

**MINUTES
CAYUGA COUNTY LEGISLATURE
FEBRUARY 24, 2009, 6:30 PM**

WELCOME: Mary Jones, Clerk of the Legislature

CALL TO ORDER: Hon. Peter Tortorici, Chairman, at 6:30PM

ROLL CALL: Mary Jones, Clerk of the Legislature, all Legislators' present, except Palermo excused.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

Chairman, Peter Tortorici recognized Leadership of Cayuga attendees.

Frank Howe, Senior Economic Development Planner for Cayuga County I'd like to provide you with a very brief history of events leading up to this evenings presentation by Larson Engineers.

In late Fall of 2006, the City of Auburn, as Lead Agency, initiated a Quality Communities Grant application from the New York State Department of State. The Quality Communities Program is designed to fund innovative, multi-jurisdictional, community planning and implementation strategies that link environmental protection, economic prosperity, health and well-being, equitable opportunities, sound land use practices, and energy conservation.

PRESENTATION: Larson Engineering, Ram Shrivastava, President and CEO, re: City of Auburn and Cayuga County Comprehensive Energy and Sustainable Economic Development Master Plan. Handout attached to original minutes.

PROCLAMATION: Honoring Senator Hillary R. Clinton, read by Mary Jones, Clerk of the Legislature.

EMERGENCY AUTHORIZATION FOR SPENDING: EMERGENCY RESOLUTION AUTHOURIZING THE CLERK OF THE LEGISLATURE TO ISSUE AN RFP TO BRING THE INSULATION IN THE BALLROOM SIDE OF THE EMERSON PARK PAVILION UP TO BUILDING CODE AND TO ALLOW A TEAM CONSISTING OF THE CHAIRMAN OF THE LEGISLATURE, THE COUNTY MANAGER, THE CHAIRMAN OF PUBLIC WORKS, THE COUNTY ATTORNEY AND THE PARK MAINTENANCE SUPERVISOR TO CHOSE THE BEST RESPONSIBLE BIDDER. FUNDS FOR THIS PROJECT ARE TO COME FROM THE CAPITAL H FOR THE PAVILION, CAPITAL NO. H 08-2.

Signed by Axton, Schuster, Tortorici and Mitchell, approved.

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.

Alice Sears, Seneca Falls, NY, Public Health Nurse at CHHA, spoke on behalf of all the employees of CHHA, not to privatize the agency, handout attached to original minutes.

Tom and Jeannie Lewis, Auburn, NY, re: CHHA, they were very helpful with the care of their son, would hate to see it privatized, temp agency don't show up. Please keep the public aware of what is going on with this.

Chairman Tortorici, it will be an open process.

Sincebaugh, I support CHHA, WIC and the Nursing Home.

MINUTES: For Approval: 12-16-08 and 1-5-09, motion by Cuddeback, 2nd by Lockwood, all in favor.
For Reading: 1-27-09

CCC REPORT: Vice-President Brenda Holland for Dr. Daniel Larson: Recognize John Camardo and George Fearon. SUNY Day, was held in Albany to raise awareness of issues important to us. Federal Stimulus Package, specifics have yet to be spelled out, but we remain hopeful that help is on its way. Budget Development, we have begun developing our 2009-10 college budget. Enrollment Update, enrollment is up in Full time, Part-time, Online and students taking college courses. Visit by Governor Paterson, on January 31, 2009 the College Theatre was the site of a Town Hall meeting with the Governor. Tobacco Use Policy, the College task force is working on plans to help Cayuga become tobacco free. Fulton Nursing Program Approval, we have received final New York State approval to offer the associate's degree in Nursing entirely at the Fulton Campus. February Family Fun Day, February 1, 2009 was a great success. Retirement, I am retiring from Cayuga County College at the end of April, after more than 30 years.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Fearon, Cayuga County College will hold a meeting on February 25, 2009 at 7:00pm re: Land in Trust.

MANAGER'S REPORT: Wayne Allen, I handed our three reports, they are on your desk, CHHA Nursing productivity report, status of the Contingent Account balance of \$506,346.00 and based on last years budget we are going to sweep all vacant positions and fringe benefits to put in for the provision of salary adjustments, we are still negotiating with the nurses and the CSEA and as we go we will continue to show that month by month that sweep to put that money in that account for future contract settlements.

CHAIRMAN'S REPORT: Peter Tortorici, I spoke with the Attorney Generals Office, Assistant Attorney General Juanita Perez Williams she will be coming to Auburn to do a short presentation on Smart Seniors Forum on Friday, March 6, 2009 at 10:00AM, Schwartz Towers, Friday, March 6, 2009 at 12:30PM at Boyle Senior Center, and Friday, March 6, 2009 at 2:00PM at Stryker Homes.

APPOINTMENTS AND RE-APPOINTMENTS:

Alcohol/Substance Abuse subcommittee:

Dale Parker, 1430 Powers Rd., King Ferry, NY 13081, term 1-1-09 to 12-31-2012

Mental Health Subcommittee:

Cynthia De Lap, 8769 State Rte. 90, King Ferry, NY 13081, term – 1-1-09 to 12-31-2012

Linda Albrecht, 67 Firelane 21, Cayuga, NY 13034, term 1-1-09 to 12-31-2012

Board of Directors, Health Insurance Consortium:

Marla Connelly, 17 Burt Ave., Auburn, NY 13021 term - 1-1-09 to 12-31-09, (unexpired term Jim Orman)

Board of Health, Variance Committee:

William McVea, 14981 West Bay Rd., Fair Haven, NY 13156, term – 1-1-09 to 12-31-2011

Ethics Board:

Ellen DelloStritto, 5599 W. Lake Rd., Auburn, NY 13021 term – 1-1-09 to 12-31-2010

Health Insurance Consortium Board of Directors:

John A. Karpinski, 22 Eastern Pkwy., Auburn, NY 13021, term – 1-1-09 to 12-31-09 (Alternate)

Motion by Cuddeback, 2nd by Lockwood to approve all appointments, all in favor.

RESOLUTION NO. 75-09

2.24.09

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:

JANUARY 2009
\$ 171.84

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 76-09 2/24/09 NH Audit

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 \$273,643.75 for the month of January 2009, 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, Murphy, Schuster, Sincebaugh, Mitchell, Axton, Chapman, Lockwood, Mahunik.

Approved by voice vote, all in favor.

RESOLUTION NO. 77-09 2-24-09 OF A SENIOR NUTRITION PROGRAM REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER FOR OPERATION OF THE SENIOR NUTRITION PROGRAM IN THE OFFICE FOR THE AGING.

BY: Ms. Ann Petrus, Chair of Health & Human Services Committee, and Mr. Francis Mitchell, Chair of Ways and 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 \$9,888.15 covering the period through 1/30/09 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, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Axton, Chapman, Lockwood, Mahunik.

Approved by voice vote, all in favor.

RESOLUTION NO. 78-09

2.24.09

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:

JANUARY 2009	
First Niagara	\$14.96
AmExpress	\$0
Sunoco	\$0
Walmart	\$0
<u>Exxon</u>	<u>\$48.66</u>
Total:	\$63.62

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 79-09

2/24/09

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:

JANUARY 2009

Copier Leases and Maintenance:	\$10,795.56
Postage Leases:	\$ 754.00
<u>Total:</u>	\$11,549.56

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 80-09 (2/24/09)

COA-Caph2PAY

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

BY: MR. MITCHELL, Chairman, 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 #02-2 (Completion of Trail System at Sterling Nature Center):

CAYUGA COUNTY SOIL & WATER CONSERVATION DISTRICT:

Inv. No. 2422.....\$ 67,496.76

SCOTT'S BUILDING SUPPLY, INC.:

Inv. No. 249777.....\$ 102.27

2. Project #03-7 (Phase 4 Integration of Services):

PAR GOVERNMENTS SYSTEMS:

Inv. No. 317309-02.....\$ 3,637.48

Inv. No. 317309-04.....\$ 7,697.86

ESRI:

Inv. No. 91891499.....\$ 5,187.00

Project #07-1 (Erie Heritage Preservation):

KENT ENVIRONMENTAL PLANNING & DESIGN:

Inv. No. 74.....\$ 2,660.00

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

TYLER TECHNOLOGIES, INC.:

Inv. No. 144107.....\$ 2,740.45

HOLIDAY INN AUBURN:

Inv. No. 11703.....\$ 140.00

Inv. No. 11707.....\$ 70.00

CAYUGA COUNTY TREASURER – Revolving Fund:

Reimbursement for Amex for Amtrak tickets for 5 County employees in regard to Munis Project.\$ 672.00

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

C & S COMPANIES:

Inv. No. 0874.....\$122,954.52

KLEINFELDER:

Inv. No. 557559.....\$ 3,280.00

And be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 81-09 (Feb. 24, 2009)

RPS correctionerrorsfebpg 1of 1

Authorizing Correction of Tax Errors in Several Towns:

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

WHEREAS, petitions for corrections have been received by the Director of Real Property Tax, from the Town Assessors to correct clerical errors or an error in essential fact as specified below, as existed on the 2007 Tax Roll, and: WHEREAS, The petitions for correction were received too late to make the necessary adjustments before the extension of taxes, and;

WHEREAS, the Director of Real Property Tax Services has reviewed the petitions and found them to be correct; now therefore be it

RESOLVED, the Director of Real Property Tax Services under Real Property Tax Law 553-554 and 556A be authorized to make the change set forth hereafter; and be it further

RESOLVED, that the County Treasurer is authorized and directed to correct the 2009 County and Town Tax Roll; and be it further

RESOLVED, that a corrected tax statement shall be prepared, or a refund of any overpayment of taxes be made, as is applicable; and be it further

RESOLVED, that the 2008 Sennett Final Tax Roll shall also be corrected as follows:

Town of Sennett: TM#109.04-1-72. Assessed to the City of Auburn. Clerical Error. Property should have been exempt from taxation at all levels but was charged on the town level plus special districts. The 2008 Final roll should be corrected to reflect this change. The tax bill for this parcel should be rescinded as the parcel is fully tax exempt.

Town of Montezuma: TM# 92.00-1-29.21. Assessed to Paul and Sara Vitale. Billing Error. Property had the school tax relevy of \$4,936.02 from a suffix parcel placed erroneously on the 2008 tax bill. Since the school relevy was paid by Mr. Vitale, it should be refunded to home. The 2008 tax roll should be corrected to reflect this error and the suffix parcel should pay the school tax as an omitted tax.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 82-09 (2/24/09)

COA-HomeRuleReqToExtAdd'lSalesTax(1%)

REQUESTING STATE HOME RULE LEGISLATION FOR EXTENSION OF ADDITIONAL 1% SALES TAX TO NOVEMBER 30, 2011.

