

**MINUTES
CAYUGA COUNTY LEGISLATURE
JANUARY 27, 2009, 6:00 PM**

WELCOME: Mary Jones Clerk of the Legislature

CALL TO ORDER: Hon. Peter Tortorici, Chairman, at 6:00PM

ROLL CALL: Mary Jones, Clerk of the Legislature, all Legislators present except Palermo arriving at 6:26PM.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PRESENTATION: (1) Native American: Roll out of the Website, By Phil Spellone, "No Cayuga Land in Trust" Website Designed as a Public Forum. Website: www.nocayugalandintrust.net. Handout attached to original minutes.

(2) Alan Kozlowski, Assessment Study Grant, over the last ten years Cayuga County established and built a very functional parcel based ,map/data system of our own design. Handout attached to original minutes.

(3) Fred Lewis, update on MUNIS, gave a brief update on the MUNIS System. Handout attached to original minutes.

PROCLAMATION: Dr. Martin Luther King Jr., read by Mary Jones Clerk of the Legislature, presented at the Dr. Martin Luther King Jr. Millennium Luncheon, on January 13, 2009, Holiday Inn, Auburn, NY.

EMERGENCY AUTHORIZATION FOR SPENDING:

Board of Elections: Two Elections Inspectors who worked the 2008 General Election on November 4, 2008 were not included in the November 19, 2008 audit. The sum of \$175.00 needs to be paid to Ann Landers and \$175.00 to Nancy McGinn. The total amount of \$350.00 will be expended from A1450.400 (Board of Election) 077 (Primary Election Inspectors).

MUNIS A14504-54077 (Board of Election, Contractual, Primary Election)

Signed by Palermo, Mahunik, Mills, Mitchell, and Co. Manager Wayne Allen.

EMERGENCY AUTHORIZATION FOR SPENDING:

Reason for emergency spending:

WHEREAS, Resolution #783-08 has the City of Auburn's share of County Taxes computed as \$7,059,367.00.

Director of Real Property Al Kozolowski, states there was a glitch with the state software program, which changes the figures slightly. The new figure for the City of Auburn's share of County Taxes is \$7,059,416.22, a difference of \$49.22

Dept.: Real Property

Amount:\$49.22

RESOLVED, that Resolution No. 783-08 be amended by increasing the City of Auburn's share of County Taxes to \$7,059,416.22.

Signed by Mitchell, Mahunik, Mills, and Co. Manager Wayne Allen.

PUBLIC BE HEARD:

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

MINUTES: For Approval: 11-18-08 and 11-25-08, **motion by Palermo, all in favor.**
For Reading: 12-16-08 and 1-5-09

CCC REPORT: Dr. Daniel Larson, Enrollment Update – for our January intersession we had more than 500 students registered. Spring – Spring 2009 is current with Spring 2007. Year-to-Date – we are on track to meet our projected enrollment of the academic year, we have achieved 90% of that target. Inauguration – TV monitors were pressed into service for students to be able to watch this moment in history. Washington, DC Trip – will take place this Spring under the sponsorship of the Student Activities Board. Campus Furniture Upgrade – we have upgrade our obsolete furniture over the past few years.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Lockwood, there will be a Public information meeting on Wednesday, February 25, 2009 at 7:00 PM at Cayuga County College's Student Lounge, Franklin St., Auburn. This is a joint meeting of Cayuga and Seneca Counties. All interested residents are invited to attend.

MANAGER'S REPORT: Wayne Allen, stimulus package has been handed out, please look at it and give me your feed back. The City gave us their list we will attach with ours and send it in.

CHAIRMAN'S REPORT: Peter Tortorici, gave a brief update on the Cayuga County, partnered with Pro Act, Inc., a Pharmacy Benefits Management Co. This provides a prescription drug card for County residents without insurance to have the ability to receive discounts on their prescription drugs. Information is available on the County website.

The City of Auburn has requested to be the lead agency designation for the SEQRA process for the Cayuga County Mental Health Facility Renovations Project at 146 North St. Does the Legislature have any objections on this request. No. County Attorney Fred Westphal will send letter.

APPOINTMENTS AND RE-APPOINTMENTS:

Parks Commission:

Daniel Schuster, 123 E. Genesee St., Auburn, NY 13021, Member at large, Term- 1-1-09 to 12-31-2010
Roger Mills, 6117 Oakridge Rd., Aubur, NY 13021 (Legislative Appointment)

Cayuga County Fair Housing Officer:

Stephen F. Lynch, 7 Tuxill Square, Auburn, NY 13021, Term – ex officio

Cayuga-Cortland Workforce Investment Board

Dennis R. Donahue, NYS Dept of Labor, 450 S. Salina Street, Suite 222, Syracuse, New York, Term - 2/1/09 – 6/30/2011

Stephen Lynch, 7 Tuxill Square, Auburn, NY 13021, Term – 2-1-09 to 6-30-2011

Alcohol/Substance Abuse Subcommittee:

George Steigerwald, 6688 Beech Tree Rd, Auburn 13021, Term: 1/1/09 – 12/31/12
Carol Colvin, 91 Lake Ave., Auburn 13021, Term - 1/1/09 – 12/31/12

Community Services Board:

Rebekah Gagne, 7286 Sherman Rd., Auburn 13021, Term - 1/1/09 - 12/31/09
Linda Albrecht, 67 Firelane 21, Cayuga 13034, Term - 1/1/09 – 12/31/12
Deborah Schwarting, 8211 Jericho Road, Weedsport 13166, Term - 1/1/09 – 12/31/12
Anne McCarthy, 46 Perry St., Auburn 13021, Term - 1/1/09 – 12/31/12
Dr. Marie Rose, 6480 East Lake Rd., Auburn 13021, Term - 1/1/09 – 12/31/12

Mental Health Subcommittee:

Christopher Szwagiel, 49 Drummond St., Auburn 13021 Term - 1/1/09 – 12/31/12

Office for the Aging Advisory Committee:

Barbara Deacon, 9 Seneca Parkway, Auburn 13021, Term - 1/1/09 – 12/31/14
Carol Kirk, 4 Donald Drive, Moravia 13118, Term - 1/1/09 – 12/31/14

Board of Health:

John Latanyshyn, 5663 Silver St. Rd, Auburn, NY 13021, term – 1-1-09 to 12-31-2012

Central New York Regional Planning & Development Board:

Peter Tortorici, 19 Union St., Auburn, NY 13021 Term – 1-28-09 to 12-31-09
Linda Murphy, 318 N. Marvin Ave., Auburn, NY 13021 Term – 1-28-09 to 12-31-09
Stephen Lynch, 160 Genesee St. 5th Floor, Auburn, NY 13021 Term – 1-28-09 to 12-31-09
Ann Petrus, 2435 Rte. 32, Weedsport, NY 13166, Term – 1-28-09 to 12-31-09
Dan Schuster, 123 Genesee St. Auburn, NY 13021, Term 1-28-09 to 12-31-09
Vijay Mital, 52 Kearney Ave., Auburn, NY 13021, Term 1-28-09 to 12-31-09
Steve Zabriski, PO Box 119, 441 Main St., Aurora, NY 13026, Term 1-28-09 to 12-31-09.

Motion by Palermo to accept all appointments, all in favor.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter from James Tedisco, Assembly Republican Leader, re: receipt of resolution # 685-08, to reduce State spending without shifting costs for State Programs to County Government.
2. Received a letter from Raymond Lockwood, stating that he will not be running for re-election for County Legislator in the Fall 2009 Election.
3. Received a letter from the Oswego Valley ATV Club, Inc., re: up-keep and maintenance of the trails.
4. Received a letter from Stephen Selvek, Sr.Planner, City of Auburn, re: Request for SEQRA Lead Agency Designation, Cayuga County Mental Health Facility Renovations, 146 North St., Auburn, NY.
5. Received a letter from Scott Kilmer, Auburn, NY, re: resigning from the Board of Ethics of Cayuga County.
6. Received a resolution from Yates County, re: Memorialization/Support of Continuation/Empire Zone Program.
7. Received a thank you letter from James T. Walsh.
8. Received a letter from Stephen Acquario, NYSAC, appointing Wayne Allen to serve on the Medicaid and Human Services NYSAC standing Committee.
9. Received a thank you letter from Carole Sanders, on behalf of the Western Cayuga County Emergency Food Pantry, for the generous donations from Cayuga County Employees.

Motion by Lockwood to waive reading of correspondence, all in favor.

RESOLUTIONS

RESOLUTION NO. 8-09

AuditPeriod13.08.doc

AUTHORIZING THE COUNTY TREASURER TO PAY DECEMBER 2008 Period 13 AUDIT OF CLAIMS

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

WHEREAS, The Legislature did at its regular meeting on December 16, 2008 audit claims against the County of Cayuga in the aggregate sum \$1,299,314.90, 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, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 9-09

AuditJanuary2009.doc

AUTHORIZING THE COUNTY TREASURER TO PAY JANUARY 2009 AUDIT OF CLAIMS

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

WHEREAS, The Legislature did at its regular meeting on January 27, 2009 audit claims against the County of Cayuga in the aggregate sum \$615,235.19, 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 November 25, 2008.

Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 10-09

1/27/09

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

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

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

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

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

	DECEMBER 2008	
Gas & Electric	:	\$149,170.61
Telephone:		\$ 21,966.34
Water		\$ 11,446.74
Landfill/Rubbish	\$	<u>269.66</u>
Total:		\$182,853.35

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

Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 11-09

1/27/09

PURCHSVCSDECEMBER

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

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

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

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

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	\$653.86
	TOTAL	\$653.86

Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 12-09 1/27/09

NH Audit 12709

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 \$214,079.09 for the month of December 2008, now therefore be it

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

Signed by Petrus, Aikman, Cuddeback, Mills, Schuster, Sincebaugh, Mitchell, Chapman, Lockwood, Murphy, Mahunik, all in favor.

RESOLUTION NO. 13-09

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 \$12,376.00 covering the period through 12-31-08 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, Aikman, Cuddeback, Mills, Schuster, Sincebaugh, Mitchell, Chapman, Lockwood, Murphy, Mahunik, all in favor.

RESOLUTION NO. 14-09

1/27/09

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

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

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

DECEMBER 2008
\$ 406.18

RESOLVED, that said payments be part and partial payment of the full audit of this Board.
Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 15-09

1/27/09

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

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

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

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

DECEMBER 2008
First Niagara \$ 72.13
AmExpress \$3,781.69
Sunoco \$ 379.74
Walmart \$ 4.64
Total: \$4,238.20

RESOLVED, that said payments be part and partial payment of the full audit of this Board.
Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 16-09

1/27/09

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

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

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

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

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

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

DECEMBER '08 TOTAL
\$5332.82

Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor, except Palermo abstaining.

RESOLUTION NO. 17-09

1/27/09

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

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

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

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

DECEMBER 2008
Copier Leases and Maintenance: \$11,642.74
Postage Leases: \$ 478.00
Misc. Leases: \$ 7,327.81
Total \$19,448.55

RESOLVED, that said payment be part and partial payment of the full audit of this Board.
Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 18-09

1/27/09

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

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

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

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

DECEMBER 2008

\$ 592.68

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

Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

Motion by Frances to amend and add City of Auburn (Fee for Major Site Plan Review Required) \$250.00, all in favor.

Motion as amended , all in favor.

RESOLUTION NO. 19-09 (1/27/09)

COA-Caph1PAY(Rev)

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 #07-1 (Erie Heritage Preservation):

KENT ENVIRONMENTAL:

Inv. No. 73.....\$ 1,947.50

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

TYLER TECHNOLOGIES:

Inv. No. 142339.....\$ 2,500.00

3. Project #08-1 (Renovations – Mental Health, North Street)

WATKINS LAND SURVEYING, PLLC:

Inv. No. 08-314TP.....\$ 835.50

UPS STORE:

Inv. No. 001040:

Ground Commercial.....\$ 6.54

Tracking.....\$ 6.54

2 x 2 Tube.....\$ 2.39

FISCAL ADVISORS & MARKETING, INC.:

Inv. No. 8767.....\$ 6,400.00

PREMIER PRINTING, INC.:

Inv. Dated 12/19/08.....\$ 1,696.46

CITY OF AUBURN (Fee for Major Site Plan Review Requirements).....\$ 250.00

And be it further

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

Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 20-09 (1/27/09) COA-AgencyCtrsReso2009(Rev)
AUTHORIZE CHAIRMAN TO SIGN CONTRACTS WITH CERTAIN AGENCIES.

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

WHEREAS, certain appropriations were approved in the County Budget adopted for 2009 for certain agencies, in return for which these agencies agree to perform certain services for the benefit of the County of Cayuga; now, therefore, be it

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

CAYUGA COUNSELING, INC. OF AUBURN AND CAYUGA COUNTY:

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

CAYUGA COUNTY ARTS COUNCIL, INC.
CAYUGA COUNTY SOIL & WATER CONSERVATION DISTRICT
CAYUGA MUSEUM OF HISTORY AND ART
CAYUGA/SENECA COMMUNITY ACTION AGENCY, INC.
CENTRAL NEW YORK REGIONAL PLANNING AND DEVELOPMENT BOARD
CORNELL COOPERATIVE EXTENSION ASSOCIATION
FEDERATION OF CONSERVATION CLUBS OF CAYUGA COUNTY
FINGER LAKES ASSOCIATION, INC.
COMMUNITY PRESERVATION COMMITTEE, INC. (WILLARD CHAPEL)
MERRY-GO-ROUND PLAYHOUSE
CENTRO
OFFICE OF TOURISM
OPTIONS FOR INDEPENDENCE
WATER & SEWER AUTHORITY
MUSIC FESTIVAL

LIBRARIES:

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

Signed by Mitchell, Chapman, Lockwood, Murphy, Mahunik, Petrus, all in favor.

RESOLUTION NO. 21-09 01/27/2009 RPSgrantsupportrev
AUTHORIZING CAYUGA COUNTY OFFICE OF REAL PROPERTY TO OFFER SUPPORT TO THE CITY OF AUBURN IN THEIR PURSUIT OF A GRANT FROM THE NATIONAL ENDOWMENT FOR THE HUMANITIES

Whereas, The City Of Auburn through the Auburn NY Historic Sites Commission is seeking grant funding from the National Endowment for the Humanities; and

Whereas, This proposed grant project will promote tourism and study innovative ways to enhance understanding and interest of local historic recourses and museums, and

Whereas, components of the proposed project may include utilizing GIS data contained within Cayuga County GIS System database; Now, therefore be it

Resolved, That the Cayuga County Legislature supports the concept of the grant project and agrees to make files in their existing GIS database available for the grant program.

Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

AUTHORIZING SALARY ADJUSTMENTS FOR PART II and PART IV OF THE COUNTY OF CAYUGA COMPENSATION PLAN FOR NON-BARGAINING EMPLOYEES FOR THE YEAR 2009.

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

WHEREAS, the County of Cayuga and the Deputy Sheriffs Police Association and Sheriff's Employees' Association of Cayuga County, have agreed on a new Collective Bargaining Agreement for years 2008 - 2011; and

WHEREAS, the County of Cayuga is in negotiations with the Unit of Cayuga Local 806, Civil Service Employees Association, Inc., Local 1000, AFSME AFL-CIO and the NYS Nurses Association, and

WHEREAS, the County desires, to provide a monetary consideration for Part II and Part IV Non-Bargaining employees except as stated below; and

WHEREAS, it is the intent to provide a cost of living increase for the work performed by the non-bargaining line staff and administration; now therefore be it

RESOLVED, that except as stated hereafter, the annual salaries for PART II and PART IV, NON-BARGAINING EMPLOYEES for the years 2009 shall be adjusted as set forth below:

Effective 1/1/09, 2.0% shall be added to all 2008 base wages and salaries, including steps; longevity amounts and the Increment/Longevity columns shall not be increased; and be it further

RESOLVED, that the following exceptions shall apply:

EXCEPTIONS:

For 2009, any PART II and PART IV employee whose 2008 base salary is \$80,000 or more, the lesser of 2.0% or \$1,600.00 will be added to the base salary; and be it further

RESOLVED, that the financial adjustment as set forth herein above for 2009 shall apply to any PART II and PART IV employee who is on the county payroll in 2009; and be it further

RESOLVED, that the adjusted salaries as set forth in this resolution shall not apply to:

- A. ALL ELECTED OR APPOINTED FIXED TERM OFFICIALS IN PART III EXCEPT AS OTHERWISE PROVIDED BY LOCAL LAW
- B. EMPLOYEES REPRESENTED BY NYSNA PART I, CSEA PART I, SEACC Part I, DEPUTY SHERIFF POLICE ASSOCIATION PART I
- C. HEALTH SERVICES AIDE, PT and CLERK PT at MINIMUM WAGE at CCNH
- D. COURT ATTENDANT, PART TIME
- E. SPECIAL PATROL OFFICER, PART TIME
- F. ALL SEASONAL EMPLOYEES IN ALL DEPARTMENTS
- G. MEDICAL CONSULTANT, JOB 2 (PHD)
- H. 100% FUNDED JOB 2'S in DISTRICT ATTORNEY'S OFFICE and RECORDS RETENTION OFFICE
- I. CHIEF ASSISTANT DISTRICT ATTORNEY AND ALL ASSISTANT DISTRICT ATTORNEYS
- J. CCIDA SECRETARY-TREASURER
- K. LABORER PT at MINIMUM WAGE (P&T position only);
- L. DEPUTY COMMISSIONERS BOARD OF ELECTIONS
- M. DEPUTY DIRECTOR OF COMMUNITY MENTAL HEALTH
- N. DIRECTOR OF COMMUNITY MENTAL HEALTH
- O. DIRECTOR OF PROBATION II
- P. DIRECTOR, VETERANS' SERVICE AGENCY
- Q. DEPUTY DIRECTOR, VETERANS' SERVICE AGENCY
- R. STAFF PSYCHIATRIST PT

