

**MINUTES
CAYUGA COUNTY LEGISLATURE
MARCH 25, 2008, 6:00 PM
CCOB 6TH FLOOR/CHAMBERS**

CALL TO ORDER: Hon. Roger Mills, Chairman

ROLL CALL: Mary Jones, Clerk of the Legislature, All Legislator's present.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

LEGISLATIVE APPOINTMENT: District #15, Motion by Legislator Chapman to nominate Patrick F. McIntosh, 2 Washington St., Auburn, NY 13021, for Legislator District #15, 2nd by Legislator Tortorici, approved by majority vote, all present voting aye. Oath of Office was administered by Nelson Jamison, 2nd Deputy Clerk, County Clerks office

PUBLIC HEARING: 6:00PM To Adopt Local Law # 1 for the Year 2008, Authorizing Cayuga County Deputy Sheriff's or Corrections Officers to Reside in Cayuga County or any Adjoining County in New York State. Opened at 6:17PM

Legislator Fearon, I would like to thank Nelson Jamison for his many years as 2nd Deputy Clerk for the County Clerks Office. Nelson is the biggest m&m fan in the United States, he always has a smile, a sunny outlook, and will be missed.

PROCLAMATION: Captain Michael J. Harris Day in Cayuga County, Tuesday, March 25, 2008, read and presented by Roger Mills, Chairman, County of Cayuga.

PRESENTATION: Captain Swain, State Police, Annual State Police Report, in December emergency lines have been changed to ring into the 911 center. The computers that are in the cars now have the capability of talking to the computers at the 911 center, this cuts down on the interference in the car radios. Things are going well. We had our Statewide review, and Cayuga County does need more law enforcement, we have put in a request for 10 people and hope to get 5. Everything we do now goes thru 911.

MINUTES: For Approval: 12-11-07 and 1-2-08, Motion by Legislator Axton to approve, approved by vice vote, all present voting aye.
For Reading: 1-9-08, 1-22-08, 2-4-08 and 2-26-08

CCC REPORT: Daniel Larson, President, three students have received the Chancellor's Award for Student Excellence, Jan Baum, Sherry Eichmann and Kathleen Brown. This week, we successfully launched paperless registration for the Fall semester classes, "The Banner System. This service will reduce our use of paper, costs, and time, it will also provide all students with free e-mail accounts. Spring enrollment is up from last year. The Alumni Phonathon has raised more than \$13,000 in pledges. The Harlequin Players, premiered at CCC this month. Finally, we have a preliminary agreement for a new contract with the Faculty Association.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

1. Board of Elections re: Sequoia Optical Scanning Voting Machine System, Larry Tanelli, spokesperson, this machine does it all. It's handicap assessable, three sided for privacy, if you mark incorrectly, the machine will tell you, there is a write in box on the bottom of the ballot. If you over-vote, the machine will let you know and you just do a new one. The size is 48Lx48hx26W about 175lb.
2. Legislator Fearon, Prescription Drug Providers, one third of the increase in health insurance is from one provider. We would like to get the Non-bargaining employees to take this provider off the list. This would be a savings to the employees and us. This will be brought to committee in April.
3. Denise Stayton, 911 Administrator, the radio system needs to be updated, I will be looking at the sites tomorrow with Roger Mills, Raymond Lockwood, and Brian Dahl. I will give you a full report the end of April. Legislator Lockwood, we will have a special meeting when the report comes back, it will be open to the public so everyone knows what is going on.

MANAGER'S REPORT: Wayne Allen, none.

CHAIRMAN'S REPORT: Roger Mills, re: Health Insurance Consortium, by the year 2020 cost will be 35 million, this is a critical issue, we need to bring cost under control. Legislator Fearon, we are well aware of the cost, we don't want to make any changes without the employees input.

EMERGENCY AUTHORIZATION FOR AUSTERITY SPENDING:

Cayuga County Soil & Water Conservation District is a contract agency of Cayuga County. The contract states that upon signing the first installment can be made. A county voucher was signed but not in time for the February audit of bills. A problem has developed with cash flow at the Soil & Water Conservation District and they have requested an advance of \$50,000.00. The balance of the first installment and the second installment. (April 2008 payment) will be paid through the March audit.

Signed by Palermo, Mahunik, Mills, Petrus.

EMERGENCY AUTHORIZATION FOR SPENDING:

Buildings & Grounds Dept. Some cracks were repaired in a hallway over the stairs on the 3rd floor of the Courthouse. The cracks are reappearing and some new ones showed up.

Requesting to get three quotations from structural engineering firms and based on the quotes have one of them to inspect the Courthouse for any structural deficiencies.

Will also have to investigate the possibility of asbestos abatement in the area to look at the structure.

Signed by Axton, Mahunik, Mills, Petrus, Wayne Allen, Co. Manager.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga Cortland Workforce:

Ronald Hill, Box 600, 29 S. Skaneateles St., Jordan, NY 13080, term – 3-26-08 to 6-30-2010

Ward O'Hara Museum Board of Directors:

Hon. Daniel Sincebaugh, 147 Garrow St. Ext., Auburn, NY 13021 to serve your Legislative term.

Appointments approved by voice vote, all present voting aye.

Motion by Legislator Axton, 2nd by Murphy to approve, approved by voice vote, all present voting aye.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter from Robert Oaks, Member of the State Assembly, re: funding to assist the Board of Elections for replacing voting machines.
2. Received a thank you card from Rosemarie Netti and Family to County Legislators, County Employees and Friends, the gifts were very much appreciated.
Read by Mary Jones, Clerk of the Legislature.
3. Received a letter from Mitchell Morris, Associate Counsel, Office of the State Comptroller, re: copies of County Clerk's and Treasurer undertakings are no longer required to be filed with their office.
4. Received a signed petition from the students at Cayuga Community College, re: the contract for Professors and Faculty and their support.
5. Received a letter from Cheche Funeral Home, Inc., Auburn, NY, to David Gould, Sheriff Cayuga County, complimenting the Sheriff's Dept. on Deputy's that were detailed to Steven Netti's calling hours.

Read by Mary Jones, Clerk of the Legislature.

Roger Mills, Chairman, would like to thank Deputy Tim Axton and David Harkness

Legislator Chapman, asked that communication #1 be read, Mary Jones, Clerk of the Legislature read for all.

Motion by Legislator Chapman to go into executive session 7:23PM re: Proposed Litigation, approved by voice vote, all present voting aye.

Motion by Legislator Cuddeback, 2nd by Schuster to come out of executive session 7:46PM, approved by voice vote, all present voting aye.

RECESS: 10 minutes

RESOLUTIONS

RESOLUTION NO. 159-08

AuditMarch.08.rev.doc

AUTHORIZING THE COUNTY TREASURER TO PAY MARCH 2008 AUDIT OF CLAIMS

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

WHEREAS, The Legislature did at its regular meeting on March 25, 2008 audit claims against the County of Cayuga in the aggregate sum \$3,191,659.14, therefore be it

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

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 31, 2007.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 160-08

3/25/08

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.

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

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

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

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

	FEBRUARY 2008
Gas & Electric :	\$173,070.46
Water & Sewer	\$ 6,065.92
Telephone:	\$ 20,440.76
Landfill/Rubbish	\$ 301.63
Total:	<u>199,878.77</u>

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 161-08

3/25/08

PURCHSVCSFEB

AUTHORIZING THE CAYUGA COUNTY TREASURER TO CHARGE DEPARTMENTS FOR CENTRAL SERVICES AND PURCHASES FOR THE MONTH OF FEBRUARY 2008

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

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

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

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$16,510.94
TOTAL		\$16,510.94

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 162-08

Date of meeting: March 25, 2008

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME

By: Ann Petrus, Chairman

Health & Human Services Committee

Francis Mitchell, Chairman

Ways & Means Committee

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

WHEREAS, said Committee has audited and authorized payment in the amount of \$211,527.54 for the month of February 2008, now therefore be it

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 163-08

seniornutrition

REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER FOR OPERATION OF THE SENIOR NUTRITION PROGRAM IN THE OFFICE FOR THE AGING.

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

Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, The Director of the Office for the Aging presented bills for service providers in regard to operation of the Senior Nutrition Program, to the County Treasurer for payment pursuant to Resolution No. 297, duly adopted on June 21, 1994, which claims total \$13,396.63 covering the period through 2-29-08 and have been paid as set forth on the attached lists; now, therefore, be it

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 164-08

3/25/08

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

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

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

FEBRUARY 2008
\$ 193.79

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 165-08

3/25/08REV

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

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

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

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

FEBRUARY 2008	
First Niagara	\$ 496.43
WalMart	\$ 70.00
Sunoco	\$ 112.36
AmExpress	\$5,726.00
<u>Exxon</u>	<u>\$ 143.63</u>
Total:	\$6,548.42

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 166-08

3/25/08

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

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

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

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

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

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

JANUARY TOTAL
\$5,703.56

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

Approved by voice vote, all present voting aye except Palermo abstaining.

RESOLUTION NO. 167-08 (3/25/08)

COA-Caph3PAY

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

BY: MR. MITCHELL, WAYS & MEANS COMMITTEE.

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

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

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

- 1. Project #00-01-C (Implementation of Master Facilities Plan for CCC Auburn, Campus):
 HMI MECHANICAL SYSTEMS, INC.:
 Application & Certificate for Payment No. 11 dated 2/5/08.(Final).....\$ 75,127.00
 HARRISON AUDIO & STAGE:
 Inv. No. 58.....\$ 150.00
 THE HAMILTON GROUP:
 Inv. No. 1110517.....\$ 9,999.00
 DVS DIRECT:
 Inv. No. 5004453.....\$ 5,639.00
- 2. Project #03-7 (Phase 4/ Integration of Services (IOS)):
 HEWLETT PACKARD COMPANY:
 Inv. No. 43689421.....\$ 729.82
 DLT SOLUTIONS:
 Inv. No. S1049795.....\$ 9,517.20
 FINGER LAKES TECHNOLOGIES GROUP, INC:
 Inv. 2008-162-02.....\$ 4,715.90
- 3. Project #06-5 (Modification to the Cayuga County Office Bldg. Heating System):
 J&E ELECTRIC, INC.:
 Application & Certificate for Payment No. 9 dated 2/29/08.....\$ 2,280.00
 SIRACUSA MECHANICAL, INC.:
 Application & Certificate for Payment No. 9 dated 2/29/08.....\$ 61,225.13
- 4. Project #07-1 (Erie Heritage Preservation):
 KENT ENVIRONMENTAL:
 Inv. No. 65.....\$10,962.83
- 5. Project #07-5 (Tyler Software):
 TYLER TECHNOLOGIES:
 Inv. No. 122793.....\$ 3,100.00
 Inv. No. 122791.....\$10,108.88

And be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 168-08

3/25/08

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

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

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

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

FEBRUARY 2008

Copier Leases and Maintenance:	\$ 9270.83
Postage Leases:	\$
Misc. Leases:	\$ 6417.08
Total	\$15,687.91

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 169-08

3/25/08

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

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

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

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

FEBRUARY 2008

\$ 371.45

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 170-08 (3/25/08)

COA-DOGTXAPP2008

DIRECTING THE COUNTY TREASURER TO PAY DOG TAX MONIES AS APPORTIONED.