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

WHEREAS, the County of Cayuga presently has authority to collect an additional 1% sales tax, but said authority expires as of November 30, 2009; and

WHEREAS, without said additional 1% sales tax, real estate taxes would be further burdened and would be significantly increased; now, therefore, be it

RESOLVED, that this County Legislature hereby requests our State Legislators, Senator Michael Nozzolio, Senator David Valesky, Assemblyman Gary Finch, Assemblyman Robert Oaks and Assemblyman Brian Kolb, to prepare a Home Rule Statute giving the County of Cayuga authority to extend the additional 1% sales tax from December 1, 2009 to November 30, 2011.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 83-09 (2/24/09) COM.insursavings
REALIZING A SAVINGS OF INSURANCE COST FROM ESTIMATED BUDGETED AMOUNTS, INCREASING CONTINGENT ACCOUNT AND REDUCING TRANSFERS TO HIGHWAY DEPARTMENT

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

WHEREAS, during the budget process for the 2009 County Budget, estimated amounts were placed in each department that receives reimbursement for the cost of Automobile Insurance, Liability Insurance and Professional Liability Insurance costs; and

WHEREAS, actual amounts have been received for insurance costs and these actual amounts have been charged to these departments that receive reimbursement; and

WHEREAS, the estimated amounts in certain departments were more than the actual amounts; now, therefore be it RESOLVED, that the following accounts were over estimated for insurance billing:

Mental Health, Administration –	A43104-54039	\$ 328.00
Mental Health, CSS	A43114-54039	\$ 196.00
Mental Health, ICM	A43134-54039	\$ 394.00
Mental Health, Administration –	A43104-54040	\$2,414.00
Mental Health, CSS	A43114-54040	\$ 381.00
Mental Health, ICM	A43134-54040	\$ 277.00
Mental Health, Administration –	A43104-54114	\$1,104.00
Mental Health, CSS	A43114-54114	\$ 174.00
Mental Health, ICM	A43134-54114	\$ 126.00
Human Services	A60104-54114	\$ 489.00

and, be it further

RESOLVED, that \$5,610.00 be transferred from the accounts listed above to A10164-54000 Contingent Account Fund; and, be it further

RESOLVED, that \$593.00 be reduced from A99005-54601 (Transfer to County Road Fund) and the same amount be reduced from D50104-54114 Highway, Liability Insurance; and, be it further

RESOLVED, that \$2,870.00 be reduced from A99005-54602 (Transfer to Road Machinery Fund) and the same amount be reduced from DM51304-54039 Highway, Automobile Insurance; 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 Mitchell, Axton, Chapman, Lockwood, Murphy, Mahunik.

Approved by voice vote, all in favor.

RESOLUTION NO. 84-09 (2/24/09) COM.FundSalaryAdjust
FUNDING FOR PROVISION FOR SALARY ADJUSTMENT ACCOUNT

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

WHEREAS, during the work on the 2009 County Budget, the decision was made to appropriate no monies in Account A10174-54000 (Provision for Salary Adjustment) for the year 2009, in order to reduce the tax levy; and

WHEREAS, the purpose of this resolution is to provide for funding of said account during the 2009 budget year; now, therefore be it

RESOLVED, this Legislature directs all monies saved by not hiring new employees or replacing employees who have quit, been terminated or retired be placed back into account A10174-54000; and, be it further

RESOLVED, that Department Heads are directed to notify the County Manager in writing when an employee of their department leaves employment, together with the amount of savings that will be realized from not having to pay the salary and fringe benefits of that person's position; and, be it further

RESOLVED, that the County Manager shall give a monthly report to the Ways and Means Committee by the Legislature as to the amount of savings to date; and, be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 85-09 2.24.09 coass/hsinttvegrnt

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

AUTHORIZING THE CAYUGA COUNTY SHERIFF, DIRECTOR OF THE CAYUGA COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DIRECTOR OF CAYUGA COUNTY COMMUNITY MENTAL HEALTH SERVICES TO EXECUTE THE CENTRAL NEW YORK RURAL SAFE SCHOOLS/HEALTHY STUDENTS INITIATIVE, PRELIMINARY MEMORANDUM OF AGREEMENT

Whereas, the U.S. Department of Education, U.S. Department of Health and Human Services and the U.S. Department of Justice recently announced a grant for the Safe Schools/Healthy Students initiative, which grant application is due March 4, 2009; and

Whereas, part of the grant application process requires the execution of a Central New York Rural Safe Schools/Healthy Students Initiative, Preliminary Memorandum of Agreement between a consortium of five local educational agencies, Cayuga County Family Court, Cayuga County Sheriff, Cayuga County Community Mental Health Center, Cayuga County Department of Health and Human Services and Partnership for Results; and

Whereas, the County Legislature was informed by a representative from Partnership for Results that at the end of the four year grant, there is no provision for sustainability and the program, if accepted by the Federal Government may not supplant any existing programs presently ongoing in the community; and

Whereas, the county supports the grant application; now therefore be it

Resolved, that the Cayuga County sheriff, Director of Cayuga County Department of Health and Human Services, and the Director of Cayuga County Community Mental Health Services be authorized and directed to execute the Central New York Rural Safe Schools/Healthy Students Initiative, Preliminary Memorandum of Agreement between a consortium of five local educational agencies, Cayuga County Family Court, Cayuga County Sheriff, Cayuga County Community Mental Health Center, Cayuga County Department of Health and Human Services and Partnership for Results.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 86-09 (February 24, 2009) HD Jablonski PT 2009

Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Contract with Kim Jablonski to Provide Physical Therapy Services for CHHA

BY: Ann Petrus, Chairman of the Health & Human Services Committee
Francis Mitchell, 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 Kim Jablonski for PT services in the northern Cayuga County area for the period of January 1, 2009 through December 31, 2009 at the following rates:

<u>Disciplines</u>	<u>Rates</u>
Initial Evaluation.....	\$62/Evaluation
Routine Visit.....	\$57/Visit
Orientation Inservices.....	\$25/Hour

and be it further

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

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

Approved by vice vote, all in favor.

**RESOLUTION NO. 87-09 (February 24, 2009) HD Sibley Nursing Personnel Service
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a
Contract with Sibley Nursing Personnel Service, Inc.**

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

WHEREAS, there exists in the Certified Home Health Agency (CHHA) of the County Health Department a need to provide RN, LPN and Home Health Aide services; and

WHEREAS, at times the CHHA does not have sufficient staff to meet the fluctuating needs of the agency and must rely on contracting with licensed home care agencies; and

WHEREAS, funds have been budgeted in the 2009 budget in account #A40124 – 54219 Home Health Aides and account #A40124 – 54128 Nurses/Contracts; and

WHEREAS, this contract will only be used in those circumstances when administration determines that there is insufficient clinical coverage; 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 effective January 1, 2009 through December 31, 2009 with Sibley Nursing Personnel Service, Inc. to provide the following services at the following rates:

<u>Rates</u>	<u>Weekday Rate</u>	<u>Weekend Rate</u>
RN	\$41.00/hr.	\$43.00/ hr.
LPN	\$31.50/hr.	\$33.00/hr.
Home Health Aide	\$19.00/hr.	\$21.50/hr.

Holidays are paid at the rate of 1½ times the bill rate for the following holidays: New Years Day, New Years Eve, Memorial Day, July 4th, Labor Day, Thanksgiving Day, Christmas Eve, and Christmas day.

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

Approved by vice vote, all in favor.

**RESOLUTION NO. 88-09 (February 24, 2009) HD Sibley Nursing HHA Scheduler
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a
Contract With Sibley Nursing Personnel Service, Inc. for Home Health Aide Scheduling Services**

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

WHEREAS, the Certified Home Health Agency employs directly 4 full-time home health aides, 7 part-time home health aides as well as contracts with a number of Licensed Home Care Agencies to ensure access to sufficient aide services to meet patient demand; and

WHEREAS, the Department has successfully contracted with Sibley Nursing Personnel Services, Inc. to coordinate and assign home health aide services; and

WHEREAS, the Department desires to continue this contract; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services continue to contract with Sibley Nursing Personnel Services, Inc. for the period January 1, 2009 through December 31, 2009 at a cost of \$31,200; and be it further

RESOLVED, that the charges for these services be paid from account #A40124 – 54059 of the 2009 Health Department Budget; and be it also

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

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

Approved by vice vote, all in favor.

**RESOLUTION NO. 89-09 (February 24, 2009) HS Unity House Congregate Care
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a
Contract with Unity House for the Provision of Congregate Care**

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

WHEREAS, the Human Services Division of Health & Human Services has the need to provide supportive housing arrangements for pregnant and post-partum women who are recovering from chemical dependency and are public assistance eligible; and

WHEREAS, Human Services has successfully contracted with Unity House in the past to provide these services;

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 Unity House for the time period of January 1, 2009 through December 31, 2009 at the State set rate; and be it further

RESOLVED, that the charges for these services be paid from account #61094 - 54000 of the 2009 Human Services Budget.

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

Approved by vice vote, all in favor.

**RESOLUTION NO. 90-09 (February 24, 2009) HS Hillside Detention Bed 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a
Contract with Hillside Children's Center to Provide One Non-Secure Detention Bed for the Period of January 1,
2009 – December 31, 2009**

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

WHEREAS, the Department of Health & Human Services is required to provide detention services for county residents remanded by the courts; and

WHEREAS, it is the desire of the Department to enter into a contract with Hillside Children's Center for the provision of one non-secure detention bed; 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 Hillside Children's Center in the amount of \$100,777 to reserve one non-secure detention bed for the period of January 1, 2009 to December 31, 2009.

RESOLVED, that payment for these services will be from (Org) A61234 and (Object) 54000 of the 2009 Human Services Budget.

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

Approved by vice vote, all in favor.

**RESOLUTION NO. 91-09 (Feb. 24, 2009) HS Sheriff's Transportation & Security 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the
Contract with the Cayuga County Sheriff's Department to Provide Security and Transportation Services**

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

WHEREAS, there exists in the Health & Human Services Department a need to provide building security and transportation services for youth to and from detention facilities; and

WHEREAS, Health & Human Services has successfully contracted in the past with the Cayuga County Sheriff's Department to provide these services; and

WHEREAS, these costs are eligible for 75% reimbursement for the Department; 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 the Cayuga County Sheriff's Department for the provision of the above mentioned services for the period 1/1/09 to 12/31/09; and, be it further

RESOLVED, that payment for these services be paid out from account A60104-54118, of the 2009 Human Services Budget.

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

Approved by vice vote, all in favor.

**RESOLUTION NO. 92-09 (Feb. 24, 2009) HS Cayuga/Seneca Non-Residential DVS
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the
Contract with Cayuga/Seneca Community Action Agency, Inc. for the Provision of Non-Residential Domestic
Violence Services**

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

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

WHEREAS, Cayuga County Health & Human Services Department has successfully contracted in the past with Cayuga/Seneca Community Action Agency, Inc. for the provision of these services; NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the contract with Cayuga/Seneca Community Action, Inc. to provide non-residential domestic violence services for the period 1/1/09 through 12/31/09 at a cost of \$81,960; and be it further

RESOLVED, that payment for these services be from account #A60704 - 54182 of the 2009 Human Services Budget. Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Lockwood.
Approved by vice vote, all in favor.

**RESOLUTION NO. 93-09 (February 24, 2009) HS Cayuga/Seneca Residential DVS
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the
Contract with Cayuga/Seneca Community Action Agency, Inc. for the Provision of Residential Domestic
Violence Services**

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

WHEREAS, the Cayuga County Health & Human Services Department is required to provide residential domestic violence services to the people of Cayuga County; and

WHEREAS, Cayuga County Health & Human Services Department has successfully contracted in the past with Cayuga/Seneca Community Action Agency, Inc. for the provision of these services; and

WHEREAS, the NYS Department of Social Services establishes the residential per diem rate; 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 Cayuga/Seneca Community Action Agency, Inc. to provide residential domestic violence services for the period 1/1/09 through 12/31/09 at a per diem rate set by the State; and be it further

RESOLVED, that payment of these services be paid from account #A61094 - 54000 of the 2009 Human Services Budget.

Signed by Petrus, Aikman, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Lockwood.
Approved by vice vote, all in favor.

