

MINUTES
WAYS & MEANS COMMITTEE
CHRISTOPHER PALERMO, CHAIR
TUESDAY, JUNE 15, 6:30PM
CCOB C.R. #1

CALL TO ORDER: By Christopher Palermo, Chairman, Ways & Means Committee, at 6:30PM

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

ALSO PRESENT: Chairman Peter Tortorici, County Administrator Tom Squires, Legislator's Francis Mitchell, Stephen Barski, Cynthia Aikman , Tim Lattimore and Paul Pinckney, Co. Attorney Fred Westphal, Highway Superintendent, George Wethey, Director of Mental Health Kate O'Connell, Interim Deputy Director Health & Human Services Casey Meyer, Budget Director Lynn Marinelli, Director of Probation Bernie Newcomb, Director of Planning Steve Lynch, Administrator Cayuga County Nursing Home Deb English, Director Human Resources/Civil Service Jen Marshall, Civil Service Commissioner Jeff Edwards, Treasurer Jim Orman, Director 911 Denise Stayton, Director of Parks & Trails Gary Duckett, Legislative Assistant Sheila Smith and Citizen Reporter Sarah Gantz.

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

PRESENTATION: WLADIS Law Firm, Mark Wladis, Matthew Tynan and Joseph Rossi, and Leann Warner, re: Grant Writing and Funding Opportunities, handout attached to original minutes.

Discussion:

Lattimore, do you deal with the empowerment zone?

Mark Wladis, yes.

Mills, do you work on a retainer?

Mark, Lobbyist work is done on a retainer, grant practice is hourly rate.

Mills, we have staff here that writes grants, you would do follow up?

Mark, grant writing is 50% writing, 50% chasing it, you need someone calling and working on your behalf.

Mills, is there a time limit.

Mark, we usually do it on a yearly basis.

COMMITTEE DISCUSSION: Bernie Newcomb Director of Probation, re: Emergency Resolution: To Recommend and Request that the Cayuga County Ways & Means Committee Approve the Cayuga County Ignition Interlock Plan for the Implementation of the Ignition Interlock Provisions of Leandra's Law.
Motion by Fearon to bring to floor, 2nd by Petrus, all in favor.

RESOLUTION NO. 272-10 6-22-10 PRO Leandra's Law Imp (2)
TO RECOMMEND AND REQUEST THAT THE CAYUGA COUNTY WAYS & MEANS COMMITTEE APPROVE THE CAYUGA COUNTY IGNITION INTERLOCK PLAN FOR THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW
BY: Christopher Palermo, Chairman, Ways & Means Committee

WHEREAS, in late 2009 New York State enacted and passed into legislation "Leandra's Law" which (a) added the category of "*Child In Vehicle*" to DWI offenses that has already been implemented; and (b) which added a Section of the V&T Law requiring the installation and use of an Ignition Interlock Device as part of all DWI sentences in New York State to be implemented effective August 15, 2010; and
WHEREAS, in accordance with the request of the law, the New York State Division of Probation & Correctional Alternatives has prepared a Proposed Rule to direct the implementation of this law; and
WHEREAS, every county shall establish a County Ignition Interlock Program with respect to usage of Ignition Interlock Devices and monitoring the compliance of an operator subject to installation of an Interlock Ignition Device as directed by the sentencing court; and
WHEREAS, every county shall develop a plan in consultation with the County's Probation Director, District Attorney, Stop-DWI Coordinator, Drinking Driver Program, where applicable, a representative designated by the County Executive, a Superior and Local Criminal Court Judge designated by the Administrative Judge for the County, a representative of an agency providing legal services to those unable to afford counsel in criminal cases designated by the County Executive and submit this plan to the New York State Division of Probation & Correctional Alternatives by June 15, 2010; and
WHEREAS, every plan shall specify monitoring by the Probation Department where the operator is subject to a period of probation supervision and may designate one or more alternative person(s) or entity(s) in lieu of the Probation Department responsible for monitoring where an Ignition Interlock Device has been imposed pursuant to a conditional discharge; and
WHEREAS, the Cayuga County Judicial & Public Safety Committee has directed the Cayuga County Probation Director to include in this plan that the New York State Police be designated as the monitor for conditional discharge sentences that mandate the installation of the Ignition Interlock Device and be presented before the Ways & Means Committee for final approval; now, therefore be it
RESOLVED, that the Ways & Means Committee has approved the Cayuga County Ignition Interlock Plan to be submitted to the New York State Department of Probation & Correctional Alternatives by June 15, 2010.

