

**MINUTES
CAYUGA COUNTY LEGISLATURE
May 26, 2009, 1:00 PM**

**SENIOR CITIZEN DAY
(Emerson Park)**

WELCOME: By Mary Jones Clerk of the Legislature

CALL TO ORDER: Hon. Peter Tortorici, Chairman

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

National Anthem sung by Dr. Daniel Larson, President of Cayuga County Community College.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Robert Body, Auburn, NY, Mr. Body served on the Cayuga County Civil Service Commission from 1951 to 1992 (41) years, was Clerk to the Cayuga County Board of Supervisors, and civic leader.

Judge John J. Steimle, Owasco, NY, He was the Owasco Town Justice for 33 years, retired from IBEW Local 840, was a member of the New York State Magistrates Association since 1990, and was a life member of the Owasco Fire Department, serving as the treasurer.

Rita Valentino, she was a WMBO radio broadcast personality and former Auburn Cablevision chief executive officer for more than 30 years, she did public affairs programming for about 20 years and hosted "Inside City Hall."

PROCLAMATIONS: May 2009 – Cayuga County Senior Citizen Month, Chairman Peter Tortorici, presenting to Nancy Siefka, Director, Cayuga County Office for the Aging.

Leadership Cayuga, Twentieth Anniversary 1989-2009, presented at a earlier date.

Joseph A. M. Camardo Day in Cayuga County, Sunday, May 17, 2009, presented at a earlier date.

Raymond Lockwood, presented at a earlier date.

Cayuga County Salutes Gregory J. Rifanburg, Eagle Scout, presented at a earlier.

Elizabeth (Betty) C. Graney Day in Cayuga County, read by Mary Jones, presented by Legislator Patrick Mahunik.

ANNOUNCEMENT OF AWARDS: Senior Citizens of the Year 2009

Merle Clarke, 8888 Bonta Bridge Rd., Weedsport, NY

Certificate presented by Legislator Ann Petrus

Bernice Mix, 24 N. Main St., Moravia, NY

Certificate presented by Legislator Steven Cuddeback

Arlene Murphy, 14 Fox Hole Rd., Moravia, NY

Certificate presented by Legislator Steven Cuddeback

Doxie Sherman, Southfield Apartments, Auburn, NY

Certificate presented by Legislator Daniel Sincebaugh

20 Minute Break following the Presentation – Refreshments will be served immediately following the Ceremony

PRIVILEGE OF THE FLOOR: If you wish to speak, you must 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. Legislator Aikman for Carmella Trusso, re: her Home Health Aid Service. She feels the Aid's morale is very low because they don't know what is going to happen with the Cayuga Home Health Agency and their jobs.

EMERGENCY AUTHORIZATION FOR SPENDING:

One of the hot water tanks at the Nursing Home has developed a leak that is the only hot water supply to the kitchen. The kitchen is not operational without the replacement of this tank. Three firms were contacted for quotes. Quotes for replacement have been received from the firms including Northrup Supply for \$4,418.51; Direct Supply for \$5,778.99; and Grainger for \$5,515.00.

The County Legislature does hereby authorize the purchase of the aforementioned equipment from Northrup Supply for \$4,4418.51 and any other associated components/equipment that may be needed to complete the installation of the above tank. The cost will be paid out of the Nursing Home fund balance.

Signed by Petrus, Schuster, Mitchell, Chairman Tortorici, and Wayne Allen County Manager.

MINUTES: For Approval: 3-20-09, 3-24-09, 4-6-09 and 4-14-09, Motion by Petrus, 2nd by Lockwood, all in favor.
For Reading: 4-20-09 and 4-27-09

CCC REPORT: Dr. Daniel Larson: 2009 Commencement was held on May 17, with 551 graduates. Summer Sessions begin May 20, 2009. Enrollment Update: Summer to date 1,510, Year to Date: 2,912, AY 2009-10: at this point, we have more than 1,700 students. Athletic Honors: Golf team 4th place finish, Men's Lacrosse, Joey Poppe Region III Division, Women's Lacrosse team post-season honors. Art and Music Fulton: was held on May 1. RAEN Grant: 5 yer grant totaling \$1.57 million to provide staff development. Leisure Learning and Professional Development Course Brochure: will be mailed out to all residential addresses in Cayuga and Oswego Counties. Socio-Economic Impact Report: benefits of a Cayuga education to students, economic growth and productivity, and expanded tax base and return on government support.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS: Legislator Fearon, Committee of the Whole Meeting 6-4-09 at 7:00PM, B.O.C.E.S., Genesee St. Road. We need imput from citizens, businesses, towns, villages, and organizations.

Axton, sales in convenience stores around the area are showing an increase in sales of cigarettes of up to 40%.

Cuddeback, the store in Moravia had to go to Syracuse to get more cigarettes.

Fearon, cigarettes and gas mostly.

Tortorici, this will effect the whole County.

MANAGER'S REPORT: Wayne Allen, handed out the contingency fund report. Departments need to look at overtime, where and why we are using it. Departments need to look at capital projects. Budget process has started, instructions will be given to Department Heads tomorrow.

CHAIRMAN'S REPORT: Peter Tortorici, no report

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga-Cortland Workforce Investment Board

Donald D. Watson, 2001 Old Stone Lane, Camillus, NY, 13031 Statewide Cord: term: 7/1/2009 to 6/30/2012

Robin W. Sandwick, 5885 Sugar Bush Dr., Tully, NY, 13159, term: 7/1/2009 to 6/30/2012

Michael A. Mancini, 4 First Avenue, Auburn, NY, 13021, term 7/1/2009 to 6/30/2012

Gregory A. Hinman, RD #4, Box 302, Auburn, NY, 13021, term 7/1/2009 to 6/30/2012

Nancy Wise, 6930 Chestnut Ridge Rd., Auburn, NY, 13021, term: 7/1/2009 to 6/30/2012

Cayuga County Planning Board:

Gerald Scouten, Chairman, 1180 West Genesee Street, Auburn, NY, 13021, term: 6/1/2009 to 6/1/2010

John Moose, Vice Chair, 8277 Centerport Road, Port Byron, NY, 13140, term 6/1/2009 to 6/1/2010

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

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter from William Dorr, Musical Theater Festival, Inc., re: thanking the Cayuga County Legislature for the check in the amount of \$25,000.
2. Received the annual report from the Aurora Free Library.
3. Received from the Town of Owasco proposed Local Law No. 2 To Amend a portion of the Table of Dimensional Requirements pursuant to Section 150-21 of the Town Code of the Town of Owasco.
4. Received notice of a Public Hearing for the Town of Lysander, May 11, 2009 at 7:02PM, re: to consider the adoption of a local law imposing a temporary moratorium, pending a study of revisions to the Zoning Law.
5. Received notice of a Public Hearing for the Town of Lysander, May 11, 2009 at 7:01PM to consider the adoption of a local law to amend the General Project Plan for the Planned Unit Development know as "Timber Banks"

Motion by Lockwood to waive the reading of the communications and announcements, all in favor.

RESOLUTIONS

RESOLUTION NO. 260-09

AuditMay2009.doc

AUTHORIZING THE COUNTY TREASURER TO PAY MAY 2009 AUDIT OF CLAIMS

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

WHEREAS, The Legislature did at its regular meeting on April 27, 2009 audit claims against the County of Cayuga in the aggregate sum of \$2,617,538.34, therefore be it

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

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on November 25, 2008.

