

**MINUTES
CAYUGA COUNTY LEGISLATURE
OCTOBER 27, 2009, 10:00 AM
STUDENT GOVERNMENT DAY**

WELCOME:

In case of an emergency, please exit to the **front** of the chambers. You will have to take the stairs down to the basement, turn **left** and exit through the rear door. Please note, the elevators will not function. If anyone is unable to use the stairway, I will stay with you in the safe room, located behind the chambers, caucus room #2.

Restrooms are located in the main hallway and handicapped restroom is located behind the chambers.

CALL TO ORDER: Hon. Peter Tortorici, Chairman, at 10:00AM

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

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Betty Hastings Palega, wife of predeceased Legislator Chester Palega, was a county health nurse, a NYSNA arbitrator, supervisor for Cayuga County WIC Program, and Chairman of the Board of Options for Independence.

STUDENTS ASSIGNED TO LEGISLATORS:

<u>Legislator</u>	<u>Student</u>	<u>School</u>
Peter Tortorici Chair, District 10	Dawson Cogar	Auburn
Christopher Palermo, District 1	Alex Blackman	Union Springs
Michael Chapman, District 2	Nina Suarez	Port Byron
David Axton, District 3	Heather Kurtz	Port Byron
Ann Petrus, District 4	Hannah O’Hora	Weedsport
Raymond Lockwood, District 5	Joe Giovannetti	Union Springs
Roger Mills, District 6	James Bennett	Auburn
George Fearon, District 7	Christine Thurston	Union Springs
	Dominick Grecio	Port Byron
Francis Mitchell, District 8	Mateo Diz	Southern Cayuga
Steven Cuddeback, District 9	Tyler Miller	Moravia
Linda Murphy, District 11	Kara Cunningham	Auburn
Patrick Mahunik, District 12	Nicolette Grzasko	Auburn
Daniel Schuster, District 13	Laura Philips	Auburn
	Mitch James	Port Byron
Daniel Sincebaugh, District 14	Valery Smith	Skaneateles
Cynthia Aikman, District 15	Casey Hicks	Auburn
Mary Jones, Clk. Of Legislature	Catherine Cardinal	Tyburn
Fred Westphal Co. Attorney	Amanda Stone	Moravia
	Zach Leja	Port Byron

PROCLAMATIONS: Domestic Violence Awareness Month in Cayuga County October 2009, read by Student Catherine Cardinal, presented by Student Dawson Cogar to Sheriff David Gould.

Winter Weather Awareness Week, October 25 to 31, 2009, read by Student Catherine Cardinal, presented by Student Dawson Cogar to Director of EMO Brian Dahl, his students, James Cutillo, Ashley Edmunds, Katie Tonzi and Jessica Jenkins read the 3 steps to be prepared for an emergency 1. Family emergency Plan, 2, (3) days of emergency supplies, 3. Battery operated radio.

PRESENTATION: Tourism Update, Meg Vanek, gave a power point presentation on Tourism in Cayuga County. Money is spent in Cayuga County on lodging, recreation, dining, retail, transportation , and 2nd homes. People can access places to go in Cayuga by going to tourcayugacounty.com.

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. None

MINUTES: For Approval: 6-23-09 (correction), 8-25-09, 8-29-09, and 9-10-09. Motion by Palermo, (Alex Blackman-Student) 2nd by Lockwood, all in favor.
For Reading: 9-22-09, 10-13-09 and 10-20-09

Discussion on Emergency Resolutions:

Legislator's Lockwood, Cuddeback, and Palermo, we need to look at emergency resolutions.

Tortorici, they need to go to committee.

Fearon, all that say they go to committee, show of hands, all hands raised.

Axton, the buildings emergency resolution came up after the committee meeting, it's up to the County Manager and Chairman Tortorici to look at. Move forward or pull.

Tortorici, ask to pull.

Mills, we have a process and it needs to be followed.

Palermo, why is it an emergency for a computer? Process is being abused, needs to be a real emergency.

Al Kozlowski, director of Real Property, right now people are getting double billed for their taxes, with this computer they can look un-line and see their bill. We need this now or the county's tax bills won't be on-line in January.

Fearon, this needs to be looked at the majority of the Legislator's want these to go to committee.

Petrus, there is always a rush.

Axton, emergency resolutions are nothing new, the system is flawed

EMERGENCY AUTHORIZATION FOR THE DATA PROCESSING DEPARTMENT TO PURCHASE A COMPUTER AND SOFTWARE TO FACILITATE PLACING TAX BILLS ON-LINE

WHEREAS, In 2008-09, the Cayuga County Treasurer's Office successfully obtained grant funding from the NY State Office Of Real Property Services for the study and implementation of a centralized countywide database for property tax collection and enforcement and;

WHEREAS, among the objectives of the grant program was to provide Internet access of property tax bills, and

WHEREAS, the staff of the Cayuga County Treasurer's Office and Office of Real Property Services have been working together to make tax bills available to the public using the county's web-based GIS application, and

WHEREAS, converting existing tax bill files into a format that is accessible on the Internet, together with the task of extracting related data for linking these tax bill files, will require the use of a computer dedicated specifically for that purpose, and special software, and

WHEREAS, the Cayuga County IT Dept. has obtained quotes for the appropriate hardware and software required for this task in the amount of \$ 1,976.10 and the purchase will be made using NYS ORPS grant funds intended for this purpose residing in Acct.# A16802-52000,

NOW THEREFORE BE IT RESOLVED, that an order be placed for a new computer and software and be charged to account # A16802-52000. Signed by Mitchell, Schuster, Tortorici and County manager Nick Mazza.