RESOLVED, that, except as otherwise stated herein, that non-bargaining unit employees that are part-time employees and temporary employees, shall be paid in accordance with PART I, PART II and/or PART IV of the Compensation Plans as applicable for 2009, as above modified, and under no circumstances shall they be allowed to exceed Step 1 of the Compensation Plans nor shall they be paid longevity and/or increments with the exception of LPN PT in the CCNH, PHD and CMH Departments; and be it further

RESOLVED, that the non-bargaining positions of LPN PT be adjusted by the 2% cost of living increase but be allowed to move in the step ranges in accordance to resolution number 807-08 adopted 12/16/08; and be it further

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

Signed by Mitchell, Chapman, Lockwood, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 23-09**1.27.09 BOENTSSOFTWARECONTRACTrev1****Authorizing the Chairman of the Legislature to sign a Software Maintenance contract for the Board of Elections with NTS Data Services, Inc.**

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

WHEREAS, The Board of Election currently utilizes the following programs from NTS Data Services, Inc., for its computer needs: Sign-It! for signature digitization, TEAM-SQL for voter registration and related functions, and the IMS Interface Messaging System for connection to the State Board of Elections NYSVoter program; and
WHEREAS, NTS has provided a contract price for maintenance and support for these programs from 2009-2011; and
WHEREAS, funds exist in the Board of Elections budget for 2009; NOW, therefore, be it
RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to sign a contract with NTS Data Services, Inc. for \$72,300 for software maintenance and support to be paid over a three-year period.
Signed by Chapman, Palermo, Fearon, Mitchell, Mahunik, Schuster, Sincebaugh, Mitchell, Petrus, Lockwood, Murphy, Axton, all in favor.

RESOLUTION NO. 24-09**1/27/09****VETPOSTS09****AUTHORIZING THE COUNTY TREASURER TO PAY VETERANS POSTS**

BY: Michael Chapman, Chair, Government Operations Committee

WHEREAS, the budget for the fiscal year 2009 contains funds for payment to Veterans Posts in a Special Act of the Legislature applying to Cayuga County; and

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

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

City of Auburn – Carnicelli – Indelicato American Legion Post #1776

City of Auburn – Swietoniowski – Kopeczek American Legion Post #1324

City of Auburn – W. Mynnderse Rice American Legion Post #97

City of Auburn – Auburn Veterans of Foreign Wars Post #1975

City of Auburn - Auburn City Veterans Council

City of Auburn – Joseph E. Rice Memorial, Disabled American Veterans, Chapter #103

City of Auburn – Vietnam Veterans of America Inc., Cayuga County Chapter #704 (founded in King Ferry)

City of Auburn – Frank Calimeri Italian American Post #9

City of Auburn – La Societe Cayuga County 40&8, Chapter #1064

City of Auburn – Cayuga Memorial Detachment, Marine Corps League

City of Auburn – St. Nicholas Veterans Post #1

City of Auburn – Korean War Veterans Association, Cayuga County Chapter #296

Town of Fleming – Fleming Veterans of Foreign Wars Post #11071

Town of Montezuma – Robert F. Stryker Memorial American Veterans Post #513

Town of Montezuma – Thurston – Schramm – Reynolds Veterans of Foreign Wars Post #8137

Town of Owasco – Owasco Veterans of Foreign Wars Post #6575

Village of Cato, Town of Cato – LaBuff – Cole American Legion Post #911

Village of Cayuga, Town of Aurelius – Donald R. Ward American Legion Post #1259

Village of Fair Haven, Town of Sterling – George E. Ingersoll American Legion Post #658

Village of King Ferry, Town of Genoa – Frontenac Veterans of Foreign Wars Post #7274

Village of Moravia, Town of Moravia – Rowe – Churchill American Legion Post #710

Village of Moravia, Town of Moravia–Clifford E. Gailbraith Memorial Veterans of Foreign Wars Post #7127

Village of Port Byron, Town of Mentz – John Cool American Legion Post #257

Village of Union Springs, Town of Springport – Walter T. Conley American Legion Post #1107

Village of Weedsport, Town of Brutus – Clark – Heck American Legion Post #568

Signed by Chapman, Fearon, Mitchell, Sincebaugh, Schuster, Mahunik, all in favor.

RESOLUTION NO. 25-09 (1/27/09)

BOEDepCommSal09rev1

Authorization to revise the Deputy Commissioner of Board of Elections pursuant to 2009 budget.

BY: Michael Chapman, Chair, Government Operations Committee

Francis Mitchell, Chair, Ways and Means Committee

WHEREAS, the Legislature approved the 2009 County Budget on November 25, 2008; and

WHEREAS, the 2009 Board of Elections Budget has appropriated salary and fringe benefit funds to amend the salaries of the two Deputy Commissioner of Board of Elections; now, be it therefore

RESOLVED, that the annual salary for the two Deputy Commissioner of Board of Elections be hereby set at \$39,865 each, effective 1/1/09 and; be it further

RESOLVED, that the regular work week be hereby amended from a 35 hour work week to a 37 ½ hour work week effective 1/1/09; and be it further

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

Signed by Chapman, Mitchell, Fearon, Mahunik, Schuster, Sincebaugh, Axton, Lockwood, Murphy, Petrus, all in favor.

RESOLUTION NO. 26-09 (1/27/09)

COMcollegeunion09rev

APPROVING AN AGREEMENT BETWEEN THE COMMUNITY COLLEGE AND COUNCIL 66, AFSCME, LOCAL 932-C, AFL-CIO

BY: Hon. Michael Chapman, Chairman of Government Operations Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the collective bargaining agreement between Cayuga County Community College and Council 66, AFSCME, Local 932-C, AFL-CIO, expired on August 31, 2004, now named the Cayuga County Community College Educational Support Professionals; and

WHEREAS, a successor collective bargaining agreement effective September 1, 2004 through August 31, 2011, has been agreed upon by the bargaining teams for the College and the collective bargaining unit; and

WHEREAS, the successor collective bargaining agreement has been approved by the Board of Trustees for Cayuga County Community College and ratified by the collective bargaining unit; and, now therefore be it

RESOLVED that the Legislature for the County of Cayuga hereby approves the successor collective bargaining agreement between Cayuga County Community College and the Cayuga County Community College Educational Support Professionals and approves the funds necessary to implement said agreement.

Signed by Fearon, Mitchell, Schuster, Sincebaugh, Chapman, Mahunik, all in favor.

Legislator Palermo, where is the resolution for the rules of order?

Schuster, it was tabled at the January 5, 2009 Legislature meeting.

Legislator Palermo, asked to have it brought back to committee.

RESOLUTION NO. 27-09 Date: 1/27/09

P&T WaterMeter 1 09Rev

AUTHORIZING THE CAYUGA COUNTY PARKS AND TRAILS DEPARTMENT TO REIMBURSE THE TOWN OF FLEMING FOR HALF THE COST OF A NEW WATER METER FOR EMERSON PARK WITH THE FUNDING TO COME FROM THE 2009 EMERSON PARK OPERATING BUDGET

By: By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

Whereas, Emerson Park purchases water from the Town of Fleming per an agreement dated November 12, 1993; and

Whereas, the meter used to measure the water usage has failed and needs to be replaced: and

Whereas, the agreement with the town does not specifically state who is responsible for the replacement cost of the meter; and

Whereas, the cost of the new meter was quoted at \$4949.22 as of August 1,2008; and

Whereas, The Town of Fleming has proposed that the town and the county split the cost of the meter; now therefore be it

Resolved, the Cayuga County Treasurer is hereby authorized and directed to transfer funds not to exceed \$2,500 from the Emerson Park 2009 operating budget for gas Munis Account A71104-54024 into the Emerson Park Equipment Munis Account A71102 52000; and be it further

Resolved, the Park Maintenance Supervisor is hereby authorized to reimburse The Town of Fleming upon installation of the meter for an amount not to exceed, \$2,500.

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Petrus, Chapman, Murphy, Mahunik., all in favor.

RESOLUTION NO. 28-09 Date: January 27, 2007 nysdecnou

AUTHORIZING THE CHAIRPERSON OF THE CAYUGA COUNTY LEGISLATURE AND THE COUNTY HIGHWAY SUPERINTENDENT TO SIGN MEMORANDUM OF UNDERSTANDING WITH THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

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

Whereas, The Department of Environmental Conservation (DEC) of the State of New York is responsible for the protection of the water resources of certain classified waters in New York State as set forth in Title 5 of Article 15 of the Conservation Law; and Whereas, this Memorandum of Understanding between the DEC and the County of Cayuga establishes an agreement of cooperation between the parties hereinafter mentioned for the administration of this responsibility insofar as the County is concerned;

Now therefore be it

Resolved, that the County Highway Superintendent is hereby empowered to sign the forthcoming Memorandum of Understanding on behalf of the County of Cayuga; and be it further

Resolved, that this Memorandum of Understanding shall take effect immediately upon its acceptance by the Department of Environmental Conservation.

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Petrus, Mahunik, all in favor.

RESOLUTION NO. 29-09 Date: January 27, 2008 Hwysafgrtapp

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

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

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

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

Whereas, the safety training will have to be conducted whether or not the county is successful in the grant process, and

Whereas, due to the limited time available to prepare and submit the grant application; now therefore be it

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

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Petrus, Mahunik, all in favor.

