and

WHEREAS, this MEO-Medium position is critical to the operation of the highway department's operations; and

WHEREAS, this position (Position Control #002461) has been budgeted for the entire year of 2016; now therefore be it

RESOLVED, to authorize the Highway Superintendent to fill this open position 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 Vitale, Baxter, Bennett, DeForest, Reginelli, Whitman, McNabb-Coleman and Pinckney, All in favor.

RESOLUTION NO. 200-16
Date: May 24, 2016 HWYfill fore person position
AUTHORIZATION FOR SUPERINTENDENT OF HIGHWAYS
TO FILLA WORKING FOREPERSON POSITION WITHIN
THE HIGHWAY DEPARTMENT

BY: Benjamin Vitale, Public Works Committee
Mark Farrell, Chairman, Ways & Means Committee
WHEREAS, a Working Foreperson position will be vacated on 4/22/16 due to retirement; and
WHEREAS, this Working Foreperson position is critical to the operation of the highway department's operations; and
WHEREAS, this position (Position Control #002391) has been budgeted for the entire year of 2016; now therefore be it
RESOLVED, to authorize the Highway Superintendent to fill this open position 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 Vitale, Baxter, Bennett, DeForest, Reginelli, Whitman, Foley, McNabb-Coleman and Pinckney, All in favor.

RESOLUTION NO. 201-16
May 24, 2016 hwylwrsplmtfranklin
AUTHORIZATION TO REQUEST LOWER SPEED LIMIT
ON A PORTION OF FRANKLIN ST RD.

By: Benjamin Vitale, Chairman Public Works Committee
Mark Farrell, Chairman Ways and Means Committee
WHEREAS, Franklin St. Rd., County Route 83, is a County Highway located in the Town of Sennett; and
WHEREAS, the portion of this Highway from Pine Ridge Rd to County Line Rd. within the Town of Sennett is posted at 55 mph; and
WHEREAS, the Town of Sennett is in support of lowering the maximum speed limit on Franklin St Rd.; now therefore be it
RESOLVED, under Section 1622.1 of the Vehicle and Traffic Law, the County of Cayuga requests that NYSDOT establish a lower speed limit of 40 mph on a portion of Franklin St. Rd., CR 83 beginning at the intersection with Pine Ridge Rd. and ending at the intersection with County Line Rd.; and be it further
RESOLVED, that the Cayuga County Highway Superintendent will submit a Form TE9a as well as this resolution to the NYSDOT for their approval.
Signed by Vitale, Baxter, Bennett, Dennison, Reginelli, Whitman, Foley, McNabb-Coleman and Pinckney, All in favor.

RESOLUTION NO. 202-16
5-24-16 COA Chirco Contact Ext rev1
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN AN EXTENSION AGREEMENT FOR
THE PREMISES LEASED AT 95 GENESEE ST., AUBURN

BY: Benjamin Vitale, Chair, Public Works Committee
 Mark Farrell, Chair, Ways & Means Committee

WHEREAS, Pursuant to an Assignment Agreement executed as part of the purchase of the Hardenburgh Building, Cayuga County became the Lessor of a certain premise located within the Hardenburgh Building leased to Norman J. Chirco, Esq.; and

WHEREAS, the lease between Cayuga County and Norman J. Chirco expires on May 31, 2016; and

WHEREAS, the lease grants to Norman J. Chirco the option to extend the term of the lease for an additional five years; and

WHEREAS, Norman J. Chirco has notified the county that he intends to exercise his option to extend said lease; now, therefore, be it

RESOLVED, that the Cayuga County Legislature authorizes Chair Keith Batman to sign an Extension Agreement, extending the lease for a five year period beginning on June 1, 2016 and ending on May 31, 2021; and be it further

RESOLVED, that the monthly rate for the extended period shall be nine hundred twenty-six and 63/100 (\$926.63) dollars.

Signed by Vitale, Baxter, Bennett, DeForest, Dennison, Reginelli and Whitman, All in favor.

RESOLUTION NO. 203-16
(05/24/2016) EMO 2016 EMPG GRANT
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT A NEW
YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY
SERVICES FY2016 EMERGENCY MANAGEMENT PERFORMANCE GRANT
(EMPG) TO ENHANCE THE ALL HAZARDS PREPAREDNESS, MITIGATION,
RESPONSE AND RECOVERY PROGRAMS AND CAPABILITIES OF CAYUGA
COUNTY OFFICE OF EMERGENCY SERVICES, AND TO AUTHORIZE THE
CAYUGA COUNTY TREASURER TO AMEND THE EMERGENCY
MANAGEMENT 2016 BUDGET (A 3640) IN ORDER TO ACCEPT
AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Patrick V. Mahunik, Chairman, Judicial & Public Safety Committee, and
 Mr. Mark D. Farrell, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services and Cayuga County have been awarded a FY2016 Emergency Management Performance Grant (EMPG) for \$34,977.00 by the United States Division of Homeland Security Federal Emergency Management Agency and the New York State Division of Homeland Security & Emergency Services to enhance all hazards preparedness, mitigation, response and recovery capabilities in Cayuga County by strengthening the County's ability to prepare for, plan for, train for, respond to, and recover from all hazards emergencies and disasters, and;

WHEREAS, the funds from this Grant, as outlined in the grant guidance, will be utilized to strengthen and enhance the County Office of Emergency Service's capabilities through a comprehensive all hazards planning, preparedness, training, response, mitigation and recovery approach; Now therefore, be it.

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it further

RESOLVED, the Cayuga County Treasurer's Office is hereby authorized and directed to amend the 2016 Emergency Management A3640 Budget to accommodate acceptance of this grant in the following manner:

Utilize Existing Federal Aid Revenue Account A36400 44305 and enter the award amount of \$34,977.00 in the 2017 budget revenue line for use in the FY2017 budget. Signed by Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley, Mahunik and McNabb-Coleman, All in favor.

RESOLUTION NO. 204-16
(05/24/2016) EMO 2016 HMEP GRANT
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT A NEW
YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY
SERVICES FY2016 HAZARDOUS MATERIALS EMERGENCY
PREPAREDNESS GRANT (HMEP) ON BEHALF OF CAYUGA COUNTY
EMERGENCY SERVICES TO ENHANCE HAZARDOUS MATERIALS
EMERGENCY PREPAREDNESS, MITIGATION, RESPONSE AND RECOVERY
PROGRAMS AND CAPABILITIES IN CAYUGA COUNTY, AND TO
AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE
EMERGENCY MANAGEMENT 2016 BUDGET (A 3640) IN ORDER TO
ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Patrick V, Mahunik, Chairman, Judicial & Public Safety Committee, and
Mr. Mark D, Farrell, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services has been awarded a FY2016 Hazardous Materials Emergency Preparedness Grant (HMEP) for \$5,172.00 by the United States Department of Transportation and the New York State Division of Homeland Security & Emergency Services to enhance hazardous materials preparedness, mitigation, response and recovery capabilities in Cayuga County by strengthening the County's ability to prepare for, plan for, train for, respond to, and recover from hazardous materials emergencies, and;

WHEREAS, the funds from this Grant, as outlined in the grant guidance, will be utilized to strengthen and enhance the County's hazardous materials capabilities through an approved Hazardous Materials Conference; Now therefore, be it.

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it also

RESOLVED, the Cayuga County Treasurer's Office is hereby authorized and directed to amend the 2016 Emergency Management A3640 Budget to accommodate acceptance of this grant in the following manner;

Create Revenue Account A36470 44340 2016 HMEP GRANT \$5,172.00
 Create Expense Account A36474 54539 2016 HMEP GRANT \$5,172.00
 Signed by Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley, Mahunik
 and McNabb-Coleman, All in favor.

**RESOLUTION NO. 205-16
 (05/24/2016) EMO 2016SHSPGRANT**

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
 AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT A NEW
 YORK STATE DIVISION OF HOMELAND SECURITY & EMERGENCY
 SERVICES STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT TO
 ENHANCE THE ALL HAZARDS PREPAREDNESS AND RESPONSE
 CAPABILITIES OF CAYUGA COUNTY, AND TO AUTHORIZE THE CAYUGA
 COUNTY TREASURER TO AMEND THE EMERGENCY MANAGEMENT 2016
 BUDGET (A 3640) BY CREATING A REVENUE AND A CONTRACTUAL LINE
 IN ORDER TO ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.**

BY: Mr. Patrick V, Mahunik, Chairman, Judicial & Public Safety Committee, and
 Mr. Mark D, Farrell, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services applied for and the County was granted \$116,250.00 for a State Homeland Security Grant to enhance all hazards preparedness and response capabilities of Cayuga County by strengthening the County's ability to plan for, train for, respond to, and recover from all hazards emergencies and disasters.

WHEREAS, the funds from this Grant will be utilized to strengthen and enhance the County's capabilities through a comprehensive all hazards planning, training, response, mitigation and recovery approach, which will include advanced planning, backfill of first responders, while on training activities, and purchasing equipment to strengthen the all hazards response; Now therefore, be it.

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it further

RESOLVED, that the County Administrator is authorized to advertise for bids for equipment not listed on NYS OGS Contract; and be it further

RESOLVED, that the Chairman of the Legislature be authorized to enter into contracts with vendors in order to accomplish the goals and objectives set forth in the Grant Contract without further Legislative Action; and be it also

RESOLVED, the Cayuga County Treasurer's Office is hereby authorized and directed to create and amend the 2015 Emergency Management A3640 Budget in the following manner:

Create Revenue Account A36470 44341 FED AID - SHSP 16 \$116,250.00
 Create Contractual Account A36474 54546 FED AID - SHSP 16 \$116,250.00
 Signed by Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley, Mahunik
 and McNabb-Coleman, All in favor.