EMERGENCY AUTHORIZATION FOR HIRING:

Whereas, it has been past practice to have a resolution adopted to fill vacancies for the past several years due to restrictions on hiring adopted by the Legislature; and,

Whereas, departments are still processing resolutions to fill established positions which are in the current adopted budget per past practice; and

Whereas, a procedure needs to be in place to hire on an emergency basis;

Now therefore be it agreed that the undersigned, pursuant to past practice and the County Manager, do hereby authorize on an emergency basis the filling of the following:

Department: Buildings

Title of position: Cleaner

REASON: A Cleaner on the 2nd shift turned in their resignation today effective 10-23-09 to start a new job. I also have a Cleaner going out on medical leave starting 10-26-09 for 6 weeks. This open position will affect the efficient cleaning of the county buildings; I respectfully request to hire one Cleaner to fill the spot opened by the resignation.

Signed by Axton, Schuster, Tortorici, Mitchell, and County manager Nick Mazza.

CCC REPORT: Dr. Daniel Larson: Enrollment update, headcount enrollment is the highest ever in College history. New Trustee and Officers, Trustees, Thomas Ganey and Kirk Bennett, Board Officers, John Camardo, Jeffrey Edwards and Jane Bowen. Dr. Deborah Moeckel has been appointed by Chancellor Nancy Zimpher to serve on the Chancellor's Budget Task Force of the State University of New York. Proposed Cuts in State Aid, we are looking at cuts in aid of \$260 per capita in base aid, \$120 per recipient in TAP funding and a loss of categorical aid. HINI, SUNY has implemented a system-wide daily reporting of influenza-like illnesses. NACCE Conference, the college was a presenter at the 7th annual conference of the National Association of Community Entrepreneurship held in Chicago. University Center Partnerships, we are developing pathways to earn bachelor's and master's degrees on our Auburn campus.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Fearon, there was a article in the paper re: colleting sales tax on Native American Sales. The State is losing 770 million on cigarettes sales, about 170 million would go to towns, villages, county tax payers, we need this money we need to tell Governor Patterson to move forward.

Sincebaugh, do we have a plan if all the employees in the Highway, Nursing Home, etc. come down sick?
Brian Dahl, Director of EMO, we work with the Health Department.

MANAGERS REPORT: Nick Mazza, it's my 3rd week, it's a good county, good organization, budget process is a challenge, but it seems you will meet your goals. I am looking forward to working with you and moving forward. I hope that all the students that are here today will think about going into local government.

CHAIRMAN'S REPORT: Peter Tortorici, Dawson Cogar (Student), I am with the New Visions Legal Program, hands on approach, earn college credits while still in high school. We get to work on real cases and see how the court system works up close.

APPOINTMENTS AND RE-APPOINTMENTS: None

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a certified resolution #167-09 (Opposing Various Proposed Anti-Gun Owner Legislation in New York State) from Brenda Rigby Riehle, Clerk of the Allegany Board of Legislators.
2. Received a letter from Finger Lakes SPCA, thanking Cayuga County employees for their donations.
3. Received a letter from Ron Canestrati, Majority Leader State of New York, and Brian Kolb Majority Leader State of New York, thanking us for sending them a copy of our resolution #514-09 Home Rule Legislation amending Cayuga County Water & Sewer Authority's ability to collect delinquent water and sewer charges through charges on County tax bills.
4. Received a notice from Town of Sennett that they will hold a public Hearing on 10-20-09 at 7:00PM to rezone 131.83 acres from residential to Planned Development District.
5. Received a letter from Larry Migliozzi, New York State Office of Parks, thanking Cayuga County for hosting the Marine Patrol Vessel Operator's Course at Emerson Park.

Motion by Lockwood, 2nd by Palermo to waive reading of communications,

Chapman, there was a letter from the Village of Cato that is not on the communications.

Tortorici, I have taken care of that.

RESOLUTIONS:

RESOLUTION NO. 538-09

10-27-09

AuditOctober 2009.doc

AUTHORIZING THE COUNTY TREASURER TO PAY SEPTEMBER 2009 AUDIT OF CLAIMS

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

WHEREAS, The Legislature did at its regular meeting on October 27, 2009 audit claims against the County of Cayuga in the aggregate sum of \$2,188,348.53, therefore be it

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

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

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

RESOLUTION NO. 539-09

10.27.09

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

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

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

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

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

September 2009

Electric	\$ 0
Telephone:	\$ 20,542.41
Total:	\$ 20,542.41

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

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

RESOLUTION NO. 540-09

10.27.09

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

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

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

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

September 2009

\$384.90

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

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

RESOLUTION NO. 541-09 Date of meeting: October 20, 2009

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 \$154,128.87 for the month of September 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, Lockwood, all in favor.

RESOLUTION NO. 542-09 DATE: 9/22/09 OFA 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 \$11,280.00 covering the period through 8/28/09 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, Aikman, Cuddeback, Mills, Murphy, Schuster, Sincebaugh, Mitchell, Lockwood, all in favor.

RESOLUTION NO. 543-09

10.27.09

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

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

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

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

September 2009	
First Niagara	\$ 23.74
AmExpress	\$ 1,709.08
Sunoco	\$ 0
Walmart	\$ 1,059.80
<u>Exxon</u>	<u>\$ 181.06</u>
Total:	\$ 2,973.68

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

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

RESOLUTION NO. 544-09

10.27.09

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

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

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

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

September 2009	
Copier Leases and Maintenance:	\$ 9,263.06
<u>Postage Leases:</u>	<u>\$ 478.00</u>
Total:	\$ 9,741.06

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

Signed by Mitchell, Axton, Chapman, Lockwood, Mahunik, 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 #07-5 (Tyler Software):

TYLER TECHNOLOGIES, INC.

