

**MINUTES
WAYS & MEANS COMMITTEE
CHRISTOPHER PALERMO, CHAIR
MONDAY, MAY 17, 6:00PM
CCOB C.R. #1**

CALL TO ORDER: By Christopher Palermo, Chairman, Ways & Means Committee, at 6:00PM

MEMBERS PRESENT: Chair, Christopher Palermo, Steven Cuddeback, Ann Petrus, and Roger Mills, George Fearon, Patrick Mahunik, and David Axton.

ALSO PRESENT: Chairman Peter Tortorici, Legislator Cynthia Aikman and Tim Lattimore, County Administrator Tom Squires, Co. Attorney Fred Westphal, Sheriff David Gould, Highway Superintendent, George Wethey, Director of Health & Human Services Elane Daly, Mental Health Liz Burke, Director CC Nursing Home Deb English, Director Human Resources/Civil Service Jen Marshall, Civil Services, Treasurer Jim Orman, Director of Real Property Al Kozlowski, Director of Office for the Aging Nancy Siefka, Director of Parks & Trails Gary Duckett, Superintendent of Buildings & Grounds Mike Pawlenko, Co. Buildings Employee Dan O'neil, Legislative Assistant Sheila Smith and Citizen Reporter Sarah Gantz.

MINUTES TO APPROVE: 4-19-10, Motion by Petrus to approve minutes, 2nd by Cuddeback, all in favor.

RESOLUTIONS:

- 5-10-WM-1 To Authorize the County Treasurer to Pay Mortgage Tax. **Motion by Cuddeback, 2nd by Fearon, all in favor.**
- 5-10-WM-2 Authorizing the County Treasurer to Pay Balloons Restaurant and Catering for Employee Recognition Lunch Expense. **Motion by Cuddeback, 2nd by Petrus, all in favor.**
- 5-10-WM-3 Authorizes the Cayuga County Treasurer to Write a Check out of the T-17064 Trust Account (Handicapped Parking Awareness Program Parking Fees) to Options for Independence for the Amount of \$2,500.00. **Motion by Fearon, 2nd by Petrus, all in favor.**
- 5-10-WM-4 Authorization to Amend Capital "H" Project #07-05 (Tyler Software for the Purchase Installation, Training and Other Associated Costs for Tyler Technologies, Inc. **Motion by Petrus, 2nd by Axton, all in favor.**
- 5-10-WM-5 **(Added 5-13-10)** Authorization to Abolish Vacant Positions within Human Resources and Civil Service Position Control Files for County Departments. **Motion by Cuddeback, 2nd by Fearon. Discussion: Cuddeback what about monies associated with these positions? Palermo, if there is any it would be swept into the Provision for Salary Adjustment Account. Mills, cleaning our books, but it seems like there is an awful lot of them, if we do this on a regular basis. Jen Marshall, it hasn't been done since 2004, that is why there is so many of them, this will be done on a quarterly basis. Palermo, should language be in the resolution that if the position is abolished the funding is moved. Tortorici, isn't there a time frame on some positions that you have to leave the funding in. Jen, yes if they are encumbered or provisional, but should be in the resolution. Mills, don't we need to keep in for budget purposes. Palermo, not part of the budget. Fearon, just compare the .1 totals. Mills, so taking a number from below doesn't change it up on top. Cuddeback, that is why you sweep. Palermo, it's just salary the detail comes to us at budget time, but not part of the budget. All in favor.**
- 5-10-WM-6 **(Added 5-17-10)** Authorization to Transfer Funds to the Legislative Account. **Motion by Petrus, 2nd by Cuddeback, all in favor.**

Motion by Petrus to bundle HH-1, 2, 3, 7, 8, and 9, 2nd by Fearon, all in favor.

- 5-10-HH-1 Rescind Resolution #134-10 (Temporary fill of a Caseworker position in LTCAO); create and fill an RPN position in LTCAO; and abolish the vacated Caseworker position (both positions are 100% funded).
- 5-10-HH-2 Authorizing the Director of Health & Human Services to fill a Human Services Examiner position on a contingent/permanent basis in the FSMA Unit of Human Services. (75% funded)
- 5-10-HH-3 Authorizing the Chairman of the Legislature and the Director of Health & Human Services to enter into a contract with Integrative Counseling Services, Inc. for the provision of Play Therapy (63.7% funded)
- 5-10-HH-7 Authorizing the Chairman of the Legislature and the Director of Health & Human Services to amend the 2009-2010 HRI contract to accept additional funding for the Breast & Cervical Cancer Early Detection Program. (100% funded)
- 5-10-HH-8 Authorizing the Chairman of the Legislature and the Director of Health & Human Services to enter into a contract with the NYS Department of Health to participate in the Healthy Men & Women's Partnership and to accept funding for these programs. (100% funded)
- 5-10-HH-9 Authorizing the Chairman of the Legislature and the Director of Health & Human Services to enter into a contract with NYS Department of Health to accept funding for continued participation in the Immunization Action Plan (IAP). (100% funded)