RESOLUTION NO. 30-09 January 27, 2009 HWYAUTHBID

AUTHORIZING the CLERK OF the LEGISLATURE AND the County Highway superintendent TO ADVERTISE AND RECEIVE SEALED BIDS FOR the PURCHASE OF MACHINERY, MATERIALS, TOOLS, EQUIPMENT, FUEL AND EQUIPMENT RENTALS.

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

Whereas, certain supplies will have to be purchased during 2009 for the County Highway Department; and Whereas, the construction season is a short period of the year and items may be required to be bid to meet unusual maintenance needs that must be accomplished during the construction season; and

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

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

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

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

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Petrus, Mahunik, all in favor.

RESOLUTION NO. 31-09 January 27,2008 hwyextbid

Resolution to Extend Certain 2008 Bid Items

By : David Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

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

Whereas, these items were bid in 2008; and

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

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

Resolved, to approve the extension of the 2008 bids for Highway Equipment and Materials; and be it further

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

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Petrus, Mahunik, all in favor.

RESOLUTION NO. 32-09 01/27/09 Bldgs COB AC 2009

Authorization to enter into an Assured Maintenance Agreement for Chiller in the County Office Building AC system

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

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

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

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

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

RESOLVED, that the County enter into a Maintenance Agreement with McQuay Factory Service for service on the chiller part of the AC system, at the cost of \$4,368.00; and be it further

RESOLVED, that the Buildings and Grounds Department Budget account A16204 54001 has sufficient funds for this agreement; and be it further

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

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

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Mahunik, all in favor.

RESOLUTION NO. 33-09 01/27/09 Bldgs Elevators 2009rev

Authorization to pay for annual elevator maintenance for the County Elevators

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

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

WHEREAS, the elevators in Cayuga County are a necessary pieces of equipment, for the public to safely access County buildings; and

WHEREAS, the County can not perform maintenance or inspections on its own elevators; and

WHEREAS, the County is in the last year of a three year contract with ThyssenKrupp Elevator; and

WHEREAS, the 2009 rates are as follows; County Office Building \$10,685.12, Courthouse \$1,736.04, Records \$2,210.44, Hardenburg Building \$2,467.68 and Historic Post Office \$5,614.76. Prices reflect a 3% discount for paying annually; now therefore be it

RESOLVED, that the Chairperson of the Cayuga County Legislature it hereby authorized and directed to execute any and all agreements with ThyssenKrupp Elevator; for elevator maintenance at the Cayuga county facilities; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized pay for the Maintenance Agreements with ThyssenKrupp Elevator for 8 elevator in the County and be it further

RESOLVED, that the Buildings and Grounds Department Budget Account No's. A16204 54026, A16214 54026, A16224 54026, and A16234 54026 have sufficient funds for these agreements; 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, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Petrus, Mahunik, all in favor.

RESOLUTION NO. 34-09 January 27, 2009

PW_UST_Additional_Work

AUTHORIZING A CHANGE ORDER AND CHANGE IN SCOPE WITH OP-TECH ENVIRONMENTAL SERVICES, INC. FOR FUEL STORAGE TANK REMOVALS.

BY: Mr. David Axton, Chair, Public Works Committee

Mr. Francis Mitchell, Chair, Ways and Means Committee

WHEREAS, the Legislature, at its June 24, 2008 meeting, approved Resolution No. 411-08 authorizing the Legislature Clerk to advertise and seek sealed bids for removal of underground storage tanks located at the Mental Health Center, Sterling Nature Center, and Emerson Park; and

WHEREAS, the Legislature, at its August 26, 2008 meeting, approved Resolution No. 551-08 authorizing the Chairman of the County Legislature to enter into an agreement with OP-Tech Environmental Services, Inc. to remove underground storage tanks at these three sites; and

WHEREAS, tank leakage was discovered at two of the sites that necessitated immediate clean-up as "spills" per New York State Department of Environmental Conservation regulations; and

WHEREAS, our bid documents for said work anticipated extra work might be needed to cleanup possible leakage from these older tanks, by including line items for "extra excavation" and "extra hauling"; and

WHEREAS, the "Tank Excavation Assessment Reports" for all three sites have been finalized and submitted to the New York State Department of Environmental Conservation documenting we successfully cleaned up said spills with only two extra days of work; and

WHEREAS, OP-Tech's requested reimbursement has been negotiated down to \$4,375.75 for the extra work using the approved unit prices in the agreement authorized in Resolution No. 551-08 by the County's Environmental Engineer; and

WHEREAS, the County has two out-of-service aboveground fuel storage tanks (AST) for decommissioning (Ira and Gavras); and

WHEREAS, based on their satisfactory work at the first three sites, OP-Tech was requested to supply a quote to add these aboveground storage tanks to their original scope, and their figure totals \$2,925.00; and

WHEREAS, there are sufficient funds in Account No. A16204 54251 (Removal of Under Ground Tanks) to cover the expenses; now, therefore, be it

RESOLVED, that the Chairman of the County Legislature is hereby authorized to sign a change order with OP-Tech for the extra work for \$4,375.75; and, be it further

RESOLVED, that the Chairman of the County Legislature is hereby authorized to sign a change in scope for the aboveground storage tanks decommissioning with OP-Tech for the amount of \$2,925; and, be it further

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

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Petrus, Mahunik, all in favor.

RESOLUTION NO. 35-09

Date: January 27, 2009 hwysnowcontractrev

Authorizing the Chairman of the Legislature and Highway Superintendent to enter into a three year agreement for snow and ice removal and amending Resolution No. 475-08

By: Dave Axton, Chairman Public Works Committee

Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Towns and Villages within Cayuga County provide snow and ice removal for the County; and

WHEREAS, the current agreement was for three years and expires on June 30, 2008; and

WHEREAS, the County, Towns and Villages desire to continue this operating procedure; and

WHEREAS, Town, Village and County officials met and discussed the contract, and agreed upon a 5% increase for 2009, and to negotiate annually the remaining two seasons; and

WHEREAS, Resolution No. 475-08 did not include contracting with the Villages; now therefore be it

RESOLVED, to authorize the Chairman of the Legislature and the Highway Superintendent to enter into agreement with municipalities within the County to provide snow and ice removal for Cayuga County; be it further

RESOLVED, the County Attorney is to review agreement before signing; and be it further

RESOLVED, a 5% raise for the 2008-2009 season is to be provided to the Towns and Villages; and be it further

RESOLVED, Resolution No. 475-08 is amended as herein set forth to include the Villages.

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Petrus, Mahunik, all in favor.

**RESOLUTION NO. 36-09 (1/27/009) P&TSnowmobileGrant 1 09
AUTHORIZING THE FIRST (70%) PAYMENT OF THE 2009 SNOWMOBILE GRANT FUNDS TO THE
VARIOUS CLUBS**

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, Cayuga County has received the first (70%) payment of the annual Snowmobile Trail and Development Grant in the amount of \$76,282.50; and

WHEREAS, the check was received after the regular board audit for January and so was not included for payment in January; and

WHEREAS, the Cayuga County Legislature recognizes the contribution the clubs make to the trails and their need to have these funds during this busy time of the year; and

WHEREAS, the Cayuga County Legislature approved Resolution 831-08 defining how the money was to be received and expended; now, therefore be it

RESOLVED, that the Cayuga County Treasurer is hereby directed to carry out the intention of Resolution 831-08 by issuing the checks to the clubs in January.

Signed by Axton, Cuddeback, Mills, Mitchell, Lockwood, Sincebaugh, Chapman, Murphy, Petrus, Mahunik, all in favor.

**RESOLUTION NO. 37-09 1/27/09 SHR-Auth Sheriff to Enter Agmnt w/Trade-A-Yacht
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE SHERIFF OF
CAYUGA COUNTY TO ENTER INTO AN AGREEMENT WITH TRADE-A-YACHT INC. FOR DOCKAGE
OF THE SHERIFF'S BOAT UTILIZED TO PATROL THE WATERS OF CAYUGA LAKE.**

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

Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Sheriff's Office, Marine Unit, patrols the waters of Cayuga Lake throughout the boating season in Cayuga County; and

WHEREAS, Trade-A-Yacht Inc. Marinas has offered a slip to the Cayuga County Sheriff's Office at Hibiscus Harbor in Union Springs to dock the Sheriff's boat that patrols Cayuga Lake during the 2009 boating season for no charge; and

WHEREAS, Trade-A-Yacht Inc. Marinas requires a Dockage/Storage Contract be executed to reserve the slip designated for the boat used by the Cayuga County Sheriff's Office, Marine Unit; now therefore be it

RESOLVED, that the Dockage/Storage Contract between the Cayuga County Sheriff's Office and Trade-A-Yacht Inc. Marinas is approved and the Chairman of the Cayuga County Legislature and the Sheriff of Cayuga County are hereby authorized and directed to sign said Contract on behalf of the County of Cayuga.

Signed by Lockwood, Aikman, Axton, Chapman, Fearon, Mitchell, Murphy, Mahunik, Petrus, all in favor.