Inv. No. 154817.....	\$ 2,025.00
Inv. No. 17355.....	\$ 1,400.00
Inv. No. 155386.....	\$ 2,200.00
Inv. No. 17966.....	\$ 500.10
Inv. No. 18246.....	\$ 491.88
Inv. No. 18457.....	\$ 2,000.00

CAYUGA COUNTY TREASURER:

Hildebrant & Padlick (Munis Conference).....	\$ 917.86
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INN AT THE FINGERLAKES:

Inv. No. 4421.....	\$ 210.00
Inv. No. 4200.....	\$ 140.00

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

THE CITIZEN:

Ad No. 403903.....	\$ 26.09
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WAYUGA COMMUNITY NEWSPAPERS, INC.:

Inv. No. 0229444-IN.....	\$ 22.86
Inv. No. 0230043-IN.....	\$ 43.38

COMMUNITY NEWSPAPERS:

Inv. Dated 9/30/09.....	\$ 73.72
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3. Project No. 09-1 (Salt Storage Shed for Highway Dept.):

SECOR BUILDING SOLUTIONS:

Inv. No. 727-3615.....	\$ 50,000.00
Inv. No. 727-3634.....	\$ 45,976.00
Inv. No. 727-3635.....	\$ 1,427.56

And be it further

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

Signed by Mitchell, Axton, Chapman, Lockwood, Mahunik, Petrus, all in favor, except Palermo abstained.

RESOLUTION NO. 546-09 (10/27/09) rpsadoptequalizationratesRev To Adopt Equalization Rates for the Apportionment of the 2010 County Tax Levy

By: Francis Mitchell, Chairman, Ways & Means Committee

Whereas, it is recommended that the following equalization rates, which have been set by the NYS Board of Real Property Services for the City of Auburn and the several Towns, be adopted for the 2010 Cayuga County tax levy.

City of Auburn	90.00	Town of Moravia	60.00
Town of Aurelius	91.00	Town of Niles	67.00
Town of Brutus	99.00	Town of Owasco	80.00
Town of Cato	88.00	Town of Scipio	89.13
Town of Conquest	81.00	Town of Sempronius	26.00
Town of Fleming	38.31	Town of Sennett	100.00
Town of Genoa	100.00	Town of Springport	80.00
Town of Ira	100.00	Town of Sterling	100.00
Town of Ledyard	100.00	Town of Summerhill	100.00
Town of Locke	79.00	Town of Throop	100.00
Town of Mentz	75.00	Town of Venice	100.00
Town of Montezuma	94.00	Town of Victory	100.00

Now, therefore, be it

RESOLVED, that the above equalization rates be fixed, determined, approved and adopted as the percentages on which the assessed value of the real property in the several tax districts of Cayuga County bear to the full value thereof, and that the equalization of the real property for the purpose of appropriating the amount to be levied and raised by taxes for County purposes for the year 2010 be obtained and made on the basis of such percentages.

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

RESOLUTION NO. 547-09

10/27/09

RPSauctionbidderbackout(Rev)

RESOLUTION TO RELIEVE SUCCESSFUL BIDDER OF OBLIGATION TO PURCHASE PROPERTY BID AT CAYUGA COUNTY 2009 TAX SALE AUCTION

By Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, at the 2009 Cayuga County Tax Sale Auction on September 14, 2009 parcel #24, tax map number 233.00-1-34, was auctioned off to the highest bidder, and

WHEREAS, Steve Lang, 1105 Tanglewood Trail, Spring Branch, TX 78070 was the successful bidder with a bid of \$2,400, and

WHEREAS, the successful bidder paid the full purchase amount of \$2,400 which included the buyers premium and administration fees, via personal check, and

WHEREAS, the successful bidder then decided he did not want to purchase said property and placed a stop order on the personal check used to purchase this parcel, and

WHEREAS, the successful bidder has requested to be relieved of his bid, and

WHEREAS, the buyers premium and administration fees total \$800.00

NOW THEREFORE BE IT RESOLVED, that Cayuga County relieve Steve Lang of his bid and his obligation to purchase the aforementioned property upon payment by Steve Lang to Cayuga County of the sum of \$800.00 in full settlement thereof.

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

RESOLUTION NO. 548-09

(10/27/09)

RPSprobatecostsofservice

Prorate Costs of Service Provided to Towns

By: Francis Mitchell, Chairman, Ways & Means Committee

WHEREAS, the County Legislature did by adoption of Local Law No. 1 of 1968, as amended by Local Law No. 3 of the year 1991, initiate a program of Tax Installment Collection; and

WHEREAS, the County of Cayuga does prepare the necessary forms to institute this installment collection service, as well as the machine preparation of new assessment rolls and extension of taxes on a yearly basis, and to cover computer expenses; and

WHEREAS, tabulating expenses in preparing Town and School Assessment Rolls is a Town charge; now therefore be it

RESOLVED that the Office of Real Property Services is hereby authorized to prorate the cost back to the Towns on service performed by the County in the amount of \$57,896.11 (\$34,528.31 to the Office of Real Property Services, and \$23,367.80 to the Treasurers office.) This total is computed on one-third salary of the Supervising RPTS Specialist (\$ 52,944.88), the Sr. GIS/Tax Map Technician (\$50,640.04), and the Sr. Computer Systems Technician (\$70,103.40).

This cost is then prorated back to the towns by the number of parcels per town; and it is

RESOLVED that the Office of Real Property Services is hereby authorized to charge the cost back to the Towns for the annual licensing fee for users of the New York State Real Property System, in the amount of \$21,850. This licensing fee has been established in accordance with Section 190-5.4(B) of the Rules for Real Property Tax Administration.

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

RESOLUTION NO. 549-09 (Oct. 2009)

RPS correctionerrorsOct09Rev

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 2009 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 2009/2010 School Tax Roll shall also be corrected as follows:

Town of Springport : TM# 133.12-1-6. Assessed to Michael Sanzo. Clerical Error. This parcel was assessed as having a house on the parcel when, in fact, there were no buildings. The 2009-10 school tax roll should be corrected to reflect the assessment of for land only. The 2009-10 school bill should be corrected to reflect these changes.