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

RESOLUTION NO. 261-09

05.26.09

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

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

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

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

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

April 2009

Electric	\$ 0
Telephone:	<u>\$ 22,821.05</u>
Total:	\$ 22,821.05

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

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

RESOLUTION NO. 262-09

05.26.09

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:

April 2009

\$ 269.80

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

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

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 #03-7 (Phase 4/ Integration of Services (IOS)):
 U.S. GEOLOGICAL SURVEY: Remit to: DOI - USGS
 Inv. No. 92457000107.....\$ 2,515.83
- 2. Project #07-1 (Erie Heritage Preservation):
 KENT ENVIRONMENTAL PLANNING & DESIGN:
 Inv. No. 77.....\$ 1,426.50
- 3. Project #07-5 (Tyler Software):
 INN AT THE FINGERLAKES:
 Inv. No. 4042.....\$ 420.00
 Inv. No. 4060.....\$ 140.00
 Inv. No. 4067 (\$40.80) and Inv. No. 4068 (\$140.00).....\$ 180.80
- 4. Project #08-1 (Renovations – Mental Health, North Street and Park Street):
 THE CITIZEN:
 Ad No. 393357.....\$ 21.94
 Ad No. 393358.....\$ 22.77
 WAYUGA COMMUNITY NEWSPAPERS, INC.:
 No. 0223228-IN.....\$ 22.86
 No. 0223229-IN.....\$ 21.34
 COMMUNITY NEWSPAPERS:
 Inv./Stmt dated 4/30/09: Park Street - \$19.76 and North Street Addn & Renvn. - \$21.28.....\$ 41.04
- 5. Project #08-2 (Emerson Park Pavilion Renovations):
 SECOR BUILDING SOLUTIONS:
 Inv. #727-3436.....\$58,179.00

And be it further

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

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

RESOLUTION NO. 268-09

(05/26/09)

rpsdelete tax liens

Resolution to delete unenforceable tax liens

By: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, there are several liens in the Cayuga County Clerk’s Office as follows, for the 2002 tax year in the amount of \$7,725.62, for the 2003 tax year in the amount of \$965.59, for the 2004 tax year in the amount of \$869.34, for the 2005 tax year in the amount of \$1,015.46, for the 2006 tax year in the amount of \$1,862.64, for the 2007 tax year in the amount of 1,781.42 and for the 2008 tax year in the amount of \$1,604.78 against property located in the Town of Mentz, identified as Tax Map # 75.00-1-1.-1 and assessed to Virginia Pingrin on the 2008 Tax Roll for said Town; and WHEREAS, there is also a 2009 unpaid tax bill; and

WHEREAS, this parcel is a suffix and only pertained to the value of a cabin; and

WHEREAS, the cabin is no longer in existence, making these liens unenforceable; therefore be it

RESOLVED, that all previously mentioned liens filed in the Cayuga County Clerk’s Office under tax map numbers 75.00-1-1.-1 be deleted; and also be it

RESOLVED, that the 2009 County tax bill pertaining to tax map number 75.00-1-1.-1 also be deleted; and also be it

RESOLVED, that tax map number 75.00-1-1.-1 be deleted from the 2009 assessment roll.

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

RESOLUTION NO. 269-09 05/26/09 RPSparcontractrev
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN AN
AGREEMENT BETWEEN PAR GOVERNMENT SYSTEMS CORP AND CAYUGA COUNTY TO
CONTINUE PHASE 2 DEVELOPMENT OF REAL PROPERTY ONLINE SOFTWARE.

Whereas, the Office of Real Property has started using the newly developed 'Ecayuga' online property search software; and

Whereas, the initial contract was to develop the basic software and to have it in place and running; and

Whereas, after working with the software some enhancement features need to be developed to integrate certain features to the software; and

Whereas, PAR Government Systems Corp. has submitted a quote for the work to be done for \$20,000; and

Whereas, there are sufficient monies from the 2008 Centralized Tax Administration Grant cover this fee; and

Whereas, the fee will be paid out of account 1355A54059 (munis); and

Whereas, completely developing this software and maintaining it on a county server in the office of Real Property will save the county \$10,200 yearly in maintenance and hosting fees; Now therefore be it,

Resolved, that the Chairman of Cayuga County is authorized to execute an agreement with PAR Government Systems Corp. to develop Cayuga County Real Property Online software further, using the guidelines set forth in the attached draft of the principles to be included in the agreements; and also be it

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, Lockwood, Chapman, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 270-09 (5/26/096) COA-AppCtForOnlineAuctsOfSurpCoPrpts
AUTHORIZING THE CHAIRMAN TO SIGN A CONTRACT WITH AUCTIONS INTERNATIONAL, INC.
FOR ONLINE AUCTIONS OF SURPLUS COUNTY PROPERTIES.

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

WHEREAS, Albany County submitted a request for professional auction services for online auctions; and

WHEREAS, Albany County extended the contract to Auctions International, Inc.; and

WHEREAS, Section 103(3) of the General Municipal Law permits all political subdivisions and districts located in the State of New York to be entitled to make purchases and services from resulting contracts awards such as the one granted to Auctions International, Inc.; and,

WHEREAS, this Committee is of the opinion that auctioning surplus County property online is in the County's best interest; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to enter into a contract and sign any and all agreements with Auctions International, Inc. for professional online auction services.

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

RESOLUTION NO. 271-09 05/26/09 TREtransferfundsrev2
AUTHORIZING THE TRANSFER OF FUNDS FROM THE SALARY ADJUSTMENT ACCOUNT TO THE
DATA PROCESSING DEPT.

By: Mr. Francis Mitchell, Ways and Means Committee

WHEREAS, Resolution 215-09 authorized the creation and filling of an Assistant Payroll Systems Specialist; and

WHEREAS, funding for this position is being provided from two vacant part-time positions. However, in the interim money was transferred from these vacant positions into the Salary Adjustment Account; and

WHEREAS, in order to carry out the intent of Resolution 215-09, these monies must be transferred from the Salary Adjustment back to the Data Processing Dept.; now therefore, be

RESOLVED, that the County Treasurer is hereby authorized to transfer \$2,732.00 from the Contingency Account No. A-1016 to Data Processing A16801-51001.

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

(PULLED) RESOLUTION NO. 272-09 5/26/09 **(PULLED)** hrcrtfllhradmnpstrev1
 Authorizing the Cayuga County Civil Service Commission to Create and Fill a Second Human Resources Administrator Position in the Department of Human Resources and Civil Service Commission Office Due to Retirement.

BY: Hon. Francis Mitchell, Chairman Ways and Means Committee
 WHEREAS, the current Human Resources Administrator will retire in June of 2010; and
 WHEREAS, the Human Resources Administrator has become one of the top administrative positions in Cayuga County dealing with a multitude of personnel and civil service issues; and
 WHEREAS, it is the intent of the Cayuga County Legislature to have a smooth transition for the new person who will be filling this job; and
 WHEREAS, it is the intent of the Cayuga County Civil Service Commission to work with the Legislature to ensure that the most qualified candidate is chosen for this position; NOW THEREFORE BE IT
 RESOLVED, that a second position of Human Resources Administrator be created effective January 1, 2010 through June 30, 2010 and filled in a timely manner to allow six months of cross training with the funding of said position to be allocated within the 2010 budget; and be it further
 RESOLVED, that the Cayuga County Legislature shall appoint two Legislators to work with the Cayuga County Civil Service Commission during the recruitment process for hiring a new Human Resources Administrator, with the two legislative appointments to be made by the Legislature through the Oversight Committee of Ways & Means; and be it further
 RESOLVED, that the salary range to be advertised be \$50,000 to \$65,000 with the Ways and Means Committee setting the final salary negotiated within that range; and be it further
 RESOLVED, that the current incumbent's salary remain in the compensation plan at \$58,669 unless changed by resolution and be omitted from the compensation plan upon the retirement of said incumbent; and be it further
 RESOLVED, that the salary determined for the new hire by the Ways and Means Committee be placed in the Cayuga County Compensation Plan, Part IV as an additional item under the Human Resources and Civil Service Commission; and be it further
 RESOLVED that the new Human Resources Administrator position shall be abolished when the aforesaid retirement occurs with the new hire being placed in the permanent position on July 1, 2010; and be it further
 RESOLVED, that the appointment be made in accordance with Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga.