**RESOLUTION NO. 94-09 (February 24, 2009) HS Huntington Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew a
Contract with Huntington Family Center, Inc.**

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

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

WHEREAS, Huntington offers a specialized program; and

WHEREAS, the Department of Health & Human Services has successfully contracted with Huntington Family Center, Inc., in the past to provide out patient clinical assessment and 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 Huntington Family Center, Inc. for the period of 1/1/09 to 12/31/09 at the following monthly rates:

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

and be it further

RESOLVED, that the payment of these services be from account #A61194 - 54000 of the 2009 Human Services Budget.

Signed by Petrus, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Lockwood.
Approved by vice vote, all in favor.

RESOLUTION NO. 95-09

DATE: 02/24/09

OFAcontractsFeb09

Authorizing the Chairman of the Legislature and the Director of the Office for the Aging to sign a contract with Seneca Cayuga ARC for Caregiver Respite services.

BY: Ann Petrus, Chair of the Health & Human Services Committee, and Francis Mitchell, 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, a contract for said services with the following subcontractor:

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

Seneca Cayuga ARC

Social Day Care Services

And be it further

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

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

Approved by vice vote, all in favor.

RESOLUTION NO. 96-09

DATE: 02/24/09

OFA Nutrition Contracts Feb09

Authorizing the Chairman of the Legislature and the Director of the Office for the Aging to sign contracts with various subcontractors for Senior Nutrition Program services.

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

WHEREAS, appropriations were approved in the Cayuga County budget for the year 2009 for various subcontractors (Munis A67734 54059) for the Cayuga County Office for the Aging, in return for which these subcontractors agree to provide delivery of home delivered meals 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:

Alan Evener, 9 Cayuga St., Auburn, NY 13021

Tammy Hawley, 7654 Tater Rd., Memphis, NY 13122

Cathy Herrington, 9 Cayuga St., Auburn, NY 13012

Dawn Hurst, 2500 Rockefeller Rd., Moravia, NY 13118

Juli Lash, 588 4th St., Sterling, NY 13156

Rena Raymond, 66 Clark St., Apt.1, Auburn, NY 13021

Amanda St. Pierre, 31 Buddy Dr., Moravia, NY 13118

The per diem reimbursement rate will be based on the length of the meal delivery route as follows:

Routes up to (& including) 25 miles in length.....\$26.00

Routes up to (& including) 50 miles in length.....\$32.00

Routes up to (& including) 65 miles in length.....\$39.00

Routes up to (& including) 75 miles in length.....\$47.00

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, Lockwood.

Approved by vice vote, all in favor.

RESOLUTION NO. 97-09 (February 24, 2009) HD Create & Fill 2 RNs CHHA

Authorizing the Director of Health & Human Services to Create and Fill 2 RPN Positions in CHHA

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

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, due to the retirement of two Nursing Supervisors at the CHHA in December 2008, two RPN's were promoted to fill these vacated supervisor positions; and

WHEREAS, per Civil Service Regulations, RPN positions are not eligible to be filled on a contingency/permanent basis, the only way we can fill behind these provisionally promoted RPN's is to fill on a temporary basis until they become permanent and complete their probationary periods; and

WHEREAS, we believe we will have little success filling these positions on a temporary basis since temporary positions are capped at Step 1 and offer no benefits; and

WHEREAS, these positions are "field" staff and needed for the effective and efficient operation of the Department; and

WHEREAS, we feel the better option is to create and fill 2 RPN positions in CHHA and upon the 2 supervisors becoming permanent, that their vacated RPN positions be abolished; NOW, THEREFORE, BE IT

RESOLVED, that the Legislature create 2 RPN positions at the CHHA, and the Director of Health and Human Services be authorized to fill these newly created RPN positions in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission; and be it further

RESOLVED, that when the probationary periods of the newly appointed Nursing Supervisors have been successfully completed, the two RPN positions vacated (control #'s 2082 and 2071) due to the promotions will be abolished.

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

Approved by vice vote, all in favor.

RESOLUTION NO. 98-09 (2/24/09) HD Fill 3 PT RPNs and 1 FT RPN at CHHA

Authorizing the Director of Health & Human Services to Fill Three Part-Time RPN Vacancies and One Full-Time RPN Vacancy at the CHHA Due to Resignations

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

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, there are three Part-Time RPN vacancies and one Full-Time RPN vacancy at the CHHA due to resignations effective 10/13/08, 12/1/08, 1/22/09 and 1/27/09 respectively; and

WHEREAS, these part-time RPN positions are utilized to cut down on overtime costs such as on weekends and holidays, and along with the full-time RPN position are necessary for the effective and efficient operation of the Department; and

WHEREAS, these positions are funded in the Health Department's 2009 Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to fill three Part-Time RPN vacancies, one Full-Time RPN vacancy, and any fill behinds that may occur in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

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

Approved by vice vote, all in favor.

RESOLUTION NO. 99-09 Action 02/24/09 MHFillPsych02.09rev1
AUTHORIZE THE FILLING OF A FULL-TIME STAFF PSYCHIATRIST AT THE COMMUNITY MENTAL HEALTH CENTER OF CAYUGA COUNTY AND RESCINDING RESOLUTION NUMBER 806-08

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

WHEREAS, the Community Mental Health Center continues to experience a shortage of psychiatrists; and
WHEREAS, Resolution Number 806-08 allowed for a contractual psychiatrist to increase hours worked from seventeen to a maximum of thirty-five weekly utilizing funds from a full-time position from which the employee reduced his hours from full-time to one-half day weekly; and
WHEREAS, the contractor no longer is able to work these additional hours and wishes to return to the original agreement of seventeen hours per week, and
WHEREAS, there continues to be a high need for psychiatry services due to the number of patients with serious and persistent mental illness; and
WHEREAS, our intent is to move the employee currently working one-half day weekly from the full-time position number 06247 (annual salary \$176,600) to part-time position number 06679 (hourly rate \$125) thereby allowing us to employ a psychiatrist on a full-time basis as originally budgeted in the 2009 Cayuga County Budget; therefore, be it
RESOLVED, that Resolution Number 806-08 be rescinded; and be it further
RESOLVED, that the Interim Director of Community Mental Health Services be authorized and directed to fill the full-time position of Staff Psychiatrist (code 06247) in accordance with Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County.

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

RESOLUTION NO. 100-09 Action 2/24/09 MHFillSSW02-09rev1
AUTHORIZE THE FILLING OF A FULL-TIME STAFF SOCIAL WORKER (CMH) POSITION AT THE COMMUNITY MENTAL HEALTH CENTER OF CAYUGA COUNTY DUE TO A RESIGNATION

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

WHEREAS, there will be a full-time Staff Social Worker (CMH) position in the Community Mental Health Center of Cayuga County as the result of a resignation from position control number 002119; and
WHEREAS, this position provides direct patient care to individuals with severe and persistent mental illnesses; and
WHEREAS, the position (002119) is reflected in the 2009 County Budget as a 100% funded position through state aid and revenues generated by that individual; now therefore, be it
RESOLVED, that the Interim Director of Community Mental Health Services be authorized and is hereby directed to fill the position of one full-time Staff Social Worker (CMH) 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, Mahunik, Lockwood.
Approved by vice vote, all in favor.

RESOLUTION NO. 101-09 Action 2/24/09 MHNoSt02-09rev1
AUTHORIZE RENOVATION 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, the Community Mental Health of Center of Cayuga County has been renting office space at the Carr Building, located at 188 Genesee Street; and

WHEREAS, the 2009 budget eliminated this cost with the intent of housing the staff in the Mental Health Center building located at 146 North Street in the area previously utilized by Auburn Memorial Hospital; and

WHEREAS, Auburn Memorial Hospital has now vacated the North Street site allowing for the re-location of the county staff to that area; and

WHEREAS, minor renovations must be made to that area in order to meet building safety codes as well as the installation of minimal telephone and computer access for fifteen staff; and

WHEREAS, a portion of this project, particularly the cost of the telephones, will be re-used as part of the mental health building project; and

WHEREAS, the following specific needs have been identified:

Seven desk phones @ \$228.75 each, telephone cable, related expense	\$2,527
Fire alarm system, exterior doors, temporary wall, hardware, Category 5 conduit, hook up boxes, labor	\$5,000
Miscellaneous (lamps, storage, etc.)	\$ 500

The telephone costs of \$2,527 will be charged to the mental health budget account A43104-54075, telephone; Fire alarm and construction related costs of \$5,000 will be charged to account A43114-54012, building maintenance; and miscellaneous items will be charged to account AA43104-54049, supplies; now therefore be it

RESOLVED, that the Interim Director of Community Mental Health Services be authorized to proceed with the renovation project as outlined; and be it further

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

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

Approved by vice vote, all in favor.

RESOLUTION NO. 102-09 Date of Meeting: 2/24/09 nhfrcntrlssystem
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ACCEPT A PROPOSAL FOR MONITORING AND TESTING OF THE FIRE CONTROL SYSTEM AT THE NURSING HOME.

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

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the fire control system at the Nursing Home is monitored and connected to a 24/7 service for notification of any alarms or malfunctions, and

WHEREAS, the fire control system must be tested by a certified vendor at least twice annually; and,

WHEREAS, the firm that acted as distributor of the new system is able to provide that service in conjunction with the one year warranty; now therefore be it,

RESOLVED, that the proposal be awarded to Syracuse Time and Alarm for \$2,188.00 (Two thousand one hundred eighty-eight dollars)

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

Approved by vice vote, all in favor.

RESOLUTION NO. 103-09 2.24.09 COAAPTDIRCOMMTLHLTHSRV09
AUTHORIZING THE FILLING OF THE POSITION OF DIRECTOR OF CAYUGA COUNTY
COMMUNITY MENTAL HEALTH SERVICES, SETTING SALARY AND AUTHORIZING CHAIRMAN OF
THE CAYUGA COUNTY LEGISLATURE TO SIGN AGREEMENT

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

Whereas, Resolution No.172-08 appointed a temporary Acting Director of Community Mental Health Services; and
WHEREAS, Resolution No. 537-08 authorized the filling of the temporary position of acting Director of Cayuga
County Community Mental Health Services; and

WHEREAS, Katharine O'Connell has expressed interest in the position of the County's Health and Human Director of
Community Mental Health Services; now therefore be it

RESOLVED, that Katharine O'Connell is hereby appointed to the position of Director of Community Mental Health
Services for a period three (3) years as is more fully set forth in the attached agreement; and be it further

RESOLVED, that the salary for the department head position be hereby set at \$61,000 commencing January 1, 2009
and placed in Part IV of the Cayuga County Compensation Plan for Department Heads and Administrative Employees;
and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute the
attached employment agreement with Katharine O'Connell; and be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 104-09 2.24.09 coacnfmaptdcsrev
ADOPTING THE RECOMMENDATION OF THE COMMUNITY SERVICES BOARD TO APPOINT
KATHERINE O'CONNELL AS THE EXECUTIVE DIRECTOR TO THE COMMUNITY SERVICES
BOARD AT A SALARY OF \$31,000.