Town of Genoa: TM# 226.00-1-13.1. Assessed to Timothy Fessenden. Real Property Clerical Error. This parcel was assessed at 2,415,300 instead of 2,141,500 due to the assessor's keying error. The 2009-2010 school tax bill should be corrected to include the lower assessment.

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

RESOLUTION NO. 550-09 10/27/09 NH repayhealthins
AUTHORIZATION FOR THE CAYUGA COUNTY TREASURER TO ENTER INTO AN AGREEMENT WITH AN EMPLOYEE FOR REPAYMENT OF HEALTH INSURANCE PREMIUM.

BY: Francis Mitchell, Chairman, Ways and Means Committee
WHEREAS, an error was found in the health insurance premium of an employee; and
WHEREAS, the employee and Treasurer's Office have come to a repayment agreement which is attached; Now be it therefore
RESOLVED, that Cayuga County Treasurer enter into a repayment agreement with the employee for the next 26 pay periods at total of \$322.38 (Three hundred Twenty-two dollars and Thirty-eight cents), whereby the employee agrees to reimburse the County of Cayuga the sum of \$322.38, by having the sum of \$12.40 deducted from the employee's paycheck for 26 pay periods, commencing with October 30, 2009 paycheck.
Signed by Mitchell, Axton, Chapman, Lockwood, Mahunik, Petrus, all in favor.

RESOLUTION NO. 551-09 (October 27, 2009) HD WIC Contract 2009
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Accept WIC Award and Contract with the NYS Department of Health

BY: Ann R. Petrus, Chairman of the Health & Human Service Committee
 Francis Mitchell, Chairman of the Ways & Means Committee
WHEREAS, the NYS Department of Health administers the 100% federally funded WIC program for the State of New York; and
WHEREAS, funding has been made available for the Cayuga County Health Department in an amount up to \$437,093 to continue to run the WIC program for the period October 1, 2009 through September 30, 2010; and
WHEREAS, this funding has already been budgeted in the Health Department's 2009 budget in accounts #A40821 and #A40824; 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 the NYS Department of Health for the time period October 1, 2009 through September 30, 2010 in an amount up to \$437,093 to continue the 100% federally funded WIC program and to accept any additional unallocated funds relative to this Program.
Signed by Petrus, Aikman, Cuddeback, Mills Murphy, Schuster, Sincebaugh Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 552-09 (October 27, 2009) HD Amend Contracts with Sibley & Stafkings
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Amend the Contracts with Sibley Nursing Personnel Service, Inc. and Stafkings to Include Services Relative to H1N1 Public Health Clinics

BY: Ann Petrus, Chairman Health & Human Services Committee
 Francis Mitchell, Chairman Ways & Means Committee
WHEREAS, the Health Department has contracts in place with Sibley Nursing Personnel Services and Stafkings Healthcare Systems to provide services for the CHHA; and
WHEREAS, the Public Health Division of the Health Department is conducting Public Health Clinics for seasonal flu and for H1N1 (Swine Flu) and anticipate the need for additional nursing personnel to accommodate the increase number of vaccinations to be administered due to H1N1; and
WHEREAS, the Department desires to amend the contracts to Sibley and Stafkings to expand the contracts to include contract for services relative to H1N1 Public Health Clinics; and
WHEREAS, H1N1 having been declared a "Public Health Threat" both statewide and nationally, we have received additional funding through the Public Health Preparedness Grant to cover costs related to H1N1; NOW, THEREFORE BE IT
RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to amend the contracts with Sibley Nursing Personnel Services and Stafkings Healthcare Systems as noted above at the same rates quoted in their 2009 contracts:

<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.

and be it further
RESOLVED, that these services be paid from Account #A40254 54000 of the 2009 Health Department Budget.
Signed by Petrus, Aikman, Cuddeback, Mills Murphy, Schuster, Sincebaugh Mitchell, Axton, Chapman, Lockwood, Mahunik, all in favor.

**RESOLUTION NO. 553-09 (October 27, 2009) HD MOMS Program MOU
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Memorandum of Understanding with Multiple Providers of Services for the MOMS Program**

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

WHEREAS, the purpose of the MOMS Program is to assure that all Medicaid-eligible (or potentially eligible) pregnant women receive appropriate program information and have access to health supportive services provided by the County Health Department's MOMS Program; and

WHEREAS, in order to participate in the NYS Medicaid Program's targeted obstetrical program know as MOMS (Medicaid Obstetrical and Maternal Services), participating physicians, certified nurse-midwives and nurse practitioners must have a formal referral agreement with a New York State approved provider of MOMS Health Supportive Services, i.e., Cayuga County Health & Human 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 formal referral agreement with participating physicians, certified nurse-midwives and nurse practitioners to provide necessary health supportive services to all Medicaid-eligible (or potentially eligible) pregnant woman.

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

**RESOLUTION NO. 554-09 (October 27, 2009) HD CSHCN 2009-10
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with the State to Continue the 100% Funded Children With Special Health Care Needs (CSHCN) Program and to Accept Funding.**

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

WHEREAS, as part of the EI/CSHCN Grant, the State of New York made money available to Cayuga County for the purpose of meeting their administrative responsibilities in local oversight and implementation of the Early Intervention Program (a state-mandated program) for the period October 1, 2009 through September 30, 2010 in the amount of \$56,587 which the County accepted at the August Legislature Meeting; and

WHEREAS, the State Health Department has now made available \$19,732 for the Health Department's Children with Special Health Care Needs Program; 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 the State, and accept funding in the amount of \$19,732 for the period of October 1, 2009 through September 30, 2010, for the purpose of continuing in the 100% funded Children with Special Health Care Needs Program; and be it further

RESOLVED, that the County Treasurer be authorized and directed to make the necessary journal and accounting entries in the 2009 Health Department Budget as follows and to accept any additional COLA funds relative to this program:

Increase Appropriation Account A40264 54000.....	\$19,732
Increase Revenue Account A40260 43426.....	\$19,732

and be it also

RESOLVED, that the Director of Health & Human Service be authorized to enter into contracts with other agencies/individuals in order to accomplish the goals of this grant without further legislative action.