MOTION BY Mitchell to Pull resolution, all in favor. (Pulled)

RESOLUTION NO. 273-09 **05/26/09** **RPSrepurchase**
AUTHORIZING THE PURCHASE OF TAX-DELINQUENT PROPERTY OWNED BY CAYUGA COUNTY

By Francis Mitchell, Chairman, Ways & Means Committee
 WHEREAS, established policies and procedures have been set in place for the sale, disposition and use of certain real property owned by the County of Cayuga, as approved in Resolution 188-02, and
 WHEREAS, the Director of Real Property Services has received purchase offers as listed below to be considered by the Ways and Means Committee for approval by the County Legislature, in accordance with said policies and procedures, and
 WHEREAS, all payments required by County rules have been paid and are being held by the Director until approval of the sale by the Legislature, and
 WHEREAS, the Director of Real Property Services recommends approval of the following:

Tax Map #	Location of Parcel	Purchase Offer Made By
115.09-1-12	6411 Canoga Rd	Michael Emmi

NOW THEREFORE BE IT RESOLVED that the recommendation of the Ways & Means Committee set forth above is hereby approved and the Real Property Services Director and the Chairman of the County Legislature are instructed to take whatever steps are necessary to complete the sale.
 Signed by Mitchell, Axton, Lockwood, Chapman, Mahunik, Murphy, Petrus, all in favor.

RESOLUTION NO. 274-09 (May 26, 2009) HD EWPH Grant 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into an Agreement with the State to Accept the 100% Funded Eat Well Play Hard Community Projects Grant and Authorizing the Cayuga County Treasurer to Amend the Health Department 2009 Budget

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

WHEREAS, the Cayuga County Department of Health has been awarded a grant from the NYS Department of Health called "Eat Well Play Hard Community Projects Grant" which purpose is to provide nutrition, physical activity, education and information specifically geared to pre-school and elementary school children in the amount of \$71,564 for the period October 1, 2009 through September 30, 2010; and

WHEREAS, in order to carry out the terms of this grant, the 2009 Health Department Budget must be amended so as to provide the appropriations and revenues necessary to implement the grant; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into an agreement with the State to accept the 100% reimbursable Eat Well Play Hard Grant and to accept any additional COLA funds relative to this program; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all the necessary journal and accounting entries and to amend the Health Department's 2009 budget in the following manner:

Increase Appropriation Account #A40244 54000.....\$71,564
Increase Revenue Account #A40240 43424.....\$71,564

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

RESOLUTION NO. 275-09 (May 26, 2009) HD Dental Grant 2009-2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into an Agreement with the State to Accept the 100% Reimbursable Preventive Dentistry Grant and Any Additional COLA Adjustments Relative to This Grant

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

WHEREAS, the Cayuga County Department of Health has been awarded a grant from the NYS Department of Health called the "Preventive Dentistry for High Risk and Underserved Children" in the amount of \$50,000 for the period July 1, 2009 through June 30, 2010 and any additional COLA adjustments relative to this grant; and

WHEREAS, in order to carry out the terms of this grant, the 2009 Health Department Budget must be amended so as to provide the appropriations and revenues necessary to implement the grant; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into an agreement with the State to accept the 100% reimbursable Preventive Dentistry Grant and any additional COLA adjustments relative to this grant; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all the necessary journal and accounting entries and to amend the Health Department's 2009 budget in the following manner:

Increase Appropriation Account A40294 54000.....\$50,000
Increase Revenue Account A40290 43429.....\$50,000

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

RESOLUTION NO. 276-09 (5/26/09) HD Additional HRI Funds Breast Health Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Accept Additional Federal Funding Through HRI For the Breast & Cervical Cancer Early Detection Program 2008-2009

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

WHEREAS, the Health Department's Healthy Women's Partnership (Breast & Cervical Cancer Early Detection Program) is partially funded by federal funding through Health Research, Inc.; and
WHEREAS, we have been offered additional federal funding for this program through Health Research, Inc.; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services accept additional federal funding for the Breast & Cervical Cancer Early Detection Program in the amount of \$5,506 to be used for clinical services rendered between the period April 1, 2009 – June 30, 2009; and be it further

RESOLVED, that the Director of Health & Human Services be authorized to enter into subcontracts with agencies/individuals in order to accomplish the goals of this grant; and be it also

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to the Health Department's Budget as follows:

Increase Appropriation Account #A40230 43423.....\$5,506
Increase Revenue Account #A40234 54000.....\$5,506

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

RESOLUTION NO. 277-09 (May 26, 2009) HD Drinking Water Enhancement Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into an Agreement with the State to Participate in the 100% State Funded Drinking Water Program Enhancement Grant and to Authorize the Cayuga County Treasurer to Amend the 2007 Health Department Budget to Accept Funding

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

WHEREAS, the Cayuga County Health Department has received approval for a 100% funded Drinking Water Program Enhancement Grant in the amount of \$113,000 for the period April 1, 2009 to March 31, 2010; and

WHEREAS, to accomplish this purpose we must enhance our investigations, enforcement, and emergency response; assure compliance with Subpart 5 of the State Sanitary Code; utilize the State's database; provide technical advice and guidance to system operators and homeowners; and implement the Safe Drinking Water Act programs and regulations; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into an agreement with the State to participate in the 100% State-funded Drinking Water Program Enhancement Grant and to authorize them to sign all subcontracts relative to meeting obligations incurred by this grant; and be it further

RESOLVED, that the County Treasurer be authorized and directed to amend the Health Department's 2009 Budget and make the necessary journal and accounting entries as follows:

Increase Appropriation Account #A40304 54000.....\$104,096
Increase Revenue Account #A40300 43430.....\$104,096

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

RESOLUTION NO. 278-09 (May 26, 2009) HD Immunization Grant (IAP) 2009 (Rev.) To Amend the Funding Amount in Resolution #219-09 (Resolution Adopted at April 28, 2009 Legislature Meeting)

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

WHEREAS, Resolution #219-09, HD Immunization Grant (IAP), was adopted with the Grant amount being \$39,904 for the year April 1, 2009 through March 31, 2010 for our continued participation in the NYS Department of Health Immunization Action Plan; and

WHEREAS, upon receipt of the Agreement with NYS Department of Health, the amended amount of the contract for April 1, 2009 through March 31, 2010 was \$40,718 (a difference of \$814); NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all the necessary journal and accounting entries to amend the Health Department's 2009 budget in the following manner:

Increase Revenue Account #A40150 43415..... \$814
Increase Expenditure Account #40154 54059..... \$814

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

**RESOLUTION NO. 279-09 (May 26, 2009) HD Amend 2009 Health Department Budget
Authorizing the County Treasurer to Amend the 2009 Cayuga County Health Department Budget**

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

WHEREAS, after the submission of the 2009 Health Department Budget, it has been determined that additional funding is needed to cover expenses for contract home health aides providing services to the Long Term Home Health Care Program clients; and

WHEREAS, as the services are provided, Medicaid is billed and covers the costs of these additional services;

NOW, THEREFORE, BE IT

RESOLVED, that the County Treasurer be authorized to make the following amendments to the Health Department's 2009 Budget:

Increase Expenditure Account #A40124 54175 Long Term Home Health Services..... \$15,000
Increase Revenue Account #A40120 41601 Home Health Fees.....\$15,000

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 same.

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

**RESOLUTION NO. 280-09 (May 26, 2009) HS Bonadio Group Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with the Bonadio Group to Conduct Eligibility Reviews for Medicaid Health Benefits**

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

WHEREAS, the Human Services Department desires to conduct Eligibility Reviews relating to self-employed individuals applying for Medicaid healthcare benefits; and

WHEREAS, the Bonadio Group is an accounting and business consulting firm with experience in the auditing of public benefit programs, and is duly licensed to practice in the State of New York; and

WHEREAS, it is economically and organizationally feasible for the Department to contract with the Bonadio Group for the performance of their audit and accounting services; and

WHEREAS, the Bonadio Group has successfully worked with other counties in New York State, and the program has proven to promote deterrence in fraudulent applications; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with the Bonadio Group for the period 5/1/09 to 4/30/10 to conduct Eligibility Reviews relating to self-employed individuals applying for Medicaid healthcare benefits at \$150/hr., in an amount not to exceed \$50,000 which is 100% reimbursed by State and Federal funds; and be it further

RESOLVED, that payment for these services comes out of account #A60104 54059.