RESOLUTION No 206-16
Date: 5/24/16 ShrFillPatrolVacancy
AUTHORIZE THE SHERIFF TO FILL ONE VACANT DEPUTY SHERIFF
POSITION IN THE LAW ENFORCEMENT DIVISION OF
THE CAYUGA COUNTY SHERIFF'S OFFICE

By: Mr. Patrick Mahunik, Chair, Judicial & Public Safety Committee
Mr. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, a vacancy in the Cayuga County Sheriff's Department Law Enforcement Division has occurred due to the resignation of a Deputy Sheriff (Position Control No. 1910) effective March 23, 2016; and

WHEREAS, the services provided by the position of Deputy Sheriff are critical for smooth and efficient operations of the Sheriff's Office Law Enforcement Division and maintaining safety and well-being in Cayuga County; and

WHEREAS, this position is clearly designated and accepted in the 2016 Cayuga County Sheriff's Law Enforcement Budget Line - Salaries Full Time (A31101 51001); now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill one Deputy Sheriff position; and be it further

RESOLVED, the employee hired will be placed at the appropriate step within the Deputy Sheriff's Police Association Compensation Plan for 2014-2016; and be it further

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

Signed by Mahunik, Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley and McNabb-Coleman, All in favor.

RESOLUTION NO. 207-16
5.24.16 COA Guido third party action rev3
AUTHORIZING, RATIFYING, AND CONSENTING TO
THE COMMENCEMENT OF A THIRD PARTY ACTION IN
THE GUIDO V. CAYUGA COUNTY, ET AL. CASE.

By: Hon. Patrick Mahunik, Chair Judicial & Public Safety
Hon. Mark Farrell, Chair Ways & Means Committee

WHEREAS, John Guido and Sally Guido commenced an action against County of Cayuga and various members of the Cayuga County Sheriff's Office and Dr. Kooi alleging in part medical malpractice; and

WHEREAS, the Law Firm of Frank Miller represents the interests of Cayuga County and is vigorously defending the county and its interests; and

WHEREAS, the Law Firm of Frank Miller, in its investigation of the matters, has determined that a third party action is warranted against Auburn Community Hospital, Phillip Gottlieb, MD, Daryl Henderson, MD, and Charles Hennemeyer, MD and in fact has commenced a Third Party Action against the above named third party defendants on behalf of Cayuga County and others (see attached); and

WHEREAS, the Cayuga County Legislature's consent to commence such Third Party Action and to ratify the acts of the Law Firm of Frank Miller requires that the Cayuga County Legislature authorize and ratify the Third Party Action; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby authorizes, ratifies, and consents to the commencement of a Third Party Action on behalf of Cayuga County and its officers against Auburn Community Hospital, Phillip Gottlieb, MD, Daryl Henderson, MD, and Charles Hennemeyer, MD in the Guido v. Cayuga County, et al. case, Index No. 13-0519.

Signed by Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley and McNabb-Coleman, All in favor.

RESOLUTION NO. 208-16

5.24.16 911 Osborne St Tower Lease rev

AUTHORIZING THE CHAIR OF THE CAYUGA COUNTY LEGISLATURE TO EXECUTE A LEASE AGREEMENT WITH THE CITY OF AUBURN TO PERMIT THE COUNTY OF CAYUGA TO LEASE SPACE ON THE CITY'S OSBORNE STREET CELL TOWER LOCATED AT 85 OSBORNE STREET ROAD, AUBURN, NEW YORK, COMMONLY KNOWN AS TAX MAP NO. 116.62-1-46. (2/3)

By: Hon. Patrick Mahunik, Chair Judicial & Public Safety Committee
Hon. Mark Farrell, Chair Ways & Means Committee

WHEREAS, the City of Auburn owns or controls that certain plot, parcel or tract of land, improved with a cell tower structure, together with all rights and privileges arising in connection therewith, located at 85 Osborne Street Road, Cayuga, New York, commonly known as Tax Map No. 116.62-1-46; and

WHEREAS, the County of Cayuga 911 radio communication system has a shelter situated on the ground and utilizes space on the Osborne Street tower; and

WHEREAS, the City of Auburn and the County of Cayuga wish to enter into a Lease Agreement to set forth and preserve the County's use of the premises, for the transmission and reception of communications signals and the installation, construction, maintenance, operation, repair, replacement and upgrade of its communications fixtures and related equipment, cables, accessories and improvements; and

WHEREAS, the parties have been in negotiation of a Lease Agreement to accomplish the foregoing, draft attached; now therefore be it

RESOLVED, that the Chair of the Cayuga County Legislature to execute a Lease Agreement with the City of Auburn to permit the County of Cayuga to set forth and preserve the County's use the premises, for the transmission and reception of communications signals and the installation, construction, maintenance, operation, repair, replacement and upgrade of its communications fixtures and related equipment, cables, accessories and improvements on the City's Osborne Street cell tower located at 85 Osborne Street Road, Cayuga, New York, commonly known as tax Map No. 116.62-1-46.

Signed by Didio, Reginelli and Bennett, All in favor.

Tuesday, May 24, 2016

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Motion by Pinckney to go into executive session at 2:14PM, 2nd by Foley, all in favor.

EXECUTIVE SESSION: re: Financial history of a particular corporation

Motion by Foley to come out of executive session at 2:46PM, 2nd by Didio, all in favor.

Motion by Pinckney to adjourn at 2:48PM, 2nd by Whitman, all in favor.

MINUTES
CAYUGA COUNTY LEGISLATURE
Tuesday, June 28, 2016 at 6:00PM in Chambers

CALL TO ORDER: Hon. Keith Batman, Chair called the meeting to order at 6:01 P.M.

ROLL CALL: Sheila Smith, Clerk of the Legislature. All Legislators present except Tim Lattimore.

EXCUSED: Tim Lattimore

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:

- **Dr. Peter Midura** whose dedication to the needs of people with disabilities in Cayuga County made possible the Cayuga County Community Mental Health Center, he served as director from 1960 to 1987, retired in 1994 and the County's Mental Health building is dedicated to him. He also served as a Captain in the United States Army from 1945-1947 with the 27th and 25th infantry divisions and was part of the occupation of Japan.

- **Ruth Griffith Sholes**, former Cayuga County Legislator for ten years, teacher, and active community member. She was instrumental in the renovation of Emerson Park and the creation of the Cayuga County Nursing Home, and she also established a County Business Administrator position.

PROCLAMATIONS:

Heroin Epidemic Action League (HEAL), June 28, 2016

Lon Fricano says we have the highest per capita death rate from Opioid and substance use in Cayuga County. He says there are many people throughout the County who are affected by the epidemic, and there are many people involved in the proclamation and effort for HEAL. As a result of HEAL, we have had attention from Albany, meetings with the Governor, addressed students, and educated/raised awareness of the public. Fricano wants students to understand and be prepared to say no to drugs. He says prevention is the most important activity they do. He also wants to steer away from the stigma of drug addiction. He says we are making an impact on students throughout the County.

Cayuga County Salutes Eagle Scout Zachary M. Bowden, Sunday, May 22, 2016

St. Baldrick's Day, June 12, 2016

Dulles Family Day in Cayuga County, Saturday, June 11, 2016

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.

Jamie Ciaschi, President/Owner H&J Hospitality- Emerson Park Pavilion Operation:

Discussion:

Ciaschi wants to give background on the contract, their relationship with the County, and highlights of their performance. Ciaschi says in 2009, a study showed that the Pavilion had the best results with one caterer. Ciaschi's company was selected to operate the facility in 2010 based on criteria established by the County. The contract was from 2012-2015, and there was three 3-year renewals built into that contract. Their intent was to have a long-term relationship with the County at the Pavilion. After two years of operation, they were granted their first extension option, which is currently in place until 2018. Ciaschi intends to request a second 3-year extension. He is pleased with the current arrangement with the County and the level of satisfaction with customers. He says there have been no issues or complaints. Ciaschi says they market the Pavilion regionally and they bring in 5,000 outside visitors to the local community each year. He says each year they serve about 11,000 guests for weddings, 2,000 people for non-wedding events, and 24,000 guests through community sponsored events. Ciaschi says their goal is to grow the business every year and he wants to work with the County to do this. Ciaschi goes over performance highlights and says they have increased their rent every year to the County, which will reach \$58,000 per year in 2018. He says they have created a capital reserve fund which was an important piece to the contract, because the Emerson Foundation wanted there to be money to improve/maintain the facility as the years went on. Ciaschi says they generated sales tax to the County of around \$182,000 from 2012-2015, they have maintained the facility and equipment as agreed, and Ciaschi made a \$75,000 personal investment in assets to the Pavilion. He says customers are satisfied and they have a 4.9 rating out of 5. Ciaschi says he funded \$60,000 per year in community sponsorship and they have a perfect track record for all regulatory authorities. He says there was a plan in 2015 to add concessions and a full service restaurant. He wants to make sure they are maintaining the historical integrity of the building and best serving the community.

Baxter says he get complaints from his district that there is nothing there for the average person to use. He asks if there is anything Ciaschi can do before the plan takes effect to allow concessions to be opened for Merry Go Round events. Ciaschi says the Pavilion was designed to be an event facility, but they work hard to get folks from the community through. He says they attempted to do a concession with Merry Go Round Theatre a couple of years ago, but there was very low participation and there was a deficit in cost. He thinks the master plan has some good solutions in it but he is willing to try new things.

Dennison says in 2012 the lease was \$44,000 and is continually going up. He asks what this percentage is based on. Ciaschi says it is a percentage based on food and beverage income. He reports the income every month; it was 10% of food and beverage income in 2012 and every year after that it has become 12%. After they hit the rent commitment, everything above that goes into the capital fund.

McNabb-Coleman expresses her disappointment with the recent loss of the venue for the Baldwin Cancer Foundation Walk. She is hopeful that Ciaschi will have an open mind in the future when similar events come up. Ciaschi says their intention was to make that event happen. However, it was a last-minute event for a lot of people. He says they had an issue with the liquor license and couldn't allow others to sell alcohol on the property. Ciaschi was also against allowing 8,000 people access to the building because of liability issues. He is not sure where the communication broke down.

Dennison asks Ciaschi about the money he put into the Pavilion. Ciaschi says it was for equipment fees, not fixed assets.

Foley has concerns of renewing the contract because of Ciaschi's response to Baxter by saying that the Pavilion is more of an event facility. Foley says that Ciaschi says he is open to trying to make more offerings or additional dining opportunities at the Pavilion, but it is a concern until we see something actually happen. Foley says Ciaschi has years to make that happen before the option to renew comes up.

Batman recommends appointing a small ad hoc committee to speak to Ciaschi before renewing the lease. He says this is a way to get all of the issues out in the open, discuss them thoroughly, and come up with a plan to address them. He says he will ask for appointment confirmation of this group next month.

MINUTES: For Approval: 5-24-16 – Attached, Motion by Bennett, 2nd by Foley, all in favor.