Signed by Palermo, Cuddeback, Fearon, Mahunik, Mills, and Petrus, all in favor.

DEPARTMENT REPORTS:

- 1) **Jim Orman (Treasurer and Data Processing) handout attached to original minutes**
- 2) **Al Kozlowski (Real Property) no report**
- 3) **Jen Marshall (Human Resources) handout attached to original minutes**
- 4) **Tom Squires (Budget Officer/Purchasing) Veterans Director Larry Wilt was taken to the hospital, Legislature Clerk Mary Jones spoke with him this morning, he was not feeling well, she and Niel Rivenburg EMO office, went to Larry's office and called an ambulance for him. Moving forward with the Auditor process. CHHA update is attached. Purchasing Policy will be ready soon. The budget process is coming up, still waiting on the State budget to see where we stand. IT department is one position closer to full staff, we will be meeting to look at the structure of that department. I meet with Dan Fessenden, Emerson Foundation about our investment in Emerson Park and where we're going, maybe bring a manager on. Mills, we need to bring a manager on now. Tom, there are legal issues, it will be a Legislative decision. We have \$792,000 in the sweep account, need \$825,000 that may be a little high, but I think we'll get there. Auburn Memorial Hospital is letting us use the parking lot while Mental Health is under construction. Mills, CHHA report shows revenue 3.8 million to 3.3 million, if revenue is down can we cut expenditures? Tom, the transfer of certificate of need maybe by December. Lynn Marinelli, probably March of next year. Mills loss of \$260,000. Tom, it's just a projection, is improving.**

6-10-PL-1 Authorizing the submittal of a Grant Application and Funding Request to the New York State Department of Ag & Markets for Preparation of a County-wide Agriculture and Farmland Protection Grant by the Cayuga County Department of Planning & Economic Development. **Motion by Mills, 2nd by Mahunik, all in favor.**

Motion by Fearon to bundle GO-1, 2, and 3, 2nd by Cuddeback, all in favor.

6-10-GO-1 Authorizes Cayuga County Clerk to fill a full time cashier in the Motor Vehicle Department.

6-10-GO-2 Authorizing the County Administrator's Office to Advertise and receive various bids.

6-10-GO-3 Setting Compensatory Time Policy for Non-Bargaining Employees determined exempt and not covered by the requirements of the Fair Labor Standard Act.

End of Bundle.

Motion by Cuddeback to bundle PW-1 through 6, 2nd by Petrus, all in favor.

6-10-PW-1 Authorizing the Chairman of the Cayuga County Legislature to sign an Agreement with Upstate Construction to allow them to access the piers on Little Sodus Bay by crossing the County owned West Barrier Bar.

6-10-PW-2 Authorizing Cayuga County to file an application for grant funds from the New York State Office of Parks, Recreation and Historic Preservation, in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$400,000.00, to assist with needed and planned improvements to the Emerson Park Pavilion as outlined in the adopted Emerson Park Pavilion Facility master plan.

6-10-PW-3 Authorization to fill the vacant typist, part-time position with the Parks & Trails Department due to a resignation.

6-10-PW-4 Authorization to amend the 2010 Cayuga County Highway Budget for Gas, Electric and Uniform Allowance.

6-10-PW-5 Authorization for Superintendent of Highways to utilize Jefferson County's Public Works software bid.

6-10-PW-6 **(Added 6-15-10)** Authorize the Chairman and Highway Superintendent to Sign an Inter-municipal Agreement with the City of Auburn.