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

**RESOLUTION NO. 281-09 (May 26, 2009) HS Non-Residential DV Funding
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Accept \$25,000 Funding from NYS OTDA and Extend Its Contract with Cayuga/Seneca**

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

WHEREAS, NYS Office of Temporary and Disability Assistance (OTDA) has advised Cayuga County Human Services that their SFY 2009-10 Non-Residential Domestic Violence allocation is \$25,000; and

WHEREAS, this funding will be utilized to provide advocacy, information and referral services, safety planning, 24 hr. hot-line service, counseling, support group and children's activities for domestic violence victims; and

WHEREAS, we have successfully contracted in the past with Cayuga/Seneca Community Action Agency to implement this program; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of the Health & Human Services Department be authorized to accept \$25,000 funding from NYS OTDA and to extend the original contract with Cayuga/Seneca Community Action Agency to implement this program from July 1, 2009 through June 30, 2010; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to the Human Services 2009 Budget as follows:

Increase Revenue Account A60600 44660.....\$25,000
Increase Expenditure Account A60604 54000.....\$25,000

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

Authorize The Chairman Of The Cayuga County Legislature and Director Of The Youth Bureau To Execute Agreements With Various Agencies To Provide Youth Development Services

By: Ann Petrus, Chairwoman, Health and Human Services Committee
Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, the County of Cayuga is eligible for Youth Development Delinquency Prevention and Special Delinquency Prevention Program funds from the New York State Office of Children and Family Services; and WHEREAS, the Cayuga County Youth Bureau has approved the program description and budget of the following agencies in the amounts not exceeding those designated therefore when proper claims have been submitted; and WHEREAS, said monies have been included in the Cayuga County 2009 budget and are paid contingent upon the County receiving 100% of the aforesaid amount from the New York State Office of Children and Family Services; now therefore be it

RESOLVED, that the Chairman of the County Legislature, be and he is hereby authorized to execute agreements with the agencies set forth below.

- Cayuga Counseling Services: Pre-Trial Diversion Services \$32,951.00
- Freedom Recreational Services: Freedom Camp \$10,707.00
- Merry Go Round Playhouse: Park Playground Performances \$5,459.00
- CHAD: DART Program \$19,260.00
- Auburn YMCA: Y-Pals Program \$16,244.00
- Booker T. Washington Center: After School/Weekend Programs \$20,127.00

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

RESOLUTION NO. 283-09 (May 26, 2009) HD EI/4410 Contracts (Rev.)

Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Contract with Multiple Service Agencies and Individuals for the Provision of Services for Children Eligible for EI and 3-5 Services

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

WHEREAS, the Health Services Division of Health & Human Services assumes administrative oversight and fiscal responsibility for the provision of services to eligible children (EI and 3-5); and WHEREAS, the Health Services Division is required to insure that appropriate services are available for provision of services for those eligible children; and WHEREAS, the rate schedule is established and set by NYS Department of Health for Early Intervention services and by State Education for 4410 providers operating preschool programs and for agencies approved by SED as pre-school program evaluators; and WHEREAS, the Department has the responsibility to set the related service rates for the itinerant service providers serving children in our 3-5 program as follows:

SED 4410 Related Services 1/2 Hour Rates

Office-Based.....\$40	Maximum Group RS Session.....\$60
Auburn.....\$52	Group of 2 Children...\$30 per Child
County (Beyond 10 mi. Radius of Auburn).....\$53	Group of 3 Children...\$20 per Child
County (Beyond 25 mi. Radius of Auburn).....\$63	

and

WHEREAS, the Health Department has successfully contracted with agencies listed in resolution #673-06 to provide these services in the past; and

WHEREAS, the Department has the occasion to contract with additional agencies and individuals who are approved by the State (in addition to those listed in resolution #673.06) to provide the appropriate services for these children at State approved rates; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into service contracts with additional agencies and individuals (other than those listed in resolution #673.06) at the approved State rates for the period ending December 31, 2011; and be it also

RESOLVED, that payment for these services be charged to account #A4045A 54305 and account #A4045A 54307 of the Health Department's Budget.

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

RESOLUTION NO. 284-09 (May 26, 2009) HD E. John Gavras Center 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the Contract with the E. John Gavras Center for the Provision of Therapy Services

BY: Ann Petrus, Chairman of the Health & Human Service 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 renew the contract with E. John Gavras Center for the period of June 1, 2009 through May 31, 2010 at the following rates:

<u>Disciplines</u>	<u>Current Rates</u>	<u>Rates as of June 1, 2009</u>
Physical Therapy	\$64.43/Visit	\$64.43/Visit
Occupational Therapy	\$64.43/Visit	\$64.43/Visit
Speech Therapy	\$64.43/Visit	\$64.43/Visit

RESOLVED, that payment for these services will be from account A40124, line item numbers 54127 (physical therapy); 54217 (occupational therapy); and 54218 (speech therapy) of the Health Department Budget.

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

RESOLUTION NO. 285-09 Date of Meeting: 5/26/09 nhwrlsagmnt
AUTHORIZING THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO PURCHASE AN ANNUAL MAINTENANCE AGREEMENT FOR WIRELESS ACCESS.

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

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, wireless access points have been installed at the nursing home by Michrotech Information Systems; and

WHEREAS, an annual maintenance program is a routine function of the system; and,

WHEREAS, Michrotech has agreed to provide those services for \$1549.00; now therefore be it,

RESOLVED, that an annual maintenance agreement be purchased through Microtech Information Systems for \$1,549.00 (One thousand five hundred forty-nine dollars).

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

RESOLUTION NO. 286-09 Date of Meeting: 5/26/09 nhspklrinsp
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO SIGN AN AGREEMENT WITH DAVIS-ULMER SPRINKLER CO., INC FOR SPRINKLER INSPECTIONS AT THE NURSING HOME.

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

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the sprinkler system at the Nursing Home requires quarterly inspections, and

WHEREAS, Davis- Ulmer has satisfactorily provided inspections for a number of years; and,

WHEREAS, Davis Ulmer has agreed to continue providing those services at the same rate (\$640 annually) as prior years; and

WHEREAS, other vendors have been contacted for a quote with Davis-Ulmer being the lowest cost; now therefore be it,

RESOLVED, that the agreement be signed with Davis Ulmer Sprinkler Co., Inc. for \$640.00 (Six hundred forty dollars)

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

RESOLUTION NO. 287-09

Date of Meeting: 5/26/09 nhotpt09

AUTHORIZING THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME AND THE CHAIR OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT FOR WITH MANDEL THERAPY GROUP FOR INTERMITTENT PHYSICAL AND OCCUPATIONAL THERAPY SERVICES AT THE CAYUGA COUNTY NURSING HOME.

BY: Francis Mitchell, Chairman, Ways and Means Committee

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

WHEREAS, the Nursing Home requires physical therapy services at least five (5) days per week; and

WHEREAS, Cayuga County Nursing Home has been unable to recruit enough physical and occupational therapists to cover the services when the usual therapist is absent from the facility; and

WHEREAS, a therapy group has been found that is willing and able to cover those requested absences; therefore be it RESOLVED that the Administrator of Cayuga County Nursing Home and Chair of the Legislature sign an agreement for the necessary services; and be it further

Resolved that the rate of compensation be at \$94.50 per hour for only the hours required.

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

RESOLUTION NO. 288-09

Date of Meeting: 5/26/09 nhot09

AUTHORIZING THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME AND THE CHAIR OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH E. JOHN GAVRAS CENTER FOR INTERMITTENT SPEECH, PHYSICAL THERAPY, AND OCCUPATIONAL THERAPY SERVICES AT THE CAYUGA COUNTY NURSING HOME.