CCC REPORT: Dr. Brian Durant – Attached

Discussion:

Baxter asks about the expense of the student for CCC comparing the Auburn site to the Fulton site. Durant says he has been trying to solidify a methodology that makes sense, so it is not as straightforward as it could be. He says many of their students are taking at least one course and many faculty teach online. They need to come up with a methodology to reflect the expenses and revenue that are generated. He says we need to give credit for the fact that they are a student of CCC and for the revenue, even though it might not be at that specific plant. He says there have also been changes in expenses on the capital/rental side. He anticipates to give a starting point of this information in the coming weeks; he wants to be as thorough as possible.

Report:

Durant says the terms for leadership are up and Linda Van Buskirk has been elected as the new Chair. He appreciates the leadership from the former Chair, Jeff Edwards, and looks forward to working with Van Buskirk. He appreciates the support regarding the budget. He says they cut 5% off the budget from last year and feels they did a good job on the analysis on the budget.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Dennison says there will be 300 or more Model T's at the Ag Museum on July 22. He discusses fireworks and says they are best-selling in Cayuga County this year. He also reminds about the Big Six Picnic in July.

Vitale says he has been working as a capital working group since February. The group is made up of Duckett, Wethey, Sinclair, Batman, Pinckney, and Mahunik. He says they evaluated the County's buildings, identified areas that need improvement, and looked for opportunities that could save the County money. LED was something they looked at and the Public Safety Building uses their lights most often. He says they looked at Energy Performance Contracts, and he will bring recommendations in July to the Legislature. Vitale says they looked at what some of the priorities should be in the most recent meeting; probation is an area of high priority. The condition of the County Office Building is also a priority. Vitale says space is not used efficiently, windows are questionable, and asbestos is a problem and will be a high cost. He says the requirements for asbestos testing alone will cost around \$130,000-\$150,000. He says the estimate was around 12 million for doing overall improvements to the County Office Building. He ran the cost through outside resources and the cost for replacing the County Office Building was almost identical as the cost for improving the building. Vitale says we need to consider building something new and efficient instead of putting a large amount of money into the building. He says we could gain efficiencies through energy, sharing employees, and sharing areas with the City, which would open us up to consolidation grant money. Vitale says we need to seriously consider that the savings of a new building might outweigh the cost of making the improvements to the building. He says we also need to consider all of the buildings that we have and how much it costs to operate these buildings. He says we should consider consolidating buildings for higher cost savings.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair – Attached

Discussion:

Sinclair says they met with differed compensation representative last week and the conversation is ongoing. They have a contract through 2017 and they were brought up to date on the number of participants in the County and total assets. She says they are discussing opportunities for participant information and education.

CHAIR REPORT: Keith Batman**Discussion:**

Batman says he participated in St. Baldrick's and says the Bass Tournament was a success; over 17,000 people came. He says they committed funds but they were not needed. He says it was a win-win for us because it cost us nothing got a lot of people in. He met with the Sewer and Water Authority and there will be another meeting to see where they are moving forward. Batman also says the CH4 discussions are ongoing.

Motion by Didio, 2nd by Reginelli, all in favor.

APPOINTMENTS AND REAPPOINTMENTS:**Cayuga County Planning Board:**

Members serve until a new nomination is submitted by the municipality that they represent.

Steven Cuddeback, 4663 Rte. 38A, Skaneateles, NY 13152

For the position of Chairman of the Planning Board, one year appointment

Slade Cox, 12318 Farnam Rd., Cato, NY 13033, term 1-1-16 to 12-31-16

Cayuga County Public Utility Service Agency (CCUPSA):

Paul Pinckney, 2035 Pinckney Rd., Auburn, NY 13021 term 4-1-16 to 12-31-17

Cayuga-Cortland Workforce Development Board:

Morgan Festa, 27 Second Ave., Auburn, NY 13021 term 6-1-16 to 12-31-18

Motion by Didio to waive the reading of communications, 2nd by Dennison, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

1. Letter from John DeFrancisco acknowledging his receipt of Resolution 189-16.
2. Letter to Hon. Richard Nielens, Jr. from Richard Ball informing that the NYS Department of Agriculture and Markets awarded the Town of Mentz the sum of \$25,000 to assist the town in its Agricultural and Farmland Protection Planning Program.
3. Letter to Chuck Mason from Beth Deitrick voicing concerns about Owasco Lake's swimming area. Deitrick is disappointed that the area does not have deep enough water to allow for adult swimming.
4. Letter from the New York State Public Service Commission regarding the matter of the 2015 Compliance Report on Stray Voltage Testing and Inspections as required by the Electric Safety Standards.

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 6-28-16**

**RESOLUTION NO. 209-16
6/28/16 AP Audit June 2016 (A)
AUTHORIZING THE COUNTY TREASURER TO PAY
MAY 10-31, 2016 AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on June 28, 2016, audit claims against the County of Cayuga in the aggregate sum of \$933,345.70, 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 15, 2015.

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

**RESOLUTION NO. 210-16
6/28/16 AP Audit June 2016 (B)
AUTHORIZING THE COUNTY TREASURER TO PAY
JUNE 1-13, 2016 AUDIT OF CLAIMS**

BY: Mark D. Farrell, Chair, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on June 28, 2016, audit claims against the County of Cayuga in the aggregate sum of \$1,376,872.01, 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 15, 2015.

Signed by Farrell, Bennett, Foley, Mahunik, McNabb-Coleman, Pinckney, and Vitale, all in favor.

**RESOLUTION NO. 211-16
6/28/16 RPS RepurchaseParcels2016REV3
AUTHORIZING THE REPURCHASE OF TAX-DELINQUENT
PROPERTY OWNED BY CAYUGA COUNTY**

By: Mark D. Farrell, Chairman, Ways & Means Committee

WHEREAS, policies and procedures have been established for the sale, disposition and use of certain real property owned by Cayuga County, as approved in Resolution 176-16 and Policy No. 80; and

WHEREAS, the Director of Real Property Tax Services has received a request to repurchase foreclosed property and, in accordance with said policies and procedures, is presenting the same for consideration by the Ways and Means Committee of the Cayuga County Legislature; and

WHEREAS, as required by policy, certified funds are being held in trust with the County Treasurer; all title search documentation has been updated and items listed under mortgages, judgments and liens have been satisfied or reinstated where applicable; and

WHEREAS, the Director of Real Property Tax Services recommends approval of the following purchase requests:

Tax Map	Location	Name	Amount Paid
235.02-1-12.1	Clearview Rd, Genoa	Oshaben, Janeen & Bernard	\$832.45
35.00-1-39.11	3460 Humphrey Rd, Ira	Murphy, Timothy	\$1,616.82
75.00-2-5	1179 Updyke Rd, Mentz	Bergner, H. Russell Jr.	\$11,242.36
210.06-1-4	North Main St, Moravia (v)	Dennis, Ronald; Pagan, Angelo	\$953.23
167.00-1-44	Old Salt Rd, Niles	Raymond, Stefanie & Edward	\$4,294.22
167.00-1-45	Old Salt Rd, Niles	Stevens, Neil & Kimberly	\$1,849.18
167.00-1-47	Old Salt Rd, Niles	Stevens, Neil & Kimberly	\$1,532.18
167.00-1-48	3504 Old Salt Rd, Niles	Stevens, Neil & Kimberly	\$1,909.60
167.00-1-51	3540 Old Salt Rd, Niles	Stevens, Neil & Kimberly	\$2,256.73
95.04-1-41	3197 Turnpike Rd, Sennett	Minturn, David	\$6,725.22
2.06-1-35	16125 Ford Dr, Sterling	Garrison, Robert & Kristy	\$3,756.12
25.00-1-29.7	691 Maiden Ln, Victory	Tronccone, Nickala	\$15,040.33
30.00-1-21	514 Victory Rd, Victory	Bigelow, William E.	\$7,270.96

NOW, THEREFORE BE IT,

RESOLVED, that the Ways & Means Committee hereby approves the recommendations as set forth above and directs the Office of Real Property Tax Services and the Chairman of the County Legislature to take whatever steps necessary to fully execute the sale of real property.

Signed by Farrell, McNabb-Coleman, Vitale, and Mahunik, all in favor.

Motion by Farrell to amend the title by removing "Tax Map" and put "GIS," 2nd by Bennett, all in favor except Lattimore excused.

RESOLUTION NO. 212-16

6/28/16 RP Create Fill 2 Positions rev

AUTHORIZE THE CREATION AND FILLING OF A GIS ANALYST POSITION AND A SENIOR ~~TAX MAP~~ GIS SPECIALIST POSITION IN THE OFFICE OF REAL PROPERTY TAX SERVICES.

By: Hon. Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the Office of Real Property Tax Services Offices provides tax mapping services utilizing a Geographic Information Systems (GIS) database and related software; and

WHEREAS, from time to time a review of the position duty statements for work being performed within the department warrants updating and adjustments be made to more accurately reflect the nature of the work being done; and

WHEREAS, following such a review the Civil Service Commission has reviewed and approved the classification of two positions intended to keep staffing levels the same, but allow for more accurate categorization of the work being done by existing individuals; and

WHEREAS, the creation of the first position, GIS Analyst, will allow for the ongoing development and maintenance of the GIS environment to be performed by an individual trained in the tools, techniques and applications necessary to maintain and customize the use of GIS to continue to meet the county's needs of the Office of Real Property Tax Services, other county departments, municipalities and the general public as well as update, maintain and serve GIS information out to the public website; and

WHEREAS, the creation of the GIS Analyst position would be offered as a promotional opportunity with no backfill and is not expected to increase the total staff for the department; and

WHEREAS, the Commission has also approved the classification of the position Senior GIS Specialist, an existing title with responsibilities consistent with the approved position duties statement for that title; and

WHEREAS, the creation and filing of the Senior GIS Specialist would be filled from existing staff within the department; and

WHEREAS, the creation and filling of these two positions will not increase the total staff count or exceed currently budgeted funds for the department; and

NOW, THEREFORE, BE IT

RESOLVED, that the position of GIS Analyst be created and placed within the Cayuga County Compensation Plan, CSEA, under Real Property Tax Services, at pay grade 20; and be it further

RESOLVED, that the position of Senior GIS Specialist be created and filled in accordance with the current Cayuga County Compensation Plan, CSEA, under Real Property Tax Services, grade 15; and be it further

RESOLVED, that the Director of Real Property Services be authorized and is hereby directed to fill the positions of one GIS Analyst and one Senior GIS Specialist, effective the pay period beginning July 2, 2016 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 Chair of the Cayuga County Legislature is hereby authorized and directed to negotiate and execute any documents required to implement the intent of this resolution.