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

**RESOLUTION NO. 555-09 (October 27, 2009) HD Amend Health Budget WIC
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, additional funding has been received for the 2008-2009 WIC Program; and

WHEREAS, these funds will be used to 100% reimburse expenditures in the approved WIC State Budget Award; NOW, THEREFORE, BE IT

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

<u>Appropriation Accounts</u>	<u>Increase</u>
A40821 58006 Retiree Health Ins.	\$8,700
A40822 52000 Equipment	\$ 800
A40824 54084 Travel	\$ 485
A40820 43411 State Aid	\$9,985

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, Lockwood, Mahunik, all in favor.

**RESOLUTION NO. 556-09 (October 27, 2009) HS NYSOFA Contract POE 2009-2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract With NYS Office for the Aging and Accept 100% Funding**

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

WHEREAS, the State requires every county to operate a Long Term Care Point of Entry Program and Cayuga County, through its Long Term Care Access Office, has again been approved to operate this "Point of Entry" program for the time period October 1, 2009 through September 30, 2010, and accept funds to meet the program mandates; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with NYS Office for the Aging to operate the Long Term Care Point of Entry Program in Cayuga County and accept funding in the amount of \$64,000 for the period of October 1, 2009 – September 30, 2010, and that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to amend the 2009 Human Services budget in the following manner:

Munis

<u>Org</u>	<u>Object</u>		
A60104	54264	Increase Appropriations	\$64,000
A60100	43650	Increase Revenue	\$64,000

and be it further

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to subcontract for services necessary to implement this program.

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

**RESOLUTION NO. 557-09 (October 27, 2009) HS FFFS Funding 2009
Amending the Human Services 2008 Budget to Accept 100% Federal Funding from the Flexible Fund for Family Services (FFFS)**

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

WHEREAS, the Human Services Division of Health & Human Services has received 100% Federal FFFS funding (Flexible Fund for Family Services) and of this fund \$237,497 will be used to support employment related services for TANF eligible applicants and recipients in order to assist them to stay off of public assistance or enable them to reduce the amount of assistance they are receiving; and

WHEREAS, it is necessary to amend the 2009 Human Services Budget in order to accept this funding; NOW, THEREFORE BE IT

RESOLVED, that the Cayuga County Treasurer be authorized and directed to amend the Human Services Department's 2009 Budget in the following manner, and make the necessary journal and accounting entries to accept the new FFFS funds:

Increase Acct. #A60602 52000.....	\$ 35,000
Increase Acct. #A60604 54000.....	\$202,497
Increase Acct. #A60600 44550.....	\$237,497

and be it further

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services be authorized to enter into any subcontracts that are necessary to implement this grant.

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

**RESOLUTION NO. 558-09 (October 27, 2009) HS Transitional Jobs Program
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with NYS OTDA and Accept Funding for the Transitional Jobs Program**

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

WHEREAS, the Transitional Jobs Program plan, submitted to the NYS Office of Temporary and Disability Assistance (OTDA) by the County's Human Services' TANF division, has been approved in the amount of \$73,988 for the period August 15, 2009 to September 30, 2010; and

WHEREAS, these funds are made available to provide subsidized job placements combined with education and training for TANF-eligible individuals; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services enter into a contract with the NYS OTDA to accept \$73,988 (100% State funding) to administer the Transitional Jobs Program for the period August 15, 2009 – September 30, 2010; and be it further

RESOLVED, that payment for these services be made from accounts #A60100 44611 and #A60104 54266 of the 2009 Human Services Budget.

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

RESOLUTION NO. 559-09 Action 10/27/09 MHincStateAid10.09
AUTHORIZING THE AMENDMENT OF THE YEAR 2009 CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER BUDGET TO REFLECT AN INCREASE IN STATE AID MONIES

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

WHEREAS, the New York State Office of Mental Health and the NYS Office of Alcoholism and Substance Abuse have approved funds to Cayuga County in excess of the budgeted amounts for 2009; and

WHEREAS, said funds will be applied as detailed in this resolution, therefore requiring a budget amendment; and

WHEREAS, the Cayuga County Treasurer's Office will need to amend the year 2009 county budget to reflect this increase in funding; now, therefore, be it

RESOLVED, that the Cayuga County Treasurer's Office be authorized to amend the year 2009 Cayuga County Community Mental Health Center budget in the following manner:

Increase expenditure account A43504 54315 (CHAD) by \$2631.00

Increase revenue account A43500 43492 (CHAD) by \$2631.00

Increase expenditure account A43484 54000 (CONTACT) by \$230.00

Increase revenue account A43480 43504 (CONTACT) by \$230.00

Increase expenditure account A43434 54314 (Cayuga Counseling) by \$208.00

Increase expenditure account A43434 54401 (Cayuga Counseling) by \$1085.00

Increase revenue account A43430 43495 (Cayuga Counseling) by \$1293.00

Increase expenditure account A43464 54317 (Unity House) by \$21,294.00

Increase expenditure account A43464 54320 (Unity House) by \$182.00

Increase expenditure account A43464 54321 (Unity House) by \$179.00

Increase expenditure account A43464 54322 (Unity House) by \$172.00

Increase revenue account A43460 43497 (Unity House) by \$21,827.00; and be it further