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

WHEREAS, Section 41.09 of the Mental Hygiene Law provides in part, that the Executive Director to the Community
Services Board is appointed by the Community Services Board; and

WHEREAS, it is also provided in that section that the salary and allowable expenses of the Director of Community
Services is set by the appointing authority; and

WHEREAS, the salary, fringes and allowable expenses are budgeted by the Cayuga County Legislature; and

WHEREAS, the Community Services Board, by Resolution No.____ adopted on December 18, 2008 recommends to
the Cayuga County Legislature that Katherine O'Connell be appointed as the Executive Director to the Community
Services Board at a salary of \$31,000 for a period of time not to exceed three (3) years, subject to annual renewal; now
therefore be it

RESOLVED, the Cayuga County Legislature hereby adopts the recommendation of the Community Services Board to
appoint Katherine O'Connell as the Executive Director to the Community Services Board at a salary of \$31,000.00;
and be it further

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

RESOLVED, that the salary for the Executive Director to the CSB be set at \$31,000 and placed in Part IV of the
Cayuga County Compensation Plan for Department Heads and Administrative Employee; and be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 105-09 February 27, 2009

ITworkstations2009Brev

AUTHORIZING THE INFORMATION TECHNOLOGY DEPARTMENT TO PURCHASE WORKSTATIONS

By: Michael Chapman, Chairman, Government Operations Committee
Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, there are 59 workstations used by County Department employees that are due to be replaced in 2009, and WHEREAS, the funds to replace these older workstations and purchase two additional laptops is included in the 2009 Information Technology budget; therefore be it

RESOLVED, that the Information Technology Department is authorized to purchase the first 25 workstations and two additional laptops and related software on New York State contract number: Dell Computer (workstations) NYS OGS Aggregate Buy 2008 NYAG8 – Dell #PT55666; Microsoft Software NYS OGS #PT61408 in the amount not to exceed \$26,200.00 from Account No. A16102 52007; and be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 106-09 February 27, 2009

ITemailsystem2009A.docrev3

AUTHORIZING THE INFORMATION TECHNOLOGY DEPARTMENT TO PURCHASE EMAIL SYSTEM

By: Michael Chapman, Chairman, Government Operations Committee
Frances Mitchell, Chairman Ways and Means Committee

WHEREAS, The current email system the County uses is outsourced; and WHEREAS, bringing the email system in-house will allow the County to have more control over support and make future enhancements possible; and

WHEREAS, funding was included in the 2009 Information Technology budget for this purpose; now therefore be it RESOLVED, that the Information Technology Department is authorized to purchase an email server off State Contract or Quotes form 3 vendors whichever is lowest that meets the specifications and purchase and Internet firewall on New York State contract numbers: Cisco Firewall NYS OGS PT59009; DOX Cisco installation services NYS OGS Group #77503 Award 02070 #PS59010; Hewlett Packard Servers NYS OGS Group 76200 #PT64150 and related software in the amount not to exceed \$10,000.00 from Account No. A16102 52003; and be it further

RESOLVED, that the Information Technology Department is authorized sign an agreement with DOX electronics Inc. for set-up and configuration of the server, firewall and email system not to exceed \$5,000.00 from Account No. A16104 54059; and be it further

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

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

RESOLUTION NO. 107-09

(2/24/09)

COM.overtimerev

TRACKING EMPLOYEE OVERTIME AND COMPENSATORY TIME

BY: Hon. Michael Chapman, Chairman Government Operations Committee

WHEREAS, the County Legislature has appropriated over \$1,000,000 for overtime costs in the 2009 County Budget; and

WHEREAS, there is an outstanding liability in excess of \$300,000.00 for compensatory time granted to county employees; and

WHEREAS, overtime and compensatory costs continue to grow year after year; and

WHEREAS, the County Manager has recommended all County Departments complete the attached form on a monthly basis to provide information that will enable the County Manager and the Ways and Means Committee to monitor and track the use of overtime and compensatory time in the future; and

WHEREAS, Local Law No. 1 for the year 2006 established the position of County Manager and reserved to the Cayuga County Legislature the authority to confer or impose by resolution upon the County Manager such other powers and duties as the Legislature may choose; now, therefore be it

RESOLVED, that the County Legislature does hereby direct all County Departments to use the attached form when authorizing any overtime and/or compensatory time hence forth and submit said form to the County Manager on a monthly basis; and be it further

RESOLVED, that the Cayuga County Legislature does hereby delegate to the County Manager the additional duties as herein described of discuss to monitor and track the use of overtime and compensatory time.

Signed by Chapman, Fearon, Mahunik, Palermo, Schuster, Sincebaugh.

Approved by voice vote, all in favor.

RESOLUTION NO. 108-09

(2/24/09)

COM.fillvacrev

PROCESS TO FILL EMPLOYEE VACANCIES

BY: Hon. Michael Chapman, Chairman Government Operations Committee

WHEREAS, the County Manager has recommended a process to provide additional checks and balances to the procedure to fill all departmental vacancies; and

WHEREAS, a requirement to fill any and all departmental vacancies shall be the completion of the form found attached to this resolution; and

WHEREAS, upon the completion of this form the Department Head shall discuss the need to fill this vacancy with the County Manager to discuss any and all alternatives prior to requesting their Oversight Committee for permission to fill the vacancy; and

WHEREAS, a disagreement between the Department Head and the County Manager may occur over the need to fill the vacant position shall be filled;

WHEREAS, Local Law No. 1 for the year 2006 established the position of County Manager and reserved to the Cayuga County Legislature the authority to confer or impose by resolution upon the County Manager such other powers and duties as the Legislature may choose; now, therefore be it

RESOLVED, that the County Legislature does hereby direct all Department to use the attached form and comply with the amended process to fill all vacant positions hence forth; and be it further

RESOLVED, that the Cayuga County Legislature does hereby delegate to the County Manager the additional duties as herein described of discuss the need of Department Heads to fill this vacancy.

COUNTY OF CAYUGA

2009

REQUEST TO FILL DEPARTMENTAL VACANCIES

(For Full Time, Part Time and Temporary existing positions)

Date of Request: _____

Department Requesting: _____

Job Title In Which Vacancy Exists: _____ Position Control No. _____

Grade: _____ Budget Account Number _____

Current Salary for Position: _____

Probationary Salary for the requested position: _____

Does Position Include Fringe Benefits: _____

Please describe the program and the job duties that will apply to the individual who will fill this position on an attached sheet to this form.

What is the justification of filling this position? _____

What will be the fiscal impact of filling this position in your budget this year and in future fiscal years? _____

Please include the source of funding for this position this year and in future fiscal years. _____

County Department Head	Date
-------------------------------	-------------

_____ **Human Resources (Verify position/ line item)**

_____ **County Treasurer (Verify funded)**

Request is Recommended _____	Request is Not Recommended _____	<input type="checkbox"/> Copy to Oversight
Committee	Date	Folder
County Manager		

Please NOTE: A copy of this completed form MUST be attached to ALL Civil Service MSD-426 forms when filling a vacancy.

Signed by Chapman, Fearon, Mahunik, Palermo, Schuster, Sincebaugh.

Approved by voice vote, all in favor.

RESOLUTION NO. 109-09 (2/24/09) COM.amendtrvlpol
AMENDING TRAVEL/TRAINING POLICY FOR COUNTY EMPLOYEES

BY: Hon. Michael Chapman, Chairman Government Operations Committee
 Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the County Legislature has adopted a policy on Travel and Training for County Employees;
 WHEREAS, in these economic times, it has become necessary to review policies to insure that County tax dollars are being spent prudently; now, therefore it be

RESOLVED, that the current Travel/Training Policy be amended to include the following items (amended section in bold and italics)

Section 4: All travel requests for “overnight accommodations” shall be presented to the oversight committee and County Manager, after said request has been signed by the appropriate Section Head and/or Department Head. No overnight lodging will be approved if travel is within a 60 mile radius of Auburn with the exception of any State Agency who has approved the lodging and will pay for the lodging for County personnel to attend said function. Efforts will be made to find the most cost effective lodging.

New Section 8: The County will not reimburse for lunch.
 , and be it further

RESOLVED, that this resolution take effect immediately.

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

RESOLUTION NO. 110-09 (2/24/09) COLGovOpsAmdRule rev2
AMENDING AND ADOPTING THE RULES OF ORDER OF THE CAYUGA COUNTY LEGISLATURE

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

WHEREAS, the Government Operations Committee has reviewed the Rules of Order of the Cayuga County Legislature and has made and recommended changes; now, therefore, be it

RESOLVED, that the Cayuga County Legislature Rules of Order is hereby amended and shall hereafter preside as follows:

Motion by Cuddeback, RuleX, take out except in the event of a caucus, all in favor, except Schuster and Sincebaugh voting no.

Motion by Cuddeback, to strike rule, approved by voice vote, all voting aye except, voting No. Schuster, Mahunik, Sincebaugh and Aikman.

Resolution as amended, approved by roll call vote, all voting aye except, voting No. Schuster, Mahunik, Sincebaugh and Aikman.

RESOLUTION NO. 111-09 (2/24/09)

COLocmboces

Authorizing the Cayuga County Legislature to participate with Cayuga Onondaga BOCES with various cooperative bidding services

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

BY: MR. CHAPMAN, Chairman, Government Operations Committee

WHEREAS, The Cayuga County Legislature deems it to be in the best interest of the taxpayers of Cayuga County to enter into an agreement with Cayuga Onondaga BOCES for various cooperative bidding services; now, therefore be it RESOLVED, that the Chairman of the County Legislature is hereby authorized to execute any documents necessary to implement Cayuga County's participation in the Cayuga Onondaga BOCES program.

Signed by Chapman, Fearon, Mahunik, Mitchell, Palermo, Schuster, Sincebaugh, Axton, Cuddeback, Lockwood, Mills, Mitchell.

Approved by voice vote, all in favor.

Resolution No. 112-09 2/24/09

PURprintcart

Authorizing Cayuga County to utilize Wyoming County's printer cartridge bid

By: Michael Chapman, Chairman Government Operations Committee

By: Francis Mitchell, Chairman Ways and Means Committee

Whereas, Wyoming County awarded a bid for printer cartridges in November, 2008 for one year with the option to extend for an additional year if mutually agreed upon; and

Whereas, Printer Components of Ontario, NY was the successful, lowest, responsible bidder; and

Whereas, upon reviewing the cost of printer cartridges these prices are 40 – 60% lower than what is currently being paid on state contract by Cayuga County; and

Whereas, the IT Department has reviewed the specifications and found them to be adequate; and

Whereas, it is agreeable by both Wyoming County and Printer Components to utilize this bid and honor the pricing to Cayuga County; and

Whereas, under General Municipal law sections 103 and 104 this can be done; therefore now be it

Resolved, to allow Cayuga County to purchase printer cartridges from Printer Components by piggy-backing off Wyoming County Purchasing agreed pricing for cartridges; and be it further

Resolved, to extend for an additional year if mutually agreed upon.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 113-09 2/24/09 BOENYSHAVACONTRACTSrev

Authorizing the Chairman of the Legislature and the Commissioners of the Cayuga County Board of Elections to Sign Contract for HAVA Funds for the Board of Elections

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

Mr. Mitchell, Chair Ways & Means Committee

WHEREAS, pursuant to the Help America Vote Act of 2002, the Cayuga County Board of Elections has been allocated funds through the New York State Board of Elections for the purposes of purchasing electronic voting machines, training the public and poll workers on their use, and making improvements to polling places; and

WHEREAS, the Chairman of the Cayuga County Legislature signed contracts for these categories on 2/1/08; and

WHEREAS, the New York State Board of Elections is still in the process of certifying electronic voting machines thereby delaying the expenditure of HAVA related funds; and

WHEREAS, this delay has created the necessity to renew said contracts; therefore, be it

RESOLVED, THAT THE chairman of the Cayuga County Legislature and the Commissioners of the Cayuga County Board of Elections are hereby authorized to sign contract extensions for HAVA funds with the New York State Board of Elections.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 114-09

AMENDING RESOLUTION NO. 812-08 – ELECTION BOARD

BY: Hon. Michael Chapman, Chairman Government Operations

WHEREAS, Resolutions No. 812-08 “Transferring Funds for the purchase of a Printer and Copies for the Board of Elections” was adopted by the County Legislature on December 16, 2008; and

WHEREAS it was discovered during the audit of bills that there was a discrepancy between the authorized expenditure of funds for the purchase of a copier and a copier and a printer in the amount of \$3,200.00 (Copier) and \$674.00 (Printer) and the actual amount of the invoices; and

WHEREAS, the invoice for the payment of the printer was in the amount of \$2, 858.00 and the invoice for the copier was \$599.99; now, therefore be it

RESOLVED, that the County Legislature does hereby amend Resolution 812-08 to purchase a printer at \$3,200.00 and a copier at \$674.00.