RESOLUTION 213-16

6/28/16 HS KcheckSoftwareAidesRev

**AUTHORIZING THE RENEWAL OF A LICENSING AGREEMENT
WITH KINNEY MANAGEMENT SERVICES (LLC) FOR
THEIR K CHECKS SOFTWARE**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Federal government requires all covered entities who receive Federal funds to have a system in place where employees and contractors are checked on a monthly basis to insure they are not excluded providers from the Medicare/Medicaid Program; and

WHEREAS, not meeting this mandate could put the County entities at risk of losing Medicare/Medicaid reimbursement; and

WHEREAS, this software program will provide a mechanism to efficiently meet this mandate through electronic verification; NOW, THEREFORE, BE IT

RESOLVED, that the Health Department, Human Services Department and Mental Health Departments be allowed to renew their licensing agreement with Kinney Management Services, LLC for their K Checks Software for an annual amount of \$3,750; and be it further

RESOLVED, that the payment for this renewal purchase agreement be made from the following accounts:

Health Department:	Account A40104 54059	\$1,250
Social Services:	Account A60104 54059	\$1,250
Mental Health:	Account A43104 54059	\$1,250

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 Bennett, Baxter, Didio, Mahunik, McNabb-Coleman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 214-16

6/28/16 HS County Attorney Contract 2016-2021rev

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND
THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO AN
AGREEMENT WITH THE CAYUGA COUNTY ATTORNEY'S OFFICE FOR
PROVISION OF LEGAL SERVICES RELATING TO THE OBTAINING AND
ENFORCEMENT OF CHILD SUPPORT, MEDICAID, AND COMBINED
CHILD/SPOUSAL SUPPORT MATTERS**

BY: Joseph Bennett, Chairman of the Health & Human Service Committee

Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Department of Social Services and the Cayuga County Attorney's Office entered into a Cooperative Agreement for legal services for multiple years; and

WHEREAS, both parties wish to renew the Agreement annually until 2021 on the same terms as set forth in the Agreement; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be allowed to renew the Agreement with the Cayuga County Attorney's Office relating to relating to the obtaining and enforcement of child support, Medicaid, and combined child/spousal support matters from January 1, 2016 through December 31, 2017, and annually thereafter from January 1, 2018, through December 31, 2021, and to reimburse the Legal Department for costs associated with DSS work; and be it further

RESOLVED, that payment for these services will be paid from Account #A60104 54118, of the Department of Social Services' Budget.

Signed by Bennett, Baxter, Didio, Mahunik, McNabb-Coleman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 215-16
6/28/16 OFA Alz Assoc Resp Cont Bdgt Amend
AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR
OF THE OFFICE FOR THE AGING TO ACCEPT FUNDING AND SIGN
AGREEMENT WITH THE ALZHEIMER'S ASSOCIATION OF CNY,
AND AMEND THE 2016 OFA BUDGET

BY: Joseph Bennett, Chair, Health & Human Services Committee, and
Mark Farrell, Chair, Ways and Means Committee.

WHEREAS, the Alzheimer's Association of CNY administers the Caregiver Support Initiative, provided through subcontracting, with existing subcontractors for the EISEP and IIIIE Caregiver respite, through the NYS Department of Health; and

WHEREAS, funding has been made available for the Cayuga County Office for the Aging, in an amount totaling \$75,000 for a five year contract to provide Caregiver Respite Services for the period of July 1, 2016 through December 31, 2020 in the amount of \$10,000, in the first year, and \$16,250 a year, for the following four years; and

WHEREAS, the first year award of this five year grant contract is \$10,000 for the period of July 1, 2016 through December 31, 2016; and

WHEREAS, the Office for the Aging budget needs to be amended to accept this 100% funding which does not require additional county funds; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of the Office for the Aging be authorized to accept the contract with the Alzheimer's Association for the period of July 1, 2016 through December 31, 2020 in the amount of \$75,000; and be it further

RESOLVED, that the Chairman of the Legislature and Director of the Office for the Aging be authorized to enter into any sub-contracts necessary to complete the goals of the Caregiver Respite Initiative; and be it further

RESOLVED, to amend the 2016 Office for the Aging budget by creating revenue Account A67720-43774 titled Alzheimers for \$10,000 and increasing expense Account A67724 54118 – Subcontracts by \$10,000; and be it further

RESOLVED, that the Chairman of the Legislature and the Director of the Office for the Aging are authorized and directed to enter into contracts with the above referenced subcontractors in an amount not to exceed the above referenced sums; and be it further

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

Signed by Bennett, Baxter, DeForest, McNabb-Coleman, Farrell, Foley, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 216-16
6/28/16 CCC Budget 2016-2017 rev1

BY: Hon. Ryan Foley, Chairperson, Government Operations Committee
Hon. Mark Farrell, Chairperson, Ways and Means Committee

WHEREAS, Cayuga Community College has presented its budget for the 2016-2017 academic year to the Cayuga Community College Board of Trustees and the budget for the 2016-2017 academic year was approved by the Cayuga Community College Board of Trustees on May 18, 2016; and

WHEREAS, Cayuga Community College has presented its budget for the 2016-2017 academic year to the Ways & Means and Government Operations Committees of the Cayuga County Legislature; and

WHEREAS, said Cayuga Community College budget for the 2016-2017 academic year totals \$29,689,073.00; and

WHEREAS, the sponsor's share of Cayuga County in said budget is the amount of 2,941,820.00; now, therefore, be it

RESOLVED, that the said 2016-2017 Budget of Cayuga Community College is hereby approved in accord with a 2016-2017 County Contribution of \$2,941,820.00. Signed by Foley, Baxter, Dennison, McNabb-Coleman, Reginelli, Whitman, Pinckney, and Vitale, all in favor,

RESOLUTION NO. 217-16

6/28/16 IT Automon Software Agreement

**AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN
THE RENEWAL AGREEMENT FOR ANNUAL SUPPORT AGREEMENT
AND LICENSE AGREEMENT FOR AUTOMON SOFTWARE**

By: Ryan Foley, Chairman Government Ops

WHEREAS, the County requires annual maintenance and support for its Automon software system;

WHEREAS, Automon is the provider and licensor of said software and maintenance;

WHEREAS, this agreement is to be paid for in line item A16104 54018 in the amount of \$6,652.14; now therefore, be it

RESOLVED, that the Support and License agreement be approved and effective July 1, 2016 through June 30, 2017.

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

Signed by Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, Whitman, Farrell, Bennett, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 218-16

6/28/16 IT Aegis Software Agreement 2

**AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN
THE RENEWAL AGREEMENT FOR ANNUAL SUPPORT AND
MAINTENANCE FOR AEGIS SOFTWARE**

By: Ryan Foley, Chairman, Government Ops

WHEREAS, the County requires annual maintenance and support for its Aegis software system;

WHEREAS, Tyler is the provider and licensor of said software and maintenance;

WHEREAS, the one year agreement totals \$102,870.00 and is to be paid for in line item A16104 54018; now therefore, be it

RESOLVED, that the Support and License agreement be approved and effective June 1, 2016 through May 31, 2017.

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

Signed by Foley, Baxter, Dennison, Lattimore, McNabb-Coleman, Reginelli, Whitman, Farrell, Bennett, Pinckney, and Vitale, all in favor.

RESOLUTION NO. 219-16
6/28/16 CC Mortgage Tax Expense Rev
AUTHORIZING THE COUNTY CLERK TO RETAIN
NECESSARY EXPENSES OF MORTGAGE TAX CLERK.

BY: Hon. Ryan Foley, Chair Government Operations Committee
Hon. Mark Farrell, Chair Ways & Means Committee

WHEREAS, Section 262 of the Tax Law authorize the County Clerk, as the Recording Officer for the County, subject to the approval to the New York State Department of Taxation and Finance, to retain from mortgage taxes all necessary expenses incurred in complying with the Tax Law, including printing, the hire of clerks and assistants, the semi-annual report of the mortgage tax disbursement and computer program; and

WHEREAS, the tax department requires the County Legislature to certify the expenses associated with the employment of such clerks and assistants and to authorize the County Clerk to submit vouchers to the New York State Department of Taxation and Finance for reimbursement of other necessary expenses; now, therefore be it

RESOLVED, that the County Clerk be and he is hereby authorized and directed, subject to the approval of the New York State Department of Taxation and Finance, to retain One Hundred Ninety-Nine Thousand, Nine Hundred Ninety two Dollars (\$199,992.00) annually as necessary expenses resulting from the employment of a mortgage tax clerk and assistants; and be it further

RESOLVED, that the County Clerk be and she is hereby authorized and directed to prepare and submit to the New York State Department of Taxation and Finance for approval a statement for any other necessary expenses allowable by law; and be it further

RESOLVED, that four (4) certified copies of this resolution shall be forwarded to the New York State Department of Taxation and Finance.

Signed by Baxter, Dennison, McNabb-Coleman, Reginelli, Farrell, Mahunik, and Vitale, all in favor.

Motion by Foley, 2nd by Pinckney.

Discussion:

Dwyer says this is paying the County for doing the Mortgage Tax and we haven't increased since 2003.

McNabb-Coleman says she wants to postpone the resolution until next month. She feels that she has not had time to speak to the towns she represents and wants time for more discussion.

Motion to postpone GO-4 (Resolution No. 219-16) until July, 2nd by Didio.

Whitman says he agrees with McNabb-Coleman but says it is a process and if we ask the towns how they feel, they won't be in favor of losing revenue. He says it won't impact the towns greatly and wants to get it over with.

Baxter agrees with McNabb-Coleman and says the impact of waiting until July will not hurt us or the towns.

Pinckney says he supports waiting until July. He says he would like the circulation of the numbers that Dwyer has referring to the hits the towns would be taking. He also wants to include what we would do in the future.

DeForest says he wants the towns to see that the County is taking the hit right now and has been for five years. He wants that message loud and clear. Dwyer says they have the chart showing what towns will get hit for.

McNabb-Coleman says the formula has been antiquated but the towns would say it is not their fault.