BY: Francis Mitchell, Chairman, Ways and Means Committee

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

WHEREAS, the Nursing Home requires therapy services at least five (5) days per week; and

WHEREAS, Cayuga County Nursing Home has need for on going speech therapy services and other therapists to cover the services when the usual therapist is absent from the facility; and

WHEREAS, the E. John Gavras Center has therapists available to provide necessary care at the nursing home; therefore be it

RESOLVED that the Administrator of Cayuga County Nursing Home and Chair of the Legislature sign an agreement for the necessary services; and be it further

Resolved that the rate of compensation be at \$65.00 per hour for only the hours required.

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

RESOLUTION NO. 289-09

Date of Meeting: 5/26/09 nhacptbdoxy

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ACCEPT PROPOSALS FOR OXYGEN CONCENTRATORS AND PORTABLE OXYGEN EQUIPMENT AT THE NURSING HOME.

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

BY: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, Resolution No. 166-09 authorized the issuance of an RFP to obtain proposals for a oxygen concentrators and portable oxygen for the Cayuga County Nursing Home; and

WHEREAS, the Purchasing Agent of the Legislature sent out specification packages to local, New York State and national based firms; and,

WHEREAS, four (4) firms responded with proposals; and,

WHEREAS, the following proposals were received based on estimated annualized use:

Northeast Medical Repairs, Inc for \$20,066.88 (2% discount accepted).

Airgas East for \$24,239.04 (no discount).

Linde Gas North America for \$25,019.64 (2% discount accepted).

Omnivor Biomedical Services, Inc for \$27,795.36 (2% discount accepted); and,

WHEREAS, Northeast Medical Repairs, Inc. is able to provide the necessary services at the lowest cost; now therefore be it,

RESOLVED, that the proposal be awarded to Northeast Medical Repairs, Inc at an estimated annualized usage cost of \$20,066.88 (Twenty thousand sixty-six dollars and eighty-eight cents).

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

RESOLUTION NO. 290-09 Action 05/26/09 MHCcreatefillFTCDir05-09rev
AUTHORIZE THE CREATION AND FILLING OF A FULL-TIME CLINIC DIRECTOR AT THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER

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

WHEREAS, the Clinic Treatment Program is the foundation of the mental health service delivery system serving individuals diagnosed with serious and persistent mental illness; and

WHEREAS, there have been repeated indications that there is a need for daily administrative as well as clinical supervision within the Clinic Treatment Program; and

WHEREAS, the position of Supervising Social Worker (#02115) assigned to the clinic program will become vacant on June 1, 2009, and will be abolished; and

WHEREAS, the remaining dollars budgeted for that position, a total of \$36,633, will be reallocated to the Clinic Director position; and

WHEREAS, we will require \$38,500 for the salary of the Clinic Director for the balance of 2009; and

WHEREAS, there are savings within the first quarter of the 2009 mental health budget, as a result of the unfilled position number 02108, sufficient to cover the additional cost of the new position; now, therefore, be it

RESOLVED, that the position of Clinic Director be created and placed within Part IV, non-bargaining, of the Cayuga County Compensation Plan under Community Mental Health at an annual rate of \$65,000; and be it further

RESOLVED, that the Director of Community Mental Health Services be authorized and directed to fill the position of Clinic Director in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County, and be it further

RESOLVED, that the Cayuga County Treasurer be directed and authorized to make the necessary budget amendments to accomplish this as follows:

Decrease A43131-51001 by \$ 1,867 Increase A43101-51001 by \$1,867

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

RESOLUTION NO. 291-09 Action 5/26/09 MHCcreatefillFTSrSocWkrs 05-09rev
AUTHORIZE THE CREATION AND FILLING OF THREE SENIOR STAFF SOCIAL WORKERS AT THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER

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

WHEREAS, the New York State credentialing system for social workers differentiates between certain levels of experience and credentials; and

WHEREAS, a Licensed Master Social Worker (LMSW) may provide clinical services only under the supervision of a Licensed Clinical Social Worker (LCSW); and

WHEREAS, Cayuga County does not currently make a distinction between those individuals with a LMSW or LCSW; and

WHEREAS, it is desirable to recognize the credentialing differences and therefore allow the senior staff to provide clinical supervision; and

WHEREAS, there are savings within the first quarter of the 2009 mental health budget, as the result of the unfilled position number 02108, sufficient to cover the additional aggregate cost of \$3,254 as well as the fringe benefit costs associated with these new positions. As no additional budgeted funds will be required; now, therefore, be it

RESOLVED, that three positions of Senior Staff Social Worker be created and placed within Part I, grade 33, of the County of Cayuga Compensation Plan, and, be it further

RESOLVED, that, as three Staff Social Workers are promoted to the Senior Staff Social Worker title, their original positions will become unfunded, and be it further

RESOLVED, that the Director of Community Mental Health Services be authorized and directed to fill three positions of Senior Staff Social Worker in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County, and be it further

RESOLVED, that the Cayuga County Treasurer be directed and authorized to make the necessary payments from A43131-51001 in the 2009 Cayuga County budget.

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

AUTHORIZING THE CLERK OF THE CAYUGA COUNTY LEGISLATURE TO ADVERTISE AND RECEIVE BIDS FOR THE COUNTY'S MENTAL HEALTH CONSTRUCTION AND RENOVATION PROJECT LOCATED AT 146 NORTH STREET

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

Hon. Ann Petrus, Chair, Health & Human Services Committee

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

WHEREAS, the County Legislature commissioned a study of June 2006 that proposed consolidation of the Outpatient Clinic Treatment Program and resolution of cited deficiencies by the construction of an addition to and renovation of the Historic Post Office at 157 West Genesee Street; and

WHEREAS, the study concluded that the structural and physical limitations could be improved, but not entirely eliminated; and

WHEREAS, the New York State Office of Mental Health cited the existing County facility for the following deficiencies inadequate environment for storing and dispensing medication, unacceptable means of egress, inadequate waiting room space, and separation of children and adults, lack of acoustical privacy, inadequate meeting space for group therapy and treatment team meetings, and insufficient office space for support staff; and

WHEREAS, the County Legislature hired Holt Architects to perform a feasibility study on all County Mental Health services including the County Mental Health Clinic; and

WHEREAS, the Feasibility Study completed by Holt Architects on December 11, 2007 recommended abandoning the proposed construction and renovation of the Historic Post Office site; and

WHEREAS, the Holt Architects Feasibility Study recommended the consolidation of the County's Mental Health Clinic, Intensive Case Management and Community Day Treatment Services at 146 North Street; and

WHEREAS, the County Legislature approved the concept of renovation and construction of the 146 North Street site which included renovating the existing structure and adding an additional extension on to the existing building; and

WHEREAS, the County Legislature approved a budget for this project not to exceed \$7,500,000.00 for all project costs including construction and renovation; and

WHEREAS, the County Legislature hired C & S Companies to design the new Mental Health facilities at 146 North Street by resolution dated March 25, 2008; and

WHEREAS, C & S Companies worked in collaboration with County Mental Health staff, New York State Office of Mental Health and the City of Auburn to design a facility which would be in compliance with all State and local laws and statutes and meet the needs of the County's clients and have received all necessary approvals and permits to date; and

WHEREAS, C & S Companies have completed all bid documents and are recommending to the County Legislature to go out to bid for the following contracts: General Construction, Electrical, Mechanical, and Plumbing, now, therefore be it

RESOLVED, the County Legislature does hereby authorized the Clerk of the Cayuga County Legislature to advertise and receive bids for the County's Mental Health Construction and Renovation Project located at 146 North Street in Auburn.