End of Bundle.

Motion by Petrus to bundle HH-4, 5, 6, 10, 11, 13, 14 and 15, 2nd by Cuddeback, all in favor.

- 5-10-HH-4 Authorizing the Chairman of the Legislature to enter into an agreement to develop a Compliance Plan for the County of Cayuga.
- 5-10-HH-5 Authorizing the Chairman of the Legislature and the Director of Health and Human Services to enter into contracts with Funeral Directors to provide burial services for Cayuga County's indigent population.
- 5-10-HH-6 **(Amended @ Committee)** Authorizing the Chairman of the Legislature and the Director of Health & Human Services to abolish a Sr. social Welfare Examiner position and fund and fill a Human Services Examiner Position.
- 5-10-HH-10 To authorize the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home to enter into an agreement with Susan Green, RN for wound care services at Cayuga County Nursing Home.
- 5-10-HH-11 Amending the Mental Health budget to increase funding for Cayuga Home for Children, Inc.
- 5-10-HH-13 Authorize the Chairman of the Legislature, the Director of Emergency Services and the EMS Medical Director to renew the New York State Dept. of Health, Emergency Medical Services' Course Sponsorship Certification.
- 5-10-HH-14 **(Added 5-6-10)** Amending the 2010 Mental Health Department Budget for Payment to Contractors.
- 5-10-HH-15 **(Added 5-13-10)** Authorizing the Chairman of the Cayuga County Legislature and the Administrator of the Nursing Home to Enter into an Agreement for Dental Services at the Cayuga County Nursing Home.

End of Bundle.

Fearon, resolution for Coroner salary was first put under Government Operations and then moved to Judicial & Public Safety and then pulled, I will bring to the floor on Tuesday, I think it needs to be done before the Political Season starts next month. Cuddeback, if we were to pass this resolution it would set a salary of 15,000 plus, steps for 4 years. What if go of a different form of Coroner system, where we have 4 Coroner's and there paid per death, do we give them \$15,000 per death. Fearon, you would have had to that before now. Cuddeback, who informed you of that? Fearon, my understanding it's subject to a public vote. Cuddeback, I was told differently by counsel. Petrus. It may need to be changed after we talk to Fred. Cuddeback, no problem putting it thru in June, not ready for May. Tortorici, I think you need to get all the legal opinions first, then do it in June, I know Palermo wanted to send it to Public Safety for discussion and the committee should have the opportunity to discuss this first. Fearon, I started this in April and we did the Sheriff and this one got set aside and there has been enough time for discussion. Palermo, I think we can have the legal aspect worked out by Tuesday. Fearon, it's the right thing to do and I'm going to introduce it on the floor Tuesday, Palermo supports.

Motion by Fearon to bundle GO-3, 4 and 7, 2nd by Petrus, all in favor.

5-10-GO-3 Authorizes Cayuga County Clerk to Extend a Computer Service Contract Between ACS and Cayuga County for Two Years.

5-10-GO-4 Authorizing the Information Technology Department to Renew a Maintenance Agreement with @Comm for Phone Accounting Service.

5-10-GO-7 **(Added 5-6-10)** Authorization to Update the Policies of the County of Cayuga.

End of Bundle.