End of Bundle.

Motion by Petrus to bundle HH-1 through 16, 2nd by Cuddeback, all in favor.

6-10-HH-1 **(Revised 6-10-10)** Authorizing the Director of Health & Human Services to fill a PT Caseworker vacancy in Child Welfare Unit.

6-10-HH-2 **(Revised 6-10-10)** Authorizing the County Legislature to create one full-time and 1 part-time Caseworker position in the Child Protective Unit of Human Services (75% funded)

6-10-HH-3 **(Revised 6-10-10)** Authorizing the Legislature to create two Human Services Examiner PT positions in the Medicaid Unit of Human Services, set the rate of pay for the same, and authorize the Director of Health and Human Services to fill these newly created positions (100% funded)

6-10-HH-4 Authorizing the Chairman of the Legislature and the Director of Health & Human Services to contract with multiple service agencies for the provision of Child Welfare Placement Services.

6-10-HH-5 Authorizing the Chairman of the Legislature and the Director of Health & Human Services to enter into a contract with Cornell Cooperative Extension of Cayuga County for the provision of "Placement in another Planned Permanent Living Arrangement" Services (100% federally funded).

- 6-10-HH-6 Authorizing the Chairman of the Legislature and the Director of Health & Human Services to renew their contract with the State to continue the 100% funded Children with Special Health Care Needs (CSHCN) Program and to accept funding.
- 6-10-HH-7 To Authorize the Chairman of the Legislature and the Director of Health & Human Services to enter into a contract with First Student, Inc. for Transportation of Physically Handicapped Children (59.5% state funded).
- 6-10-HH-8 Authorization to fill a Medical Social Worker Pt and re-set the hourly rate of pay for the same.
- 6-10-HH-9 Authorizing the purchase of K Checks Software from Kinney Management Services (LLC) and enter into a licensing agreement.
- 6-10-HH-10 Authorization to adjust the salary of the position of MDS Coordinator at the Cayuga County Nursing Home.
- 6-10-HH-11 To authorize the adjustment of the salaries of the non-bargaining LPN, PT Nurses for sub supervisor pay at the CCNH.
- 6-10-HH-12 Authorization to create and hire an MDS Coordinator and abolish one Supervising Nurse position at the Cayuga County Nursing Home.
- 6-10-HH-13 Authorizing an overlap in the position of Assistant Director of Nursing at the Cayuga County Nursing Home.
- 6-10-HH-14 Authorizing the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home to renew an agreement with Saul Rosenblum, M.D.P.C. as Medical Director of Cayuga County Nursing Home.
- 6-10-HH-15 To authorize the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home to enter into an agreement with Board of Cooperative Educational Services for provision of Educational and Clinical experiences for practical Nursing Students and Nurse Aides for the 2010-2011 school year.
- 6-10-HH-16 Authorize the creation and filling of a full-time Director of Community Outreach at the Cayuga County Community Mental Health Center.

End of Bundle.

Motion by Palermo to bundle regular monthly resolutions 1 through 7, 2nd by Cuddeback, all in favor.

REGULAR MONTHLY RESOLUTIONS:

1. Auth. payment of **May** Audit of Claims
2. Auth. payment of Utilities.
3. Auth. payment of Claims for Thruway Tolls.
4. Auth. payment of Claims for the Sr. Nutrition Program.
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 (**Revised 6-11-10**)

End of Bundle

- 6-10-WM-1 Authorizing the Chairman of the Legislature to Sign an Agreement with Utilisave for Utility Auditing/Cost Recovery. **Motion by Palermo, 2nd by Cuddeback, all in favor.**
- 6-10-WM-2 Authorizing the Clerk of the Cayuga County Legislature to Solicit Requests for Proposals for the Purpose of Acquiring Fixed Asset/Inventory Software. **Motion by Palermo, 2nd by Cuddeback, all in favor.**
- 6-10-WM-3 Authorizing the Cayuga County Treasurer to Fill an Accountant Position. **Motion by Palermo, 2nd by Petrus, all in favor.**
- 6-10-WM-4 Setting Summer Office Hours for County Offices. **Motion by Palermo, 2nd by Cuddeback, all in favor.**

6-10-WM-5 Directing the County Treasurer to Pay Dog Tax Monies as Apportioned. **Motion by Palermo, 2nd by Cuddeback, all in favor.**

JUDICIAL & PUBLIC SAFETY: NONE

Mills, payment for the radio system, I'm concerned with how we are going to pay for it. Palermo, we will discuss it after the executive session.