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

RESOLUTION NO. 293-09 (5/26/09) COMmedcashass
AUTHORIZING PAYMENT FOR MONTHLY MEDICAID CASH ASSESSMENT

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

WHEREAS, the New York State Legislature adopted the 2009-2010 New York State Budget on April 2009; and
WHEREAS, part of raising additional revenue to balance the state budget was the establishment of the Health Facility Cash Assessment for the County's Certified Home Health Agency and Long Term Health Care Program (another State Mandate); and

WHEREAS, each month the County will be charged 0.35% of monthly cash receipts; and

WHEREAS, the County is mandated to pay \$1,071.00 for its April 2009 Health Facility Cash Assessment charge; now, therefore be it

RESOLVED, the Cayuga County Legislature does hereby authorize the payment of funds for New York State's Health Facility Cash Assessment in the amount of \$1, 094.00 out of account A40124-54059 (CHHA, Professional Services); and, be it further

RESOLVED, that the Cayuga County Legislature does hereby authorize future Health Facility Cash Assessment payments through the County's hand audit so that future payments will be post marked by the 13th of each month as required by the State of New York; and, be it further

RESOLVED, each monthly Health Facility Cash Assessment shall be reported to the County Legislature as part of its monthly audit approval process.

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

Motion by Schuster, 2nd by Lockwood to table, defeated by voice vote.

All in favor, except Lockwood, Schuster and Cuddeback voting no.

RESOLUTION NO. 294-09 (5/26/08) IT mntmcagmntHP Maintenance Resolution2009.doc
AUTHORIZING INFORMATION TECHNOLOGY TO RENEW ANNUAL SERVER MAINTENANCE AGREEMENT AND AUTHORIZING THE CHAIRMAN TO SIGN THE AGREEMENT.

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

WHEREAS, the County maintains several Hewlett Packard servers utilized by all departments and public safety systems; and

WHEREAS, the current manufacturer's annual service agreement which is due to expire allows for manufacturer's technical support and parts replacement for day to day operations and storage of County data; and

WHEREAS, the funds for this maintenance agreement are included in the 2009 Information Technology budget; now therefore, be it

RESOLVED, that the Information Technology Department and the Chairman of the Cayuga County Legislature are authorized sign and renew the maintenance agreements through Hewlett Packard; the total cost for the annual support being \$3,357.36 from A16104 54045; 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, Palermo, Schuster, Sincebaugh, Axton, Murphy, Petrus, all in favor.

RESOLUTION NO. 295-09 (5/26/08) IT UFPO Mark Out Resolution2009.doc
AUTHORIZING THE INFORMATION TECHNOLOGY DIRECTOR, COUNTY MANAGER, OR CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN AGREEMENTS FOR LOCATING SERVICES PER NEW YORK STATE DIG REQUESTS.

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

WHEREAS, the County Information Technology Department maintains underground County fiber between various facilities utilized by all departments and public safety systems; and

WHEREAS, the County IT department receives locating requests from Dig Safely New York when there will be construction, utility repairs, or emergency excavation above or near our County fiber; and

WHEREAS, locating companies the County hires to mark our fiber locations require a signed request and/or disclaimer before they will do an on-site mark-out; now therefore, be it

RESOLVED, that the Information Technology Director, or the Chairman of the Cayuga County Legislature, or the County Manager are authorized sign these documents enabling the locating companies to mark-out our fiber locations on short notice.

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

RESOLUTION NO. 296-09 May 26, 2009

ITworkstations2009-05-26.doc

AUTHORIZING THE INFORMATION TECHNOLOGY DEPARTMENT TO PURCHASE WORKSTATIONS

By: Michael Chapman, Chairman, Government Operations Committee
Frances 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 is included in the 2009 Information Technology budget and the first 25 have already been purchased; therefore be it

RESOLVED, that the Information Technology Department is authorized to purchase the next 34 workstations, and related software on New York State contract in the amount not to exceed \$32,000.00 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, Palermo, Schuster, Sincebaugh, Axton, Murphy, all in favor.

RESOLUTION NO. 297-09 5/26/09

COLcopierbidadv

Authorizing the Clerk of the Legislature to advertise and receive sealed bids for the lease of Copy Machines for various County Departments.

By: Michael Chapman, Chairman, Govt. Operations Committee
Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the lease on the county copy machines is due to expire, and;

WHEREAS, the County believes that it can receive the best pricing by advertising and receiving bids, and now therefore be it;

RESOLVED, that the Clerk of the Legislature is authorized to advertise and receive sealed bids for the lease of copy machines and award the bid to the lowest responsible bidder.

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

RESOLUTION NO. 298-09 05/26/09

ET-increaseSYEslots42209-rev1

AUTHORIZE THE CAYUGA COUNTY EMPLOYMENT & TRAINING DEPARTMENT TO INCREASE THE NUMBER OF JOB SLOTS FOR VARIOUS POSTIONS IN THE SUMMER YOUTH EMPLOYMENT PROGRAM

By: Linda Murphy, Chairperson, Planning & Economic Development Committee
Francis Mitchell, Chairperson, Ways & Means Committee

WHEREAS, Cayuga County Employment & Training Department is expecting additional funds from the American Recovery and Reinvestment Act; and

WHEREAS, funds under the American Recovery and Reinvestment Act are targeted to be spent on the Summer Youth Employment Program; and

WHEREAS, the additional funds will make it necessary to increase the number of work slots over the number of work slots presently allowed for the Summer Youth Employment Program; now therefore be it:

RESOLVED, additional slots in the following job titles for the Summer Youth Employment Program are hereby created in the Employment & Training Department:

Recreational Aide	20 additional slots
Clerical Aide	20 additional slots
Cleaner Aide	20 additional slots
Activity Worker Aide	15 additional slots

and be it further:

RESOLVED, that the Director of Employment & Training be hereby authorized and directed to fill the summer youth employment positions in a manner consistent with the Cayuga County Civil Service Commission's Rules and Regulations and the Policies of the County of Cayuga; and be it further

RESOLVED, that these positions will be abolished when federal and state funds are not available to support these positions.

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

RESOLUTION NO. 299-09 May 26, 2009 PB_ErieHeritage_CDM_Fund_Ext02

Resolution Authorizing the Extension of a Professional Services Contract with Camp, Dresser & McKee Engineers (CDM) for engineering design work associated with the Historic Erie Canal Heritage Project (the Project), in the amount of \$29,831.54, utilizing existing New York State Department of Transportation (NYSDOT) grant funds and New York State Canal Society (NYSCS) funds previously allocated to Cayuga County Capital H Account 07-01 for design work.

BY: Ms. Linda Murphy, Chair, Planning and Economic Development Committee
Mr. Fran Mitchell, Chair, Ways and Means Committee

WHEREAS, the Erie Canal Heritage Project (the "Project") is eligible for funding under Title 23 U.S. Code, as amended (TEA-21 Federal Transportation Funding); and

WHEREAS, the County of Cayuga has expressed its desire to advance the Project by coordinating funding and providing the technical assistance of its Planning Department for the scoping, preliminary design and the majority of the final design work needed to implement the project since 1999; and;

WHEREAS, the County of Cayuga has approved and authorized the County to act as municipal sponsor in the administration, receipt and expenditure of Federal transportation funds for the Project on behalf of the NYS Canal Society via Resolution 353-99 adopted on August 17, 1999; and

WHEREAS, Cayuga County established Capital H Account No. 07-1 for the implementation of final design and construction phases of the Project with adoption of Resolution 97-07 on January 23, 2007; and

WHEREAS, Cayuga County has executed a contract for professional engineering services related to the Project with Camp, Dresser & McKee Engineers (CDM) in the amount of \$1,540,000.00 under the authority of Resolution #159-04 approved by the County Legislature on March 23, 2004; and

WHEREAS, Capital H Account No. 07 has unexpended NYSDOT grant funds and NYSCS funds in the amount of \$31,258.04 that need to be allocated to design work and project management for the Project and the County wishes to amend the CDM engineering contract from the current not-to exceed award of \$1,540,000.00 to a new contract limit of \$1,569,831.54 to allow \$29,831.54 in NYSDOT and NYSCS funds to be paid to CDM, with the balance of \$1,426.50 to be paid to Kent Planning & Environmental Design (KEPD) for project management, all through Capital H Account 07-1 at no cost to Cayuga County; now,

THEREFORE, BE IT RESOLVED, that the Cayuga County Legislature hereby authorizes the Chairman of the Legislature to execute the documents necessary to amend the CDM contract as stated herein, thereby authorizing the additional \$29,831.54 payment for design work to CDM through Capital H Account 07-1; and be it further RESOLVED, that this resolution shall take effect immediately.