Batman asks when it takes effect if we pass it. Dwyer says we would name the date. She says we could back-date it or forward-date it. She says we decide this when we write the letter to the New York State Department of Taxation and Finance. Batman says if we make the date January 1, 2017, it would not impact this year's budget for the towns and villages. Dwyer says yes. Dwyer says we send two checks per year out of the Treasurer's Office. She says it does not run on the calendar year but it runs on a fiscal year for the State, so part of the year would be a higher price.

Motion to Amend the Resolution and postpone until July, defeated by majority vote; Noes- Whitman, Dennison, Vitale, Farrell, DeForest, Bennett, Reginelli, Mahunik, and Foley; Ayes- Pinckney, McNabb-Coleman, Baxter, Didio, and Batman; excused Lattimore, 504/331/48.

Motion passed to keep Resolution No. 219-16 as written, passed by majority vote; Ayes- Whitman, Dennison, Vitale, Farrell, DeForest, Bennett, Reginelli, Mahunik, Foley, and Batman; Noes- Pinckney, McNabb-Coleman, Baxter, and Didio; excused Lattimore, 572/263/48.

Farrell asks if the Resolution will go back through committee to have a date put on it. Dwyer says there is no date and it will be put on the letter to the New York State Department of Taxation and Finance. Vitale recommends doing this at committee and also adding that we will review it. Batman says we will have a discussion about what date to have it take effect and the intent to review it at committee.

RESOLUTION NO. 220-16

6/28/16 ET Remedy

AUTHORIZING THE CAYUGA COUNTY EMPLOYMENT AND TRAINING DEPARTMENT TO ENTER INTO A SUB-LEASE AGREEMENT WITH PATCAR, DBA AS REMEDY INTELLIGENT STAFFING AND AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN SAID AGREEMENT

By: Paul Pinckney, Chairman, Planning & Economic Development Committee

Mark Farrell, Chairman Ways and Means Committee

WHEREAS, the Cayuga County Employment & Training Department currently leases approximately 8,850 square feet of office space from Cayuga Community College; and

WHEREAS, the Cayuga County Employment & Training Department intends to sub-lease portions of said rental space; and

WHEREAS, Sub-Tenant, PATCAR, DBA Remedy Intelligent Staffing., covenants to pay the sum of \$2,890.08 rent per year during the term of this lease, 7/1/16 – 6/30/17, payable in equal monthly installments of \$240.84 in advance of the first of each and every month, or as a one-time payment of \$2,890.08; now, therefore, be it

RESOLVED, 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 to PATCAR, DBA Remedy Intelligent Staffing; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to sign the sub-lease agreement and other documents as may be necessary to carry out the intentions of this resolution.

Signed by Pinckney, Dennison, Didio, Farrell, Foley, Bennett, McNabb-Coleman, Pinckney, and Vitale, all in favor.

**RESOLUTION NO. 221-16
6/28/16 ET Boces Lease 16**

**AUTHORIZING THE CAYUGA COUNTY EMPLOYMENT AND TRAINING
DEPARTMENT TO ENTER INTO A SUB-LEASE AGREEMENT WITH
CAYUGA-ONONDAGA BOCES AND AUTHORIZING THE CHAIRMAN OF
THE CAYUGA COUNTY LEGISLATURE TO SIGN SAID AGREEMENT**

By: Paul Pinckney, Chairman, Planning & Economic Development Committee
Mark Farrell, Chairman Ways and Means Committee

WHEREAS, the Cayuga County Employment & Training Department currently leases approximately 8,850 square feet of office space from Cayuga Community College; and

WHEREAS, the Cayuga County Employment & Training Department intends to sub-lease portions of said rental space; and

WHEREAS, Sub-Tenant covenants to pay the sum of \$17,340.48 rent per year during the term of this lease, 8/1/16 – 7/31/17, payable in equal monthly installments of \$ 1,445.04 in advance of the first of each and every month, or as a one-time payment of \$17,340.48; now, therefore, be it

RESOLVED, 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 to the Cayuga-Onondaga BOCES; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to sign the sub-lease agreement and other documents as may be necessary to carry out the intentions of this resolution.

Signed by Pinckney, Dennison, Didio, Farrell, Foley, Bennett, McNabb-Coleman, and Vitale, all in favor.

**RESOLUTION NO. 222-16
6/28/16 ET WDPS Position**

AUTHORIZING THE FILLING OF A WORKFORCE DEVELOPMENT PROGRAM SPECIALIST POSITION AND BACK FILLING OF A WORKFORCE DEVELOPMENT PROGRAM ASSISTANT POSITION IN THE EMPLOYMENT & TRAINING DEPARTMENT DUE TO A RETIREMENT.

BY: Paul Pinckney, Chairman of the Planning & Economic Development Committee
Mark Farrell, Chairman of the Ways & Means Committee

WHEREAS, an Employment & Training Specialist (position control #002291) in the Employment & Training Department will be retiring effective June 30, 2016; and

WHEREAS, the Department reviewed the functional roles of all staff in the Department and determined that, it is appropriate to fill the Workforce Development Program Specialist (control number to be assigned) position with an employee currently in a Workforce Development Program Assistant position (#006792) and back fill the resulting vacancy in the Workforce Development Program Assistant position; and

WHEREAS, funding is available in the Employment & Training Department 2016 Budget to support these positions; and

WHEREAS, the positions are funded by the Workforce Innovation and Opportunity Act and contract with Cayuga County Health and Human Services Department;
NOW, THEREFORE, BE IT

RESOLVED, the Cayuga County Legislature be authorized to fill a Workforce Development Program Specialist position (control number to be assigned) by upgrading an employee currently in a Workforce Development Program Assistant position and back fill said Workforce Development Program Assistant position (control # 006792) in the Employment & Training Department; and be it further

RESOLVED, that the Director of the Employment & Training Department be authorized and directed to fill both positions in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Pinckney, Dennison, Didio, Farrell, Foley, Bennett, and Vitale, all in favor.

RESOLUTION NO. 223-16

/28/16 PB-Mentz_NYS_AGPlan Agrmnt

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF PLANNING AND ECONOMIC DEVELOPMENT TO EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN CAYUGA COUNTY AND THE TOWN OF MENTZ FOR THE CAYUGA COUNTY DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT TO PREPARE A TOWN OF MENTZ AGRICULTURE AND FARMLAND PROTECTION PLAN

By: Hon. Paul Pinckney, Chair, Planning & Economic Development Committee
Hon. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Department of Planning & Economic Development ("Planning Department"), on behalf of the Town of Mentz (the "Town"), has prepared a grant application to the New York State Department of Agriculture & Markets ("NYS Ag & Markets") for the preparation of a Town Agriculture and Farmland Protection Plan ("Town of Mentz Ag Plan"), successfully securing \$25,000 in NYS Ag & Markets grant funds for the Town of Mentz to offset the Town cost in completing the Town of Mentz Ag Plan ("Town of Mentz Ag Planning Grant"); and

WHEREAS, the Town has formally requested that the Planning Department provide the full staff support and technical assistance needed to work with the Town to prepare, present and adopt a Town of Mentz Ag Plan as defined in the Town of Mentz Ag Planning Grant contract between the Town and NYS Ag & Markets and for which the Planning Department will receive \$26,667 in revenue over two fiscal years; and

WHEREAS, the Director of Planning has worked with the Town to develop a certain Memorandum of Agreement between Cayuga County and the Town outlining the Scope of Work, Roles and Responsibilities, and Deliverables for the planning process and defining the reimbursement from the Town to the Planning Department as contribution for the department's significant allocation of staff resources and time associated with the Town of Mentz Ag Plan (the "Agreement"); and

WHEREAS, the County Legislature supports this allocation of Planning Department Staff and wishes to authorize the Chairman of the Legislature to execute the Agreement; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Planning be hereby authorized to execute the Agreement between the County and the Town; and be it further

RESOLVED, that the Treasurer's office is hereby authorized and directed to create an expense account in the amount of \$26,667 and a revenue account in the amount of \$26,667 to accommodate the expenses and the fee to be paid by the Town to the County as reimbursement for CCPED preparation of the Town of Mentz Ag Plan as outlined in the Agreement; and be it further

RESOLVED, that this resolution shall take effect immediately.

Signed by Pinckney, Dennison, Didio, Farrell, Foley, Bennett, and Vitale, all in favor.

RESOLUTION NO. 224-16

6/28/16 PB Ag-District Annual Additions

RESOLUTION AUTHORIZING THE ADDITION OF REQUESTED PARCELS TO CAYUGA COUNTY CONSOLIDATED AGRICULTURAL DISTRICT NO. 5

BY: Mr. Paul Pinckney, Chair, Planning and Economic Development Committee

Mr. Mark Farrell, Chair, Ways and Means Committee

WHEREAS, Cayuga County participates in the New York State Agricultural District Program and consolidated the previous six districts into Consolidated Agricultural District No. 5 on July 23, 2013, subsequently approved by the New York State Department of Agriculture & Markets on October 9, 2013; and

WHEREAS, Article 25AA of the New York State Agriculture and Markets Law requires counties to provide an annual public notice that the County will receive, review and consider requests by property owners to add viable farmland to County Agricultural Districts; and

WHEREAS, the Cayuga County Planning Department has conducted such public notification and has received two (2) requests during the March 1 to March 30, 2016 period, with such requests resulting in property-owner proposals to include a total of six (6) parcels to be added to Consolidated Agricultural District No. 5; and

WHEREAS, Article 25AA of NYS Agriculture and Markets Law requires a County Legislature to hold a Public Hearing regarding these requests for addition of viable farmland into the County's Agricultural District(s) before taking legislative action on same; and

WHEREAS, The proposed additions have been reviewed by the County Agriculture & Farmland Protection Board and considered by County Legislature, at a Public Hearing on June 28, 2016; and

WHEREAS, The County Legislature concluded that all 6 parcels consist of viable agricultural land in accordance with Article 25AA of NYS Agriculture and Markets Law and wishes to approve the addition of all 6 parcels; Now, Therefore Be It

RESOLVED, that the Cayuga County Legislature approves the addition of all 6 requested parcels to the Cayuga County Consolidated Agricultural District No. 5; and be it further

RESOLVED, that this resolution take effect immediately.

Signed by Pinckney, Dennison, Didio, Farrell, Foley, Bennett, and Vitale, all in favor.