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

WHEREAS, in accordance with Section 111 of the Agriculture and Markets Law the County Treasurer herewith presents for filing his annual Dog License Report, together with a Statement of Amounts Remitted and Apportioned; now, therefore, be it

RESOLVED, that the attached Dog License Report be received, approved and printed in the Journal of the County Legislature and that the County Treasurer be authorized and directed pay to the City of Auburn and the several towns the amounts mentioned in the apportionment column of said Statement, totaling \$8,142.44.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 171-08

(3/17/08)

COMMunWCfire

RESOLUTION FOR MUNICIPALITIES PROVIDING WORKER'S COMPENSATION FOR FIRE OR OTHER EMERGENCY SERVICES

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

WHEREAS, Cayuga County has permitted Towns, Villages, Cayuga County Community College, and the County Soil and Water Conservation District to be participants in its present Worker's Compensation coverage plan; and

WHEREAS, it has been demonstrated to all participants who provide fire protection as a part of their services to their communities did experience a savings under this plan; and

WHEREAS, the State Insurance Fund has increased their premium costs for Worker's Compensation coverage for many of the municipalities covered under the existing plan; now, therefore be it

RESOLVED, that any municipality withdrawing from the County Worker's Compensation Plan now or in the future shall be responsible for providing Worker's Compensation coverage for fire or other emergency services provided to their communities and shall not to be paid by the County plan; and, be it further

RESOLVED, that no participant of the County Worker's Compensation Plan shall now or in the future be permitted to "cherry pick" Worker's Compensation coverage.

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

Approved by voice vote, all present voting aye, except Palermo voting no.

Motion to Amend by Legislator Petrus, 3rd resolve to read: **Resolved**, that the rate of pay for the temporary position of Acting Director of Community Mental Health Services be hereby set at **\$300.00 per week plus one week of vacation time for each year** for the temporary period of appointment; and be it further, approved by voice vote, all present voting aye.

RESOLUTION NO. 172-08 (3/25/08) CMHcreatetempActDir08-rev1
Authorization for the creation and filling of the temporary position of Acting Director of Community Mental Health Services

By: Francis Mitchell, Chairperson, Ways and Means Committee

Whereas, the County's Community Mental Health Department is going through a transition for management staff due to the retirements of the Deputy Director of Community Mental Health Services and Director of Community Mental Health Services; and

Whereas, the Deputy Director of Community Mental Health Services handles the day to day supervision and oversight of all County Community Mental Health Services in the absence of the Director and she will be retiring in June of 2008 and her last day of work shall be May 9, 2008; and

Whereas, in order to provide continuity of services and supervision and coordination of all County Community Mental Health services, the County's Health and Human Services Oversight Committee shall, with the assistance of the Deputy Director of Community Mental Health Services, interview qualified candidates to fill the position of Acting Director of Community Mental Health Services; now, therefore be it

Resolved, that the County does hereby create the temporary position of Acting Director of Community Mental Health Services; and be it further

Resolved, that the appointing authority be hereby authorized to fill the temporary new position effective April 14, 2008 to allow cross-training by the current Deputy Director of CMH Services, prior to her departure on May 9, 2008, to acclimate the new temporary Acting Director appointee; and be it further

Resolved, that the rate of pay for the temporary position of Acting Director of Community Mental Health Services be hereby set at \$300.00 per week plus one week of vacation time for each year for the temporary period of appointment; and be it further,

Resolved, that the temporary appointment be made in accordance to Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

Resolved, that the Acting Director of Mental Health Services shall be a temporary position until a search is completed to appoint a full time Director of Community Mental Health Services upon the retirement of the current Director.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 173-08 3-25-08 TREwaivepenaltytaxbill
Authorizing the Treasurer to Waive Penalty on One (1) School Tax Bill.

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

WHEREAS, taxpayer purchased Parcel No. 170.02-1-47; and

WHEREAS, the County Property Transfer Report incorrectly listed taxpayer's address for the school tax bill and caused the bill to be delivered to the wrong address;

WHEREAS, the taxpayer never received the school tax bill causing it to be re-levied on the county/town tax bill thus accruing penalties (\$145.92m) and interest (\$51.58) unknown to the taxpayer.

WHEREAS, the taxpayer has visited and/or contacted Treasurer's Office, Town Tax Collector and the school district office on numerous occasions to resolve this; now be it

RESOLVED, the penalty portion of \$145.92 be waived; the interest portion of \$51.58 is still the burden of the taxpayer; and be it further

RESOLVED, that the Treasurer's Office is authorized to make any and all journal and accounting entries to reconcile waiving of penalty in the amount of \$145.92.

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

Approved by voice vote, all present voting aye, except Tortorici voting no.

RESOLUTION NO. 174-08 (03/25/08)

EMS BUDGET REVISION

Authorizing the Cayuga County Treasurer to revise the 2008 County Budget by moving the Emergency Medical Services (EMS) salaries, equipment funds and fringe benefits from the Emergency Management Office Budget #3640 to the EMS Budget #4072.

By: Ms. Ann Petrus, Chairperson of Health & Human Services Committee

Mr. Francis Mitchell, Chairperson of Ways & Means Committee

Whereas, per New York State Dept. of Health, the operation of Emergency Medical Services (EMS) is to remain under the direction of the Health Dept.; and

Whereas, the EMS Budget, #4072, had remained separate from the EMO Budget, 3640, until the 2008 Budget when it was determined that the EMS Budget should be incorporated into the EMO Budget ; and

Whereas, per this adjustment, the EMS salaries, equipment and fringe benefits were added into the funds of the EMO salaries, equipment and fringe benefits; and

Whereas, this arrangement will not be in compliance with New York State Dept. of Health policies. Now therefore be it,

Resolved, that the Cayuga County Treasurer be authorized to revise the 2008 County Budget by moving the EMS salaries, equipment funds and fringe benefits from the EMO Budget; and be it further

Resolved, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to the 2008 Budget as follows:

Decrease Acct. #3640.1 Salaries.....	\$65,644.00
Decrease Acct. #3640.2 Equipment.....	\$10,000.00
Decrease Acct. #3640.800.001 Soc. Sec.....	\$5,022.00
Decrease Acct. #3640.800.002 Retirement.....	\$5,492.00
Decrease Acct. #3640.800.003 Health Ins.....	\$5,607.00
Decrease Acct. #3640.800.004 Dental.....	\$ 395.00
Decrease Acct. #3640.800.005 Wrkr. Comp.....	\$1,054.00
Increase Acct. #4072.1 Salaries.....	\$65,644.00
Increase Acct. #4072.2 Equipment.....	\$10,000.00
Increase Acct. #4072.800.001 Soc. Sec.....	\$5,022.00
Increase Acct. #4072.800.002 Retirement.....	\$5,492.00
Increase Acct. #4072.800.003 Health Ins.....	\$5,607.00
Increase Acct. #4072.800.004 Dental.....	\$ 395.00
Increase Acct. #4072.800.005 Wrkr. Comp.....	\$1,054.00

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 175-08 (March 25, 2008)

HD Fill WIC Assistant

Authorizing the Director of Health & Human Services to Fill a WIC Assistant Position Due to Retirement

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

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there will be a WIC Assistant vacancy in the Health Department’s Women, Infants and Children’s Program due to retirement effective April 4, 2008; and

WHEREAS, this employee performs a variety of non-technical, clerical duties (i.e., determines income eligibility, does intake, schedules appointments over the phone, etc.) in support of health care professionals in the delivery of a nutrition education program for the targeted group; and

WHEREAS, this position is necessary for the efficient operation of the office and is budgeted for in the 2008 Health Department Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Health & Human Services be authorized and directed to fill the full-time WIC Assistant position and any fill behinds that may occur in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 176-08 (March 25, 2008) HS Fill Human Services Examiner FS/MA
Authorizing the Director of Health and Human Services to Fill a Human Services Examiner in the Food Stamp/Medicaid Unit of Human Services Due to Retirement**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is an anticipated Human Services Examiner vacancy in the Food Stamp/ Medicaid (FS/MA) Unit of Human Services due to the retirement of the incumbent effective April 1, 2008; and

WHEREAS, the filling of this position is necessary for the effective and efficient operation of the FS/MA Unit; and
WHEREAS, this position is reimbursed at 100%; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill the Human Services Examiner position in the FS/MA Unit of Human Services and any fill behind in a manner consistent with the rules and regulations of the Cayuga County Civil Service Commission and the policies of the County of Cayuga.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 177-08 (March 25, 2008) HD Fill PT LPN CHHA
Authorizing the Director of Health & Human Services to Fill One Part-Time LPN Vacancy at CHHA**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there is one Part-Time LPN vacancy at the Home Care Agency due to resignation effective 2/13/08; and

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

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

RESOLVED, that the Director of Health & Human Services be authorized to fill the Part-Time LPN vacancy in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 178-08 (3/25/08) COA-LLRelating ToDirOfMentalHealth-FIX(Rev3)
FIXING DAY AND NOTICE OF A PUBLIC HEARING ON A PROPOSED
LOCAL LAW SETTING FORTH THE POWERS, DUTIES, MODE OF
SELECTION AND REMOVAL, AND TERM OF OFFICE OF THE
DIRECTOR OF CAYUGA COUNTY COMMUNITY MENTAL HEALTH
SERVICES.**

BY: MRS. PETRUS, Chair, Health & Human Services Committee.

MR. MITCHELL, Chair, Ways & Means Committee.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on March 25, 2008, a proposed Local Law entitled:

**“A LOCAL LAW SETTING FORTH THE POWERS, DUTIES, MODE OF
SELECTION AND REMOVAL, AND TERM OF OFFICE OF THE
DIRECTOR OF CAYUGA COUNTY COMMUNITY MENTAL HEALTH
SERVICES.”**

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning said Local Law before the Cayuga County Legislature on April 22, 2008 at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 179-08 DATE: 03/25/08 OFACreatefilltypistMar08

Abolishing a Stenographer Position in the Office for the Aging; Creating a Typist Position in that Office; and Authorizing the Director of the Office for the Aging to Fill the Newly Created Typist Position

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

WHEREAS, the current employee in a Stenographer position is retiring effective April 26, 2008; and
WHEREAS, the Civil Service Commission recently reviewed the duties of the position in the Office for the Aging and classified the title for the position which is currently Stenographer, grade 4, to Typist, grade 3; and
WHEREAS, the change in title will reduce the annual salary from \$27,837 (probation rate) and \$28,187 (step one) to \$27,404 (probation rate) and \$27,754 (step one); and
WHEREAS, there is funding from the New York State Office for the Aging and the Older Americans Act in the Office for Aging 2008 Budget Line 6772.100.000-A (Salaries) for this position;

now, therefore, be it

RESOLVED, that the Cayuga County Legislature create a Typist position in the Office for the Aging when the Stenographer retires; and upon creation of the Typist position, abolish the Stenographer position in the Office for the Aging; and be it further

RESOLVED, that the Director of Office for the Aging be authorized and directed to fill the newly created Typist position in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 180-08 Date of Meeting: 3/25/08 nhnursesstationrev
TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ARRANGE FOR THE REPLACEMENT AND INSTALLATION OF THE NURSES' STATIONS.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Cayuga County Nursing Home has the need to have nurses stations to carry out the work of the facility; and,

WHEREAS the current nurses stations are in a state of disrepair; and,

WHEREAS, Eldercare Interiors proposed the lowest bid in September is no longer able to do business in New York State; and

WHEREAS the Administrator has received drawings and price quote from Sedgwick Business Interiors for no more than \$24,600 under New York State contract; now therefore be it,

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to arrange for the replacement and installation of nurses' stations for a maximum cost of \$24,600 (Twenty-four thousand six hundred Dollars).

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

Approved by voice vote, all present voting aye.