Signed by Chapman, Fearon, Mahunik, Palermo, Schuster, Sincebaugh.

Approved by voice vote, all in favor.

RESOLUTION NO. 115-09 (02/24/00) e&tentrectlatting

AUTHORIZING THE CHAIRMAN TO SIGN AN AGREEMENT WITH CARL LATTING TO SPEAK AT CAYUGA WORKS CAREER CENTER YOUTH LEADERSHIP FORUM

By: Linda Murphy, Chairperson, Planning & Economic Development Committee

Frances Mitchell, Chairman Ways and Means Committee

WHEREAS, Cayuga County Employment & Training Department is sponsoring a Youth Leadership Forum on March 27, 2009; and

WHEREAS, Cayuga County Employment & Training Department wants to contract with Carl Latting to be the Plenary Speaker for this Youth Leadership Forum; and

WHEREAS, The Cayuga County Employment & Training Department has federal Workforce Investment Act Incentive Funds available in the amount of \$2,500.00, Acct # A63704 54118, to pay for the Plenary Speaker, therefore, be it

RESOLVED, that the Chairman of the County Legislature is authorized to sign an agreement with Carl Latting to be the Plenary Speaker at Cayuga Works Career Center’s Youth Leadership Forum on March 27, 2009; and be it further RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries required to implement the intent of this resolution.

Signed by Murphy, Aikman, Mahunik, Mills, Petrus, Schuster, Mitchell, Axton, Chapman, Lockwood.

Approved by voice vote, all in favor.

**RESOLUTION NO. 116-09 February 24, 2009 PB_Support_CayugaCounty IDA
REQUESTING NEW YORK STATE LEGISLATION FOR RATIONAL STATEWIDE ECONOMIC
DEVELOPMENT POLICIES AND REAUTHORIZATION OF CIVIC FACILITIES FINANCING
AUTHORIZATION FOR INDUSTRIAL DEVELOPMENT AUTHORITIES**

BY: Ms. Linda Murphy, Chair, Planning and Economic Development Committee

WHEREAS, Industrial Development Agency reform bills establishing greater accountability and new reporting requirements for local agencies have been introduced in both houses of the New York State Legislature; and

WHEREAS, The New York State Legislature first enacted amendments to the General Municipal Law in 1997, which have been extended every two years prior to this session, authorizing county-wide Industrial Development Agencies to utilize their tax exempt bonding authority to finance construction of civic facilities including not-for-profit hospitals, continuing care residential facilities for the elderly, college dormitories and other projects for non-profit community-based organizations; and

WHEREAS, This financing mechanism has provided non-profit hospitals and residential care facilities with significant savings on costs for construction on new medical facilities since financing through local Industrial Development Agencies is considerably less expensive than that available through other sources assisting their efforts to control the costs of health care; and

WHEREAS, The Cayuga County Legislature supports the economic development efforts of the Cayuga County Industrial Development Agency (CCIDA) and the Auburn Industrial Development Authority (AIDA) and their mission to promote economic development throughout the county; and

WHEREAS, Proposed Legislation such as A.8703 would require Industrial Development Agencies to include representatives from local government, local school boards, organized labor and environmental organizations to serve on its board, introducing special interests; and

WHEREAS, Colleges and universities, including county community colleges, have been able to finance construction of dormitory facilities at reduced costs, with resulting savings to taxpayers; and

WHEREAS, Community based, not-for-profit organizations employ thousands of New York's citizens and are in integral part of the economic framework of our local communities; and

WHEREAS, A.8703 and similar Legislation would force all Industrial Development Agency assisted projects of private investors to pay prevailing wages during construction and pay median wages on all subsequent jobs, thereby further increasing the cost of doing business in New York State; and

WHEREAS, Those additional costs would effectively negate any and all Industrial Development Agency benefits and limit Industrial Development agencies' ability to generate project fee revenues; and

WHEREAS, The authority of county-wide Industrial Development Agencies to finance not-for-profit and civic facilities projects expired on January 31, 2008 without action by the State Legislature; and

WHEREAS, Over \$2 billion in construction projects for not-for-profit organizations, which will increase the quality of services to our citizens and create new jobs particularly in communities hardest hit by our current economic recession, have been delayed, scaled back or abandoned as a result of the lapse of this authority; and

WHEREAS, The lapsed authority for financing of civic facilities projects was limited to a cap of \$20 million per project, severely curtailing the ability of not-for-profit hospitals to take full advantage of the costs savings for construction financing of expansion and modernization projects available through county-wide industrial development agencies; and

WHEREAS, A.8703 would potentially force Industrial Development Agencies, which are largely self-funded, to seek additional county funding or cause a "Going Out of Business Scenario" for many counties' major tool for economic development; and

WHEREAS, These additional costs caused by the lapse in this authority and the delay in these much needed projects will ultimately be borne by the taxpayer, either through reduced services or higher costs of construction; Now, therefore be it

RESOLVED, That the Cayuga County Legislature hereby calls upon the New York State Legislature to immediately enact the permanent authority to New York State Industrial Development Agencies to finance civic facility projects with an increase in the volume cap to \$50 million per Project as part of overall Industrial Development Agency reform; and Be it further

RESOLVED, That the Cayuga County Legislature supports the enactment of Industrial Development Agency reform legislation that strengthens public accountability and secures the confidentiality of personal and proprietary information while maintaining local flexibility, oversight and control of Industrial Development Agencies, and opposes specifically A.8703 or any similar legislation; and Be it further

RESOLVED, that the Cayuga County Legislature shall forward copies of this resolution to Governor David Paterson, the New York State Legislature representatives Senator David J. Valesky, Senator Michael F. Nozzolio, Assemblyman Gary D. Finch, Assemblyman Brian M. Kolb, Assemblyman Bob Oaks, NYEDC Executive Director Brian McMahon and to the Chairs of the Cayuga County Industrial Development Agency and the Auburn Industrial Development Authority.

Signed by Murphy, Aikman, Mahunik, Mills, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 117-09 2/24/08

PB_AgDistConsol_01

AUTHORIZATION TO CONSOLIDATE AGRICULTURAL DISTRICTS 1, 2 AND 4 INTO CONSOLIDATED DISTRICT NUMBER 4 AND CONSOLIDATE AGRICULTURAL DISTRICTS 3 AND 5 INTO CONSOLIDATED DISTRICT NUMBER 5 WHILE CONTINUING AGRICULTURAL DISTRICT NUMBER 6 WITHOUT MODIFICATION AS RECOMMENDED BY THE AGRICULTURE AND FARMLAND PROTECTION BOARD.

BY: Mr. Linda Murphy, Chair, Planning and Economic Development

WHEREAS, the Cayuga County Department of Planning & Economic Development and the Agriculture & Farmland Protection Board have been authorized to review the county's six (6) Agricultural Districts; and

WHEREAS, Agricultural Districts #1 and #6 are due for their renewal and Agricultural Districts # 2, #3 and #4 have a renewal anniversary within the next 17 months; and

WHEREAS, the Agricultural Districts are relatively small in area, adjacent to one another, and close in anniversary dates, making it procedurally and operationally more efficient to renew such districts if the districts are consolidated, with no adverse impacts on farming operations or property owners within the districts; and

WHEREAS, the authority to consolidate Agricultural districts exists, pursuant to Agriculture & Markets Law §§303 and 303-a; and

WHEREAS, the proposal to consolidate said districts has been recommended by the Agriculture District staff at the New York State Division of Agriculture and Markets and has been approved by unanimous vote of the members of the Cayuga County Agriculture and Farmland Protection Board; now therefore, be it

RESOLVED, that the Cayuga County Legislature hereby authorizes the Cayuga County Department of Planning & Economic Development to proceed with the consolidation of the following districts to streamline the renewal process:

1. Consolidate the following Ag Districts into Consolidated Ag District number 4; with a subsequent review date of 5/22/2010.

District	Acres	Towns
1	59,037	Victory, Conquest, Sterling
2	7,600	Sennett
4	55,316	Ira, Cato, Brutus, Sennett

2. Consolidate the following Ag Districts into Consolidated Ag District number 5; with a subsequent review date of 3/27/2012.

District	Acres	Towns
3	95,043	Venice, Scipio, Ledyard, Springport, Genoa
5	65,479	Aurelius, Montezuma, Throop, Springport, Mentz, Fleming

And be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute any and all documents necessary to effect such consolidation.

Signed by Murphy, Aikman, Mahunik, Mills, Petrus, Schuster, Mitchell, Axton, Chapman, Lockwood.

Approved by voice vote, all in favor.

**RESOLUTION NO. 118-09 (2/24/09) COA-LL#3-94&#-2007RMTXAmD09FIX(Rev1)
FIXING DAY AND NOTICE OF PUBLIC HEARING ON A LOCAL LAW AMENDING LOCAL
LAW NO. 3 OF 1994 AND LOCAL LAW NO. 5 OF 2007 TO CONTINUE THE ROOM TAX FOR
THREE YEARS.**

BY: MRS. MURPHY, Chair, Planning & Economic Development Committee, and
MR. MITCHELL, Chair, Ways & Means Committee.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on February 24, 2009, a proposed local law entitled:

"A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF 1994
AND LOCAL LAW NO. 5 OF 2007 TO CONTINUE THE
ROOM TAX FOR THREE YEARS."

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning the proposed local law before the Cayuga County Legislature on March 24, 2009 at 6:30 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Signed by Mitchell, Axton, Chapman, Lockwood, Murphy, Mahunik, Petrus, Aikman, Fearon, Mills, Petrus, Schuster.

Approved by voice vote, all in favor.

RESOLUTION NO. 119-09 (2/24/09) COM.aprptnwtswrrev
APPROPRIATION FOR CAYUGA COUNTY WATER AND SEWER AUTHORITY

BY: Hon. Linda Murphy, Chairperson Planning and Economic Development Committee
Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the Cayuga County Legislature appropriated \$20,000.00 in account A10144-54512 (Water & Sewer Authority) in the 2009 County Budget pursuant to Public Authorities Law section 1199ffff to defray project costs or other costs and expenses of the authority; and

WHEREAS, the purpose of these funds are to assist the County Water and Sewer Authority in their map planning for future extension and growth of their services within Cayuga County and to purchase equipment; and

WHEREAS representatives from the Water and Sewer Authority recently appeared before the County's Planning Committee seeking access to these funds and permission to use these funds to purchase equipment and map planning; now, therefore be it

RESOLVED, that the Cayuga County Legislature does hereby approve the release of \$20,000.00 appropriated in the 2009 County Budget for the County Water and Sewer Authority for the specific purpose of purchasing equipment and map planning for the future extension of services; and be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 120-09 (2/24/08) P&T OwascoFlats Res2-09
APPROVING AN AGREEMENT WITH OWASCO FLATS RESERVE, INC. SIMILAR TO THE
AGREEMENT WITH THE FRIENDS OF THE STERLING NATURE CENTER, INC.