5-10-GO-6 **(Added 5-4-10)** Authorizing the Reorganization of the County Administrator's Office, County Auditor's Office and Clerk of the Legislature's Office. **Motion by Axton, 2nd by Mills. Discussion:** Mills, this provides the budget director for an increase of \$5,000 and retroactive to January 1st. Tom Squires, yes. **Mills, I don't think it's warranted at this time, I would like to offer an amendment to the 5th Resolve, reducing \$32,020 to \$27,020, which is where it is currently, Fearon 2nd.** Cuddeback, please explain your rationale. Mills, I think the salary of \$86,060 is a very good salary for the position, we're thinking of eliminating the positions of lesser paid people. Four years ago we had a Chairman of \$60,000, Budget Officer of \$20,000, for a total of \$80,000, taking care of everything on the 6th floor. Today we have the Administrator at \$95,000, the Chairman at \$30,000, a budget Officer if this goes thru at \$32,000, and at some point were going to add an auditor at \$55,000, it seems like a significant increase to the administrator staff on the 6th floor. Fearon, you have a CPA that makes \$60,000. Mills, we have Attorneys with Law degrees, one makes \$70,000 another at \$55,000. When we hired the County Administrator/Budget Officer I allocated some of that salary to the budget preparation process. Tom Squires, the Budget Director position is specific to that department, it's not the Budget Director of the County as a whole. The \$5,000 was to compensate for work done above and beyond that job description. I'm the Budget Officer; I'm solely responsible for producing the budget and bring it to the Legislature, and the salary you pay me covers that. Mills, clarification, the 27,020 that is currently in the County Administrator's budget is not for the Budget Director? Tom Squires, it is. Petrus, plus other services this person does? Tom Squires, currently yes. Petrus, so they are doing services that were already set and now they are taken on more. Tom Squires, the person in that job now is doing more than what the job description is. Cuddeback, I spoke with Tom about a week ago and thought that perhaps one alternative was to take the \$5,000 and put it into salary adjustment and once the work is done and if warranted could be allocated, but certainly not retro, I support the amendment. Tom Squires, this was a plan that was put forward as I came in, not something I developed, I agree with it and I think it will work and need, whatever you decide is the best course I will make adjustments. **Vote on amendment to remove \$5,000, from the 5th Resolve, all in favor, except Palermo and Petrus voting no. Resolution as Amended, all in favor, except Petrus voting no.**

Motion by Axton to bundle PW-1, 4, and 5, and do PW-2, 3, and 6 separate, all in favor.

- 5-10-PW-1 Adopting the Lead Paint Policy and the Respiratory Protection Plan.
- 5-10-PW-4 Amend Resolution 165-10 agreement with New York State Electric and Gas Solutions (NYSEG Solutions) for electricity.
- 5-10-PW-5 Authorizing the Chairman of the Legislature and Highway Superintendant to enter into a three year agreement for snow and ice removal.

End of Bundle.

- 5-10-PW-2 Authorizing the Hiring of Seasonal Staff to Repair, Caulk and Paint the Emerson Park Pavilion. **Motion by Axton, 2nd by Mills. Discussion:** Axton, this will save us a lot of money. Palermo, 4 additional people on top of the regular summer help? Gary Duckett, yes. Palermo, last resolve, Pavilion Capital "H" is only to be charged when the employees are working on the Emerson Park Pavilion, do you think its feasible that you will 100% of their time to devoted to the Emerson Park Pavilion? Gary Duckett, yes. Palermo, would it make sense to bid it out first? Gary Duckett, I can bid it out if you like, but you would have to pay prevailing wages, it won't be cheaper. Palermo, these people are qualified? Gary Duckett, yes, I will train them. **Vote, all in favor.**
- 5-10-PW-3 **(Revised 5-12-10)** Authorizing the Chairperson of the Cayuga County Legislature to enter into a cleaning services agreement with New York State Industries for the Disabled (Rochester Rehabilitation), a preferred provider in New York State, for Cayuga County buildings. **Motion by Cuddeback, 2nd by Axton. Discussion:** Mahunik, do we have a concrete figure on where we stand with this, how much money are we really going to save? Tom Squires, Handout attached to original minutes, revised savings of \$76,974.17 annual savings. Aikman, time off is that in there? Tom Squires, no, terminal leave payment is not in there, estimate I saw was for \$24,000, first year one-time payment. Lattimore, when does this take effect. Tom Squires, September 4th, 2010. Tom Squires, there are certain legal obligations with any layoff. Cuddeback, with these new numbers has your recommendation changed any? Tom Squires, no, this is our best snapshot of the annual savings. Mills, if individuals were offered another job and they refused they weren't eligible for un-employment? Fred Westphal, if the job they take pays less or the benefits are less then there is room for un-employment. **Vote, all in favor.**
- 5-10-PW-6 Authorization for Superintendent of Highways to Utilize Jefferson County's Public Works Software Bid. **Motion by Cuddeback, 2nd by Petrus. Discussion:** Palermo, one of the benefits when departments first picked up their MUNIS package there would be integration as far purchasing, job costing etc., that would integrate with MUNIS, this does not. George Wethey, it was supposed to. Palermo, does Jefferson County use MUNIS? George Wethey, I will check. Palermo, the MUNIS committee should take a look at this before we do anything. Axton, we can pull Tuesday if we don't have the information. Aikman, we can stipulate that if it doesn't work with MUNIS, we give it back. Jim Orman, we would like someone from this company to come to the MUNIS meeting next Thursday at 10:00AM. Palermo, can we adopt another county's RFP and then change it and take that vendor? Fred Westphal, we should work that out before we adopt that RFP, answer questions first. **Vote- all in favor.**