**RESOLUTION NO. 38-09 1/27/09 SHR-BUNY grant
AUTHORIZING THE TREASURER'S DEPARTMENT TO AMEND THE 2009 SHERIFF'S BUDGET TO
ACCEPT THE 2008/2009 BUNY (BUCKLE UP NEW YORK, CLICK IT OR TICKET) FROM THE NEW
YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE (NYSGTS.C)**

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

Mr. Francis Mitchell, Chair, Ways & Means Committee

WHEREAS, the Sheriff's Office applied for and was approved for a \$2,000.00 Grant from the NYS Governor's Traffic Safety Committee to support overtime wages spent on the enforcement of seat belts laws for the period of October 1, 2008 to September 30, 2009; and now therefore be it

RESOLVED, that the Chairman of the Legislature accept the BUNY Grant; and further be it

RESOLVED, that the 2009 Cayuga County Sheriff's Law Enforcement Operating Budget be amended to allow the following changes: an increase in the Revenue Line A-31100-44390 Traffic Enforcement of \$2,000.00, which means an increase in the Expenditure Account A31101-51003 (3110.100.00) of \$2,000.00, and further be it

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

Signed by Lockwood, Aikman, Axton, Chapman, Fearon, Mitchell, Murphy, Mahunik, Petrus, all in favor.

RESOLUTION NO. 39-09

(1/27/09)

COM.jailfoodreim

AMENDING THE 2009 JAIL BUDGET AND INCREASING THE CONTINGENT ACCOUNT

BY: Hon. Raymond E. Lockwood, Chairman Judicial and Public Safety Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the 2009 County Budget was adopted on November 25, 2009; and

WHEREAS, in the 2009 Jail Budget there is an expense for food service in the amount of \$375,000.00 and a revenue of \$25,000.00 for employee reimbursement for meals; and

WHEREAS, the employees of the Public Safety Building have been allowed to eat meals provided by the food service at the jail; and

WHEREAS, it has been noted that this privilege costs taxpayers in excess of \$32,000.00; and

WHEREAS, in the 2009 County Budget a revenue was projected at \$25,000.00 for reimbursement from County Employees for the cost of meals; now, therefore be it

RESOLVED, that the 2009 Jail Budget be amended as follows:

Reduce Expense A31504-54028 (Food Service) by \$32,000.00

Reduce Revenue A31500-42771 (EMPREMFD) by \$25,000.00

Increase Contingent Account A10164-54000 by \$7,000.00; and, be it further

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

Signed by Lockwood, Aikman, Axton, Chapman, Fearon, Mitchell, Murphy, Mahunik, Petrus, all in favor.

RESOLUTION NO. 40-09 Action Date 01/27/09

EMOPURCHASERESCUEVEHICLErev2

AUTHORIZATION TO PURCHASE 1985 FORD F700 RESCUE VEHICLE FOR THE CAYUGA COUNTY HIGH ANGLE RESCUE TEAM

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

Mr. Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County Emergency Management Office has oversight of the Cayuga County High Angle Rescue Team; and

WHEREAS, the current Cayuga County High Angle Rescue Team vehicle is in desperate need of replacement due to mechanical failures; and

WHEREAS; the Judicial and Public Safety Committee has recommended that the Director of Emergency Services attempt to locate a good quality used vehicle; and

WHEREAS; the Director of Emergency Services has located a rescue vehicle that is being replaced at the Aurora Fire District and the vehicle is for sale; and

WHEREAS; the Aurora Fire District is selling a 1985 Ford F700 Rescue Vehicle for the total sale amount of \$7,500; and

WHEREAS, the Judicial and Public Safety Committee has recommended that the Director of Emergency Services be authorized to purchase the 1985 Ford F700 Rescue Vehicle from the Aurora Fire District for the amount not to exceed \$7,500 out of Munis Account State Aid Disaster Preparedness A36424 5400; now, therefore be it

RESOLVED, that the Director of Emergency Services be authorized to purchase from the Aurora Fire District one 1985 Ford F700 Rescue Vehicle; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to sign any and all documents required to affect the transfer of the vehicle; and be it further

RESOLVED, that the sum of \$7,500 be expended from Munis Account State Aid Disaster Preparedness A36424 5400; and be it further

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

RESOLVED, that the 1978 GMC Panel Van currently out of service be surrendered to the Clerk of the Legislature for the eventual disposal.

Signed by Lockwood, Aikman, Axton, Chapman, Fearon, Mitchell, Murphy, Mahunik, Petrus, all in favor.

RESOLUTION NO. 41-09 (January 27, 2009) HD SPCA Contract 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with the Finger Lakes SPCA of CNY to Provide Rabies Vaccination Clinics (100% Funded)

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

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

WHEREAS, in order to accomplish this, it is our desire to contract with the Finger Lakes SPCA of CNY to provide these clinics at a cost not to exceed \$600 per year plus the cost of vaccine and syringes; NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract annually with the Finger Lakes SPCA of CNY to provide these mandated services (100% funded); and be it further

RESOLVED, that payment for these services will be from (Org) A40104, (Object)54123, of the 2009 Health Department Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 42-09 (January 27, 2009) HD Fill PT Health Program Coordinator
Authorizing the Director of Health & Human Services to Fill a PT Health Program Coordinator Position Due to Resignation

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

WHEREAS, there will be a Part-Time Health Program Coordinator vacancy in Community Health Services due to a resignation effective December 22, 2008; and

WHEREAS, this position is responsible for enrolling eligible participants in the Healthy Men and Women's Partnership Program; and

WHEREAS, this part-time Health Program Coordinator position is 100% funded; NOW, THEREFORE, BE IT RESOLVED, that the Director of the Health & Human Services be authorized and directed to fill the Part-Time Health Program Coordinator position in the Community Health Services Unit of the Health Department in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 43-09 (January 27, 2009) HS Partnership for Results REV
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with Partnership for Results, Inc. for the Provision of Preventive Services

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

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

WHEREAS, with the new Child Welfare Funding, such preventive service contracts are reimbursed at minimum, 63.7%; and

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

<u>Services</u>	<u>Contract Rate Per Unit</u>	
	<u>Amount</u>	<u>of Service</u>
Intensive Supervision Conditional Discharge Program	\$99,606	N/A
Multi-Dimensional Preventive Services	\$105,428	N/A
Family Group Conferencing	N/A	\$40.00

NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Partnership for Results, Inc. for the provision of the above listed services for the period of January 1, 2009 to December 31, 2009; and be it further

RESOLVED, that the charges for these services be paid from (Org) A60704, (Object) 54184 of the 2009 Health Department Budget.

Signed by Petrus, Aikman, Cuddeback, Murphy, Schuster, Mitchell, Axton, Chapman, Lockwood, Mauunik, all in favor.

RESOLUTION NO. 44-09 (January 27, 2009) HS Catholic Charities Contract 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with Catholic Charities for the Provision of Parenting Case Management

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

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

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

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

WHEREAS, based on the new child welfare funding, preventive services are reimbursed open-ended 63.7% state reimbursement net of federal; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to renew the contract with Catholic Charities for Parenting Case Management Program for the period January 1, 2009 to December 31, 2009 in an amount not to exceed \$50,500; and be it further

RESOLVED, that payment for these sessions be made from (Org) A60704, (Object) 54184 of the 2009 Human Services' Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 45-09 Action 01/27/09 MHagencycontracts09
AUTHORIZING THE INTERIM DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES AND THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN CONTRACTS WITH VARIOUS HUMAN SERVICE AGENCIES FOR SERVICES TO INDIVIDUALS WITH DISABILITIES.

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

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

WHEREAS, appropriations were approved in the Cayuga County Community Mental Health Center budget for the year 2009 for various programs; and now, therefore, be it

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

AGENCY	DISABILITY	PROGRAM	AMOUNT	LINE ITEM
Seneca Cayuga ARC	MRDD	All Services	\$348,006	43514.54340
EJ Gavras Center	MRDD	All Services	\$65,545	43524.54341
Cayuga Home	MH	School Based	\$114,742	43474.54000
Cayuga Counseling	MH	Crisis Coordination Prog	\$41,642	43434.54308
	MH	Children's Respite	\$40,193	43434.54302
	MH	Parent Partners	\$16,402	43434.54312
	MH	CCSI	\$35,202	43434.54314
	MH	Child & Family Clinic Plus	\$101,903	43434.54401
Contact	MH	Phone Counseling	\$38,636	43484.54000
CHAD	OASAS	All Services	\$336,877	43504.54315
Unity House	OASAS	Halfway House	\$318,823	43504.54316
	MH	Psychiatric Rehab	\$78,947	43464.54318
	MH	Supp Employment	\$166,058	43464.54317
	MH	CSS	\$41,070	43464.54313
	MH	Supportive Housing Workforce	\$23,094	43464.54320
	MH	Respite	\$23,767	43464.
	MH	Supported Housing	\$23,101	43464.54321

Signed by Petrus, Aikman, Cuddeback, Mills, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor, except Murphy abstained.