RESOLUTION NO. 225-16

6/28/16 PB CCWSA_ED_Fund Req 2016 CFA v1

**AUTHORIZING ALLOCATION OF UP TO FIFTY THOUSAND DOLLARS IN
CAYUGA COUNTY ECONOMIC DEVELOPMENT FUND IN ACCOUNT
CM 17049 TO CAYUGA COUNTY WATER AND SEWER AUTHORITY AS
ADDITIONAL PROJECT FUNDS FOR THE DEVELOPMENT OF A
COUNTYWIDE COMPREHENSIVE WATER AND SEWER PLAN**

BY: Hon. Paul Pinckney, Chair, Planning & Economic Development Committee

Hon. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Water and Sewer Authority (CCWSA) was created as a corporate governmental agency constituting a public benefit corporation and its purpose is to serve the people of Cayuga County; and as part of the CCWSA's enabling legislation, a district to be known as the "Cayuga County Water and Sewer Authority District" was established, which embraces all of the territory located within the Cayuga County; and

WHEREAS, the CCWSA's mission includes undertaking all necessary and reasonable actions within the district to conserve, preserve and protect the water supply to the district, including the making of plans and studies; and

WHEREAS, the CCWSA has identified a critical need for a countywide, comprehensive water and sewer plan; and

WHEREAS, prior comprehensive evaluations of Cayuga County's water and sewer infrastructure were last completed in the mid-1960's; and

WHEREAS, the CCWSA intends to act as lead applicant and submit a planning grant application in support of a countywide, comprehensive water and sewer plan to the New York State Department of State (NYS DOS), under its Local Government Efficiency (LGE) Program, as part of the Year 2016 Consolidated Funding Application process (2016 CFA Grant); and

WHEREAS, the CCWSA will invite all municipalities in Cayuga County to be active participants in the development of a countywide, comprehensive water and sewer plan; and

WHEREAS, the NYSDOS LGE program has previously funded countywide, comprehensive water and sewer plans in other areas of New York State, and the LGE planning grant program requires a 50% local match for the maximum grant award is \$100,000; and

WHEREAS, the approximate cost to complete a thorough evaluation of water and sewer infrastructure needs in Cayuga County is estimated to be approximately \$200,000, thereby leaving an estimated project funding gap of approximately \$50,000.00; and

WHEREAS, on August 25, 2015 the County unanimously approved Resolution 266-15, authorizing the use of \$50,417.60 in former County "Infrastructure Funds" out of Account A 19050 to provide the required 50% state matching funds for the 2016 CFA Grant, leaving a project balance of approximately \$50,000.00 to complete the \$200,000 comprehensive, countywide water and sewer infrastructure plan; and

WHEREAS, the County currently has \$185,324.00 in available funds in the recently created County Economic Development Fund, Account CM 17049, from which up to \$50,000.00 may be earmarked by the County to fill the budget gap for the 2016 CFA Grant project, bringing the total County project allocation up to \$100,000.00; and

WHEREAS, the main objectives of completing a countywide, comprehensive water and sewer plan for Cayuga County include: development of an inventory of existing public water supply and sewer systems within the County, an evaluation of existing capacities and limitations, performance of a needs assessment, and identification of opportunities for partnering between various municipalities on projects and programs that will provide for the most efficient use of public dollars for infrastructure upgrades and improvements, all supporting the County's community and economic development goals; and

WHEREAS, the Cayuga County Legislature wished to support the development of a countywide, comprehensive water and sewer plan and leverage up to \$100,000 in New York State LGE Planning Grant funding to complete the approximate \$200,000 plan; NOW,

THEREFORE BE IT RESOLVED, by the Cayuga County Legislature as follows:

1. That there is a critical need for a countywide, comprehensive water and sewer plan and the County Chair is authorized to provide letters of support for the CCWSA LGE Planning Grant discussed herein.
2. That the information that will be contained in this plan will be beneficial to all municipalities within the County.
3. That allocation of up to \$50,000.00 in the County Economic Development Funds under Account CM 17049 be made available as NYS Grant project funds for use by the Cayuga County Water and Sewer Authority for the development of a countywide, comprehensive water and sewer plan under the LGE Grant Program.
4. That, upon successful application for, and award of, New York State Department of State (NYSDOS) Local Government Efficiency (LGE) Program grant funds to the CCWSA for development of a countywide, comprehensive water and sewer plan, the County Attorney is hereby authorized and directed to prepare the necessary agreement(s) to allocate up to \$100,000.00 in additional project funds to the Cayuga County Water and Sewer Authority if needed to complete project as proposed under the LGE Planning Grant and the Chair of the Legislature is hereby authorized and directed to execute such agreements necessary to transfer such funds. These additional County project funds will

only be allocated in an amount necessary to fill a documented project budget gap between the actual project cost, less the funding available from the awarded State LGE Grant funds plus the previously authorized County matching funds, and such additional project funds shall not exceed \$50,000.

5. This resolution shall be in effect immediately upon adoption.

Signed by Pinckney, Dennison, Didio, Farrell, Foley, Bennett, and Vitale, all in favor.

RESOLUTION NO. 226-16

6/28/16 PB EM_PARK_GRANT-FUND REQ_2016 CFA v1

AUTHORIZING CAYUGA COUNTY SUBMISSION OF A 2016 CFA GRANT APPLICATION FOR PHASE I EMERSON PARK PRIORITY PROJECTS AND CONFIRMING CAYUGA COUNTY'S INTENT TO ALLOCATE CASH AND IN-KIND FUNDING RESOURCES FROM THE FY2017 AND FY2018 COUNTY BUDGETS TO THE PROJECT PENDING AWARD OF NEW YORK STATE CFA GRANT FUNDS.

BY: Hon. Paul Pinckney, Chair, Planning & Economic Development Committee

Hon. Benjamin Vitale, Chair, Public Works Committee

Hon. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Planning & Economic Development Department ("CCPED") prepared a Master Plan for Emerson Park through an open and active public participation process over 16-months in 2014-2015, soliciting public input, ideas and feedback on the future growth and redevelopment of Emerson Park (the "Master Plan"); and

WHEREAS, the Cayuga County Legislature unanimously approved and adopted the Master Plan on April 28, 2015, via resolution 138-15, directing staff to pursue the phased implementation of the Master Plan Priority Projects as opportunities and resources were identified and defined; and

WHEREAS, in 2015, Cayuga County circulated a competitive Request for Qualifications to select and secure the ongoing professional services of a high quality landscape architecture firm to act as the Emerson Park Landscape Architect team, and awarded a primary contract to Trowbridge, Wolf, Michaels Landscape Architects of Ithaca, New York ("TWMLA"), via resolution 338-15 on October 27, 2015; and

WHEREAS, a twenty-thousand dollar grant from the Fred L. Emerson Foundation in 2015 provided the funds for TWMLA to complete schematic design and related cost estimates for Phase I of the Emerson Park Bicycle and Pedestrian Pathway System, a Master Plan Priority Project which will be located at the center of the Park on Deauville Island and including but not limited to: 3,700 LF of multi-modal pedestrian and bicycle pathways; 650 LF of service road upgrades; a 10,000 SF regional destination playground; and a pedestrian bridge connecting the Deauville Island pathway system to the Park's extended pathway system and linking the Park pathway system to the Auburn High School and Auburn Owasco Riverfront Trail Systems (collectively: "the Park Project"); and

WHEREAS, the Phase I Park Project has a design and construction budget of approximately \$1,277,000 (\$1.27MM); and

WHEREAS, the CCPED staff have identified \$750,000 in outside funding sources to significantly leverage County funding and in-kind contributions, consisting of: (1) \$500,000 in an Environmental Protection Fund Grant Application through Round 6 of the NYS Consolidated Funding Application (CFA) process (the "EPF Grant"); and (2) up to \$250,000 in grants through local, private foundations; thereby leaving a \$377,000 budget gap in the \$1.277MM project; and

WHEREAS, the EPF Grant may include previous county funding commitments and investments in the Project as part of the required 50% matching funds and in-kind services, allowing the county to include \$49,000 in previously expended Project funding and in-kind services and leaving a balance of \$327,731 needed in additional cash and/or in-kind services; and

WHEREAS, County Planning staff has identified \$134,000 in County and local in-kind services related to playground removal, installation, grant administration and project management, leaving a County cash match of \$193,731 required over the two-year project construction term; and

WHEREAS, \$45,000 in County cash funding will be available through the Emerson Park Improvement Reserve Fund (Account #A-18835), leaving a cash balance of \$148,731 for project construction, which could be allocated over two County fiscal year budgets in FY2017 and FY2018; and

WHEREAS, the balance of \$148,731 in county cash funding would be utilized to compensate the Cayuga County Highway Department and/or the Cayuga County Soil & Water Conservation District, who, collectively, will provide the personnel, materials, labor and equipment needed to construct certain components of the Project associated with the pathway and service road systems; and

WHEREAS, the Cayuga County Legislature supports the continued redevelopment of Emerson Park and wishes to leverage funds previously invested and the requested \$750,000 in new, outside funding with a combination of County cash and in-kind funding as described herein; NOW,

THEREFORE BE IT RESOLVED, by the Cayuga County Legislature as follows:

1. The Cayuga County Department of Planning & Economic Development is authorized and directed to prepare and submit a 2016 NYS CFA Grant Application to the Environmental Protection Fund, in the amount of \$500,000, for the Emerson Park Bicycle & Pedestrian Pathway System Project, Phase I (the Project); and
2. Staff is authorized and directed to seek other outside funding from local foundations and other sources to leverage the requested grant funds and county in-kind and cash contributions to the Project; and
3. Pending a successful \$500,000 EPF Grant Award and contingent on securing other outside funding resources of at least \$250,000, the County Legislature hereby confirms its intent to provide the following cash and in-kind services for the Project:
 - a. \$45,000 in funding from the Emerson Park Improvement Reserve Fund, Account #A-18835;
 - b. \$148,731 in County General Funds for construction/implementation over the term of the Project;
 - c. \$49,000 in staff in-kind services associated with grant administration and Project management; and

- d. \$10,000 in Public Works in-kind staff services associated with removal of the old playground and new playground site preparation;
 - 4. The Chair of the Legislature is hereby authorized and directed to execute the forms, contracts and agreements necessary to apply for grant funds, contract for awarded grant funds, accept funding from outside resources and otherwise implement the proposed Project, subject to review and approval of said forms, agreements and contracts by the Cayuga County Attorney;
 - 5. The Treasurer is hereby authorized to create the journal accounts and entries to receive grant funds, receive funding from outside foundations, and establish the capital accounts necessary and appropriate to implement the Project; and
 - 6. This resolution shall be in effect immediately upon adoption.
- Signed by Pinckney, Dennison, Didio, Farrell, Foley, Vitale, Baxter, Bennett, Reginelli, and Whitman, all in favor.