BY: Mr. David Axton, Chairman, Public Works

Mr. Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, a group of volunteers have formed a corporation known as the Owasco Flats Reserve Inc. for the purpose of providing volunteer services at Owasco Flats located on the south end of Owasco Lake in the Town of Moravia in the County of Cayuga; and

WHEREAS, the Owasco Flats Reserve Inc. are desirous of fostering programs that support and are consistent with the use of the Owasco Flats property managed by the Cayuga County Parks and Trails Department for educational and recreational use; and

WHEREAS, the Parks and Trails Department is desirous of utilizing the Owasco Flats Reserve Inc. volunteer services at the Owasco Flats property to assist the County and it's staff; now therefore be it

RESOLVED, that the Chairperson of the County Legislature is hereby authorized to sign an agreement with the Owasco Flats Reserve Inc., and be it further,

RESOLVED, that the Treasurer is hereby directed to reimburse the Owasco Flats Reserve Inc. for their liability insurance in an amount not to exceed \$300 from the Parks and Trails Owasco Flats Budget Account #71174-5400.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 121-09 Date: 2/24/09 p&t purchase snow blower 2 09
AUTHORIZING THE PURCHASE OF A SNOW BLOWER FOR PARKS AND TRAILS USE

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

Whereas, \$800.00 toward the purchase of a walk behind snow blower was encumbered from the 2008 budget and is now included in the 2009 budget account #A7110-2-52000 Equipment; and

Whereas, the 2009 Parks and Trails Budget allows for the purchase of miscellaneous equipment from Acct # A7110-2-52000; and

Whereas, there are sections of the sidewalk that are not accessible using our current snow removal equipment (a pick up truck with plow and skid steer with snow blower), and

Whereas, due to the size and weight of the plow and skid steer we are damaging the lawn and potentially the sidewalks, and

Whereas, inadequate clearing of the sidewalks presents a hazard to park and pavilion visitors; now therefore be it Resolved, the Park Maintenance Supervisor is authorize to seek quotes and purchase a snow blower for a cost not to exceed \$1,500.00 and the expense of which is to be taken from the 2009 budget of the Parks and Trails Department account # A7110-2-52000.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 122-09 (2-24-09) P&T pavilion r&m 2 09rev
AUTHORIZING THE TRANSFER OF FUNDS FROM THE 2009 EMERSON PARK EQUIPMENT BUDGET ACCOUNT TO CAPITAL H 08-2 FOR EMERSON PARK PAVILION RENOVATIONS AND AMENDING CAPITAL "H" PROJECT NO. 08-2.

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

Whereas, the Emerson Park Pavilion was the source of \$69,225 in revenue for Emerson Park in 2008; and
Whereas, the pavilion is not only a local landmark but is also listed on the National Registry of Historic landscapes;
and
Whereas, Crawford and Stearns Architects and Preservation Planners prepared a Condition Study and Recommendations Report for the Pavilion in May of 2007; and
Whereas, the park maintenance supervisor has created a prioritized list of items from that report that need attention; and
Whereas, in 2008 the Parks Commission, the Public Works Committee and the Cayuga County Legislature did plan for this work to be completed when they passed Resolutions 289-08 and 661-08 creating Capital H # 08-2 in the amount of \$67,000.00; and
Whereas, the legislature included \$67,000.00 in the 2009 Emerson Park Budget Account A7110-2-5200 for the pavilion; and
Whereas, the Parks Department would like to transfer that money in the capital H 08-2 so that work can begin on the building; now therefore, be it
Resolved, that the Cayuga County Treasurer is hereby authorized and directed to transfer the \$67,000.00 from the 2009 Emerson Park Equipment Account #A7110-2-5200 into Capital H 08 2; and be it further
Resolved, that the Parks Department is hereby authorized and directed to use these funds to renovate the Emerson Park Pavilion as recommended in the Crawford and Stearns Report; and be it further
Resolved, that Capital "H" Project No. 08-2 is amended by increasing it from \$67,000.00 to \$134,000.00.
Signed by Axton, Cuddeback, Lockwood, Mills, Sincebaugh, Mitchell, Chapman, Murphy, Mahunik, Petrus.
Approved by voice vote, all in favor.

RESOLUTION NO. 123-09 (2/24/09) P&TSeasonalHelp 2 09
AUTHORIZING THE HIRING OF SEASONAL STAFF FOR THE PARKS & TRAILS DEPARTMENT FOR THE 2009 SEASON

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

Whereas, it is necessary to hire additional seasonal staff at Emerson Park, West Barrier Bar, Sterling Nature Center, Owasco Flats and the County Trails to accomplish the increased workload preparing for and during the summer season;
and
Whereas, it is anticipated that in order to accomplish this extra work up to thirty-six (36) full-time equivalent seasonal positions will be needed, which will include:
Ten (10) Laborers, five (5) Lifeguards, two (2) Head Lifeguards, four (4) Maintenance Crew Leaders, seven (7) Park Security Guards, one (1) Supervising Park Security Guard, three (3) Building Maintenance Mechanics, three (3) Museum Aide and one (1) Museum Assistant as recommended by the Committee or as otherwise provided by law;
now, therefore, be it
Resolved, that the Park Maintenance Supervisor is hereby authorized to hire up to thirty-six (36) full time equivalent seasonal positions as stated above, to be paid as follows:

Laborers	\$7.15/hr. till 7/24/09 then \$7.25 (min wage)
Lifeguards	\$8.50/hr.
Head Lifeguards	\$9.25/hr.
Maintenance Crew Leaders	\$8.75/hr.
Park Security Guards	\$9.75/hr.
Supervising Park Security Guard	\$13.25/hr.
Building Maintenance Mechanic	\$11.50/hr.
Museum Aide	\$7.75/hr.
Museum Assistant	\$8.50/hr.

and be it further
Resolved, that the funding for the above-stated positions shall be paid from appropriated funds in the 2009 Parks & Trails Department Budget Account # A71101-51002, total not to exceed the budgeted amount of \$105,130.
Signed by Axton, Cuddeback, Lockwood, Mills, Sincebaugh, Mitchell, Chapman, Murphy, Mahunik, Petrus.
Approved by voice vote, all in favor.

RESOLUTION NO. 124-09

Date: 2/24/09

P&Tflowers 2 09

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

By: David R. Axton, Chairperson, Public Works

Francis Mitchell, Chairperson, Ways & Means Committee

Whereas, the Clerk of the Cayuga County Legislature was previously authorized to advertise and receive bids for flowers for Emerson Park in 2004; and

Whereas, the sole bidder was Dickman Farms, LLC; and

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

Whereas, Emerson Park has \$3,000 in budget account A71104.54109 for General Landscaping to purchase flowers and other landscaping items; now therefore be it

Resolved, that the County Legislature hereby authorizes the Parks and Trails Department to purchase the flowers for Emerson Park at a price not to exceed \$3,000; and be it further

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

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

Approved by voice vote, all in favor, except Lockwood abstained.

Motion by Axton, 2nd by Chapman to include windows for the County Office Building, Historic Post Office and Courthouse, approved by voice vote, all in favor.

RESOLUTION NO. 125-09

02/24/09

Blds Roof HPO and Courthouse rev

Authorizing the Clerk of Cayuga County Legislature and the Superintendent of buildings and Grounds to advertise and receive request for proposals for Architectural services to design roof repair and or replacement of the Historic Post Office and Courthouse.

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

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

WHEREAS, there are areas of the roof of the Courthouse and Historic Post Office that are in need of repair and or replacement, and

WHEREAS, the County does not have the resources to design the architectural plans to bid the projects; now there for let it be

RESOLVED, that the Clerk of the Cayuga County Legislature and the Superintendent of Buildings and Grounds are hereby authorized and directed to advertise and receive sealed bids for Architectural services to inspected and design the repair or replacement of the Historic Post Office, Courthouse roofs, and windows for the County Office Building, Historic Post Office and Courthouse, and be it further

RESOLVED, that the Clerk of the Cayuga County Legislature and the Superintendent of Buildings and Grounds be authorized to implement the intent of this resolution.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 126-09

02/24/09

Blds PSB Floor repair

Authorizing the Clerk of Cayuga County Legislature and the Superintendent of buildings and Grounds to advertise and receive bids for repair of floors at the Public Safety Building

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

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

WHEREAS, there are areas of the epoxy floor of the Public Safety Building that are in need of repair, and

WHEREAS, this is a health and safety concern with the operation of the Public Safety Building; now there for let it be

RESOLVED, that the Clerk of the Cayuga County Legislature and the Superintendent of Buildings and Grounds are hereby authorized and directed to advertise and receive sealed bids for patching and repair of the epoxy floor finishes in the Public Safety Building, and be it further

RESOLVED, that the Clerk of the Cayuga County Legislature and the Superintendent of Buildings and Grounds be authorized to implement the intent of this resolution.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 127-09 02/24/08 Blds water treatment HVAC 2009
Authorization to renew the water treatment Agreement for County Building HVAC systems

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

WHEREAS, The treatment of the water in the County’s HVAC systems is part of the maintenance to keep the systems running efficiently, and

WHEREAS, the County does not have the equipment or an employee certified to do chemical treatment of HVAC systems, and

WHEREAS, the M.I.S of America, Inc renewal contract is less than last years, and M.I.S. will train one of our employees to do the water treatment of our HVAC systems,

	Courthouse	County office Building	Board of election	PSB	HPO	Total
M.I.S of America inc	\$2,040.00	\$3,600.00	\$480.00	\$480.00	\$1,528.00	\$8,128.00

NOW THERE FOR LET IT BE

RESOLVED, that the County enter into an Agreement with M.I.S. of America for the water treatment services for the HVAC system in the County, at the cost of \$8,128.00 and be it further

RESOLVED, that the Buildings and Grounds Department Budget accounts A16204 54001, A16214 54001, A16234 54001 and PSB account A31504 54012 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 M.I.S of America Inc., and be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 128-09 02/24/09 Bldgs PSB Temp Controls 2009
Authorization to enter into an Assured Maintenance Agreement for the Public Safety Building Temperature Control system

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

WHEREAS, the Johnson Controls Metasys system is a intricate piece of equipment for the Public Safety Building HVAC System; and

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

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

RESOLVED, that account A16204 54045 be created in the Buildings and Grounds budge; and be it further

RESOLVED, that \$10,764.00 be transferred from account A31504 54045 into account A16204 54045; and be it further

RESOLVED, that the County enter into a Maintenance Agreement with Upstate Temperature Control, Inc for service on the controls portion of the HVAC system, at the cost of \$10,764.00; and be it further

RESOLVED, that once created and money transferred account A16204 54045 will have 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 Upstate Temperature Control, Inc.; and be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 129-09**2/24/09****HWYsurplusthumb****Authorizing the purchase of Surplus Equipment from Cortland County**

By: David Axton, Chairman of Public Works Committee

By: Francis Mitchell, Chairman of Ways and Means Committee

Whereas, Cortland County has a surplus thumb for a hydraulic excavator; and

Whereas, Cayuga County has a need for a thumb on a hydraulic excavator; and

Whereas, a new hydraulic thumb would cost \$6,900; and

Whereas, Cortland County is agreeable to see its surplus used Werk-brau hydraulic thumb to Cayuga County for \$1,900; now therefore be it

Resolved, to purchase a used Werk-brau hydraulic thumb from Cortland County for a cost not to exceed \$1,900; and be it further

Resolved, that the Treasurer's office is authorized and directed to pay Cortland County \$1,900 from account DM5130-5200 (equipment).