RESOLTUION NO. 181-08 (3/25/08) MHSalAdjrev
SALARY ADJUSTMENT FOR ACTING DIRECTOR OF COMMUNITY HEALTH SERVICES

BY: Hon. Ann R. Petrus, Chairman Health and Human Services Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Director of Community Health Services has indicated his intent to retire in September 2008 as the Director of Community Health Services and as Director of Cayuga County Community Mental Health Center; and

WHEREAS, the Director will be using accrued vacation and personal time; and

WHEREAS, the Stella Chronis has been appointed to act in the absence of the Director of Cayuga County Community Mental Health Center; and

WHEREAS, the County Legislature wishes to compensate Ms. Chronis for the extra duties she is performing as Acting Director of Community Health Services; now, therefore be it

RESOLVED, that Ms. Stella Chronis be compensated \$300.00 per week for extra duties while she is Acting Director of Community Health Services; and, be it further

RESOLVED, that the source of funds for this compensation will be from Mental Health Community Mental Health Nurse that has been vacant since January 1, 2008; and, be it further

RESOLVED, that this additional compensation will total approximately \$3,600.00 (12 weeks – ending May 9, 2008); and, be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 182-08

(3/22/08)

MHPurchasevehicle

PURCHASE OF A 12 PASSENGER VAN FOR MENTAL HEALTH, INTENSIVE CASE MANAGEMENT PROGRAM AND THE TRANSFER OF FUNDS

BY: Hon. Ann Petrus, Chairperson Health and Human Services Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Motor Pool has informed the Mental Health Department that the 1999 Dodge Van has a frame issue with rusting from the bumper to the steering control making driving unsafe; and

WHEREAS, the Motor Pool has estimated that the repairs for this vehicle would be more than the value of the van; and

WHEREAS, the safety of County employees as well as clients is an important issue; now, therefore be it

RESOLVED, that the Mental Health Department is authorized to purchase (1) 12-Passenger Van on State Contract (PC62820) for \$17,775.00 (\$17,545.00 plus \$230.00 delivery); and, be it further

RESOLVED, that the funding for this vehicle will be \$13,500.00 from Mental Health Intensive Case Management Program (A4313.200.000) and \$4,275.00 from Mental Health Administration (A4310.100.000) (Community Mental Health Nurse position);

and, be it further

RESOLVED, that the van be primarily assigned to the Continuing Day Treatment and Psychosocial Club Programs but shall be available to other Mental Health Department units as necessary; and, be it further

RESOLVED, that the VIN number of the vehicle (1990 Dodge Van) being disposed of at County Auction is 2B5WB25Y4XK576545; and, be it further

RESOLVED, that the County Treasurer make the following transfer:

Decrease Account A4310.100.000 (Mental Health Administration, position – Community Mental Health Nurse) by \$4,275.00

Increase Account A4313.200.000 (Mental Health Intensive Case Management Program, Equipment – Vehicle) by \$4,275.00; and, be it further

RESOLVED, that the Cayuga County Community Mental Health Center is authorized to purchase this much needed vehicle to replace the old worn vehicle; and, be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 183-08

Date of Meeting: 3/25/08 NH replacehotwaterheat

TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO PURCHASE A REPLACEMENT HOT WATER HEATER FROM NORTHRUP SUPPLY CORPORATION IN MARCH 2008.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, the Cayuga County Nursing Home has the need to provide hot water for the care of residents; and,

WHEREAS the current hot water heater has developed a leak that is beyond repair; and,

WHEREAS the Administrator has sought proposals from three firms: Northrup Supply, Corp. (\$4030.30), Inland Supply Co. (\$5869.00) and Direct Supply Healthcare Equipment (\$5765.86); and,

WHEREAS, Northrup Supply Corp. has proposed to furnish the hot water heater at the lowest price. Now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to purchase the hot water heater not to exceed the sum \$4030.30 (Four Thousand Thirty Dollars and Thirty Cents).

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 184-08 (3/25/08)

MHpositions

CREATING AND FILLING POSITIONS FOR MENTAL HEALTH AND DESIGNATING FUNDING FOR INDEPENDENT CONTRACTORS FROM THE CONTINGENT ACCOUNT

BY: Hon. Ann Petrus, Chairperson – Health and Human Services Committee

Hon. Francis Mitchell, Chairman – Ways and Means Committee

WHEREAS, the 2008 budget earmarked the sum of \$600,000.00 in A1990 (Contingent Account) for Mental Health contract services; and

WHEREAS, the County Legislature adopted Resolution 82-08 “Amending the 2008 Budget by Transfer of Funds from Contingency Fund to Medical Eligible Services” in the amount of \$200,000.00 for contracts for service providers for 90 days; and

WHEREAS, it has been determined that \$400,000.00 will be needed for payment to independent contractors to complete the fiscal year through December 2008; and

WHEREAS, there has been demonstrated a need to create five part time positions in the Mental Health Administration Department; and

WHEREAS, to ensure adequate care for Mental Health clients the following positions must be created and filled; now, therefore be it

RESOLVED, that the one position of Licensed Practical Nurse, PT be hereby created and placed as a line in the Cayuga County Compensation Plan, Part II under Mental Health Department at the following rate

	Prob	1 st	2 nd	3 rd	4 th	
	14.72	14.87			14.87	; and, be it further

RESOLVED, that the two (2) positions of Associate Psychologist I (Community Mental Health), PT be hereby created and placed as a line in the Cayuga County Compensation Plan, Part II under Mental Health Department at the following rate

Grade	Inc.	Prob	1 st	2 nd	3 rd	4 th	
30		26.23	26.38			26.38	; and, be it further

RESOLVED, that the two (2) positions of Staff Social Worker (Community Mental Health), PT be hereby created and placed as a line in the Cayuga County Compensation Plan, Part II under Mental Health Department at the following rate

Grade	Inc.	Prob	1 st	2 nd	3 rd	4 th	
30		26.23	26.38			26.38	; and,

be it further

RESOLVED, that the funding be transferred from A1990 (Contingent Account) to accommodate the additional expense in 2008:

Decrease A1990 (Contingent Account) \$88,088.00

Increase A4310.1 (Mental Health, Administration, Salary) \$80,625.00

Increase A4310.8 (Mental Health, Administration, Fringe Benefits – FICA, Worker’s Compensation) \$ 7,463.00; and, be it further

RESOLVED, that the Acting Director of Community Services be hereby authorized and directed to fill the new positions in accordance to Civil Service Rules and Regulations and the Policies of the County of Cayuga; and, be it further

RESOLVED, that the Medicaid Eligible Services Account (A4310.420.000) be increased from \$200,000.00 to \$511,912.00 and the Contingent Account (A1990) be reduced by the same amount; and, be it further

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

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

Approved by majority vote, all present voting aye.

RESOLUTION NO. 185-08 DATE: 3/25/08 OFANewsletterBidMar08

Authorizing the Clerk of the Legislature and the Purchasing Agent to advertise for sealed proposals for the printing of the Cayuga County Office for the Aging Senior Citizen quarterly newsletter and authorizing the Chairman of the Legislature to award bid to the lowest qualified, responsible bidder.

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and

Mr. Francis Mitchell, Chair, Ways and Means Committee.

WHEREAS, The Cayuga County Office for the Aging publishes a quarterly newsletter for the benefit of 10,000 Senior Citizen residents of Cayuga County; and

WHEREAS, funds have been received from the New York State Office for the Aging to continue this publication; and

WHEREAS, the Health and Human Services Committee of this legislature has reviewed and approved the attached bid specifications for the printing of a quarterly newsletter; now, therefore be it

RESOLVED, that the Clerk of the Legislature and Deputy Clerk/Purchasing Agent be authorized and directed to advertise and receive sealed bids in accordance with General Municipal Law, Section 103, for the quarterly printing of the Cayuga County Office for the Aging Senior Citizen Newsletter; and be it further

RESOLVED, that the Chairman of the Legislature be authorized to award said bid to the lowest qualified, responsible bidder.

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

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

Motion by Legislator Petrus, to change 1st and 2nd resolved to read: Resolved, the County Legislature does hereby select *C & S Companies*

to provide architectural and engineering services for renovating and constructing new space at the 146 North Street Building (Mental Health Building); and be it further

Resolved, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to enter into a contract with *C & S Companies*; and be it further

Resolved, that the sum of \$365,500.00 be appropriated from the unappropriated fund balance and transferred into Account No. 9950. Approved by voice vote, all present voting aye.

RESOLUTION NO. 186-08 3.25.08 COMACCEPTENGINEERrev2

Authorizing the hiring of an Architectural and Engineering Firm for the purpose of renovating and construction of new space at 146 North Street Building (Mental Health Building; amending the 2008 budget; and authorizing transfer of monies.

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

Whereas, the County's Mental Health Clinic located in the County's Historic Post Office has been cited for several years for various deficiencies which include but are not limited to inadequate space, lack of privacy, and the lack of separation of entrances for adults and children; and

Whereas, the New York State Mental Health Department has taken punitive action against the County by withholding Medicaid enhanced revenues at a cost of approximately \$2000.00 per day; and

Whereas, the County recently completed a feasibility study to determine the best solution to meet the needs of the clients of County Mental Health services; and

Whereas, Option 3 of the feasibility study was selected by County Legislature and

Whereas, Option 3 was the renovation and construction of new space at the 146 North Street Building at an estimated cost of nearly \$6 million dollars; and

Whereas, the County has prepared a Plan of Correction that will address the deficiencies cited by the New York State Mental Health Department which includes the construction and renovation of the County's 146 North Street Building (Mental Health Building) which will include a new County Mental Health Clinic; and

Whereas, the County requires the services of a licensed and certified Architectural and Engineering firm to undertake the necessary steps for project planning, project start-up, schematic design, design development, final design, and construction phase of this project; and

Whereas, the following responses to a request for proposal were received:

C & S Companies	\$365,500.00
William Taylor Architects	\$397,000.00
Samuel J. Cichello	\$430,000.00
Holt Architects	\$516,000.00

Now therefore be it

Resolved, the County Legislature does hereby select *C & S Companies*

to provide architectural and engineering services for renovating and constructing new space at the 146 North Street Building (Mental Health Building); and be it further

Resolved, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to enter into a contract with *C & S Companies*; and be it further

Resolved, that the sum of \$365,500.00 be appropriated from the unappropriated fund balance and transferred into Account No. 9950.

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

Signed by Petrus and Axton

Approved by voice vote, all present voting aye.

RESOLUTION NO. 187-08

(03/25/08)

MHrespitaptrenew08

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER TO ENTER INTO AN AGREEMENT WITH DYNAMAX REALTY, INC. FOR A ONE-YEAR RENEWAL LEASE OF AN APARTMENT USED FOR RESPITE SERVICES LOCATED AT 120 OSBORNE STREET, APARTMENT #3, AUBURN, NY 13021.

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

WHEREAS, the apartment at 120 Osborne Street, Apartment #3, Auburn, New York has been utilized for respite services by the Cayuga County Community Mental Health Center; and

WHEREAS, the lease on the apartment will expire on February 29, 2008; and

WHEREAS, the terms of the lease state that the monthly rent for the apartment shall be \$600, and the lease shall begin on March 1, 2008 and shall expire on February 28, 2009; and

WHEREAS, the monthly rent to be paid to Dynamax Realty, Inc. will be taken out of Contractual Expenses Budget A4310.40, Line Number .069 Emergency Housing; and now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of the Cayuga County Community Mental Health Center enter into an agreement with Dynamax Realty, Inc. to sign the apartment lease for respite services at 120 Osborne Street, Apartment #3, Auburn, New York, for the period of 3/1/08 to 2/28/09.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 188-08

Date of Meeting: 3/25/08

nhpsyservicesmdrev2

TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ENTER INTO AN AGREEMENT WITH RIAZ SYED, MD FOR PSYCHIATRIC SERVICES OF CAYUGA COUNTY NURSING HOME.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, Cayuga County Nursing Home is required to provide the residents of the facility with psychiatric services; and

WHEREAS, It is necessary to contract with a psychiatrist from outside the facility to provide this service; and

WHEREAS, Cayuga County Nursing Home has been able to identify a psychiatrist willing to provide the service as set forth in the attached agreement for provision of services, and

WHEREAS, the compensation for the services of Riaz S. Syed, MD shall be at a rate of \$200.00 (Two hundred Dollars) per hour after submission of a voucher for services. Now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to enter into an agreement with Riaz S. Syed, MD for a period of 2 years, from April 1, 2008 to March 31, 2010.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 189-08

Date of Meeting: 3/25/08 nhpsyservrev

TO AUTHORIZE THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ENTER INTO AN AGREEMENT WITH ANN MARIE BATTLE RN FOR PSYCHIATRIC SERVICES AT CAYUGA COUNTY NURSING HOME.