Motion by Cuddeback to bundle JP-1, 2, 4, and 5, 2nd by Petrus, all in favor

- 5-10-JP-1 Authorizing the Cayuga County Sheriff's Office and the Cayuga County E-911 Center to sell to the Village of Weedsport Police Department Two Mobile Licenses and One Records Management License.
- 5-10-JP-2 Authorizing the Treasurer's Department to Amend the 2010 Sheriff's Budget to Accept the 2009 SLETPP (State Law Enforcement Prevention Program) Grant from the Office of Homeland Security.
- 5-10-JP-4 **(Added 5-11-10)** Resolution Declaring the Legislature of the County of Cayuga's Intent to be Lead Agency for Environmental Review Pursuant to the State Environmental Quality Review Act (SEQRA) for the Proposed Cayuga County Emergency Communications Project.

5-10-JP-5 Authorizing the Chairman of the Cayuga County Legislature and the Director of Emergency Services to Accept a New York State Homeland Security Hazardous Materials Grant to Purchase the AHURA Scientific Tru-Defender FT Chemical Detector and Receive Manufactures Training in the use of the AHURA Scientific Tru-Defender FT, also, Authorizing Cayuga County to Enter into a Memorandum of Agreement (MOA) with the Non-Submitting Members of the Central New York Regional Hazardous Materials Response Team Consortium.

End of Bundle.

Motion by Cuddeback, 2nd by Fearon to go into executive session re: Pending Litigation on two fronts And proposed acquisition, sale or Lease of real property at 7.47PM, all in favor. Asked to come into Executive Session, Sheriff Dave Gould and District Attorney Jon Budelmann.

Motion by Cuddeback, 2nd by Fearon to come back in from Executive Session at 8:37PM, all in favor.

Motion by Cuddeback, 2nd by Fearon regular resolutions #1-7 Mills please pull out resolution #4 and do separate, all in favor.

REGULAR MONTHLY RESOLUTIONS:

1. Auth. payment of **April** Audit of Claims
2. Auth. payment of Utilities.
3. Auth. payment of Claims for Thruway Tolls. **(No Amount Paid this Month)**
5. Auth. payment of Claims for Credit Card Charges.
6. Auth. payment of Claims for Various Equipment Leases.
7. Auth. payment of Various Capital "H" Projects **(Rev. 5-7-10)**

End of Bundle.

4. Auth. payment of Claims for the Sr. Nutrition Program. **Discussion: Mills question payment to drive Rena Raymond. Director of Office for the Aging Nancy Siefka handed out a spread sheet explaining the payouts, attached to original minutes. Cuddeback moved the question, Fearon 2ne, all in favor.**

ALL LEGISLATOR'S:

5-10-LEG-1 Resolution Calling on the Governor of the State of New York to Enforce the Collection of Sales Taxes on Tobacco Sold on Indian Lands and to Insure Collection of all Sales and Excise Taxes on Tribal and Indian Sales of All Goods and Services to Non-Tribal Members without Delay. **Motion by Cuddeback, 2nd by Fearon, all in favor.**

5-10-LEG-2 Resolution Calling on the Cayuga County Legislature and its Individual Members to Request the United States Congress to Insure that when Land is Placed into Trust, Property Taxes Shall Continue to be Assessed and Paid to Local Municipalities and School Districts. **Motion by Cuddeback, 2nd by Petrus, all in favor.**

Motion by Cuddeback to adjourn at 7:48PM, 2nd by Petrus, all in favor.

MINUTES TO APPROVE: motion by Cuddeback to approve minutes of 5-17-10, on 6-15-10, 2nd by Fearon, all in favor.