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

Approved by voice vote, all in favor.

RESOLUTION NO. 130-09**2/24/09****hwytransfersalt**

Budget Transfer of the 2009 Cayuga County Highway Budget for Salt

BY: Dave Axton, Chairman, Public Works Committee

Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, in the 2009 Highway Budget, a total of \$180,000 was budgeted for Salt(D 5142.400.103) and, \$140,000 was budgeted for Salt in (D 5144.400.103); and

WHEREAS, it is necessary to amend the 2009 Highway Budget to more accurately reflect the increased usage of salt; now, therefore, be it

RESOLVED, that the County Treasurer be and is hereby authorized and directed to provide for transfer of funds in the following manner:

<u>Appropriation Accounts</u>	<u>Old Amount</u>	<u>New Amount</u>	<u>Increase</u>
<u>Decrease</u>			
D51444 54103(D 5144.400.103)	\$140,000	\$180,000	\$40,000
D51424 54103(D 5142.400.103)	\$180,000	\$225,000	\$45,000
D51131 54099(D 5113.400.099)	\$1,485,000	\$1,400,000	\$85,000

AND BE IT FURTHER

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 131-09**2/24/09****HWYhoursDEMO****To increase the hours worked of the Data Entry Machine Operator from 35 to 40 hours per week at the Highway Department**

By: David Axton, Chairman of Public Works Committee

By: Francis Mitchell, Chairman of Ways and Means Committee

Whereas, there is only one 35 hour week position with all the other positions be 40 hours per week at the Highway Department; and

Whereas, increasing the hours of this position will allow office work (ie; correspondence, billing, and reimbursement) to be accomplished in a more timely manner; therefore be it

Resolved, to increase the hours of a Data Entry Machine Operator from 35 to 40 house per week; and be it further Resolved, this additional \$ 4,326.40, is to be transferred from D51101-51000, maintenance of Roads and Bridges salaries, do to not filling the position of Sr. Engineering Technician, to D5010-51000, Highway Administration Salaries; be it further

Resolved, that this is to be done according to Civil Service rules and regulations and the Policies of the County of Cayuga.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 132-09

02/24/09

Bldgs COB Security System 2009

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

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

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

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

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

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

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

RESOLVED, that \$3,775.00 be transferred from account A16204 54012 to account A16204 54045, and be it further

RESOLVED, that the County enter into a Maintenance Agreement with Linstar, Inc for service on the security system for the County Office Building, at the cost of \$3,775.00 and be it further

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

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 133-09

2.24.09

911SoftwareAgrDoubleTakerev

AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO RENEW A ONE YEAR CONTRACT WITH SUNBELT SOFTWARE TO PROVIDE SUPPORT FOR DOUBLE-TAKE SOFTWARE AT BACK UP E-911 CENTER.

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

Mr. Fran Mitchell, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center utilizes Double Take software to maintain and 'mirror' the databases between the Primary and Back-up Cayuga County E-911 Centers; and

WHEREAS, it is critical that the database servers are updated and copied properly twenty-four hours per day, seven days per week without interruption; and

WHEREAS, the E-911 Center with help from the IT Department utilizes Sunbelt Software to provide the necessary services; and

WHEREAS, Sunbelt Software has submitted a renewal invoice for a one-year contract; and

WHEREAS, there is money in the 911 Communication System Budget Account Number A30204 54019 for this purpose; now therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the contract renewal, with Info Advantage Inc. for the amount of \$982.50 for the period of April 1, 2009 through March 31, 2010; and be it further

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

Signed by Lockwood, Aikman, Axton, Chapman, Cuddeback, Fearon, Mitchell, Murphy, Mahunik, Petrus.

Approved by voice vote, all in favor.

RESOLUTION NO. 134-09 Action Date 2/24/09 PSAP Surcharge
AUTHORIZATION URGING THE STATE TO PARTNER WITH COUNTIES
IN THE DEVELOPMENT OF A COMPREHENSIVE STATEWIDE INTEROPERABLE
COMMUNICATIONS NETWORK

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

WHEREAS, New York's citizens, visitors and first responders deserve a reliable, statewide, interoperable communications network that will ensure a prompt response to any incident; and

WHEREAS, recent attempts by the State to remedy this interoperability crisis have failed to yield positive results; and
WHEREAS, current State efforts to build a statewide communications system can be viewed as duplicative as they attempt to build their system and then allow counties to tie into the State's network; and

WHEREAS, without a reliable statewide, interoperable communications network, the State has placed its agencies and partners such as local government at a strategic disadvantage when responding to statewide emergencies; and

WHEREAS, Sub-Section 309 of the County Law authorizes the State of New York to levy and collect a State Wireless Communications Service Surcharge of \$1.20 per month, per wireless subscriber to help offset costs for radio system development and maintenance; and

WHEREAS, New York State uses this surcharge revenue to fund a array of programs, many of which have nothing to do with emergency communications, with very little going to the counties and their existing radio systems; and

WHEREAS, counties continue to use what limited funding they have to develop, maintain and operate their state of the art radio communications network and Public Safety Answering Points (PSAPs) in an effort to protect their citizens and provide crisis communications interoperability within their respective counties; and

WHEREAS, Cayuga County has established a Memorandum of Understanding with surrounding Counties to explore shared resources in improving interoperable communications in keeping with the Federal guidelines (SAFECOM) for true interoperability; and

WHEREAS, This Consortium has already invested millions of dollars to plan and build a solid communications backbone which includes antenna towers and sophisticated communications centers; and

WHEREAS, with additional State funding and greater State and inter-municipal collaboration, that will allow for greater access to Federal funding, Counties can partner with the Office for Technology and other State agencies to expand and tie together existing local infrastructures to build a Statewide Communications System; and be it further

RESOLVED, the Cayuga County Legislature requests further examination into a cost saving, State and local partnership, in an attempt to create a reliable, Statewide Communications Network, and be it further

RESOLVED, that the \$1.20 State Wireless Communications Service Surcharge and funds currently allocated to the development of an apparently defunct State Wide Communications Network Project be used to support the development of Regional Networks such as those already being planned and constructed in Central New York, and be it further

RESOLVED, that the Cayuga County Legislature shall forward copies of this resolution to Governor Paterson, Senator Michael F. Nozzolio, Senator Valesky, Assemblyman Gary Finch, Assemblyman Brian Kolb, Assemblyman Robert Oaks.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 135-09 Action Date 2/24/09 PSAPftESDfill
AUTHORIZATION TO FILL A VACANT EMERGENCY SERVICES DISPATCHER POSITION

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

WHEREAS, the Cayuga County 911 Center currently will have one vacant Emergency Services Dispatcher position, effective February 13, 2009 due to a resignation; and

WHEREAS, it is necessary to select a candidate and fill the Emergency Services Dispatcher position for continuity of services; now therefore be it

RESOLVED, that the position (#004400) be filled, and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher position from the existing Civil Service list; and be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 136-09

2/24/09

SHR- State Ready/Parole Violator Inmates

AUTHORIZING CAYUGA COUNTY PERMISSION TO SEEK APPROPRIATE RELIEF FROM THE NYS DIVISION OF PAROLE AND THE DEPARTMENT OF CORRECTIONAL SERVICES RELATING TO HOUSING STATE-READY INMATES AND PAROLE VIOLATORS, INCLUDING SEEKING REASONABLE COMPENSATION FOR ANY SUCH INMATE HOUSED AT THE CAYUGA COUNTY JAIL.

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

WHEREAS, county jails in New York continue to house increasing numbers of parole violators, including parole violators held on technical charges and parole violators who have become state-ready and are awaiting transfer to a state correctional facility; and

WHEREAS, Cayuga County received approximately \$8,400 in reimbursement from New York State in 2008 for housing state-ready inmates and approximately \$70,000 in reimbursement from New York State in 2008 for housing parole violators; and

WHEREAS, many jails report that a significant portion of their entire jail population is comprised of such parole violators and state ready inmates; and

WHEREAS, in many county jails the average length of stay of a parole violator prior to his final parole hearing is one hundred twenty (120) days; and

WHEREAS, there are sixty-nine state correctional facilities, in addition to the 902-bed Willard Drug Treatment in Seneca County, New York, meaning that there is a state correctional facility in or near each county of New York State; and

WHEREAS, the number of inmates incarcerated in state prisons has been reduced so significantly in recent years that the Governor and some members of the New York State Legislature have called for a closing of several state correctional facilities; and

WHEREAS, these inmates held on parole violations have always been considered a State responsibility, although the State reimburses counties for only a portion of the housing costs incurred in maintaining these inmates while their parole revocation proceedings are held and completed, and provides no reimbursement for medical costs for such inmates incurred by New York State counties; and

WHEREAS, Governor Patterson in his proposed 2009-2010 state budget has suggested elimination of all funding to counties for housing such parole violator inmates on behalf of the State of New York;

NOW, THEREFORE, BE IT RESOLVED, that Cayuga County should seek appropriate relief from the Division of Parole and the Department of Correctional Services to lessen the amount of time that parole violators and state ready inmates are held at county jails; and be it further

RESOLVED, that Cayuga County urges the State of New York to pass legislation to allow parolees awaiting a parole violation hearing to be incarcerated in a State Correctional facility in or near the county where the alleged parole violation occurred, rather than in a county jail; and be it further

RESOLVED, that until such time as a parolee awaiting a parole violation hearing is held at a State Correctional facility, that Cayuga County should be entitled to reasonable compensation for housing such alleged parole violator inmates, at a sum equal to the actual cost of confinement, including actual medical expenses incurred by the County.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 137-09

2/24/09

SHR-DCJS(Byrne JAG) Grant

AUTHORIZING THE TREASURER'S DEPARTMENT TO AMEND THE 2009 SHERIFF'S BUDGET TO ACCEPT THE 2008/2009 BYRNE JAG GRANT (JUSTICE ASSISTANCE GRANT) FROM THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES

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

WHEREAS, the Sheriff's Office applied and was approved for a \$19,500.00 Grant from the NYS Division of Criminal Justice Services to support equipment purchases to tighten security on Domestic Violence Victims for the period of December 1, 2008 to November 30, 2009; and

WHEREAS, all equipment has been approved through the Grant which is 100% funded by the NYS Division of Criminal Justice Services; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Cayuga County Sheriff be authorized to sign the necessary documentation to accept the Byrne Justice Assistance Grant (JAG); 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 A31100-44325 Sheriff DCJS of \$19,500.00 and an increase in the Equipment Account A31102-52000 of \$19,500.00, 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, Axton, Chapman, Cuddeback, Fearon, Mitchell, Murphy, Mahunik, Petrus.

Approved by voice vote, all in favor.

RESOLUTION NO. 138-09

2/24/09

SHR-Transfer Monies (Purchase Restroom Cleaner)

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO TRANSFER MONIES FROM THE SHERIFF'S 2009 CUSTODY BUILDING MAINTENANCE BUDGET LINE A31504 54012 TO THE SHERIFF'S 2009 CUSTODY EQUIPMENT BUDGET LINE A31502 52000 FOR THE PURCHASE OF RESTROOM CLEANER AND DISINFECTANT.