BY: Francis Mitchell, Chairman, Ways and Means Committee

BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, Cayuga County Nursing Home is required to provide the residents of the facility with psychiatric services, and

WHEREAS, It is necessary to contract with a psychiatric nurse from outside the facility to provide this service, and

WHEREAS, Cayuga County Nursing Home has been able to identify a psychiatric nurse willing to provide the service as set forth in the attached agreement for provision of services, and

WHEREAS, the compensation for the services of Ann Marie Battle, RN shall be at a rate of \$65.00 (Sixty-Five Dollars) per hour after submission of a voucher for services; Now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to enter into an agreement with Ann Marie Battle, RN for a period of 2 years, from April 1, 2008 to March 31, 2010.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 190-08 March 25, 2008 NHBIDFOODREV
AUTHORIZING THE PURCHASING AGENT OF THE CAYUGA COUNTY LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE PROVISION OF FOOD AND DIETARY SERVICES FOR THE CAYUGA COUNTY NURSING HOME
BY: ANN PETRUS, CHAIRPERSON

HEALTH & HUMAN SERVICES COMMITTEE

Whereas, the Cayuga County Nursing Home requires food and dietary services for the daily operations of the Cayuga County Nursing Home and the current contract expires on June 19, 2008; and
Whereas, the Health and Human Services Committee of this legislature has reviewed and approved the bid specifications for food and dietary services; now therefore be it
Resolved, that the Clerk of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to advertise and receive sealed bids for food and dietary services.
Signed by Petrus, Cuddeback, Schuster, Sincebaugh.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 191-08 March 25, 2008 nhbidheatingacunits
AUTHORIZING THE PURCHASING AGENT OF THE CAYUGA COUNTY LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE PURCHASE AND INSTALLATION OF REPLACEMENT INDIVIDUAL HEATING AND AIR CONDITIONING UNITS FOR THE CAYUGA COUNTY NURSING HOME
BY: ANN PETRUS, CHAIRPERSON

HEALTH & HUMAN SERVICES COMMITTEE

Whereas, the Cayuga County Nursing Home requires replacements of the individual heating and air conditioning units; and
Whereas, the Health and Human Services Committee of this legislature has reviewed and approved the bid specifications for the purchase and installation of the heating and air conditioning units; now therefore be it
Resolved, that the Purchasing Agent of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to advertise and receive sealed bids for the heating and air conditioning units.
Signed by Petrus, Cuddeback, Schuster, Sincebaugh.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 192-08 (March 25, 2008) HD Childhood Lead Grant
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with the NYS Department of Health to Participate in the 100% Funded "Childhood Lead Poisoning Prevention Program"

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health Department has received a 100% reimbursable grant in the amount of \$40,000 from the NYS Department of Health called the "Childhood Lead Poisoning Prevention Program" grant for the period April 1, 2008 through March 31, 2009; and
WHEREAS, in order to carry out the terms of this grant, the 2008 Health Department Budget must be amended so as to provide the appropriations and revenues necessary to support the services connected with the grant; NOW,
THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with the NYS Department of Health to implement the "Childhood Lead Poisoning Prevention Program" grant for the period April 1, 2008 through March 31, 2009; and that the Health Department be allowed to contract for services necessary to implement this grant without further action from the Legislature; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the following amendments to the 2008 Health Department Budget:

Increase Appropriation Account #4010.450.059.....\$40,000
Increase Revenue Account #3410.....\$40,000

and be it also

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

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

**RESOLUTION NO. 193-08 (March 25, 2008) HD St. Francis Day Care Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a
Contract With St. Francis' Social Day Care Program**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health Department operates a CHHA (Certified Home Health Agency) and LTHHCP (Long Term Home Health Care Program), and as a LTHHCP operator is required to provide social day care for those patients who require this service; and

WHEREAS, social day care is a Medicaid waived service provided under this program only; and

WHEREAS, St. Francis' Social Day Care Program provides this service at a rate of \$43.20 per day; NOW,
THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with St. Francis' Social Day Care Program at a rate of \$43.20 per day for the period April 1, 2008 through March 31, 2009 to provide this socialization service for dementia and Alzheimer patients; and be it further
RESOLVED, that these expenses be paid from Account # 4012.400, Line Item # .175 of the 2008 Health Department Budget.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 194-08 (March 25, 2008) HD Optimum Partners CHA 2008
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a
Contract With Optimum Partners to Update the Community Health Assessment**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Health Department has developed a comprehensive Community Health Assessment recognized by the Community; and

WHEREAS, the Department is required to maintain such an assessment that is used as the basis for our Municipal Public Health Services Plan; and

WHEREAS, in 2008 all of the vital statistic data as well as the EBRFSS data will be released and available to be incorporated into the assessment; and

WHEREAS, updating the document in 2008 will put us in a good position to be able to submit our full assessment July 2009 for the period January 1, 2010 through December 31, 2013; and

WHEREAS, we have successfully contracted with Optimum Partners for the purpose of maintaining the assessment;
NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Optimum Partners for the period of March 1, 2008 to December 31, 2008 to update our current assessment in an amount not to exceed \$13,000; and be it further

RESOLVED, that the charges for these services be paid out of account #4010.400, line item # .059 of the 2008 Health Department Budget.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 195-08 (March 25, 2008) HS Ext. HEAP/Catholic Charities
Authorizing the Chairman of the Legislature and the Director of Health and Human Services to Extend the
Contract with Catholic Charities of the Fingerlakes, Inc., to Perform Outreach Activities for the State Mandated
HEAP Program Which the State has Extended for an Additional Month**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, Health and Human Services has contracted with Catholic Charities of the Fingerlakes, Inc. to perform outreach activities for the State mandated HEAP Program for the period of September 1, 2007 through April 20, 2008; and

WHEREAS, the State has extended the program for an additional month, May 1, 2008 – May 31, 2008, and provided another round of funding to accomplish this; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services be authorized to extend the contract with Catholic Charities of the Fingerlakes, Inc., for one additional month (May 1st through May 31st, 2008).

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 196-08 (March 25, 2008) HS RFP for Non-Emergency MA Transport
Authorizing the Clerk of the Legislature to Advertise For and Receive Requests for Proposals for the Health & Human Services Department to Contract for a Non-Emergency Medicaid Transportation Management System**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, in an effort to save labor, technology, communication, and management costs while improving the control of the Medicaid transportation system that the Human Services Division of Health & Human Services has in place, the Department desires to contract with a provider of such services; and

WHEREAS, in order to identify a vendor to support this work, the Department requests that the Clerk of the Legislature advertise for, and receive requests for, proposals for a Non-Emergency Medicaid Transportation Management System; NOW, THEREFORE, BE IT

RESOLVED, that the Clerk of the Legislature be authorized and directed to advertise for and receive requests for proposals for a Non-Emergency Medicaid Transportation Management System.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 197-08 (March 25, 2008) HS IMA Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with Industrial Medicine Associates, PC (IMA)**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, IMA with an office in Syracuse provides consultive medical exams for Social Security Disability and SSI, and also provides workforce or "employability" evaluation services to a number of counties; and

WHEREAS, our Department currently has a number of individuals in receipt of cash assistance who are medically exempt from work and/or in the process of awaiting an SSI determination; and

WHEREAS, our goal remains to move as many individuals as possible to self-sufficiency through employment or to SSI or SSD, and provide assistance on a temporary basis; and

WHEREAS, a contract with IMA will, when appropriate, be an effective compliment to our SSI case management contract, as well as allow us to get a "second opinion" on some individuals to see if the work restriction could be lifted; NOW, THEREFORE, BE IT

RESOLVED, the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Industrial Medicine Associates, PC for provision of workforce or employability evaluation services for the period of January 1, 2008 through December 31, 2008, or until funds are fully allocated, in an amount not to exceed \$5,000 for TANF (100% funded by FFFS) and \$2,500 for Safety Net Assistance; and be it further

RESOLVED, that charges for services related to Safety Net Assistance be paid out of account #6010.400, line item # .059, and for services related to TANF be paid out of account 6060.400 of the 2006 Human Services Budget.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 198-08 (March 25, 2008) HS Med-Rev
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew a Contract with Med Rev Recoveries, Inc. for the Provision of Debt Recovery Services**

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

WHEREAS, recipients of public assistance on occasion become ineligible for benefits with an identifiable amount due to the County of Cayuga; and

WHEREAS, the Human Services Division of Health & Human Services is required to provide debt recovery services in order to re-coup monies owed to the County; and

WHEREAS, the Human Services Division has successfully contracted with Med Rev Recoveries, Inc. in the past to provide these services; and

WHEREAS, Med Rev Recoveries, Inc. would receive a contingent fee of 23% of amounts recovered; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Med Rev Recoveries, Inc. for the contract period May 1, 2008 through April 30, 2009; and be it further

RESOLVED, that the charges for these services be paid out of account #6010.400; line item #.059 of the 2008 Human Services Budget.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 199-08 (March 25, 2008) HS Cintas Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract With Cintas (Previously American Document Destruction Services) for the Destruction of Confidential and Sensitive Materials**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, after the County's incinerator became non-functional, Human Services hired American Document Destruction Services on a fee-for-service basis for the destruction of confidential and/or sensitive materials; and WHEREAS, a survey has recently been completed among all County departments as to their needs for document destruction; and

WHEREAS, until a county-wide initiative for document destruction can be developed, it is the desire of Health & Human Services to contract with Cintas (previously dba American Document Destruction Services) for the destruction of confidential and/or sensitive materials for the Department; and

WHEREAS, the cost for record destruction in 2007 utilizing the services of American Document Destruction (now Cintas) was approximately \$225 per month; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Cintas for the period April 1, 2008 through March 31, 2010, or until such a time as the County develops its own county-wide initiative for records destruction, at a rate of \$75 per tote destroyed plus any additional service charges.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 200-08 (3/25/08) IT internet connection resolution
AUTHORIZING THE CLERK OF THE LEGISLATURE TO REJECT PROPOSALS FOR A DEDICATED INTERNET CONNECTION AND AUORTHIZING THE CHAIRMAN TO SIGN AN AGREEMENT WITH VERIZON FOR A DEDICATED INTERNET CONNECTION**

By: David Axton, Chairman, Government Operations Committee
Frances Mitchell, Chairman Ways and Means Committee

WHEREAS, the Cayuga County Office Of Real Property Services currently purchases remote website hosting services for publishing assessment data on the Internet with the ImageMate application and Information Technology purchases dedicated Internet connection; and

WHEREAS, a new custom designed agricultural land assessment application was recently delivered to the Cayuga County Office Of Real Property Services, together with the computer hardware and software required to make the application available over the Internet; and

WHEREAS, Resolution 685-07 authorized the Clerk of the Legislature to seek proposals for dedicated Internet connection; and

WHEREAS, all proposals received were higher than Verizon's standard two year business package which has become available to the County; and,

WHEREAS, The Ways and Means Committee rejected all proposals received for a dedicated Internet connection, therefore, be it

RESOLVED, that the Chairman of the County Legislature is authorized to sign an agreement with Verizon for a dedicated Internet connection; the annual cost per year being \$3,480.00.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 201-08 (3-25-08)

CC –Deputy II & III

AUTHORIZES THE COUNTY CLERK TO REPLACE DEPUTY COUNTY CLERK II AND FILL DEPUTY COUNTY CLERK III

BY: MR. CHRISTOPHER PALERMO, Chairperson, Government Operations Committee

MR. FRANCIS MITCHELL, Chairperson, Ways & Means Committee

WHEREAS, the current Deputy County Clerk II is scheduled to retire 4/18/08 and this position is critical for the smooth operation of the County Clerk's Office; and

WHEREAS, County Clerk Susan Dwyer has chosen to move the current Deputy County Clerk III to the position of Deputy County Clerk II according to this person's expertise, knowledge and experience, and to fill the Deputy III position on April 21, 2008 with a person who has knowledge of both the Recording Office and the Department of Motor Vehicles; and

WHEREAS, the funding for this position has been appropriated in the 2008 County Clerk's salary account in the amount of \$40,024; and

WHEREAS, a new hire in Deputy County Clerk III would be compensated no more than Grade 16, step one rate of \$35,890 pro-rated for the remainder of 2008 providing a cost savings to the County; NOW be it therefore

RESOLVED, that the Cayuga County Legislature hereby authorizes the County Clerk to fill the position of Deputy County Clerk II with an existing employee at no additional cost, and to fill Deputy County Clerk III at the appropriate step of the grade 16 position in the 2008 Cayuga County Compensation Plan, Part II, effective April 19, 2008; and be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 202-08 (03-25-08)

CC Acct Clerk

AUTHORIZES CAYUGA COUNTY CLERK TO FILL PART TIME ACCOUNT CLERK.