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

RESOLUTION NO. 300-09 Date: May 26,2009 WTS ExtendGasTestingAgreementrev

AUTHORIZING THE DIRECTOR OF WEIGHTS AND MEASURES TO CONTINUE TO PURCHASE GAS SAMPLES AND SEND THEM IN FOR OCTANE, CETANE, ETC. TESTING.

By: MR. David Axton, Chairman, Public Works Committee

MR. Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the current 5 year Agreement with the State of New York to purchase gas samples for testing ran out March 31 2009; and

WHEREAS, the original Agreement is being extended to 10 years, to run out March 31, 2014; and

WHEREAS, the agreement amount is for 5% less than the last 5 years, or \$4,186 per year for the next 5 years; and

WHEREAS, there are sufficient monies in Account No. A66100 43789 to pay for the services; now therefore be it RESOLVED, the Director of Weights and Measures are authorized to continue the Agreement with the State of New York for a further 5 years.

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

RESOLUTION NO. 301-09 (5/26/09) P&TbudgetTransferInmates 5 09
AUTHORIZING THE PARKS AND TRAILS DEPARTMENT TO TRANSFER FUNDS FROM ACCOUNT A71104-54226 INMATE DETAIL TO A71101-51002 SALARIES PT AND ALLOWING THE PARK MAINTENANCE SUPERVISOR TO HIRE THREE ADDITIONAL LABORERS AND ONE MAINTENANCE CREW LEADER

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

Whereas, over the last five years the Sheriff's Office has provided the inmate work crew and guards to help keep our parks and trails cleaned, trimmed and maintained; and

Whereas, they have done an excellent job, especially at Emerson Park; and

Whereas, they are having difficulty finding enough inmates who meet the criteria to work on the crew, and

Whereas, the Parks and Trails Department has provided funding to the Sheriff's Office to assist them in covering the cost of the crew and to purchase equipment for the crew; and

Whereas, the Sheriff has informed the Park Maintenance Supervisor that he will try his best to continue the service but he is concerned that he will not be able to do so; and

Whereas, this work cannot be left to chance; and

Whereas, it is anticipated that in order to accomplish this extra work up to four (4) full-time equivalent seasonal positions will be needed, which will include three (3) Laborers and one (1) Maintenance Crew Leader; now, therefore be it

Resolved, that the Cayuga County Treasurer is hereby authorized and directed to transfer the \$12,000 currently in the 2009 Emerson Park Budget Account # A71104-54226 (Inmate Detail) to Emerson Park Budget Account #A71101-51002 (Salaries PT); and be it further

Resolved, that the Park Maintenance Supervisor is hereby authorized to hire up to four (4) 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)

Maintenance Crew Leaders \$8.75/hr.

and be it further

Resolved, that the funding for the above-stated positions shall not exceed the \$12,000.

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

RESOLUTION NO. 302-09 (5/26/09) P&Tpavilion SeasonalHelp 5 09rev
AUTHORIZING THE HIRING OF SEASONAL STAFF TO REPAIR, CAULK AND PAINT THE EMERSON PARK PAVILION

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

Whereas, Resolution 123-09 authorized the hiring of seasonal staff for 2009 Parks and Trails 2009 Season; and

Whereas, Resolutions 289-08, 661-08 and 122-09 authorized the establishment and funding of Capital H 08-2 for repairs and maintenance of the Emerson Park Pavilion in the amount of \$134,000; and

Whereas, approximately \$62,000 of this money was spent to correct a code violation in the building; and

Whereas, the Parks Department and the Parks Commission would like to get the entire exterior (and some interior) of the building repaired, caulked and painted this year; and

Whereas, it is anticipated that in order to accomplish this extra work up to four (4) full-time equivalent seasonal positions will be needed, which will include two (2) Building Maintenance Mechanics and two (2) laborers; now, therefore, be it

Resolved, that the Park Maintenance Supervisor is hereby authorized to hire up to four (4) 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)

Building Maintenance Mechanics \$11.50/hr.

and be it further

Resolved, that the funding for the above-stated positions shall be paid from the Pavilion Capital H #08-2; and be it further

Resolved, that the Pavilion Capital H is only to be charged when the employees are actually working on the Emerson Park Pavilion.

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

RESOLUTION NO. 306-09

5/26/09

SHR-COPS GRANT

AUTHORIZING THE SHERIFF'S OFFICE TO APPLY FOR THE 2009 COPS HIRING RECOVERY PROGRAM (CHRP) GRANT.

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 wishes to apply for a competitive grant from the COPS Hiring Recovery Program (CHRP), funded by the American Recovery and Reinvestment Act of 2009 (Recovery Act); and WHEREAS, this grant if awarded would fund police positions that may be in jeopardy of being cut back as a result of budget cuts and would allow for the continuation of the School Resource Officers in two of our county school districts; and

WHEREAS, one school district has taken the School Resource Officer out of their 2009-2010 budget and the other has budgeted 50% for the School Resource Officer position for the 2009-2010 school year; and

WHEREAS, the grant proposal would fund positions plus benefits, starting on an entry level for 3 years with a commitment by the Cayuga County Sheriff's Office to continue the position for 12 months after the completion of the grant; now therefore be it

RESOLVED, that the Sheriff's Department be allowed to apply for funding under the COPS Hiring Recovery Program (CHRP) Grant.

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

RESOLUTION NO. 307-09

5/26/09

SHR-Nav. Employment

AUTHORIZING THE SHERIFF OF CAYUGA COUNTY TO EMPLOY 2 ADDITIONAL SEASONAL PERSONNEL FOR THE MARINE UNIT.

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

WHEREAS, the Legislature has authorized the Sheriff to employ seasonal personnel to assist in implementation of the Sheriff's Marine Unit as designated in the Marine Unit; and

WHEREAS, Resolution No. 194-09 was passed at the March 24, 2009 Legislative Meeting authorizing the Sheriff to hire and pay up to twenty Seasonal Marine Unit Personnel; and

WHEREAS, it would be beneficial to the Sheriff's Office to add two additional "Police Officers", to supplement the current Peace Officers, who are currently employed with the Sheriff's Marine Unit; and

WHEREAS, employing additional Seasonal "Police Officers" to the Sheriff's Marine Unit would not be of any extra cost as these positions will be funded by the \$55,000.00 designated in the 2009 Sheriff's Navigation Unit Budget Line (Salaries - Part Time) A31111 51002; and

WHEREAS, the State of New York through Parks and Recreation reimburses the County of Cayuga upon application and certification of the Sheriff at the current rate of approximately seventy-five percent; now therefore be it

RESOLVED, that two Deputy Sheriff-Navigation Seasonal positions be hereby created in accordance to budgeted 2009 funds as stated above, and be it further

RESOLVED, that the Sheriff is authorized to hire and pay two additional Seasonal Marine Unit Personnel to be designated as Deputy Sheriff Navigation Seasonal (Police Officers) at the pay rate of \$18.00 per hour; and be it further

RESOLVED, that the Sheriff is authorized to fill these positions in accordance with Civil Service Rules and Regulations and within the policies of the County of Cayuga.