RESOLUTION NO. 227-16

6/28/16 PB-CH4 Land Lease Intent v2

RESOLUTION AUTHORIZING THE CHAIR OF THE LEGISLATURE TO EXECUTE A LETTER OF INTENT FOR THE COUNTY TO LEASE CERTAIN VACANT COUNTY LANDS LOCATED AT THE CAYUGA COUNTY NATURAL RESOURCE CENTER CAMPUS TO CH4 ENERGY, LLC, IN SUPPORT OF A CERTAIN PROJECT (AS DEFINED HEREIN) AND AUTHORIZING THE CHAIR OF THE LEGISLATURE TO NEGOTIATE THE TERMS OF THE LAND LEASE AND LAND DEVELOPMENT AGREEMENT FOR REVIEW AND CONSIDERATION BY THE LEGISLATURE

By: Hon. Paul Pinckney, Chair, Planning & Economic Development Committee
Hon. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Soil and Water Conservation District (“CCSWCD”) developed a Community Methane Bio-Digester Project at the Cayuga County Natural Resource Campus on County House Road capable of creating green, renewable energy in the form of electricity and heat, utilizing and recycling inputs such as manure from county dairy farms and food waste from local producers and retail operations; and

WHEREAS, the CCSWCD has entered into agreements with CH4 Energy LLC (CH4), a full service Engineering, Procurement & Construction (EPC) company that specializes in designing and building anaerobic digesters and compost facilities, under which CH4 will operate, manage and expand the Bio-Digester project; and

WHEREAS, Cayuga County is the owner of a 78 +/- Acre parcel of real property located on the Cayuga County Natural Resource Campus, more specifically described as Cayuga County Tax Map ID#102.00-1-15-111, approximately 48-Acres of which consists of vacant real property surrounding and contiguous to the Bio-Digester project (the County Natural Resource Campus Property); and

WHEREAS, CH4 has developed a project proposal whereby CH4 would: (1) expand the Bio-Digester Project with the addition of a second Bio-Digester sufficient to provide the electricity and heat energy needed to support development of an enclosed, controlled agricultural production facility; (2) the construction and operation of up to forty-five acres of greenhouse structures for growing produce to be sold to commercial

and retail markets; and (3) the employment of approximately 112-168 FTE jobs at full build-out; collectively referred to herein as the CH4 PROJECT; and

WHEREAS, CH4 has submitted a proposal to Cayuga County requesting that the County sell or lease an approximate forty-five acre section of the vacant County Natural Resource Campus Property (the Subject Property) upon which CH4 will construct the greenhouse structures associated with the CH4 PROJECT; and

WHEREAS, the Cayuga County Legislature deems the productive redevelopment of the vacant forty-five acres of County Natural Resource Campus Property with an economic development project focused on value-added, controlled environment agriculture and green energy development that will create local jobs while supporting area farm operations and the existing Community Methane Bio-Digester Project, to be in the best interests of the County, its economy and residents; and

WHEREAS, the County Legislature wishes to support the CH4 PROJECT and authorize the Legislature Chair to execute a Letter of Intent between Cayuga County and CH4 Energy LLC, outlining the County and CH4's mutual intent to negotiate a certain Land Development Agreement, including terms and conditions for the long-term lease of the Subject Property between Cayuga County and CH4 in furtherance of the CH4 PROJECT, and proceed with negotiations with CH4 on such terms and conditions; NOW, THEREFORE, BE IT

RESOLVED, by the Cayuga County Legislature, as follows:

Section 1. The Chair of the Legislature is hereby authorized to execute a Letter of Intent from Cayuga County to CH4 Energy, LLC, outlining the County and CH4's mutual intent to negotiate a certain Land Development Agreement, including terms and conditions for the long-term lease of the Subject Property between Cayuga County and CH4 in furtherance of the CH4 PROJECT;

Section 2. The Chair of the Legislature is hereby authorized and directed to negotiate with CH4 Energy LLC, the terms and conditions for such Land Development Agreement, including the terms and conditions under which the County will enter into a long-term land lease for the Subject Property contiguous to the existing Community Methane Bio-Digester Project;

Section 3. At a minimum, the negotiated land lease for the Subject Property shall include:

- A. Suitable lease termination clauses triggered by failure of CH4 Energy LLC to move the project forward, construct the anticipated facilities, commence operations and generally engage in the economic development and renewable energy project activities as presented to the Legislature;
- B. Suitable mechanisms to provide for the removal of improvements on the Subject Property and restoration of the Subject Property to pre-lease conditions to the extent practicable, at the County's discretion and at CH4's expense, at the termination of the lease or the discontinuation of the CH4 Project;

Section 4. At the Chair's discretion, the Chair may coordinate such Land Development Agreement and Land Lease negotiations with members of the legislature and staff as appropriate; and

Section 5. The intent and authorization of this Resolution shall be in effect immediately.

Signed by Pinckney, Dennison, Farrell, Foley, Bennett, and Vitale, all in favor.

RESOLUTION NO. 228-16
6/28/16 HWY Laundry Contract
AUTHORIZING THE HIGHWAY SUPERINTENDENT AND CHAIRMAN
TO ENTER A CONTRACT FOR LAUNDRY SERVICES

By: Benjamin Vitale, Chairman, Public Works Committee

Mark Farrell, Chairman, Ways and Means Committee

WHEREAS, laundry was budgeted in the 2016 Highway budget at a cost of \$8,100 in account DM51304 54044 and \$1,550 in account DM51314 54044; and

WHEREAS, monies are used to provide clothing for the welder and mechanics at the Highway Department and Motor Pool; and

WHEREAS, the current contract for laundry services is up for renewal and three firms were contacted to give proposals; and

WHEREAS, the following proposals were received for estimated annual usage:

Aramark	\$6,363.24
UniFirst	\$8,184.28
Cintas	\$7,309.64

now, therefore be it

RESOLVED, to authorize the Highway Superintendent and Chairman to enter into a contract for laundry services for three years with Aramark; 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 Vitale, Baxter, Bennett, Dennison, Reginelli, Whitman, Farrell, Foley, Mahunik, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 229-16
6/28/16 HWY Fill LME0 2453
AUTHORIZATION FOR SUPERINTENDENT OF HIGHWAYS
TO FILL A LIGHT MOTOR EQUIPMENT OPERATOR
POSITION WITHIN THE HIGHWAY DEPARTMENT

BY: Benjamin Vitale, Public Works Committee

Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, a Motor Equipment Operator Light position was vacated on 4/08/16 due to a resignation; and

WHEREAS, this MEO-Light position is critical to the operation of the highway department's operations; and

WHEREAS, this position (Position Control #002453) has been budgeted for the entire year of 2016; now therefore be it

RESOLVED, to authorize the Highway Superintendent to fill this open MEO Light position, with a MEO Light position; 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 Vitale, Baxter, Dennison, Reginelli, Farrell, Foley, Mahunik, McNabb-Coleman, and Pinckney, all in favor.

RESOLUTION NO. 230-16
6/28/16 HWY MartinBoothbridgesignagree
AUTHORIZATION FOR THE CHAIRMAN OF THE LEGISLATURE
AND THE HIGHWAY SUPERINTENDENT TO SIGN AN AGREEMENT
FOR ENGINEERING SERVICES ON MARTIN ROAD BRIDGE
AND THE BOOTH ROAD BRIDGE

BY: Benjamin Vitale, Chairman, Public Works Committee
Mark Farrell, Chairman, Ways & Means Committee

WHEREAS, the Booth Road over Owasco Inlet Bridge (BIN 3311620) had been issued a red flag warning by the NYS Department of Transportation due to deterioration of the webs at the end of the girders ; and The Martin Road Bridge over Dutch Hollow Creek (BIN 3311700) has been issued a red flag due to deterioration of the fascia girders and;

WHEREAS, funds were allocated in the 2016 Highway budget account D51134 54107 – Bridge to accomplish the proposed repairs of the two bridges; and

WHEREAS, pursuant to NYS Department of Transportation regulations, a licensed professional engineer must oversee structural bridge work; and

WHEREAS, Barton and Loguidice is familiar with both projects having designed the temporary repairs on both structures, to inactivate the flags , and has proposed to prepare bid documents for the installation of the superstructure for Booth Rd Bridge and to develop partial deck and fascia beam replacement details for the Martin Rd Bridge; now therefore be it

RESOLVED, to accept the proposal from Barton & Loguidice for engineering services on the Booth Road over Owasco Inlet Bridge and Martin Road over Dutch Hollow Creek for \$6,500; and be it further

RESOLVED, to authorize the Chairman of the Legislature and the Highway Superintendent to accept and sign the proposal agreement with Barton & Loguidice and proceed with the replacement project.

Signed by Vitale, Baxter, Bennett, Dennison, Reginelli, Whitman, Farrell, Foley, Mahunik, and Pinckney, all in favor.

RESOLUTION NO. 231-16
6/28/16 911 Closest Car Agreement Rev
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO
SIGN A CLOSEST CAR AGREEMENT BETWEEN THE COUNTY OF
CAYUGA SHERIFF'S OFFICE AND NEW YORK STATE POLICE
FOR THE PURPOSE OF DISPATCHING UNITS APPROPRIATELY.

BY: Mr. Patrick Mahunik, Chairperson, Judicial and Public Safety Committee
Mr. Mark Farrell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently dispatches calls for service for both the Cayuga County Sheriff's Office and the New York State Police;

WHEREAS, dispatching of the units is done by closest available unit of the incident; and

WHEREAS, this agreement solidifies the processes involved for dispatching the Cayuga County Sheriff's Office Deputies and the New York State Police Troopers to both emergency and non-emergency calls; now, therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a Closest Car Agreement, attached, for the purposes of dispatching the closest units as appropriate.