BY: MR. CHRISTOPHER PALERMO, Chairperson, Government Operations Committee

MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there will be a Part Time Account Clerk position vacancy on April 2, 2008 in the County Clerks Office and this part time position provides essential services to the county; and

WHEREAS, it is essential that the position be filled on a permanent basis; and

WHEREAS, the funding for the Part Time Account Clerk Position #4814 has been appropriated in the 2008 County Clerk (A1410.100) salary account in the amount of \$16,332 (\$15.56 - \$15.71 hourly); now therefore be it

RESOLVED, that Cayuga County Clerk Susan Dwyer be authorized to fill the position of Account Clerk, with a part time position with no fringe benefits according to the Cayuga County Compensation Plan, Part II-Non-Bargaining, in the title Account Clerk; and be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 203-08 (02-26-08)

DMV CASHIER-rev1

AUTHORIZES CAYUGA COUNTY CLERK TO FILL PART TIME MOTOR VEHICLE CASHIER.

BY: MR. CHRISTOPHER PALERMO, Chairman, Government Operations Committee

MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there is a Part Time Motor Vehicle Cashier position vacancy in the Motor Vehicle Bureau and this part time position provides essential services to the County; and

WHEREAS, it is mandatory that the position be filled on a permanent basis from the certified candidates on the civil service eligible list established by the Cayuga County Civil Service Commission on 1/12/05; and

WHEREAS, the funding for the Part Time Motor Vehicle Cashier position has been appropriated in the 2008 Motor Vehicle Bureau salary account in the amount of \$16,332; Now, be it therefore

RESOLVED, that Cayuga County Clerk Susan Dwyer and Motor Vehicle Supervisor Marlyn Salato be authorized to fill the position of Part Time Motor Vehicle Cashier, with only fringe benefits mandated by statute; and be it further

RESOLVED, that the position be paid in accordance to the Cayuga County Compensation Plan, Part II for Non-Bargaining Employees, for the title of Motor Vehicle Cashier at a rate not to exceed \$17.89 per hour; and be it further

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

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

Approved by voice vote, all present voting aye.

Motion by Legislator Fearon to amend 1st resolved to read: RESOLVED, that commencing on *May 1, 2008*, the normal hours of operation for the Board of Elections will be 8:00 A.M. to 5:00 P.M. Monday through Friday, and be it further

And last resolved to read: that the amount of *\$15,000* will be transferred from the Contingent Fund 1990.000.000-A. to the Board of Elections' Salaries Overtime account 1450.100.000-A for this purpose. Approved by voice vote, all present voting aye, except Cuddeback voting No.

RESOLUTION NO. 204-08 MARCH 4, 2008BOEOFFICEHOURSrev

A Resolution to Change the Hours of Operation of the Board of Elections and approve Additional Funds for Same

BY: Mr. Palermo, Chair, Government Operations Committee, and
Mr. Mitchell, Chair, Ways & Means Committee

WHEREAS, the New York State Board of Elections has approved the implementation by county boards of election of major provisions of the Help America Vote Act, including the acquisition of new handicapped accessible voting machines for disabled individuals; and

WHEREAS, the 2008 Presidential Election appears likely to have an increase of voter interest and turnout over the 2004 Presidential Election; and

WHEREAS, additional staff time for the Board of Elections will be necessary to respond to this year's election while simultaneously meeting the requirements of testing, receiving, public outreach, and training to operate new voting machines; and

WHEREAS, it would prove beneficial and be necessary to establish additional office hours for the public to have personal access to the Board of Elections for purposes of voter registration, absentee voting, and general information; therefore, be it

RESOLVED, that commencing on *May 1, 2008*, the normal hours of operation for the Board of Elections will be 8:00 A.M. to 5:00 P.M. Monday through Friday, and be it further

RESOLVED, that the two Deputy Commissioners of the Board of Elections will be authorized 5 additional hours per week of straight overtime to cover the increased hours of operation, and be it further

RESOLVED, that additional overtime hours are authorized as deemed necessary by the Commissioners of Election within the boundaries of the Board's budget, and be it further

RESOLVED, that the amount of *\$15,000* will be transferred from the Contingent Fund 1990.000.000-A. to the Board of Elections' Salaries Overtime account 1450.100.000-A for this purpose.

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

Approved by majority vote, all present voting aye, except Cuddeback voting no. 818/64

RESOLUTION NO. 205-08

3.25.08 COLfundfillDpClkLegjob2-3-08

Authorization to reinstate funding and fill the Deputy Clerk to the Legislature position on a job 2 basis in the Clerk to the Legislature's Office.

**BY: Hon. Christopher Palermo, Chair, Government Operations Committee
Hon. Francis Mitchell, Chair, Ways and Means Committee**

WHEREAS, the workflow within the Clerk to the Legislature's Office constitutes the need for a Deputy Clerk to the Legislature to act on behalf of the Clerk in her absence and to support the mission of the department; and

WHEREAS, the funding to support the deputy position is available in the Contingent Account; and

WHEREAS, the current competitive class Legislative Assistant is willing to act as Deputy Clerk to the Legislature as needed or directed for additional compensation; and

WHEREAS, to compensate the Legislative Assistant when acting as Deputy Clerk to the Legislature it is necessary to fund Deputy Clerk to the Legislature to be charged as a Job 2; and

WHEREAS, with the transfer of funding the position could be filled effective 4/6/08 to help minimize the overflow of work; now, be it therefore

RESOLVED, that the Clerk to the Legislature be hereby authorized and directed to fill the Deputy Clerk to the Legislature effective 4/6/08 in accordance to Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

RESOLVED, that the rate of pay be set at \$1,546 per year to compensate the Legislative Assistant for the additional responsibility with the combined salaries for the two positions being \$41,420 for both job 1 (\$39,874) and job 2 (\$1,546) for the entire year; and be it further

RESOLVED, that the amended compensation of the position be added to the to the Cayuga County Compensation Plan, Part II under the Legislative Board Office as Clerk to the Legislature PT at the rate of \$1,546 per year and be designated as Job 2; and be it further

RESOLVED, that the following funding be transferred from A1990, Contingent Account to accommodate the additional expense in 2008:

From: A1990: \$ 1,326

To: A1040.1 \$ 1,139

A1040.8 \$ 187 see attached (FICA, Ret); and be it further

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

Legislative Assistant (Position Control Number 1653) Abolish

Grade 16, Step 4

Budgeted **39874**

YTD 2/8 4413.54 2.9

2/11- 6087.64 1521.91 BW 4.0

4/5/08

6.9 pays

10501.18 Total expended in Legislative Asst 4/5/08

29372.82 Unexpended Position Control 1653 balance 4/5/08

**Deputy Clerk to the Legislature; Grade 19, (Position Control Number 1651) Refund
Step 3**

Gr 19, St 41420 1580.92 BW new rates
3

30512 19.3 at new rate

1139 Difference in Salary line item needed for Gr 19, Step 3

87	0.001 FICA	7.65%
100	0.002 NYSERS	8.80%
0	0.003 Ind Family Hlth	455.96 /mo
0	0.004 Ind Dental	32.91 /mo
	0.005 W/C	

187 Difference in Fringe Benefit line items needed for Deputy

1326 Total transfer of funds from A1990

JOB 2	SCENARIO WITH THE DIFFERENCE BETWEEN LEG ASSISTANT AND FULL TIME DEPUTY CLERK TO LEG
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GR 19 ST	41420			
3				
GR 16 ST	39874			
4				
DIFFERE	1546	19.3 PR	4/6-	59.01 bw
NCE			12/31/08	

1139 WOULD BE PAID OUT IN JOB 2
187 FRINGES

1326 TOTAL COST FOR JOB 2 DIFFERENCE

THIS DOES NOT INCLUDE OVERTIME PAYS THAT MAY HAVE TO BE PAID.
--

CONVERSION OF GRADE 19 STEP 3 FROM 35 HOURS PER WEEK TO 40 HOURS PER WEEK:

35	GRADE 19 STEP	41420	
HOURS	3		
40	CONVERSION	47337	5917 ADDITIONAL FOR 5 HOURS STRAIGHT TIME PER
HOURS			WEEK

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

RESOLUTION NO. 206-08 March 25, 2008 colbidvending
AUTHORIZING THE PURCHASING AGENT OF CAYUGA COUNTY AND THE CLERK OF THE LEGISLATURE TO ADVERTIS AND RECEIVE SEALED BIDS FOR VENDING MACHINES
BY: CHRISTOPHER PALERMO, CHAIRPERSON, GOVERNMENT OPERATIONS COMMITTEE

Whereas, the Cayuga County Office Buildings have vending machines located in various places throughout the County for the employees use and enjoyment; and
Whereas, there presently no contract setting for the terms and conditions of the said vending machine; and
Whereas, it would be beneficial to the County of Cayuga to enter into a contract with a vending company for insurance purposes and profit; now therefore be it
Resolved, that the Purchasing Agent and the Clerk of the Cayuga County Legislature are authorized to advertise and receive sealed bids for vending machines.

Signed by Palermo, Chapman, Fearon, Petrus, Sincebaugh.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 207-08 (03-25-08) COL CODE ENFORCEMENT OFFICER-rev1
AUTHORIZES CLERK OF THE CAYUGA COUNTY LEGISLATURE TO ADVERTISE AND FILL FULLY FUNDED PART TIME BUILDING INSPECTOR & CODE ENFORCEMENT OFFICER.

BY: MR. CHRISTOPHER PALERMO, Chairman, Government Operations Committee
MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, there is a Part Time Building Inspector & Code Enforcement Officer position vacancy in the Clerk of the Legislature's Office and this part time position provides essential services to the County; and
WHEREAS, it is essential that the position be filled; and
WHEREAS, the funding for the Part Time Code Enforcement Officer position has been appropriated in the 2008 Clerk of the Legislature salary account in the amount of \$9,000; now, be it therefore
RESOLVED, that the Clerk of the Legislature Mary Jones be authorized to Advertise in the local newspapers for a qualified candidate in order to fill the position; and be it further
RESOLVED, that the position be paid at a rate not to exceed \$21.19 per hour; and be it further
RESOLVED, that this part-time position be filled in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

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

RESOLUTION NO. 208-08 March 25, 2008 boewarehouseleasebidrev
AUTHORIZING THE PURCHASING AGENT OF THE COUNTY OF CAYUGA TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE LEASE OF WAREHOUSE SPACE FOR THE CAYUGA COUNTY BOARD OF ELECTIONS VOTING MACHINES

BY: CHRIS PALERMO, GOVERNMENT OPERATIONS COMMITTEE

Whereas, the Cayuga County Board of Elections requires space for the new voting machines to be delivered to Cayuga County; and

Whereas, the Government Operations Committee of this legislature has reviewed and approved the bid specifications for the lease of space; now therefore be it

Resolved, that the Purchasing Agent of the Cayuga County be authorized to advertise and receive sealed bids for the lease of warehouse space for the Board of Elections new voting machines.