Motion by Cuddeback to go into Executive session at 7:32PM, re: the employment history of a particular person or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person, 2nd by Fearon, all in favor.

Asked to come into Executive Session, County Administrator Tom Squires, County Attorney Fred Westphal and Human Resources/Civil Service Director Jen Marshall.

Motion by Cuddeback to come out of Executive Session at 9:14PM, 2nd by Fearon, all in favor.

Fred briefly explained these resolutions that are for consideration on June 30, 2010 meeting of the full Legislature.

4 Draft Resolutions for your information only:

1. Authorizing the Clerk of the Cayuga county Legislature to Advertise Request for Proposals for the Microwave Paths for the New Cayuga County Radio System.
2. Bond Resolution of the County of Cayuga, New York Adopted on June _____, 2010 Authorizing Issuance of \$17,022,383.00 Bonds of the County of Cayuga to Pay a Portion of the Costs of Construction of the County's E-911 Communications System (2/3)
3. Authorizing the Chairman of the Cayuga County Legislature to Sign an Agreement with Motorola Inc. for a UHF Trunked Radio Network.
4. Authorizing the Chairman of the Cayuga County Legislature to Sign a Contract with _____ for Project Management Services for the Radio Communication Project.

Mills, It's easy for us to do a borrowing resolution for 17 million, but we have spent 2 years talking about the radio system and what we need, but we haven't spent 2 days talking about how we are going to pay for it. I would like to hear some proposals from the County Administrator on how we're going to find the money to pay the debt service if we authorize this level of borrowing. I'm real concerned because I don't think the one number is accurate, in terms of the sites themselves. I think the 1.8 million for the sites is in the ballpark, but we are talking about a 1.8 million in debt service that frankly I don't see where that money is coming from going forward, other than putting on the back of the County tax-payer and I'm not going to vote for this resolution if that's the case.

Tom Squires, you're right, it's a big number. There are two ways you pay for it, you increase revenue or you cut costs.

Mills, we need to spend sometime between know and the 30th to work out some of these alternatives and getting a consensus of this body as to what we would like to do.

Tom Squires, we figure it will be about \$250,000 a year for the cell phone surcharge.

Mills, I don't support that, but we could talk about it.

Tom Squires, we will aggressively pursue any kind of grant opportunities we can find.

Mills, in the short term we are going to go out and borrow \$17 million dollars.

Tom Squires, this establish the maxim amount we can borrow, if we spend \$15 million, we borrow \$15million, to satisfy the cash flow there is a payment schedule, so we are going to use bands/bond anticipation notes, borrow on bands as needed.

Mills, so we're not going out and borrow \$17million?

Tom Squires, correct, we will set the maxim amount we think we are going to spend and authorize borrowing for that. We are expecting money from the city for this.

Mills, can we get a document from the city stating they will release this money to us, are they going to give the money to us and under what terms.

Tortorici, the city has to re-negotiate with Nextel on how the money will be distributed, that will all need to be discussed.

Fearon, Tom mentioned that there are only two ways of paying for this, increasing revenues and decreasing expenditures, we really need to do a combination of both. On the side of revenues, there is always the possibility of grants, I support the idea of having other types of taxes that keep property taxes down.

Motion by Cuddeback to adjourn at 9:25PM, 2nd by Fearon, all in favor.

Motion by Petrus, 2n by Fearon to approve minutes of 6-15-2010, all in favor.