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

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

RESOLUTION NO. 560-09 Action 10/27/09 MHFillSSWPT10.09
AUTHORIZE THE FILLING OF A PART-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 is a vacant part-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 06623; and

WHEREAS, this position provides direct patient care to individuals with severe and persistent mental illnesses; and

WHEREAS, the position (06623) 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 Director of Community Mental Health Services be authorized and is hereby directed to fill the position of one part-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, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 561-09 (October 27, 2009)

HD McBee Associates, Inc

Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with McBee Associates, Inc. to Provide Medicare Revenue and Recovery Services

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

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, the Health Department has a desire to work with McBee Associates, Inc., who will verify correct Medicare reimbursement for claims submitted by our agency for episodes beginning 8/01/07 to 9/30/08; and

WHEREAS, with the complexity of Medicare PPS and the recent 2008 changes, most agencies miss 2% to 6% of Medicare reimbursement in claim processing; and

WHEREAS, McBee provided revenue recovery services to more than 2,400 agencies including 16 NYS counties, and more than 99% of them have received financial benefit; and

WHEREAS, this engagement includes a comprehensive review of all paid Medicare claims for correct payment; and

WHEREAS, the fee for this project is a contingency fee of 27.3% of additional cash paid to the agency from claims re-billed as a result of McBee Associates' review of cash recovered; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized and directed to enter into a contract with McBee Associates, Inc. to provide Medicare revenue and recovery services for episodes beginning 8/01/07 through 9/30/08, the fee for which is a contingency fee of 27.3% of additional cash paid to the agency from claims re-billed as a result of McBee Associates' review of cash recovered; and be it further

RESOLVED, that any additional revenue received from Medicare through this initiative will be placed in revenue account #A40120 41601, and 27.3% of the amount received through this initiative will then be put in expenditure account #A40124 54059 to pay McBee Associates for their services; and be it also

RESOLVED, that the 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, Lockwood, Mahunik, all in favor.

RESOLUTION NO. 562-09 (October 27, 2009) HD H1N1 Phase 3 Funding

Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Accept Additional Funding from HRI (Health Research, Inc.) for H1N1 Phase 3

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

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, in September 2009, per Resolution #496-09, the Health Department had been awarded and accepted funding through HRI for the Public Health Preparedness/Response for Bioterrorism Grant; and

WHEREAS, this funding in the amount of \$149,697 serves a twofold purpose; \$82,898 is intended for "Response for Bioterrorism," and \$66,799 is intended for "H1N1 Phase1 and Phase 2;" and

WHEREAS, following the writing of Resolution #496-09, the Health Department was informed that we were being awarded an additional \$163,926 for H1N1 Phase 3; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to accept additional funding (H1N1 Phase 3) in the amount of \$163,926 for the period 8/10/09 through 8/9/10; 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 Revenue Account #A40250 43425.....\$163,926

Increase Appropriation Account #A40254 54000.....\$163,926

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

**RESOLUTION NO. 563-09 (October 27, 2009) HS Green Jobs Corps Program
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a
Contract with NYS OTDA, Accept Funding for the Green Jobs Corps Program and Contract with
Cayuga/Seneca Community Action Agency to Assist in Implementing the Program**

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

WHEREAS, the Green Jobs Corps Program Plan, submitted to the NYS Office of Temporary and Disability Assistance (OTDA) by the County's Human Services' TANF division, has been approved in the amount of \$79,185 for the period October 1, 2009 to September 30, 2010; and

WHEREAS, these funds are made available to provide subsidized employment linking low or no income individuals, particularly those facing significant barriers to employment, to job skills training, basic education, GED preparation, job placement, job retention and career advancement opportunities in entry level, high growth "green" jobs; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services enter into a contract with the NYS OTDA to accept \$79,185 (100% State funding) to administer the Green Jobs Corps Program for the period October 1, 2009 – September 30, 2010; and be it further

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services enter into a contract with Cayuga/Seneca Community Action Agency to assist in implementing this program; and be it also

RESOLVED, that in order to implement this program, the County Treasurer be authorized and directed to make the necessary journal and accounting entries and amend the Human Services Budget in the following manner:

Increase Expenditure Account #A60104 54266.....\$79,185

Increase Revenue Account #A60100 44611.....\$79,185

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

**RESOLUTION NO. 564-09 (October 27, 2009) HD Fill Temp P.T. Driver
Authorizing the Director of Health & Human Services to Fill a Temporary Part-Time Driver Position Due to
Unpaid Leave of Absence**

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

WHEREAS, there will be a temporary part-time driver vacancy in the Early Intervention/Children with Special Health Care Needs (EI/CSHCN) division of the Health Department due to an unpaid leave of absence commencing on September 9, 2009; and

WHEREAS, this position is necessary to transport eligible children being served in the 3-5 program and pre-school programs who need special arrangements not part of the current transportation bid; and

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

RESOLVED, that the Director of Health & Human Services be authorized to fill the Temporary Part-Time Driver vacancy in the EI/CSHCN division of the Health Department 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, Axton, Chapman, Lockwood, Mahunik, all in favor.

**RESOLUTION NO. 565-09 (September 22, 2009) HS Employment & Training 2009-2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into
Contracts with Cayuga County Employment & Training Department for Provision of Services**

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 need to provide employment and training services to public assistance recipients to meet the obligations of the Work Requirement Program; and

WHEREAS, Human Services also has need of a Job Search Program for non-public assistance and Safety Net Food Stamp recipients; and

WHEREAS, our Human Services Division has successfully contracted with Cayuga County Employment and Training Department in the past for provision of 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 Cayuga County Employment and Training to provide employment and training services to public assistance recipients for a period 10/1/09 to 9/30/10 at a cost of \$90,000; and be it further

RESOLVED, that the charges for these services be paid out of account #6010.400, line item # .0189 of the 2009 Human Services Budget; and be it also

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Cayuga County Employment and Training to provide a job search program for non-public assistance recipients and Safety Net Food Stamp recipients for the period 10/1/09 to 9/30/10 at a cost of \$18,000; and be it also

RESOLVED, that the charges for these services be paid out of account #6010.400, line item # .0188 of the 2009 Human Services Budget.