Legislator Palermo, is there office space in any of the County office buildings?

Legislator Axton, we are looking for space.

Legislator Tortorici, is there space above the Board of Elections?

Legislator Fearon, demolition was done but it will need a lot of work.

Legislator Cuddeback, this is why we have problems, it should have been fixed.

Legislator Tortorici, I'd like to see how much it will cost to fix that room.

Legislator Schuster, we thought the voting machines were coming last year so project was abandoned, also it has a bad elevator. When we move the Mental Health we could use the basement, it already has a loading dock.

Legislator Tortorici, what will it cost for the BOE space?

Legislator Axton, we need about 900 square feet, hopefully we can find in one of the County's buildings.

Legislator Petrus, is there space at Emerson Park?

Gary Duckett, Director of Parks & Trails, we would have room for some, about 400sq feet.

Legislator Lockwood, motion to move the question, approve by voice vote, all present voting aye.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 209-08 MARCH 22, 2008 BOEPRESPRIMARYPAYrev
A Resolution to Pay Election Workers for the 2008 Presidential Primary Election

BY: Mr. Palermo, Chair, Government Operations Committee, and

Mr. Mitchell, Chair, Ways & Means Committee

WHEREAS, every election day occurs approximately one to two weeks after the last day to submit purchase orders to the county purchasing office for a given month; and

WHEREAS, due to cancellations and substitutions, an accurate list of workers with documentation is not available until after an election day; this results in a delay in paying election workers until the end of the following month; and

WHEREAS, the Board of Elections was advised by the County Manager that purchase orders submitted for election workers for the February 5th, 2008 Presidential Primary after the February due date would be considered timely for that month's audit; however, although these purchase orders were submitted on February 8th, they were placed on the March audit; and

WHEREAS, payment for the Board of Elections Inspectors will total \$21,524.00 and is to be paid by transferring the sum of \$5,724 from Machine Custodians Account No. 1450.100.079-A, into Board of Elections' Primary Election Inspectors Account No. 1450.100.077-A; Now therefore, be it

RESOLVED, that payment for the 2008 Presidential Primary Election workers is hereby authorized to be issued; and

be it further

RESOLVED, that the sum of \$5,724 be transferred from Machine Custodians Account No. 1450.100.079-A, into Board of Elections' Primary Election Inspectors Account No. 1450.100.077-A; and be it further

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

Legislator Tortorici, can we pay this any quicker?

Wayne allen, Co. Manager, that is the way the Legislature pays, material can not be ready sooner because of the time frame.

Legislator Tortorici, I would like Legislator Palermo to have more discussion on this at his committee.

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

Approved by voice vote, all present voting aye, except Cuddeback voting no.

ADOPTING THE CAYUGA COUNTY EMPLOYEE HANDBOOK

BY: Hon. Christopher Palermo, Chairman Government Operations Committee

WHEREAS, the Cayuga County Legislature over the last year has reviewed and revised a draft of the Cayuga County Employee Handbook; and

WHEREAS, this handbook is designed to give each employee general information concerning employment with Cayuga County; now, therefore be it

RESOLVED, that by the authority vested in the Cayuga County Legislature by the Constitution of the State of New York, the County Legislature hereby orders the adoption of the following Rules, Regulations and Policies for the Cayuga County government; and, be it further

RESOLVED, that these Rules, Regulations and Policies shall supersede all previous Rules, Regulations and Policies heretofore issued; and, be it further

RESOLVED, the County Legislature shall reserve the right to amend or modify the Rules, Regulations and Policies at any time; and, be it further

RESOLVED, that each current employee and new hires shall receive a copy of the adopted Cayuga County Employee Handbook.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 211-08 March 25, 2008

planHHWGRANT

AUTHORIZING THE FILING OF AN APPLICATION FOR STATE ASSISTANCE FROM THE HOUSEHOLD HAZARDOUS WASTE (HHW) STATE ASSISTANCE PROGRAM AND SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.

By: Daniel Schuster, Chair, Planning & Economic Development Committee

By: Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, the County of Cayuga, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE, BE IT RESOLVED by the Legislature of the County of Cayuga

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That the Chairman of the Legislature or his designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs and \$50,000 has been properly budgeted for by the Cayuga County Planning and Economic Development Department (2008 Special Programs Account 8020.400) to be utilized for this purpose;
4. That five (5) Certified Copies of this Resolution be prepared and sent to the NYSDEC together with a complete application.
5. That this resolution shall take effect immediately.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 212-08 March 25,2008

hwylowerspeed

Resolution to Request to Lower Speed Limit on East Brutus Street Road

By : David Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

Whereas, East Brutus Street Road, County Route 31B is a County Highway located in the Village of Weedsport and the Town of Brutus; and

Whereas, this current section of Highway is posted at 30 M.P.H.; now therefore be it

Resolved, under Section 1622.1 of the Vehicle and Traffic Law, the County of Cayuga requests that the NYSDOT establish a lower speed limit in front of the Weedsport Central School building for a distance of 300 feet from the building lines in each direction; and be it

Resolved, that the Cayuga County Highway Superintendent will submit a Form TE9 as well as this Resolution to NYSDOT for their approval.

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

Approved by voice vote, all present voting aye.

APPROVE REPORT ON BID LETTING

BY: Mr. David Axton, Chairman Public Works Committee
Mr. Francis Mitchell, Chairman of the Ways & Means Committee

Whereas, Resolution No. 71-08, adopted on January 22, 2008, authorized the Public Works Committee and the County Highway Superintendent did advertise for and received bids for the following items:

1. Guide Rail Material from Acct. 5113.400.100-D
2. Pipe and Pipe Arch from Acct. 5110.400.089-D
3. Sign Posts
from Acct. 5110.400.090-D
4. Hot In-Place Pavement Recycling from Acct. 5113.400.099-D
5. Equipment Rental from Acct. 5110.400.096-D
6. Liquid Bituminous Material from Various Acct. Nos.
7. Timber Bridge Materials from Acct. 5113.400.107-D
8. Pavement Markings from Acct. 5110.400.092-D
9. Bituminous Concrete from Acct. 5113.400.099-D
10. Crushed Limestone & Gravel from Various Acct. Nos.

and,

Whereas, the following bids were received for the following products and the Committee made the following recommendations:

Beam Type Guide Rails & Posts: The following company(s) submitted a bid: Chemung Supply, Town and Country Bridge and Rail

The Committee recommends that the bid be accepted as per attached Listing No.1

Corrugated Steel Pipe, Pipe Arch & Heavy Duty Plastic Pipe: The following company(s) submitted a bid: Chemung Supply

The Committee recommends that the bid be accepted as per attached Listing No.2

Sign Posts: The following company(s) submitted a bid: Chemung Supply, Custom Products, Vulcan Signs. Vulcan Signs bid was not accepted as Non-Collusion was not signed or notarized.

The Committee recommends that the bid be accepted as per attached Listing No.3

Hot In-Place Pavement Recycling: The following company(s) submitted a bid: Highway Rehab.

The Committee recommends that the bid be accepted as per attached Listing No. 4

Equipment Rental: The following company(s) submitted a bid: Economy Paving, Paul F.Vitale, Inc., Suit Kote Corporation, Cranebrook Tree Farm, Admar Supply, Hertz Equipment Rental, Midland Asphalt Materials, Inc., Villager Construction, Inc., Bothar Construction, LLC, Tracey Road Equipment. Tracey Road Equipment bid was not accepted as Form of Bid was not signed and Non-Collusion was not signed or notarized.

The Committee recommends that the bid be accepted as per attached Listing No. 5

Bituminous Concrete: The following company(s) submitted a bid: Seneca Stone, Hanson Aggregates, Suit Kote.

The Committee recommends that the bid be accepted as per attached Listing No.6

Limestone/Native Gravel: The following company(s) submitted a bid: Seneca Stone, Hanson Aggregates, HL Robinson Sand & Gravel, Inc., Suit Kote, Binns Excavation & Gravel. Binns Excavation & Gravel bid was not accepted as Non-Collusion was not signed or notarized.

The Committee recommends that the bid be accepted as per attached Listing No.7

Pavement Markings: The following company(s) submitted a bid: Twin Tier Striping, Inc., Seneca Pavement Marking, Inc.

The Committee recommends that the bid be accepted as per attached Listing No.8

Liquid Bituminous Material: The following company(s) submitted a bid: Midland Asphalt Materials, Inc., Vestal Asphalt, Suit Kote.

The Committee recommends that the bid be accepted as per attached Listing No.9

Timber Bridge Materials: No Bids

Now therefore be it

Resolved, that the bids set forth at List 2, annexed hereto and made a part hereof be accepted; and be it further Resolved, that upon the awarding of the above bids by the County Legislature, the County Highway Superintendent be and is hereby authorized to purchase from successful bidders and to pay from appropriated funds.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 214-08 Date: 3/25/08 hwyfillforepersonposition
Authorization to fill a Working Foreperson Position within the Highway Department

BY: Hon. David Axton, Chairman, Public Works Committee
Hon. Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, a current Working Foreperson is retiring from their position on March 17, 2008 and the position will be vacant at that time; and

WHEREAS, this Working Foreperson position is critical to the operation of the highway department; and

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

, to authorize the Highway Superintendent to fill this open position by promotion from within the department and also backfill any positions created by upward promotion from within the department; and be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 215-08 Date: 3/25/08 p&t purchase mower 3 08rev2
AUTHORIZING THE PURCHASE OF A MOWER FOR PARKS AND TRAILS USE

By: David R. Axton, Chairperson, Public Works
Francis Mitchell, Chairperson, Ways & Means Committee

Whereas, in the 2008 Budget Emerson Park allowed for the purchase of a new lawn mower at a cost of not to exceed \$15,000 from Equipment Account No. 7110.200.000-A; and

Whereas, the total cost of the machine including delivery is \$15,210; and

Whereas, Emerson Park currently has three decent mowers, unfortunately one is a mulching mower and can only be used when the grass is very dry and not very tall; and

Whereas, two mowers are required at all times to keep the 80 acres of lawn looking good; and

Whereas, the County can purchase the mower from State bid thereby insuring an excellent price and eliminating the need and cost of bidding; now therefore be it

Resolved, the Park Maintenance Supervisor is authorize to purchase a mower off of the state bid for a cost not exceed \$15,210.00, \$15,000 of which was budgeted in account 7110.200.000-A for a new mower and the balance of \$210.00 for shipping to be taken from miscellaneous equipment, also budgeted in 7110.200.000-A

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 216-08 (3/25/08) (P&T) pksfireworkscontract 3 08
APPROVING CONTRACT WITH AUBURN TELSTAR DISPLAY FIREWORKS INC. OTHER EXPENSES ASSOCIATED WITH THE ANNUAL JULY THIRD EVENT AT EMERSON PARK

By: David R. Axton, Chairperson, Public Works
Francis Mitchell, Chairperson, Ways & Means Committee

Whereas, Cayuga County, through the Parks and Trails Department, in conjunction with the City of Auburn, provides a public event celebrating the Fourth of July with a Syracuse Symphony concert and a fireworks at Emerson Park on July 3; and

Whereas, the Public Works Committee is desirous of providing the traditional, professional fireworks display and Syracuse Symphony performance at Emerson Park on July 3, 2008; and

Whereas, the Parks and Trails Department has funds budgeted in Account No. 7110.400.074 (Department Expense), in the amount of \$4,500.00 for the fireworks portion of this event and \$4,500.00 for The Syracuse Symphony portion of this event; and

Whereas, the Parks and Trails Department has funds budgeted in Account No. 7110.400.059 (Professional Services) up to \$3,000 for Sheriff Deputies for this event, and

Whereas the fireworks will be purchased according to Cayuga County purchasing policies and procedures; now therefore be it

Resolved, that, pending approval by the Auburn City Council, the Chairman of the County Legislature is hereby authorized to sign the agreement with the Auburn Telstar Display Fireworks Inc. submitted herewith in the budgeted amount of \$4,500.00; and be it further,

Resolved, that the Parks and Trails Department is authorized to pay the budgeted amount for the Syracuse Symphony, and be it further

Resolved, that the Parks and Trials Department is authorized to pay the Cayuga County Sheriff's Department up to \$3,000, and be it further

Resolved, that the Treasurer is hereby directed to make the journal and accounting entries necessary to carry out the intent of this resolution.