RESOLUTION NO. 46-09 (January 27, 2009) HD East Hill STD 2009

Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with East Hill Family Medical, Inc. for the Provision of STD Services

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

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

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

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

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with East Hill Family Medical, Inc. for the provision of diagnosis and treatment of sexually transmitted diseases in the amount of \$34,730 for the contract period of January 1, 2009 through December 31, 2009; and be it further

RESOLVED, that payment for these services shall be made from (Org) A40104, (Object) 54126 of the 2009 Health Department's Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 47-09 (January 27, 2009) HD Fingerlakes Dog Protection 2009

Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the Contract Between Finger Lakes Dog Protection Agency, Inc. and the County of Cayuga

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

WHEREAS, Finger Lakes Dog Protection Agency, Inc. has a contract with Cayuga County, which expires December 31, 2008, to provide rabies control and West Nile Virus surveillance services including responding to calls to capture potentially rabid animals or animals potentially affected with the West Nile Virus; euthanizing, preparing, and shipping animals for rabies or West Nile Virus testing; confining stray, biting cats or dogs for observation; and for collecting, preparing, and shipping mosquitoes and other insects for West Nile Virus testing; and

WHEREAS, it is the desire of the Cayuga County Health Department to renew this contract for the period January 1, 2009 through December 31, 2009; NOW, THEREFORE, BE IT

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

- On-call rate from \$25/day
- Hourly rate from \$25/hr.
- Specimen preparation \$25.00 (except for bird preparation, \$12.49)
- Euthanasia from \$16.24/prep
- Confinement of animals for 10-Day Confinement \$9.99/day
- Mileage will be contingent on the IRS Standard Rate
- 100% reimbursement for costs involved in shipping specimens

and be it further

RESOLVED, that payment for these services will be from (Org) A40104, (Object) 54123, of the 2009 Health Department budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 48-09 (January 27, 2009) HD Thadine Collier Contract 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with Thadine Collier, RN

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

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

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

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Thadine Collier, RN to provide these services for the period January 1, 2009 through December 31, 2009 at the rate of \$20.91 per hour; and be it further

RESOLVED, that the charges for these services be paid out of (Org) A40104, (Object) 54123 of the 2009 Health Department Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 49-09 (January 27, 2009) HD John Tonzi Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with John J. Tonzi to Conduct Administrative Hearings for the Cayuga County Board of Health

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

WHEREAS, John J. Tonzi has successfully served on behalf of the Cayuga County Board of Health as the Hearing Officer at administrative hearings regarding violations of the New York State and Cayuga County Sanitary Codes; and WHEREAS, Mr. Tonzi's contract expired on December 31, 2008; and

WHEREAS, it is our desire to renew Mr. Tonzi's contract for the period January 1, 2009 through December 31, 2009 at a rate of \$40.00 per hearing; now, therefore be it

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

RESOLVED, that this service be paid out of (Org) A40104, (Object) 54172 of the 2009 Health Department Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor, Except Schuster voting no.

RESOLUTION NO. 50-09 (January 27, 2009) HD TeleMed Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with Cayuga Health Association, Inc.

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

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

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

WHEREAS, Cayuga Health Association is working with our Home Care Agency to install telemedicine units to the homes of some of our appropriate cases; and

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

WHEREAS, six (6) TeleMed units will be made available to this program; and

WHEREAS, this has been budgeted for in the 2009 Health Department Budget; NOW, THEREFORE, BE IT

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

RESOLVED, that these costs be charged to (Org) A40124, (Object) 54059 of the 2009 Health Department Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 51-09 (January 27, 2009) HD Hartman OT 2009rev
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Contract with Margaret Hartman to Provide Occupational Therapy Services for CHHA

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

WHEREAS, there exists in the Certified Home Health Agency (CHHA) and LTHHCP a need to provide therapy services; and

WHEREAS, the Department relies to an extent on obtaining services through certain professional independent contractor providers; 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 Margaret Hartman for OT services for the Home Care Agency for the period of February 1, 2009 through January 31, 2010 at the following rates:

<u>Disciplines</u>	<u>Rates</u>	<u>Rates > 10 Mile Radius</u>
Initial Evaluation.....	\$62 Initial Visit	\$70 Initial Visit
Routine Visit.....	\$50 Re-Visit	\$58 Re-Visit
Orientation Inservices.....	\$20/Hour	

and be it further

RESOLVED, that the costs of the above services be paid out of (Org) A#40124, (Object) 54127 of the 2009 Health Department Budget.

Signed by Aikman, Cuddeback, Murphy, Schuster, Mitchell, Axton, Chapman, Lockwood, Mahunik, Petrus, all in favor.

RESOLUTION NO. 52-09 (January 27, 2009) HHS Aurora of CNY Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract With Aurora of Central New York, Inc. for Interpreting Services

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

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

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

WHEREAS, there is funding in both the Health Department's 2009 Budget and the Human Services' 2009 budget to provide these services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Aurora of Central New York, Inc. at the attached rates for the period of January 1, 2009 through December 31, 2009; and be it further

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

Human Services: Org A60104, Object 54059

Health Department: Org A40104, Object 5059, and Org A40124, Object 54059 (CHHA)

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 53-09 (January 27, 2009) HS Cayuga Home FPP, FFT 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with Cayuga Home for Children for the Provision of Family Preservation Services and Functional Family Therapy

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

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

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

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

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

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Cayuga Home for Children to provide the above services for the contract period of January 1, 2009 through December 31, 2009 at the following costs:

<u>Services</u>	<u>Contract Amount</u>	<u>Rate Per Unit of Service</u>
Family Preservation	\$156,000	\$71.79
Functional Family Therapy	\$ 60,000	N/A

RESOLVED, that these services be paid from (Org) A60704, 54184 of the Human Services Department's 2009 Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 54-09 (January 27, 2009) HS Cayuga Counseling 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with Cayuga Counseling Services, Inc. for the Provision of PINS Adjustment Services, Parent Aide, Juvenile Special Supervision Services, and Aftercare

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

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

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

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Cayuga Counseling Services, Inc. to provide the above services for the contract period January 1, 2009 through December 31, 2009 at the following costs:

<u>Services</u>	<u>2008 Rates Per Unit of Service</u>	<u>2009 Rates Per Unit of Service</u>
PINS Adjustment	\$62.12	\$62.12
Parent Aide	\$44.13	\$45.01
Juvenile Special Supervision	\$69.34	\$69.34
Aftercare	\$69.34	\$69.34

RESOLVED, that these services be paid from (Org) A60704, (Object) 54185 of the Human Services Department's 2009 Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor, except Murphy abstained.

**RESOLUTION NO. 55-09 (January 27, 2009) HS Recovery Counseling Services
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the
Contract with Recovery Counseling Services for the Provision of Alcohol and Substance Abuse Assessments**

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

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

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

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the contract with Recovery Counseling Services for the period January 1, 2009 through December 31, 2009 at the amount of \$50.00 per case; and be it further

RESOLVED, that payment for these services be made from (Org)A60104, (Object)54037 of the 2009 Human Services Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

**RESOLUTION NO. 56-09 (January 27, 2009) HS County Attorney Contract 2008
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the
Agreement with the Cayuga County Attorney's Office for Provision of Legal Services**

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

WHEREAS, the Cayuga County Health & Human Services Department and the Cayuga County Attorney's Office entered into a Cooperative Agreement for legal services for the year 1999, extended through the year 2008; and WHEREAS, said Agreement as amended expired December 31, 2008, but pursuant to paragraph C-6 could be extended upon the written consent of both parties hereto; and

WHEREAS, the above referred to Agreement, as amended, is hereby extended so that it is effective for the year 2009 on the same terms as set forth in the agreement which this renewal extends, except that the Schedule A attached to the Agreement which sets forth the amounts for personal services and fringes for the respective attorneys is hereby amended as set forth in the attachment hereto entitled "Amended Schedule A2009"; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the Agreement with the Cayuga County Attorney's Office for the period January 1, 2009 through December 31, 2009; and be it further

RESOLVED, that payment for these services be paid out of (Org) A60104, (Object) 54118, of the 2009 Human Services Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

**RESOLUTION NO. 57-09 Date of Meeting: 1/27/09 nhmntcgnrtrev
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA
COUNTY NURSING HOME TO ACCEPT A PROPOSAL FOR PREVENTIVE MAINTENANCE OF THE
GENERATOR AT THE NURSING HOME.**

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

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the generator at the Nursing Home requires preventive maintenance twice per year, and

WHEREAS, the Administrator of the Nursing Home sent out proposals to four regional firms; and,

WHEREAS, three (3) firms responded with proposals; and,

WHEREAS, the following proposals were received:

Kinsley Power Systems \$780.00;

Kraft Power Corporation \$420.00

Penn Power Systems \$490.00; and,

WHEREAS, comparison was made of the three proposals considering the services to be performed and costs; and

WHEREAS, the proposal submitted by Kraft Power Corporation contains all of the elements anticipated in the specifications;; now therefore be it,

RESOLVED, that the proposal be awarded to Kraft Power Corporation for \$420.00 (Four hundred twenty dollars)

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 58-09

DATE: 01/27/09

OFAcontractsJan09

Authorizing the Chairman of the Legislature and the Director of the Office for the Aging to sign contracts with various subcontractors for Caregiver Respite and Title IIIB services.