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

**RESOLUTION NO. 566-09 (October 27, 2009) HS Create Caseworker Abolish Sr. Audit Clerk
Authorizing the County Legislature to Create a Grade 17 Caseworker Position in the Child Protective Unit of
Human Services; Abolish a Grade 8 Sr. Audit Clerk Position in Human Services; and Authorizing the Director
of Health & Human Services to Fill the Newly Created Caseworker Position**

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

Francis Mitchell, Chairman of the Ways & Means Committee

WHEREAS, The Department has been closely monitoring the number of reports coming in from the State Central Registry, and the numbers of CPS reports needing investigation have increased each month; and

WHEREAS, there are very specific time lines to meet regarding safety assessments and case determination; and

WHEREAS, the Agency based on the evaluation of our local data, has also seen evidence that we have a high number of repeat reports; and

WHEREAS, even though we are planning on moving forward with a new initiative Family Assessment and Response (FAR) as a way of impacting these numbers, the number of CPS reports still warrant an additional CPS caseworker to manage the current workload. Having the manpower to do the CPS work in every district has taken top priority; NOW, THEREFORE, BE IT

RESOLVED, that in order to accomplish our goals, the Cayuga County Legislature create a Caseworker position (Grade 17) in the Child Protective Unit of Human Services and that the Director of Health & Human Services be authorized and directed to fill the newly created Caseworker position and any fill behinds in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it further

RESOLVED, that upon creation of the Caseworker position, the Sr. Audit Clerk position #2280, hereby be abolished.

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

**RESOLUTION 567-09 (October 27, 2009) HD Hannibal Central School District (Revised)
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into an
MOU with Hannibal Central School District for Transportation of a Wheelchair-Bound Special Ed. Child
(Revision of September 22, 2009 Resolution #507-09)**

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

WHEREAS, the Health Department is responsible under SED 4410 to insure that children are transported to their authorized special education placement and to provide payment for such transportation; and
WHEREAS, the Department is responsible for the transportation of a four year old wheelchair-bound child attending a tuition-based integrated special education classroom at the Hannibal Central School District; and
WHEREAS, the School District is outside of the Birnie Bus routes, therefore, transportation of this child had to be negotiated separately; and
WHEREAS, the School District currently owns and operates transportation vehicles including wheelchair-accessible buses and the "School District Committee for Pre-School Special Education" has authorized transportation for this child; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services enter into an MOU with Hannibal Central School District for transportation of one wheelchair-bound pre-schooler with a disability during the 2009-2010 school year at a rate of \$62 per round trip (round trip includes transporting child from home to elementary school and back to home each day that school is in session.)

These charges will be paid from account #A40454 54306 of the Health Department Budget.

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

**RESOLUTION NO. 568-09 October 27, 2009 HD Melfi Contract (Revision)
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a
Service Contract with Kelly Melfi, OTR to Provide Occupational Therapy Services (Revision of February 26,
2008 Resolution #107.08)**

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) a need to provide occupational therapy services; and

WHEREAS, the Department at this time relies solely on independent contracts for their 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 Kelly Melfi to provide the needed services for the period of February 1, 2008 through January 31, 2010 at the following rates:

Occupational Therapy:

Initial Visit.....\$63.17
Repeat Visit.....\$57.75
Orient, Training, Inservice.....\$20.00/hr.

And be it further

RESOLVED, that the charges for these services be paid out of account #4012.400, line item # .220 of the Health Department Budget.

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

**RESOLUTION NO. 569-09 (10-27-09) Recording Clerk PT
AUTHORIZES CAYUGA COUNTY CLERK TO TEMPORARILY REPLACE RECORDING CLERK**

BY: MR. MICHAEL CHAPMAN, Government Operations Committee
MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, the part time Recording Clerk that reconciles and prepares mortgage tax reports will be on a leave of absence for 8-10 weeks beginning September 28 2009; and

WHEREAS, this position provides essential services to the County Clerks Recording office; and

WHEREAS, the County Clerk will need to fill the position while the current Recording Clerk is on leave of absence so that the reconciliation of tax and mortgage tax reports are prepared and submitted in a timely manner; and

WHEREAS, the funding for the Part Time Recording Clerk (Position 1825) has been appropriated in the 2009 County Clerk's salary account; NOW BE IT THEREFORE

RESOLVED, that Cayuga County Clerk Susan Dwyer be hereby authorized to temporarily fill the position of Part Time Recording Clerk; and be it further

RESOLVED, that the position be paid in accordance to the Cayuga County Compensation Plan, Part II for Non-Bargaining Employees, for the title of Part Time Recording Clerk; and be it further

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

Signed by Chapman, Palermo, Mitchell, Fearon, Mills, Schuster, Sincebaugh, Axton, Lockwood, all in favor.

RESOLUTION NO. 570-09 10/27/09 COLstudentgovtsunset09
Authorizing the County Treasurer to Pay the Sunset Restaurant for Student Government Day Lunches.