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

Approved by voice vote, all present voting aye, except Sincebaugh voting no.

RESOLUTION NO. 217-08 (3/25/08) P&Tsterlingmanagementplan 3 08

Adopting the Proposed Functional Management Plan for The Sterling Nature Center Consisting of The Sterling Preserve and The Sterling Conservation Area

By: By: David R. Axton, Chairperson, Public Works
Francis Mitchell, Chairperson, Ways & Means Committee

Whereas, the Proposed Functional Management Plan for the Sterling Nature Center was developed after five public meetings that were held in 2005; and

Whereas, following a series of modifications and updates The Cayuga County Parks Commission approved the plan at it's meeting of January 23, 2008; and

Whereas, the proposed plan represents a great deal of time and effort on the part of the parks department, the planning department, the county legislature, The Friend's Of Sterling Nature Center and the public, and

Whereas, the Parks and Trails Department would like to use the plan as a guide for the future at The Sterling Nature Center; and

Whereas, it is understood that any changes requiring a financial commitment on the part of the county would need to be approved by the legislature per the policies of Cayuga County; now therefore, be it

Resolved, that the Cayuga County Legislature does hereby adopt the Proposed Functional Management Plan for The Sterling Nature Center.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 218-08

3/23/08 BLDS COB HVAC Change M-006rev1

Authorizing the Chairman of the Cayuga County Legislature to sign change order M-006 for County Office Building Heating Project

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

WHEREAS, Cayuga County has adopted Resolution Number 695-06 that set up Capital H project #06-5 for the Heating modification to the Cayuga County Office building heating system; and

WHEREAS, with any project there are change orders to take care of unforeseen issues or missed items with in the project; and

WHEREAS, the air handlers specified by C&S Engineers were to fit in the existing louver openings, after the Mechanical contractor received the units it was found that 13 units would not fit thru the existing louver openings, and

WHEREAS, the mechanical contractor submitted a cost estimate to our construction manager (Brian Annicharico from C&S) for \$44,433.00 to enlarge the louver openings, and

WHEREAS, to move ahead with the project it was decided to disassembled and reassemble the units to get them in the building, and

WHEREAS, to disassembled and reassemble the 13 units, change order M-006 was submitted, at the cost of \$3,680.00 covers this issue, and

WHEREAS, there is sufficient means in the change order fund set up for this project to cover the cost of this change order; there For Let It Be

RESOLVED, that the Chairman of Cayuga County is hereby authorized to sign the change order M-006, and be it further

RESOLVED, that the funds for this change orders not to exceed \$3680.00 will come from the change order fund set up in capital H project #06-5 project, and be it further

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

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

Approved by voice vote, all present voting aye, except Mitchell voting no.

RESOLUTION NO. 219-08

3/25/08 BLDS COB HVAC Change orders rev1

Authorizing the Chairman of the Cayuga County Legislature to sign change orders for County Office Building Heating Project

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

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

WHEREAS, Cayuga County has adopted Resolution Number 695-06 that set up Capital H project #06-5 for the Heating modification to the Cayuga County Office building heating system; and

WHEREAS, with any project there are change orders to take care of unforeseen issues or missed items with in the project; and

WHEREAS, The following is a list of change orders

P-003	Paint 6" exterior natural gas piping	\$1,207.00
M-007	Transport air handling units and boiler to job site from storage At soil and water	\$5,175.00
M-008	Removal of louver and installation of new louver	\$3,087.00
M-009	Remove and Cap original chilled water lines 2 nd floor	\$1,035.00
M-010	Install structural racks to support 7 air handling units	<u>\$1,570.00</u>
	Total	\$12,074.00
P-002	Delete basement natural gas piping	\$2,168.00
M-005	Credit for deleting asbestos abatement in basement	<u>\$4,250.00</u>
	Total	\$6,418.00

Total cost change of orders \$5,656.00

WHEREAS, The total cost for the 8 change orders is \$5,656.00, there is sufficient means in the change order fund set up for this project to cover the cost of these change orders; there For Let It Be

RESOLVED, that the Chairman of Cayuga County is hereby authorized to sign the change orders, and be it further RESOLVED, that the funds for these change orders not to exceed \$5,656.00 will come from the change order fund set up in capital H project #06-5 project, and be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 220-08

03/25/08

Bldgs COB Security Systemrev

Authorization to enter into an Assured Maintenance Agreement for the County Office Building Security system

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

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

WHEREAS, the County Legislature has been working correcting the life safety issues in the Cayuga County Buildings; and

WHEREAS, the security system is a intricate piece of equipment for the security of the County Office Building; and

WHEREAS, the County does not have an employee that is trained to work on this system; and

WHEREAS, it would not be cost effective for the county to train an employee to perform this service; NOW THERE FOR BE IT

RESOLVED, that line 1620-400-045-A Maintenance Contracts be set up in account 1620; and be it further

RESOLVED, that \$3,360.00 be transferred from contingency account A1990 to 1620-400-045-A; and be it further

RESOLVED, that the County enter into a Maintenance Agreement with Linstar, Inc for service on the security system for the County Office Building, at the cost of \$3,360.00; and be it further

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

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 221-08 3/25/08 Blds-replace ceiling EMOrev3
Authorization to accept bid and to replace Ceiling removed in the Cayuga County Office Building EMO conference room.

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

WHEREAS, Resolution 234-7 authorized the removal of the ceiling, lighting and ventilation in the EMO conference room in the basement of the County Office Building to abate the fireproofing above the ceiling; and

WHEREAS, Resolution 476-07 authorized the advertisement for bids to replace the Ceiling; and

WHEREAS, the following responses were received for the and tabulated as follows:

Bouley Construction	\$23,700.00
Massa Construction	\$27,900.00
Welch Construction	\$17,431.00
Marchuska Bros. Construction	\$18,847.00
C&S Technical Resources	\$14,496.00

And,

WHEREAS, C&S Technical Resources is the low bidder and had all the correct documentation at the bid opening; now therefore let it be,

RESOLVED, that the bid be accepted from C&S Technical Resources in the amount of \$14,496.00; and be further be it further

RESOLVED, that a contingency fund be set up for change orders, not to exceed \$2,000.00; and be it further

RESOLVED, that the sum of \$16,496.00 be transferred from Account No. A1990 to Buildings Account No. 1620.400.178a Construction/Renovation, to be used for the replacement of the ceiling, lighting and ventilation in the EMO conference room; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized and directed to sign the necessary documents required to accomplish this project; and be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 222 Skip

Motion by Legislator Schuster to amend: Delete 2nd resolved (RESOLVED, that a Change order fund be set up for change orders, not to exceed \$4,000.00 for a total project cost of \$191,000.00; and be it further) and amend 4th resolved to read: RESOLVED, that the Cayuga County Legislature hereby amends Capital H Account No. 06- 5, to replace fireproofing removed in the Cayuga County Office Building by increasing the amount of the project by \$187,000.00; and be it further approved by voice vote, all present voting aye.

RESOLUTION NO. 223-08 3/25/08 Blds-Fire Proofing COBrev2

Accepting bid to replace fireproofing removed in the Cayuga County Office Building, amending Capital "H" Project No. 06-5 for the replacement of fireproofing removed in the Cayuga County Office Building, and authorizing Chairman of the Cayuga County Legislature to sign agreements.

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

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

WHEREAS, Resolution 695-06 established Capital "H" project No. 06-5 heating system renovation of the County Office Building which included the abatement of materials; and

WHEREAS, Resolution 234-7 expanded this abatement to other areas; and

WHEREAS, Resolution 476-07 authorized the advertisement for bids to replace the fireproofing removed during abatement; and

WHEREAS, the following responses were received for the and tabulated as follows:

Bouley Construction \$187,000.00

Welch Construction Declined to bid

now therefore be it,

RESOLVED, that the bid be accepted from Bouley Construction in the amount of \$187,000.00; and be it further RESOLVED, that the Chairman of the Cayuga County Legislature be authorized and directed to sign the necessary documents required to accomplish this project; and be it further

RESOLVED, that the Cayuga County Legislature hereby amends Capital H Account No. 06- 5, to replace fireproofing removed in the Cayuga County Office Building by increasing the amount of the project by \$187,000.00; and be it further

RESOLVED, that in order to carry out this amended project, the County Treasurer be and he is hereby authorized and directed to amend Capital "H" Project No. 06-5 to increase the cost of the project by \$191,000.00, source of funding to be by the issuance of serial bonds in said amount or short term borrowing and/or in-house borrowing. The exact choice of terms and authority to issue and renew the obligations are hereby delegated to the County Treasurer subject to the provisions of Section 30 (b) of the Local Finance Law requiring the Treasurer to file a certificate with the Legislature Clerk relating to said issuance or renewal. The certificate of the County Treasurer authorizing the issuance of the obligation pursuant to this resolution shall have an estoppel clause as provided for in Title 6 of the Local Finance Law; and be it further

RESOLVED, that, at the discretion of the County Treasurer, this resolution shall be published by the Clerk of the Legislature and thereafter the validity of the obligations authorized by this resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Cayuga is not authorized to expend money or if the provisions of the law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution; and be it further

RESOLVED, that the County Treasurer is authorized to sign the financial documents necessary to carry out the project; and be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 224-08 3/25/08 Blds Lead abatement Courthouse rev

Authorization to accept quote to abate lead paint in the stairwell in the Courthouse

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

WHEREAS, There is structural cracking in the walls of the courthouse; and,
WHEREAS, There is peeling lead paint that needs to be removed to be able to watch the cracks in the walls for anymore movement; and

WHEREAS, quotes were requested and received for the lead abatement and tabulated as follows:

MARCO Remediation Inc.	4,357.00
Absope environmental Inc.	4,850.00
Op-Tech	3,990.00

And,

WHEREAS, Op-Tech has the low quotation; and

WHEREAS, that Account No. 1621.400.178a, Construction/Renovation, has sufficient funds for this \$5490.00 project; now therefore let it be,

RESOLVED, that the quotation be accepted from Op-Tech in the amount of \$3,990.00; and be further be it further

RESOLVED, the County will have to provide a project monitor to over see the project. At the cost not to exceed \$1500.00; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature be authorized and directed to sign the necessary documents required to accomplish this project; and be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 225-08 3/25/08 E911Basestation

AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO AUTHORIZE THE PURCHASE AND INSTALLATION OF A BASE STATION AT MORAVIA FIRE DEPARTMENT.

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

WHEREAS, through the Cayuga County E-911 Center, Base Stations for all Fire and EMS Departments are purchased, installed, and maintained within our County; and

WHEREAS, the Moravia Fire Station is in need of an updated Base Station to ensure that all transmissions are received; and it is critical that the Base Station is functioning 24/7 for all emergency responders; and

WHEREAS, Base Stations are purchased and installed by Finger Lakes Communications at a cost not to exceed \$1,600.00, then placed on Cayuga County's monthly support and maintenance agreement that includes all other base station radios, at no additional cost at this time; and

WHEREAS, there is money in the 9-1-1 Communications System Budget Account number 3020.200.000-A, specifically for this purpose; now therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized and directed to enter into a contract with Finger Lakes Communication for the purchase of the base station radio in the amount not to exceed \$1,600.00; and be it further

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

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

Approved by voice vote, all present voting aye.

