

**MINUTES**  
**SPECIAL CAYUGA COUNTY LEGISLATIVE MEETING**  
**THURSDAY, SEPTEMBER 10, 2009, 5:30 PM**  
**Chambers, 6<sup>th</sup> Floor, 160 Genesee St.**

**CALL TO ORDER:** Hon. Peter Tortorici, Chairman, AT 5:32PM.

**ROLL CALL:** Mary Jones, Deputy Clerk of the Legislature, all Legislators present except Mills arriving at 5:42PM.

**PLEDGE OF ALLEGIANCE:**

**MOMENT OF PRAYER:**

**RESOLUTIONS:**

**RESOLUTION NO. 483-09      9/10/09                      Blds-Reject Abatement bids of 2 Park AveRev**  
**Authorizing the rejection of all bids for the abatement of 2 Park Avenue for the Mental Health building Project**

**BY:** MR. AXTON, Chairman, Public Works Committee, and  
MR. MITCHELL, Chairman, Ways & Means Committee

**WHEREAS,** 7 firms responded on Demolition of 2 Park Avenue, and are as follows:

ERSI	\$40,000.00
JAG	\$39,900.00
Sunshine Environmental Services	\$41,000.00
Seabird	\$41,780.00
Netrix	\$27,000.00
Op Tech	\$25,965.00

Home Guard Environmental combined their bid with the bid for 146 North St.

And

**WHEREAS,** the City of Auburn condemned the building located at 2 Park Avenue; and

**WHEREAS,** The Public Works Committee reviewed the bids and decided to reject all bids, now therefore let it be

**RESOLVED,** that the Cayuga County Legislature reject all bids for the abatement of 2 Park Avenue Auburn, NY and to implement the intent of this resolution.

**Discussion:** Legislator Schuster why is it rejected?

Mike Pawlenko, Superintendent Blds. & Grounds, 1<sup>st</sup>. bidder no enough paperwork, 2<sup>nd</sup>, to many violations, and 3<sup>rd</sup> to expensive. Now that the building is condemned it will be much cheaper, ½ the cost.

Legislator Cuddeback, why weren't these brought to Public Works?.

Chairman Tortorici, they were pulled before meeting.

Mike Pawlenko, Superintendent Blds. & Grounds, we can have the bids out as soon as Brain Bowers gets the design.

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

**RESOLUTION NO. 484-09 9/10/09**

**Blgs 2 Park Ave controlled demo**

**Authorizing the Clerk of the Cayuga County Legislature to advertise for sealed bids for the controlled Demolition of the 2 Park Avenue structures in Auburn NY with hazardous materials in place**

BY: HON. MR. AXTON, Chairman, Public Works Committee, and  
HON. MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, Resolution No. 186-08 authorized the hiring of an architectural and engineering firm for the purpose of the renovation and construction of new space at 146 North Street, Auburn, New York; and

WHEREAS, the structure has been condemned by the City of Auburn and the structure contains hazardous materials, now therefore let be it

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to solicit for bids for the Controlled Demolition of the 2 Park Avenue structures in Auburn, New York with hazardous materials in place; and let it be further

RESOLVED, that the Chairman of the Cayuga County Legislature award the bid to the most responsible bidder, to implement the intent of this resolution,

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

**OTHER BUSINESS:**

Legislator Axton, re: Tomato Fest. Gary Duckett, Director of Parks & Trails, was approached by a vendor to have helicopter rides, approved by committee pending Fred Westphal, County Attorney looking into. NYMIR recommends 11 million dollars in insurance coverage and list the County.

Legislator Palermo, is this per person or a total of 11million?

Fred Westphal, County Attorney, I haven't been able to get in touch with NYMIR.

Legislator Chapman, we should go with NYMIR's recommendation.

Legislator Petrus, unbelievable, on such short notice, it took months for the fair to get approvals, I don't think it can be done last minute, it's too dangerous.

Legislator Axton, State Fair had a private provider, this is going to be extremely hard for the weekend, if the State Fair didn't have 11 million why do we. For the future, we should see what the State Fair does.

Legislator Fearon, the aggregate, we should see if this involves in the air or on the ground if anything happens.

Chairman Tortorici, the aggregate covers people in the air and on the ground, NYMIR states 11 million and if we do this and something happens, they probably won't cover it. I don't think we're ready.

Legislator Axton, I agree.

Legislator Mills, it will be a disruption to the constituents in the Owasco area, may disrupt Tomato Fest. Do the vendors contribute to Tomato Fest? I hope it will be pulled off the table.

Legislator Mitchell, I can't support.

**Motion by Lockwood, 2<sup>nd</sup> by Mills to table, all in favor.**

**Motion by Axton, 2<sup>nd</sup> by Lockwood to go into executive Session re: Personnel Issue, at 5:46PM, all in favor.**

**Motion by Lockwood, 2<sup>nd</sup> by Palermo to come out of Executive Session at 6:40PM, all in favor**

**Motion by Lockwood, 2<sup>nd</sup> by Palermo to adjourn at 6:41PM, all in favor.**

**Motion by Palermo, 2<sup>nd</sup> by Lockwood to approve minutes of 9-10-09, on 10-27-09, all in favor.**