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, Custody Division, is in need of a Restroom Cleaner to sanitize the mental health "time out" rooms located at the Cayuga County Jail; and

WHEREAS, the Cayuga County Sheriff's Office, Custody Division, obtained three quotes for the purchase of a Restroom Cleaner from the following suppliers: Parish Maintenance Supply Corp., Grainger, and Wilcox Paper Company; and

WHEREAS, Parish Maintenance Supply Corp. has provided the lowest quote in the amount of \$3,195.00 for a Restroom Cleaner and \$90.60 for disinfectant; and

WHEREAS, there is an insufficient amount of money in the Sheriff's 2009 Custody Equipment Budget Line A31502 52000 to cover the cost of said Restroom Cleaner and disinfectant; and

WHEREAS, there is enough money in the Sheriff's 2008 Custody Building Maintenance Budget Line A31504 54012 to compensate the shortfall in the Sheriff's 2008 Custody Equipment Budget Line A31502 52000; now therefore be it

RESOLVED that the Cayuga County Sheriff's Office, Custody Division, is authorized to purchase the Restroom Cleaner and disinfectant from Parish Maintenance Supply Corp. at the total quoted price of \$3,285.60; and it is further

RESOLVED, that the Cayuga County Treasurer be authorized to transfer \$3,285.60 from the Sheriff's 2009 Custody Building Maintenance Budget Line A31504 54012 to the Sheriff's 2009 Custody Equipment Budget Line A31502 52000; and further be it

RESOLVED that the Cayuga County Treasurer make the necessary accounting and journal entries to accomplish the intent of this Resolution.

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

Approved by voice vote, all in favor.

RESOLUTION NO. 139-09

Date: 2/24/09

SHR – Fill 2 CO Vacancies rev2

AUTHORIZE THE SHERIFF TO ABOLISH ONE CORRECTIONS SERGEANT POSITION, CREATE A CORRECTIONS OFFICER POSITION AND FILL TWO VACANT CORRECTIONS OFFICER POSITIONS IN THE CUSTODY DIVISION OF THE CAYUGA COUNTY SHERIFF'S OFFICE.

By: MR. RAYMOND LOCKWOOD, Chairman, Judicial & Public Safety Committee

MR. FRANCIS MITCHELL, Chairman, Ways & Means Committee

WHEREAS, a Corrections Officer (position control number 3226) resigned effective November 1, 2008 leaving a vacancy in the Cayuga County Sheriff's Department Custody Division and a Sergeant Corrections Officer (position control number 1951) transferred to outside employment; and

WHEREAS, it is mandated by the New York State Commission of Correction that the Cayuga County Sheriff's Department Custody Division maintain 95 full time Correctional Officer positions to comply with the minimum staffing complement as the services provided by these positions are critical for maintaining the safe, smooth and efficient operation of the Sheriff's Office Custody Division; and

WHEREAS, the Cayuga County Sheriff's Department Custody Division currently employs 93 full time Correctional Officers; and

WHEREAS, it is now necessary to fill these two vacant positions from the civil service eligibility list so that the recruits may attend the upcoming academy; and

WHEREAS, these positions are clearly designated and accepted in the 2009 Cayuga County Sheriff's Law Custody Salaries Operating Budget A31501 51001; now therefore be it

RESOLVED, that the Sergeant Corrections Officer position be abolished and a Corrections Officer position be created for the Cayuga County Sheriff's Department Custody Division; and be it further

RESOLVED, that the Sheriff be hereby authorized and directed to fill two Corrections Officer positions; and be it further

RESOLVED, these employees hired will be placed at the appropriate step within the Sheriff's Employee Association of Cayuga County (SECC) Compensation Plan for 2007-2011; and be it further

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

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

Approved by voice vote, all in favor.

RESOLUTION NO. 140-09

2/24/08

SHR-Purchase Laptops AVLrev2

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO PURCHASE THIRTEEN (13) LAPTOP COMPUTERS AND ASSOCIATED EQUIPMENT THAT WILL BE USED IN PATROL CARS FOR MOBILE REPORTING AND AUTOMATIC VEHICLE LOCATORS.

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, Law Enforcement Division, is in the process of upgrading the tablet computers used in patrol vehicles for mobile reporting and Automatic Vehicle Locators (AVL); and

WHEREAS, all of the remaining tablet computer utilized in the patrol cars are failing and are no longer able to perform necessary functions; and

WHEREAS, there is \$27,100.00 in the 2009 Sheriff's Law Enforcement Equipment Budget Line (A31102 52000) and \$4,000.00 in the 2009 Sheriff's Law Enforcement Marked Patrol Cars Budget Line (A31102 52005) for the purchase of thirteen (13) laptop computers; now therefore be it

RESOLVED, that the Cayuga County Sheriff Office's is authorized to purchase thirteen (13) Fujitsu laptop computers, together with associated equipment, from Brite Computers (State Contract # PT55645) for an amount not to exceed \$31,100.00; and further be it

RESOLVED, that the purchase will be made in accordance with the existing purchasing policies of Cayuga County.

Signed by Lockwood, Axton, Chapman, Cuddeback, Fearon, Mitchell, Murphy, Mahunik.

Approved by voice vote, all in favor.

RESOLUTION NO. 141-09 Action Date 2/24/09 PSAPptESDfillrev
AUTHORIZATION TO FILL TWO (2) VACANT PART – TIME EMERGENCY SERVICES DISPATCHER
SUB-POSITIONS

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

WHEREAS, the Cayuga County 911 Center currently has two vacant Emergency Services Dispatcher; Part Time sub positions; and

WHEREAS, it is necessary to select a candidate and fill the Part-Time Emergency Services Dispatcher sub positions for continuity of services; now therefore be it

RESOLVED, that the 911 Administrator be hereby authorized to fill the Two (2) vacant Emergency Services Dispatcher PT sub positions (#001903, #001911); and be it further

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

Signed by Lockwood, Aikman, Axton, Chapman, Cuddeback, Fearon, Mitchell, Murphy, Mahunik, Petrus.

Approved by voice vote, all in favor.

RESOLUTION NO. 142-09 (February 24, 2009) DA. Confidential Investigator.09rev1
AUTHORIZING THE DISTRICT ATTORNEY TO FILL AN ANTICIPATED VACANCY IN HIS OFFICE

BY: Raymond Lockwood, Chairman, Judicial & Public Safety; and
 Francis Mitchell, Chairman, Ways and Means

WHEREAS, the District Attorney anticipates a vacancy in the position of the Confidential Investigator in his office effective April 1, 2009; and

WHEREAS, the Confidential Investigator position is a critical position in the District Attorney's office responsible for confidential investigations, security of the office, chain of custody of evidence and extradition of defendants; and

WHEREAS, the Legislature is desirous about continuing this important investigative position in the District Attorney's Office; and

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

RESOLVED, that the District Attorney be hereby authorized to fill this vacancy on a full time basis; and be it further

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

Signed by Lockwood, Aikman, Axton, Chapman, Cuddeback, Fearon, Mitchell, Murphy, Mahunik, Petrus.

Approved by voice vote, all in favor.

RESOLUTION NO. 143-09 (February 24, 2009) DA.Recruitment/Retention.09

ACCEPT A NEW YORK STATE LEGISLATIVE GRANT AWARD FOR RECRUITMENT AND RETENTION OF ASSISTANT DISTRICT ATTORNEYS AND AUTHORIZE THE EXPENDITURE ACCORDING TO THE DISTRICT ATTORNEY’S PLAN APPROVED BY THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES

By: Raymond E. Lockwood, Chairman, Judicial & Public Safety, and
Francis Mitchell, Chairman, Ways and Means

WHEREAS, the New York State Budget for fiscal year 2008-2009 included an appropriation of funds to support the New York State Legislature’s District Attorney’s Recruitment and Retention Program; and

WHEREAS, the Cayuga County District Attorney’s Office received an award of \$11,167.00 to implement and administer the District Attorney’s Recruitment and Retention Program in Cayuga County; and

WHEREAS, the Cayuga County District Attorney’s Office was notified on February 19, 2009 by the NYS Division of Criminal Justice Services Program Specialist for the Recruitment & Retention Grant to advise that in response to the Governor’s fiscal crisis announcement the Grant Funds must be utilized by March 31, 2009, or the funding will be cut; and

WHEREAS, the Cayuga County District Attorney’s Office has a 2009 Budget Revenue Account [Munis A11650 43389]-A State Aid – DA Recruitment & Retention; and

WHEREAS, the \$11,167.00 award can only be used towards improving the recruitment and retention of assistant district attorneys, and cannot be used to supplant or offset current county appropriations or expenditures; and

WHEREAS, the District Attorney of Cayuga County proposed a plan to use the appropriation in the form of “Performance Bonuses” for designated assistant district attorneys and the State of New York Division of Criminal Justice Services approved that plan; now therefore, be it

RESOLVED, that Cayuga County accepts the \$11,167.00 Legislative Grant Award (\$9,419.00 - Salaries [Munis A11651 51001] - DA Recruitment & Retention Program; \$1,748.00 - Fringe [A11651 58001 7.65% Social Security; A11651 58002 8% Retirement]) in order to implement and administer the District Attorney’s Recruitment and Retention Program in Cayuga County according to the plan submitted by the District Attorney and approved by the State of New York Division of Criminal Justices Services; and be it further

RESOLVED, that the Treasurer of Cayuga County be hereby authorized and directed to pay “Performance Bonuses” pursuant to the Award Contract Personnel Budget Summary to the following Assistant District Attorneys in the payroll of 3/20/09 in order to avoid turning the unspent money back to the State of New York Division of Criminal Justice Services:

[Munis A11651 51001] SALARIES – DA RECRUITMENT & RETENTION PROGRAM

Christopher T. Valdina.....	\$1,083.80
Charles M. Thomas.....	\$1,083.80
Heather M. De Stefano.....	\$1,083.80
Romolo Canzano.....	\$4,000.00
Brian N. Bauersfeld.....	\$1,083.80
Diane M. Adsit.....	\$1,083.80

[Munis A11651 58001 7.65% FICA; A11651 58002 8% Retirement] FRINGE.....\$1,748.00

and be it further

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

Signed by Lockwood, Aikman, Axton, Chapman, Cuddeback, Fearon, Mitchell, Murphy, Mahunik, Petrus.

Approved by voice vote, all in favor.

RESOLUTION NO. 143A-09 (2/24/09)
HONORING SENATOR HILLARY R. CLINTON

Clinton

By: Body of the Cayuga County Legislature

WHEREAS, the Cayuga County Legislature joins in with the residents of Cayuga County in recognition of the distinguished and successful tenure of Hillary R. Clinton as New York State Senator; and

WHEREAS, Hillary R. Clinton was instrumental in highlighting a number of critical aspects of concern for Cayuga County residents during her service; and

WHEREAS, the residents of Cayuga County with great respect and appreciation thank Hillary R. Clinton for including our County in her listening tours, attendance at the community forum sponsored by NUCOR to educate us about the global stresses on American manufacturing and for securing federal funds for multiple projects with Cayuga County which include but not limited to the Harriet Tubman Home, William H. Seward Home, and historic Schine Theater; and

WHEREAS, Hillary R. Clinton focused national attention on our successful applications of clean technologies; geothermal heating and cooling of public buildings, methane digestion on our dairy farms, collection and use of methane at our dairy farms, collection and use of methane at our landfill, and hydro-electric generation along our rivers; and

WHEREAS, the Cayuga County Legislature considers Hillary R. Clinton a good and true friend of Cayuga County; now therefore be it

RESOLVED, that the Cayuga County Legislature takes great pride in wishing Hillary R. Clinton great success in her new position as Secretary of State for the United States of America.

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

Approved by voice vote, all in favor.

Motion by Lockwood to adjourn at 8:56PM, all in favor.

Motion by Palermo, 2nd by Petrus to approve minutes of 2-24-09, approved on 4-27-09, all in favor.