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

**RESOLUTION NO. 308-09 (05-26-2009) EMO-AcceptHazMatHomelandSecurityGrantrev
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR
OF EMERGENCY SERVICES TO ACCEPT A NEW YORK STATE HOMELAND SECURITY
HAZARDOUS MATERIALS GRANT TO PURCHASE THE AHURA SCIENTIFIC FIRST DEFENDER
CHEMICAL DETECTOR AND RECEIVE MANUFACTURERS TRAINING IN THE USE OF THE AHURA
SCIENTIFIC FIRST DEFENDER. ALSO, AUTHORIZING CAYUGA COUNTY TO ENTER INTO A
MEMORANDUM OF AGREEMENT (MOA) WITH THE NON-SUBMITTING MEMBERS OF THE
CENTRAL NEW YORK REGIONAL HAZARDOUS MATERIALS RESPONSE TEAM CONSORTIUM.**

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

WHEREAS, the Cayuga County Hazardous Materials Team applied for and Cayuga County was granted a \$45,000.00 State Homeland Security Hazardous Materials Grant to purchase the Ahura Scientific First Defender Chemical Detector, appropriate warranty and service contract, and to receive manufacturer recommended training in the use of the detector for Hazardous Materials Identification in response to Chemical, Biological, Radiological, Nuclear, and Weapon of Mass Destruction Events (CBRNE/WMD); and,

WHEREAS, the Grant funds are specified by the New York State Office of Homeland Security to procure the Ahura Scientific First Defender Chemical detector device and appropriate warranty, service contract and manufacturers training for first responders to respond to CBRNE / WMD; and

WHEREAS, to receive the funds from this Grant the New York State Office of Homeland Security requires Cayuga County to enter into a Memorandum of Agreement (MOA) with the non-submitting members of the Central New York Regional Hazardous Materials Response Team Consortium; therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept said Grant and to sign any and all documents necessary for acceptance of the Grant; and be it further

RESOLVED, that the Director of Emergency Services enter into a Memorandum of Agreement (MOA) with the non-submitting members of the Central New York Regional Hazardous Materials Response Team Consortium from Chemung County, Cortland County, Schuyler County, Seneca County, and Tompkins County; and be it further

RESOLVED, that the Director of Emergency Services be authorized to enter into contracts with vendors in order to accomplish the goals of this grant without further legislative action; and be it further

RESOLVED, that the Cayuga County Treasurer's Office is hereby authorized and directed to amend the Emergency Management Department's 2009 Budget by creating a revenue line Munis Account No. A36470-44310 and creating expenditure line Munis Account No. A36474-54514; and be it further

RESOLVED, that the Treasurer make the journal and accounting entries necessary to implement the intent of this Resolution.

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

REDUCING THE SALARY OF AN EXPERIENCED ASSISTANT DISTRICT ATTORNEY POSITION IN THE DISTRICT ATTORNEY'S OFFICE AND AUTHORIZING A SALARY ADJUSTMENT OF AN ENTRY-LEVEL ASSISTANT DISTRICT ATTORNEY POSITION TO ACHIEVE EQUITABLE SALARIES IN ORDER TO RETAIN EXPERIENCED PEOPLE IN BOTH POSITIONS

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

WHEREAS, by Resolution No. 198-09, District Attorney Jon E. Budelmann received Legislative approval on March 24, 2009 to fill an Assistant District Attorney vacancy in his office; and

WHEREAS, District Attorney Jon E. Budelmann has located and hired an experienced prosecutor to fill said vacancy; and

WHEREAS, on December 22, 2008, District Attorney Jon E. Budelmann hired an experienced prosecutor to fill another vacant Assistant District Attorney position at an entry level salary; and

WHEREAS, in order to fairly and accurately reflect legal/prosecutorial experience, caseload, job responsibilities, oversight and court assignments and retain a valuable employee, the District Attorney has deemed it necessary to reduce the salary of an experienced Assistant District Attorney position and increase the salary of the "entry-level" Assistant District Attorney position to create equitable and sustainable salary levels; and

WHEREAS, the District Attorney proposes the following adjustments in Part IV of the Cayuga County 2009 Compensation Plan:

DISTRICT ATTORNEY:

Position #003095-SYS (Assistant District Attorney)	\$66,500 decrease (by \$10,650) to \$55,850
Position #004896-SYS (EFPP)	\$5,356 decrease (by \$206) to \$5,150
Position #001795-SYS (Assistant District Attorney)	\$45,200 increase (by \$10,650) to \$55,850
Position #004895-SYS (EFPP)	\$4,944 increase (by \$206) to \$5,150

WHEREAS, the Legislature is desirous about retaining experienced prosecutors and making certain the salaries within the District Attorney's Office accurately reflect legal/prosecutorial experience, caseload, job responsibilities, oversight and court assignments; and

WHEREAS, the proposed allocations do not raise the District Attorney's 2009 budget or county share therein; now therefore, be it

RESOLVED, that the Assistant District Attorney salary adjustments are hereby amended effective beginning of pay period 6/1/09:

MOTION BY LOCKWOOD TO PULL. (PULLED)

(PULLED) RESOLUTION NO. 310-09 5/26/09

SHR- MOU SEACC/CCDSPA Vacation

AUTHORIZING THE COUNTY OF CAYUGA, THE CAYUGA COUNTY SHERIFF'S OFFICE, THE SHERIFF'S EMPLOYEES ASSOCIATION OF CAYUGA COUNTY (SEACC) AND THE CAYUGA COUNTY DEPUTY SHERIFF'S POLICE ASSOCIATION (CCDSPA) TO ENTER INTO MEMORANDUM OF UNDERSTANDINGS TO MODIFY A PORTION OF THE CURRENT CONTRACTS PERTAINING TO THE USAGE OF VACATION TIME.

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

WHEREAS, the County of Cayuga and the Sheriff's Employees Association of Cayuga County, Inc. (SEACC) entered into a Contract for a term beginning January 1, 2007 and terminating December 31, 2011 to promote harmonious labor relations; and

WHEREAS, the County of Cayuga and the Cayuga County Deputy Sheriff's Police Association (CCDSPA) entered into a Contract for a term beginning January 1, 2007 and terminating December 31, 2011 to promote harmonious labor relations; and

WHEREAS, the County of Cayuga, the Cayuga County Sheriff's Office, the members of the SEACC and CCDSPA have expressed their desire to amend the portion of the each contract to allow vacation time to be taken in hourly increments rather than in daily increments as presently stated in both contracts; and

WHEREAS, the Cayuga County Sheriff, the Cayuga County Attorney, the Cayuga County Manager, the Cayuga County Legislative Chairman and Cayuga-Onondaga BOCES Assistant Superintendent for Personnel Relations have discussed the matter and have no objection to amending said portion of both contracts; now therefore be it

RESOLVED, that the Memorandum of Understanding between the County of Cayuga, the Cayuga County Sheriff's Office and the Sheriff's Employees Association of Cayuga County, Inc. (SEACC) is approved and the Chairman of the Cayuga County Legislature and the Sheriff of Cayuga County are hereby authorized and directed to sign said MOU on behalf of the County of Cayuga; and be it further

RESOLVED, that the Memorandum of Understanding between the County of Cayuga, the Cayuga County Sheriff's Office and the Sheriff's Employees Association of Cayuga County (CCDSPA) is approved and the Chairman of the Cayuga County Legislature and the Sheriff of Cayuga County are hereby authorized and directed to sign said MOU on behalf of the County of Cayuga.

MOTION BY LOCKWOOD TO PULL. (PULLED)

MOTION NO. 311-09

JP#8

MOTION BY: Lockwood, 2nd by Cuddeback for Authorization to Fill One (1) Full Time Emergency Services Dispatcher Position at the Cayuga County E-911 Center, all in favor

Legislator Chapman, recommends send a letter of strong language to our State members, regarding resolution no. 293-09, to see if they can delete the fee, not a good way for the State to go.

Legislator Murphy excused at 3:10PM

PRESENTATIONS: Mental Health Renovation Project

1. G.M. Crisalli and Associates, Inc, Syracuse, NY – Gary Crisalli, President and Rocco Paone, Associate, handout attached to original minutes.
2. LeChase Construction, Rochester NY – Lye Corey, Senior Vice President, Executive-in-Charge, handout attached to original minutes.
3. Gray Management Systems, Phoenix, NY – Rob Gray, Manger, handout attached to original minutes.

Motion to adjourn by Axton, 2nd by Lockwood at 4:18PM, all in favor.

Motion by Lockwood, 2nd by Cuddeback to approve minutes of 5-26-09, all in favor.