Signed by Mahunik, Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 232-16

6/28/16 EMS COURSE SPONSORSHIP 2016

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE, THE DIRECTOR OF EMERGENCY SERVICES, AND THE EMS MEDICAL DIRECTOR TO RENEW THE NEW YORK STATE, DEPARTMENT OF HEALTH, BUREAU OF EMERGENCY MEDICAL SERVICES COURSE SPONSORSHIP.

By: Mr. Patrick Mahunik, Chairman of Judicial and Public Safety Committee

Mr. Mark Farrell, Chairman of Ways & Means Committee

WHEREAS, the Cayuga County Office of Emergency Services Emergency Medical Services program conducts Emergency Medical Service training for the County's Emergency Medical and Fire Service agencies through the New York State Department of Health, Bureau of EMS, EMT Course Sponsorship; and

WHEREAS, the County Course Sponsorship requires renewal application every two (2) years to continue the training program; and

WHEREAS, the Cayuga County EMT Course Sponsorship is due for renewal June 30, 2016; and

WHEREAS, the certification application requires the signature of the Cayuga County Legislative Chairman, the Director of Emergency Services, and the EMS Medical Director for compliance with the New York State Department of Health, Bureau of EMS, procedures. Now, therefore, be it

RESOLVED, that the Cayuga County Chairman of the Legislature, Keith Batman, the Director of Emergency Services, Brian Dahl, and the EMS Medical Director, Dr. Mary DiRubbo, be authorized to sign the New York State Department of Health, Bureau of EMS, EMT Course Sponsor Certification for the renewal period of June 30, 2016 – June 30, 2018.

Signed by Mahunik, Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 233-16

6/28/16 SHR Kuhn Settlement Rev

AUTHORIZING THE CAYUGA COUNTY SHERIFF AND THE CHAIR OF THE CAYUGA COUNTY LEGISLATURE TO EXECUTE A CONFIDENTIAL SEPARATION AGREEMENT AND RELEASE

By: Hon. Patrick Mahunik, Chair Judicial & Public Safety

Hon. Mark Farrell, Chair Ways & Means Committee

WHEREAS, Ms. Kuhn has been employed by the County as a Deputy Sheriff;

WHEREAS, Ms. Kuhn has been out of work and in receipt of General Municipal Law § 207-c ("GML § 207-c") benefits;

WHEREAS, Ms. Kuhn has been determined by one or more medical professionals to be permanently unable to perform the duties of a Deputy Sheriff; and

WHEREAS, the period of continuing duration of Ms. Kuhn out of work and in receipt of full GML 207-c benefits is uncertain; and

WHEREAS, The parties now desire to resolve, on an amicable basis, any and all issues relating to Ms. Kuhn's employment and termination of her GML § 207-c benefits; Now therefore be it

RESOLVED, that the Cayuga County Sheriff and the Chair of the Cayuga County Legislature to execute a Confidential Separation Agreement and Release.

Signed by Mahunik, Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 234-16

6/28/16 SHR Fill Vacancies RP

AUTHORIZING THE CAYUGA COUNTY SHERIFF TO PROMOTE A DEPUTY SHERIFF TO A VACANT DEPUTY SHERIFF CORPORAL POSITION IN THE ROAD PATROL DIVISION AND TO BACKFILL THE DEPUTY SHERIFF VACANCY CREATED BY SAID PROMOTION

By: Mr. Patrick Mahunik, Chair, Judicial & Public Safety Committee

Mr. Mark Farrell, Chair, Ways & Means Committee

WHEREAS, a Deputy Sheriff Corporal Position (Control No. 007425-SYS) in the Cayuga County Sheriff's Department Road Patrol Division has become vacant due to resignation; and

WHEREAS, a Deputy Sheriff presently employed with the Cayuga County Sheriff's Office who has yet to be determined will be promoted to the aforementioned Deputy Sheriff Corporal Position leaving a Deputy Sheriff vacancy in the Road Patrol Division; and

WHEREAS, the services provided by the positions of Deputy Sheriff Corporal and Deputy Sheriff are critical for maintaining the smooth and efficient operations of the Cayuga County Sheriff's Office and maintaining safety and well-being in Cayuga County; and

WHEREAS, these positions are clearly designated and accepted in the 2016 Cayuga County Sheriff's Law Enforcement Budget Line - Salaries Full Time (A31101 51001); now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to promote a Deputy Sheriff to Deputy Sheriff Corporal and to backfill the Deputy Sheriff Position made vacant by said promotion; and be it further

RESOLVED, the employees hired will be placed at the appropriate step within the Deputy Sheriff's Police Association Compensation Plan for 2014-2016; 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 Mahunik, Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

RESOLUTION NO. 235-16
6/28/16 LEG Drug Control
ENCOURAGING THE FEDERAL OFFICE OF NATIONAL
DRUG CONTROL POLICY TO HOLD A COMMUNITY FORUM

By: Cayuga County Legislature

WHEREAS the federal government has ongoing efforts to treat and prevent opioid and heroin use in the United States and these efforts are administered by the Office of National Drug Control Policy; and

WHEREAS the opioid and heroin epidemic is one of Central New York's most serious health problems and has impacted the lives of thousands of families throughout the entire region; and

WHEREAS our federal representatives in the United States House of Representatives and Senate have urged the Office of National Drug Control Policy to hold a community forum on the opioid and heroin epidemic in central New York; and

WHEREAS locally the epidemic has impacted hundreds of individuals in Cayuga County through personal addiction to the drugs and has tragically ended the lives of dozens of individuals; and

WHEREAS Cayuga County families and friends of those inflicted have organized the Heroin Epidemic Action League which has as its mission to create a community wide effort to prevent substance abuse and to initiate and implement needed resources to assist those affected by the disease of addiction; and

WHEREAS it is imperative that all levels of our government and local community resources continue to work together to advance legislation, create awareness, enhance treatment options and provide adequate funding to curb this opioid and heroin abuse epidemic; now therefore be it

RESOLVED that in light of the tragic circumstances associated with the opioid and heroin epidemic, the Cayuga County Legislature urges the Office of National Drug Control Policy to host a community forum in central New York to address the growing need for treatment and prevention opportunities for this epidemic; and be it further

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to forward copies of this resolution to Senator Kristin Gillibrand, Senator Charles Schumer, Congressman John Katko, Governor Andrew Cuomo, Senator John DeFrancisco, Senator Michael Nozzolio, Senator James L. Seward, Assemblyman Brian Kolb, Assemblyman Gary Finch, and Assemblyman Robert Oaks.

Signed by Whitman, Dennison, Baxter, Mahunik, Didio, Farrell, Lattimore, Pinckney, Reginelli, Vitale, Bennett, Foley, and McNabb-Coleman, all in favor.

Motion by Bennett to change the time of the Public Hearing to 5:00 P.M., 2nd by Farrell, all in favor except Lattimore excused.

RESOLUTION NO. 236-16
6/28/16 CC Local Law Motor Vehicle Tax Fix Rev
FIXING DAY AND NOTICE OF PUBLIC HEARING ON A PROPOSED LOCAL
LAW OF THE COUNTY OF CAYUGA, NEW YORK, ESTABLISHING A
CAYUGA COUNTY MOTOR VEHICLE TAX PURSUANT TO NEW YORK
STATE TAX LAW SECTIONS 1202(a) AND 1202(e)

BY: CAYUGA COUNTY LEGISLATURE

WHEREAS, the Cayuga County Legislature wishes to establish a Motor Vehicle Use Tax; and

WHEREAS, New York State Tax Law §1202(a) and 1201(e) provide for the establishment, imposition and collection of a motor vehicle use tax upon motor vehicles registered within a county; and

WHEREAS, the Cayuga County Legislature has determined that the imposition of such a tax would be in the best interests of the taxpayers in preference to raising other forms of local taxation; and

WHEREAS, the amount of the tax imposed would be very modest; and

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on June 28, 2016 a proposed local law entitled:

“A LOCAL LAW OF THE COUNTY OF CAYUGA, NEW YORK ESTABLISHING A CAYUGA COUNTY MOTOR VEHICLE TAX PURSUANT TO NEW YORK STATE TAX LAW SECTIONS 1202(a) AND 1202(e). Now therefore be it

RESOLVED, that Local Law Intro. No. _____ of the Year 2016 be, and hereby is, introduced in the form hereto annexed pursuant to the Municipal Home Rule Law; and be it further

RESOLVED, that a public hearing shall be held concerning the proposed local law before the Cayuga County Legislature on July 26, 2016, at ~~6:00~~ **5:00 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.

Motion to bring the resolution to floor by Dennison, 2nd by Batman, all in favor except Lattimore excused.

Motion to table by Mahunik, 2nd by Bennett, defeated by show of hands except Lattimore excused.

Motion to amend by Vitale to remove the words “by promotion” in the first resolved and remove the second resolved, 2nd by Foley, all in favor except Lattimore excused.

Motion to amend by Mahunik to state that prior to setting the salary the HR Director, Chairperson, and County Administrator shall meet to set the salary range for the position, 2nd by Bennett, all in favor except Lattimore excused.

RESOLUTION NO. 237-16
6/28/16 DA.vacancyADA.14
AUTHORIZING THE DISTRICT ATTORNEY TO FILL FT ADA
VACANCY IN THE DISTRICT ATTORNEY'S OFFICE

BY: Hon. Patrick W. Mahunik, Chairman, Judicial & Public Safety; and
 Hon. Mark D. Farrell, Chairman, Ways and Means

WHEREAS, District Attorney Jon Budelmann has a vacancy in the full-time Assistant District Attorney Position Control Nos. 001795 and 005252 (EFPP) within the District Attorney's office (effective June 16, 2016) as a result of the termination of a full-time Assistant District Attorney; and

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

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

WHEREAS, this position has been budgeted for the entire year; now therefore be it RESOLVED, that the District Attorney is authorized to fill this vacancy immediately, by either an outside applicant or *by promotion* from within the department; and be it further

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

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

Motion by Farrell to Seek Advice of Legal Counsel at 7:11 P.M., 2nd by Vitale, all in favor.

Seeking Advice of Legal Counsel.

Motion by Dennison to come out of Seeking Advice of Legal Counsel at 7:56 P.M., 2nd by Pinckney, all in favor.

Motion by Foley to adjourn at 8:26 P.M., 2nd by Pinckney, all in favor.