BY: Chair of the Health & Human Services Committee, and

Chair of the Ways and Means Committee.

WHEREAS, appropriations were approved in the Cayuga County budget for the year 2009 for various subcontractors (Munis A67724 54118) for the Cayuga County Office for the Aging, in return for which these subcontractors agree to perform certain services for the benefit of Senior Citizens of Cayuga County; now, therefore, be it

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

Title III E Caregiver Services (total to be spent not to exceed \$30,000):

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

Title III B Services:

Boyle Senior Center (Home Helper Referral)	\$4500
Cayuga Health Association, Inc. (In-Home Respite)	\$2800
Council of Senior Citizens (Newsletter Postage)	\$4000
Douglas P. Bates, Esq. (Legal Services)	\$5500
Retired Senior Volunteer Program (RSVP)	\$1500

And be it further

RESOLVED, that the Office for the Aging is authorized to continue its contract with the above contractors for the period of January 1, 2009 through December 31, 2009.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 59-09

DATE: 1/27/08

OFAPrinAcctClerkTypistJan08rev

Authorizing the Director of the Cayuga County Office for the Aging to fill the Principal Account Clerk Typist position.

BY: Chairperson, Health & Human Services Committee

Chairman, Ways & Means Committee

WHEREAS, the current employee in the Principal Account Clerk Typist position in the Office for the Aging is transferring to a Principal Account Clerk position in the Highway Department effective 1/12/09 and the position is critical for the continuity of services and programs for the senior citizens of Cayuga County; and

WHEREAS, a candidate must be chosen from the open competitive eligible list established for the position; and

HEREAS, there is funding from the New York State Office for the Aging and the Older Americans Act in the Office for Aging 2009 Budget Line A67721 51000 (Salaries) for this position;

now, therefore, be it

RESOLVED, that the salary be paid at the appropriate CSEA salary rate within the Cayuga County Compensation Plan, Part I; and be it further

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

Signed by Aikman, Cuddeback, Murphy, Schuster, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 60-09

Action 1/27/09

MHprofcontracts09

AUTHORIZE THE INTERIM DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES AND THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN CONTRACTS WITH VARIOUS CONTRACTUAL PROFESSIONALS AT THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER TO SERVE INDIVIDUALS WITH DISABILITIES.

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

WHEREAS, the Cayuga County Community Mental Health Center employs psychiatrists, psychologists, social workers, nurses, and occupational therapists on a contractual basis to service individuals; and

WHEREAS, each professional worker will be paid monthly as per their hourly contractual rate; and

WHEREAS, the hourly rates for each specific title are:

Psychiatrist	\$125/hour
Supervising Psychologist	\$90/hour
Psychiatric Nurse Practitioner	\$75/hour
Psychologist	\$50/hour
Social Worker	\$40/hour
Occupational Therapist	\$40/hour; and now, therefore, be it

RESOLVED, that the Interim Director of Community Mental Health Services and the Chairman of the Cayuga County Legislature be authorized to sign the various contracts with the professionals to serve Cayuga County Mental Health individuals with disabilities.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 61-09

Action 1/27/09

MHnonhrlyprofcontracts09

AUTHORIZE THE INTERIM DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES AND THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN CONTRACTS WITH VARIOUS NON-HOURLY CONTRACTUAL PROFESSIONALS AT THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER TO SERVE INDIVIDUALS WITH DISABILITIES.

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

WHEREAS, the Cayuga County Community Mental Health Center employs psychiatrists, psychologists, social workers, nurses, and occupational therapists on a contractual basis to service individuals; and

WHEREAS, each professional worker will be paid monthly as per their contractual service rates; and

WHEREAS, the service rates are:

\$40 each individual mental health therapy session of 30 or more minutes
\$17 each individual mental health therapy session of 15-29 minutes
\$12 each family mental health therapy session of 60 or more minutes
\$23 each collateral mental health therapy session of 30 or more minutes
\$12 each group mental health therapy session of 60 or more minutes
\$40 per hour for coverage in the Continuing Day Treatment Program
85% of revenue received for Medicare or private pay mental health therapy and now, therefore, be it

RESOLVED, that the Interim Director of Community Mental Health Services and the Chairman of the Cayuga County Legislature be authorized to sign the various contracts with the professionals to serve Cayuga County Mental Health individuals with disabilities.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 62-09 Action 1.27.09 MHtimewarnercable01-09
AUTHORIZING THE CHAIR OF THE LEGISLATURE AND THE INTERIM DIRECTOR OF THE
CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER TO ENTER INTO AN AGREEMENT
WITH TIME WARNER CABLE BUSINESS CLASS FOR CABLE SERVICE AT 146 NORTH STREET,
AUBURN, NY 13021.

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

WHEREAS, there has been a long-standing contract between the cable company and the Cayuga County Community Mental Health Center (CCCMHC) for Basic Standard Cable at 146 North Street, Auburn, NY 13021; and
WHEREAS, the amount per month totals \$57.75 and is paid out of account A43114 54202 Patient Rehabilitation; and
WHEREAS, the service is used for educational purposes for the clients; now, therefore, be it
RESOLVED, that the Chairman of the Legislature and the Interim Director of the Community Mental Health Services enter into an agreement with Time Warner Cable business Class to sign a one-year agreement beginning January 1, 2009 to December 31, 2009.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 63-09 Action 01/27/09 MH TempFillSrClk-01-09
AUTHORIZE THE TEMPORARY FILLING OF A FULL-TIME SENIOR CLERK POSITION AT THE
COMMUNITY MENTAL HEALTH CENTER OF CAYUGA COUNTY

By: Hon. Ann Petrus, Chair Health and Human Services Committee, and
 Hon. Francis Mitchell, Chair Ways and Means Committee.

WHEREAS, there is a vacant full-time Senior Clerk position in the Community Mental Health Center of Cayuga County as the result of a Leave of Absence; and
WHEREAS, this position is the sole clerical position assigned to provide billing and other clerical support services for all Intensive Case Management Services provided by the department; and
WHEREAS, the revenue must be billed within specified time constraints or else the revenue will be lost, and
WHEREAS, sufficient funding exists in the Mental Health Department's budget to support this fill; therefore be it
RESOLVED, that the Interim Director of Community Mental Health Services be authorized and is hereby directed to temporarily fill the position of one full-time Senior Clerk in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 64-09 Action 1/27/09 MHCreatefillFTCompOff-1-09
AUTHORIZE THE CREATION AND FILLING OF A FULL-TIME COMPLIANCE OFFICER AT THE
CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER

By: Hon. Ann Petrus, Chair, Health and Human Services Committee
 Hon. Francis Mitchell, Chair, Ways and Means Committee

WHEREAS, there is an identified need for a specialist to assure departmental compliance with State and Federal regulations regarding community mental health services; and
WHEREAS, the duties and functions of the position are mandated as well as necessary for the efficient operation of the department; and
WHEREAS; the position was included in the approved 2009 Cayuga County Budget, therefore be it
RESOLVED, that the position of Compliance Officer be created and placed within Part IV, non-bargaining, of the Cayuga County Compensation Plan under Community Mental Health at an annual rate of \$60,000; and be it further
RESOLVED, that the Interim Director of Community Mental Health Services be authorized and directed to fill the position of Compliance Officer in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County, and be it further

RESOLVED, that the Cayuga County Treasurer be directed and authorized to make the necessary accounting entries.
Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 65-09 (01/27/09) MHbud08fromcont
AMENDING THE 2008 BUDGET BY A TRANSFER OF FUNDS FROM CONTINGENCY FUND TO ACCOUNT 4320.420.000 FOR PAYMENT OF PSYCHIATRIC CRIMINAL EXPENSES

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

WHEREAS, the expenditure line for psychiatric criminal expenses was reduced during the budgetary process; and
WHEREAS, it was agreed that the budget would be amended pending the determination of actual costs for court ordered psychiatric inpatient services; and

WHEREAS, billing has now been received from the State of New York for said psychiatric criminal services indicating that additional funds are required; now therefore be it

RESOLVED, that budget account 4320.420.000 (Munis A43214 54000) Psychiatric Expense Criminal, be increased by \$60,000 from \$65,000 to \$125,000 and Contingency Fund (A1990)(Munis A10164 54000) be reduced by the same amount; and be it further

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

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 66-09 (1/27/09) CMH-DepDirSal09
Authorization to revise the Deputy Director of Community Mental Health Services pursuant to 2009 budget.

BY: Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Legislature approved the 2009 County Budget on November 25, 2008; and

WHEREAS, the 2009 Community Mental Health Services Budget has appropriated salary and fringe benefit funds to amend the salary of the Deputy Director of Community Mental Health Services; now, be it therefore

RESOLVED, that the annual salary for the Deputy Director of Community Mental Health Services be hereby set at \$61,500 effective 1/1/09 and remain at a 35 hour work week; and be it further

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

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 67-09 Date of Meeting: 1/27/09 nhstericyclerev3
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO SIGN A THREE(3) YEAR AGREEMENT WITH STERICYCLE, INC TO REMOVE REGULATED MEDICAL WASTE.