RESOLUTION NO 226-08

3/25/08

SHR-'08 budget transfer

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO TRANSFER MONEY FROM THE INMATE PHONE TRUST ACCOUNT T-77 TO THE SHERIFF'S EQUIPMENT ACCOUNT 3110.200.000 IN THE 2008 SHERIFFS OPERATING BUDGET

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

WHEREAS, motion 751-07 was passed by the Cayuga County Legislature on 12/11/07 authorizing Capital H projects for the purchase of rifles and ammunition in the amount of \$10,000.00; and

WHEREAS, the total cost of the required rifles and accessories is now \$15,040.00; and

WHEREAS, there is a shortfall of \$5,040.00 in the Sheriff's Equipment line 3110.200.000; and

WHEREAS, the Inmate Phone Trust account T-77 has sufficient funds to cover this shortfall; and

WHEREAS, this expense is authorized by the NYS Commission of Correction, and therefore be it

RESOLVED, that \$5,040.00 be transferred from the Inmate Phone Trust account T-77 to the Sheriff 2008 operating budget 3110.200.000 to provide money to purchase the extra rifles; and further be it

RESOLVED, that the Treasurer will make the necessary accounting and journal entries to accomplish the aforementioned resolution.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 227-08

3/25/08

SHR-'08 Budget Transfer-2

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO TRANSFER MONIES FROM THE SHERIFF'S 2008 CUSTODY OPERATING BUDGET CONTRACTUAL LINE 3150.400 TO THE SHERIFF'S 2008 CUSTODY BUDGET EQUIPMENT LINE 3150.200

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

WHEREAS, the Sheriff's Dept. has developed and trained a newly formed Gang Task Force Detail to combat gang activities within our County Correctional Facility; and

WHEREAS, this Detail trains our Custody Officers and this Detail has been requested by numerous other

Departments, agencies and Institutions (Schools, C.C. Local Services, etc.) to educate them regarding gang activity; and

WHEREAS, this training program requires 2 HP Compaq Notebooks, 2 Keyspan Easy Presenters and 1 Neck Projector for teaching and displays which totals \$2,468.91; and

WHEREAS, there was no money designated in the Sheriff's 2008 Operating Budget Equipment Line 3150.200 and there is money in the Sheriff's 2008 Operating Budget Custody Training Line 3150.

400.135; and

RESOLVED, that \$2,470.00 be transferred from the Sheriff's 2008 Operative Budget Custody Training Line 3150.400.135 to Equipment Line 3150.200.000; and further be it

RESOLVED, that the purchase will be authorized by the Cayuga County Information Technologies Department and conform and consistent with the purchasing policies of Cayuga County; and further be it

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

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

Approved by voice vote, all present voting aye.

Motion by Legislator Tortorici to amend 4th Whereas to read: WHEREAS, due to the manpower need, the Sheriff is respectfully asking that *six* vehicles be turned in for auction as follows: a 2002 Chevrolet Impala VIN # 2GIWFS2E629295637, 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201945, 2001 Dodge Durango VIN#1BAH528N81F984412, 2002 Ford Crown Victoria VIN #2FAFP71W12X128713, **2001 Chevrolet Tahoe VIN # IGNEK13V21J245155, and 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201946**; now therefore be it and last Resolved to read: RESOLVED, that upon the delivery of the vehicles to the Cayuga County Motorpool and their acceptance by the staff of the Motorpool, that *six* vehicles be turned in for auction as follows: a 2002 Chevrolet Impala VIN # 2GIWFS2E629295637, 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201945, 2001 Dodge Durango VIN#1BAH528N81F984412, 2002 Ford Crown Victoria VIN #2FAFP71W12X128713, **2001 Chevrolet Tahoe VIN # IGNEK13V21J245155, and 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201946** approved by voice vote, all present voting aye.

RESOLUTION NO. 228-08

3/25/08

SHR-Patrol Carsrev2

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO PURCHASE FOUR MARKED PATROL CARS, ONE UNMARKED C.I.D. VEHICLE AND ONE SUV FOR THE K-9 PATROL AND RELATED EQUIPMENT FOR THESE VEHICLES.

BY: Mr. Raymond Lockwood, Chair, Judicial and Public Safety Committee, and

Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, in the Sheriff's 2008 Operating Budget Line 3110.2 (Equipment) there was \$146,000.00 budgeted for the purchase of the cars and equipment; and

WHEREAS, the Sheriff will purchase the 4 marked Chevrolet Impalas from Hoselton Chevrolet in Rochester, NY under the NYS contract #PC635514, the unmarked Ford Crown Victoria from Motorfleet in Ocean City, NJ under NYS Contract #PC63556, and the Dodge Durango SUV from Warnock Automobile Fleet in East Hanover, NJ under NYS Contract #PC63556; and

WHEREAS, the combined cost of the said vehicles will not exceed the budgeted amount of \$146,000.00; and

WHEREAS, due to the manpower need, the Sheriff is respectfully asking that four vehicles be turned in for auction as follows: a 2002 Chevrolet Impala VIN # 2GIWFS2E629295637, 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201945, 2001 Dodge Durango VIN#1BAH528N81F984412 and a 2002 Ford Crown Victoria VIN #2FAFP71W12X128713); now therefore be it

RESOLVED, that upon the delivery of the vehicles to the Cayuga County Motorpool and their acceptance by the staff of the Motorpool the Cayuga County Sheriff and Cayuga County Treasurer will be authorized to pay for said vehicles; and be it further

RESOLVED, that upon the delivery of the vehicles to the Cayuga County Motorpool and their acceptance by the staff of the Motorpool, that four vehicles be turned in for auction as follows: a 2002 Chevrolet Impala VIN # 2GIWFS2E629295637, 2003 Ford Crown Victoria VIN # 2FAHPZ1W33X201945, 2001 Dodge Durango VIN#1BAH528N81F984412 and a 2002 Ford Crown Victoria VIN #2FAFP71W12X128713.

Signed by Lockwood, Chapman, Murphy, Mitchell, Petrus, Axton.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 229-08 (03/25/08)

cemoINSTRUCTOR CONTRACTSrev

Authorizing the Chairman of the Legislature and the Director of Emergency Services to enter into contracts for the instruction of courses required by State and Local Initiatives pursuant to the National Incident Management System (NIMS), and Public Safety Training for a period of five (5) years.

By: Mr. Raymond E. Lockwood, Chairperson of Judicial and Public Safety Committee

Mr. Francis Mitchell, Chairperson of Ways & Means Committee

Whereas, State and Federal requirements mandate certain individuals at the local level be trained in the National Incident Management System (NIMS), and Public Safety Procedures; and

Whereas, Cayuga County passed Legislation per Resolution 199-06 to adopt and implement the National Incident Management System (NIMS) as the County's standard for incident management; and

Whereas, it is necessary for the County to enter into Independent Contractor Contracts for paid instructors to teach the classes referenced above; and

Whereas, the rate for such instruction is being set at \$25.00 per hour; and

Whereas, the Director of Emergency Services requires the authority to enter into contracts with individuals; and

Whereas, the Cayuga County Emergency Management Budgets (3640 and 3410) each contain contractual lines.135 for the payment of such training; Reimbursement expenses to instructors will not exceed the amount approved by the legislature annually or the amount set forth in the individual instructor's contract; Now therefore be it,

Resolved, that the Cayuga County Chairman of the Legislature and the Director of Emergency Services be allowed to enter into contracts, from time-to-time, for a period of five (5) years with individuals for the instruction of NIMS and Public Safety, without returning for legislature authorization unless requesting an hourly rate change.

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

Approved by voice vote, all present voting aye.

RESOLUTION NO. 230-08

3/25/08

SHR-Court Attend. Pos.

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO FILL A COURT ATTENDANT (PART-TIME) POSITION IN THE NEW YORK STATE UNIFIED COURT SYSTEM IN CAYUGA COUNTY

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

WHEREAS, on Friday, April 4, 2008 there will be one funded Court Attendant (Part-time) position available in the Unified Court System in Cayuga County and employed by the Sheriff and the salary is one hundred percent reimbursed by New York State; and

WHEREAS, the personnel on this detail have increased responsibilities with the expansion of the Courts necessitating enhanced coverage in the two buildings thus placing a burden on manpower; and

WHEREAS, the Sheriff, who coordinates the detail, has received a resignation from position #003309-SYS thereby creating a vacancy in personnel accordingly and the position is budgeted in the 2008 Unified Courts Budget; and

WHEREAS, the replacement of the 100% funded Court Attendant is critical for maintaining staffing levels and flexibility for this part-time position for smooth and efficient functioning of the security and services provided to the Courts; now therefore be it

RESOLVED, that the Sheriff be authorized to fill the one vacant Court Attendant part-time position effective the date of this Resolution in accordance with the Civil Service Rules and Regulations and the Policies of Cayuga County;

RESOLVED, that the Treasurer make any and all journal and accounting entries necessary to accomplish the forgoing and that the Cayuga County Civil Service Commission file the appropriate documentation for the addition of these position.

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

Approved by voice vote, all present voting aye.

**RESOLUTION NO. 231-08 (3/25/08) COA-LLResidencyReqForShf'sDeptOrCorrsOffs-ADP
TO ADOPT LOCAL LAW NO. 1 FOR THE YEAR 2008, AUTHORIZING
CAYUGA COUNTY DEPUTY SHERIFFS OR CORRECTIONS OFFICERS
TO RESIDE IN CAYUGA COUNTY OR ANY ADJOINING COUNTY IN
NEW YORK STATE.**

BY: MR. LOCKWOOD, Chairman, Judiciary & Public Safety Committee, and

WHEREAS, Local Law No. 1 for the year 2008 was presented to the Cayuga County Legislature on the 26th day of February, 2008; and

WHEREAS, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on said Local Law No. 1 for 2008 on March 25, 2008 at 6:00 P.M.; now, therefore be it

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. 1 for 2008 authorizing Cayuga County Deputy Sheriffs or corrections officers to reside in Cayuga County or any adjoining County in New York State, superseding the New York State Public Officers Law Section 3, and be it further

RESOLVED, that the Clerk of the County Legislature publish notice of the adoption of the said Local Law in the official newspapers of Cayuga County, one time per week for each of two weeks, the first publication to be within ten (10) days of its effective date.

Signed by Lockwood, Chapman, Cuddeback, Fearon, Mahunik, Tortorici.

Approved by voice vote, all present voting aye.

**STATE OF NEW YORK
COUNTY OF CAYUGA**

LOCAL LAW NO. 1 FOR THE YEAR 2008

**A LOCAL LAW AUTHORIZING CAYUGA COUNTY DEPUTY SHERIFFS
OR CORRECTIONS OFFICERS TO RESIDE IN CAYUGA COUNTY OR
ANY ADJOINING COUNTY IN NEW YORK STATE, SUPERSEDING
THE NEW YORK STATE PUBLIC OFFICERS LAW SECTION 3.**

BE IT ENACTED by the County Legislature of the County of Cayuga, New York, as follows:

Section 1. Purpose. The purpose of this Local Law is to supersede New York State Public Officers Law Section 3, to authorize the Cayuga County Sheriff's Deputies or Corrections Officers to reside in Cayuga County or any adjoining County within the State of New York.

Section 2. In Cayuga County, the provisions of Section 3 of the New York State Public Officers Law authorization requiring a person to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within which such person's official functions are required to be exercised, shall not prevent a person from holding the office of deputy sheriff in Cayuga County, provided, however, that such person performing duties and functions of deputy sheriff or corrections officer reside in Cayuga County or any adjoining county within New York State unless otherwise provided by law.

Section 3. This Local Law shall take effect upon filing pursuant to the provisions of the Municipal Home Rule Law.

Motion by Legislator Chapman to adjourn at 8:46PM, approved by voice vote, all present voting aye.

Motion by Legislator Chapman to approve minutes 5-27-08, all in favor.