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 medical waste removed by an authorized medical waste company; and,

WHEREAS there are two medical waste companies that service the county of Cayuga; and,

WHEREAS the Administrator has sought proposals from these two vendors: Stericycle, Inc. (annualized rate of \$6720.00) and Healthcare Waste Solutions (annualized rate of \$10800.00); and,

WHEREAS, Stericycle, Inc. has proposed to provide the service 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 sign a three (3) year agreement with Stericycle, Inc.

Signed by Petrus, Aikman, Cuddeback, Murphy, Schuster, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 68-09 (1.27.09) coa Excellus
Authorizing the Chairman of the Legislature to execute renewal Agreement with Excellus Central New York Region

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

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, Cayuga County has received a replacement agreement with Excellus Central New York Region (formerly Blue Cross and Blue Shield) in which Cayuga County, Cayuga agrees to be a participating provider with Excellus Health Plan, Inc. and each of its subsidiaries and affiliates; and.

WHEREAS, a copy of the proposed agreement is annexed hereto and made a part hereof; now, therefore, be it

RESOLVED, that the Chairman of the Legislature be authorized to renew the agreement with Excellus Central New York Region effective January 1, 2009 at the rates attached to this resolution until such a time as an amendment to this contract is negotiated.

Signed by Petrus, Aikman, Cuddeback, Murphy, Schuster, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 69-09 (January 27, 2009) HS Fill 2 Caseworkers CW

Authorizing the Director of Health & Human Services to Fill 2 Caseworker Vacancies in the Child Welfare Unit of Human Services

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

WHEREAS, there are two caseworker vacancies in the Child Welfare Unit of Human Services due to resignations, both of which are effective January 20, 2009; and

WHEREAS, this work is mandated by the State and reimbursed at minimum 75% state and federal; and

WHEREAS, these are funded positions in the Human Services Department's 2009 budget; NOW, THEREFORE BE IT RESOLVED, that the Director of Health & Human Services be authorized and directed to fill these two vacated Caseworker positions in the Child Welfare Unit, and any fill behind that may occur, in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Aikman, Cuddeback, Murphy, Schuster, Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 70-09

(1/27/09)

COM.RFPCCHA

PROPOSALS FOR THE PURPOSE OF SELLING THE CERTIFIEDHOME HEALTH AGENCY OPERATING CERTIFICATE

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

WHEREAS, the President-Elect has said the National economy is in dire need of assistance; and

WHEREAS, New York State Governor Patterson has stated the State Budget and fiscal situation with the State of New York is perilous; and

WHEREAS, Main Street America is experience the loss of businesses from "Mom and Pop" shops to multi-faceted corporations across the country which has translated into the loss of hundreds of thousands of jobs; and

WHEREAS, public confidence is near an all time low and where many families have lost moneys in their 401K savings and student college savings plan that have been lost through the Wall Street financial collapse; and

WHEREAS, the County has seen a significant loss of revenues from the State Government to run their mandated programs and the loss of sales and mortgage tax revenues; and

WHEREAS, these times calls for a new County approach for the deliverance of non-mandated services to the residents of Cayuga County; and

WHEREAS, the County Legislature has repeatedly stated that everything will be considered to lessen the burden of County costs for county services; now, therefore be it

RESOLVED, that the Cayuga County Legislature does hereby solicit Requests for Proposals for the purpose of selling its Certified Home Health Agency Operating Certificate.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh,

Discussion: Air=kman, go forward, get it all together before we act.

Tortorici, will discuss at oversite committee.

Petrus, RFP will be reviewed by committee as a whole.

All in favor, except Sincebaugh voting no.

AUTHORIZING THE COUNTY HEALTH DEPARTMENT TO SUBMIT AN APPLICATION TO THE FEDERAL GOVERNMENT TO OPERATE THE WIC PROGRAM

BY: Hon. Ann Petrus, Chairperson of the Health & Human Service Committee

WHEREAS, Cayuga County has been notified "an application" to operate the federally funded Women, Infant, Children program also known as (WIC) is due March 30, 2009; and

WHEREAS, for over 25 years, the Cayuga County Health Department has successfully run this federally funded program; and

WHEREAS, due to the severe economic times when every family and individual are prioritizing their needs for today, tomorrow and their future; and

WHEREAS, the County Legislature recognizes the next two to three years will be difficult for the County to sustain the operation of non-mandated services without raising property taxes; and

WHEREAS, the County will have to mitigate the loss of federal and state revenues and the loss of sales, mortgage taxes and other revenues in 2009 and 2010; and

WHEREAS, this service will not be lost to those who are in need when there are other capable agencies that would and could operate this program; now, be it

RESOLVED, that the Cayuga County Legislature does hereby authorize the County Health Department to submit an application to operate the WIC program for the next 5 years but urge any and all agencies to participate in the selection process in the event the County decides to withdraw its application or decides, upon mutual consent, to not participate in the WIC Program.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh.

Discussion: Cuddeback, look at this the same way as CHHA.

Fred Westphal County Attorney, 2 parts, 5 year proposal. (1) Letter of intent by 2/6/09. (2) Fill out application and get other non-for-profits to do this also.

Wayne Allen County Manager, no 30 day out, so if your committed, your committed. If you submit it will probably be taken.

Fred Westphal County Attorney, mutual consent by both parties to get out of contract.

Petrus, would State look at if funding not available.

Fred Westphal County Attorney, \$29,000.00 County share.

Petrus, rent issue, mutual agreement between State and County.

Fred Westphal County Attorney, re-negotiate.

All in favor, except Sincebaugh voting no.

Other Business:

Petrus, resignation of Linda Murphy from the College Board of Trustee's, will there be a decision made this evening regarding this resignation.

Tortorici, I thought this was going to go before the oversight committee, I don't have a name on the agenda for this appointment at this time.

Petrus, Mr. Chapman, that is scheduled for next month?

Chapman, yes.

Fearon, at the committee, we did have the resignation letter, but no action was taken, so at the next meeting there won't be any representation at the next meeting. I would also like to recognize Leadership Cayuga.

Petrus, if Ms. Murphy has submitted her resignation for the end of this month, would she still sit on the board until that position is filled?

Fred Westphal County Attorney, are you asking if the person resigned, would they still sit on the board, No.

Murphy, I submitted my resignation before the January oversight committee meeting, so that someone could be appointed before tonight. I am very concerned that it has not been filled, it not fair to the college that we have an empty seat. I question our lack of responsibility that we did not fill this seat.

Motion by Schuster to have a minority caucus, 7:38PM.

Motion by Schuster to appoint Mahunik to the CCC Board of Trustees, 2nd by Sincebaugh.

Motion by Lockwood to appoint Fearon to the CCC Board of trustees, 2nd by Murphy.

Motion by Schuster to table, 2nd by Sincebaugh, both motions.

Roll call vote, yes is to table no is to not. Vote – Noes – Palermo, Chapman, Axton, Petrus, Lockwood, Mills, Fearon, Mitchell, Cuddeback, Murphy, Tortorici. Ayes – Schuster, Mahunik, Sincebaugh, Aikman. (Motion Defeated 688/194)

Motion by Petrus to separate the question, all in favor, except Sincebaugh and Schuster voting no.

Motion to appoint Mahunik to the CCC Board of Trustees, roll call vote. Noes – Palermo, Axton, Petrus, Lockwood, Mills, Fearon, Mitchell, Cuddeback, Murphy, Tortorici. Ayes – Schuster, Chapman, Mahunik, Sincebaugh, Aikman. (Motion Defeated 607/275)

Motion to appoint Fearon to the CCC Board of Trustees

Motion by Schuster to Adjourn, roll call vote, Noes – Palermo, Chapman, Axton, Petrus, Lockwood, Mills, Fearon, Mitchell, Cuddeback, Murphy, Aikman, Tortorici. Ayes – Schuster, Mahunik, Sincebaugh. Motion Defeated 738 /144)

Motion to appoint Fearon to CCC Board of Trustees, roll call vote, Ayes – Palermo, Axton, Petrus, Lockwood, Mills, Fearon, Mitchell, Cuddeback, Murphy, Tortorici. Noes – Schuster, Mahunik, Sincebaugh, Aikman. Abstained – Chapman. Passed 641/194/47

Motion by Palermo to go into Executive Session at 7:50 PM re: Pending Litigation, all in favor.

Lockwood excused at 7:50PM

Motion by Palermo to come out of Executive Session at 8:28PM, all in favor, except Schuster voting no.

MOTION NO. 72-09

By Palermo, 2nd by Cuddeback to put an additional \$1,500.00 in for Liability Insurance coverage to cover any additional insurance costs, all in favor, except Schuster voting no.

Cuddeback asked Wayne Allen County Manager to please e-mail him on his County's Stimulus project list, energy infrastructure, I like to see the numbers on the replacement window project.

Wayne Allen County Manager, ok.

Motion by Palermo to adjourn at 8:30 PM, all in favor.

Motion by Palermo to approve minutes of 1-27-09, approved on 3-24-09, all in favor.