By: Michael Chapman, Chairperson Government Operations

WHEREAS, The Cayuga County Legislature will hold the annual Student Government Day on Tuesday October 27, 2008; and

WHEREAS, selected students attending Cayuga County High Schools will attend and observe the County Legislature and County Departments in operation; and

WHEREAS, funds have been appropriated in the adopted 2009 County Budget to pay for the lunches of the students and the School Chaperones attending Student Government Day; and

WHEREAS, the Sunset Restaurant requires payment at the conclusion of the luncheon on Student Government Day; and

WHEREAS, the members of the Legislature, Department Heads and other members of the public attending the Student Government Day Luncheon will pay for their own luncheon and said funds collected will be deposited in the Cayuga County Treasurer's Office; now therefore be it

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to pay the Sunset Restaurant for the Student Government Day Luncheon upon submission of an invoice certified by the Clerk of the Legislature and the Chairman of the Legislature out of account A10104-54071; and be it further

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

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

RESOLUTION NO. 571-09 (10/27/09) COLnamingcoprop
NAMING OF COUNTY PROPERTIES

BY: Hon. Michael Chapman, Chairman Government Operations Committee

Hon. Francis Mitchell, Chairman Ways and Means Committee

WHEREAS, the County Legislature desires to adopt a policy and a procedure for naming property owned by the County; and

WHEREAS, the County Legislature has reviewed said policy and procedures; now therefore be it

RESOLVED, that the County Legislature does hereby adopt the policy and procedure for the naming of County properties; and it is further

RESOLVED, that this resolution take effect immediately.

Signed Chapman, Mahunik, Mitchell, Palermo, Schuster, Sincebaugh, Axton, Lockwood, all in favor.

RESOLUTION NO. 572-09 (10/27/09) COLpol&procedrev1
AMENDING AND UPDATING EXISTING COUNTY POLICIES AND PROCEDURES

BY: Hon. Michael Chapman, Chairman Government Operations

WHEREAS, the County Legislature has adopted numerous policies and procedures for conducting County business and others which are mandated by Federal and State governments; and

WHEREAS, some of these policies and procedures have not been reviewed for a considerable amount of time; and

WHEREAS, Attorney Matt Fletcher has reviewed the policies and has confirmed that there are several which are ready for adoption by this committee; now, therefore be it

RESOLVED, the County Legislature does hereby adopt the following list of revised policies and procedures as follows:

POLICY/PROCEDURE	SUPERCEDES POLICY OF
1. Access to Personal Records	12/10/01
3. Bomb Threat Protocol for County Office Building	
4. Employee Right to Know	
5-5 Health and Dental Insurance benefits for Part Time Employees	
8. Equipment (Cell Phone) Policy	6/27/06
11. Conduct on County Property	3/25/03
17. Attendance at Meetings for County Department Heads	
18 -1 through 18-5. Building Temperature and Related Policies	
21. Transfer of Funds within Departments' Contractual Accounts	

and, be, it further

RESOLVED, that the adopted policies be available on the County's website; and be it further

RESOLVED, that this resolution will take effect immediately upon adoption.

Signed by Chapman, Palermo, Mahunik, Mitchell, Sincebaugh, all in favor.

RESOLUTION NO. 573-09 (10-27-09)

CClicreissuancepro

RESOLUTION IN OPPOSITION TO THE 2010 PROPOSED LICENSE PLATE REISSUANCE PROJECT

BY: MR. MICHAEL CHAPMAN, Chairperson, Government Operations Committee

MR. FRANCIS MITCHELL, Chairperson, Ways and Means Committee

WHEREAS, Governor Patterson, through the New York State Budget has outlined a new license plate reissuance project to commence on April 1, 2010; and

WHEREAS, New York State is in our 8th year of the existing plate reissuance project; and the prior plate reissuance project commenced in 1986 and lasted 15 years; and

WHEREAS, the Cayuga County Legislature is opposing this new reissuance project due to the cost factor; \$25 for a new plate and an additional \$20 if you desire to keep your present plate number; and

WHEREAS, with recent increases in Motor Vehicle fees, the Cayuga County Legislature fears that much of our motoring constituents will find the new license plate reissuance fees a burden in these present economic times and that most of the burden will be on upstate residents who are dependent on their cars in order to get to work ; be it further

RESOLVED, that the Cayuga County Legislature opposes the new plate reissuance project scheduled to take effect on April 1, 2010 and be it further

RESOLVED, that the Cayuga County Legislature will send this resolution to our state representatives to request their support of our opposition.

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

RESOLUTION NO. 574-09 October 27, 2009

PB_designateCCCVB_asTPA_2010_rev1

DESIGNATE THE CCCVB AS THE CAYUGA COUNTY TOURIST PROMOTION AGENCY (“CCTPA”) FOR THE “I LOVE NY” MATCHING GRANT FUNDING FOR THE 2010 PROGRAM YEAR AND DESIGNATING THE PROGRAM DIRECTOR

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

WHEREAS, the Cayuga County Convention and Visitors Bureau (“CCCVB”) is the not-for-profit corporation designated by the Cayuga County Legislature to develop and implement a comprehensive tourism promotion and marketing program for the County ;and

WHEREAS, an agency must be designated by resolution of the Cayuga County Legislature as the “Cayuga County Tourism Promotion Agency” or “CCTPA” for the specific purpose of making application to and receiving grants from the New York State Tourism Matching Funds Program, under the annual program which begins January 1st of each calendar year and through which the State appropriates funds for cooperative tourism promotion; and

WHEREAS, Cayuga County receives funds from an occupancy tax which are the source of the local tourism funds required to match the State Tourism Matching Funds; Now, therefore, be it

RESOLVED, by the Cayuga County Legislature, that the Cayuga County Convention and Visitors Bureau is hereby designated as the Cayuga County Tourism Promotion Agency (“CCTPA”) and is authorized to make application to receive grants on behalf of Cayuga County pursuant to the New York State Tourism Promotion Act; and be it further RESOLVED, that Meg Vanek, Executive Director of the Cayuga County Convention and Visitors Bureau is hereby designated as the Program Project Director.

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

RESOLUTION NO. 575-09 October 27, 2009

PLPB_ElectricalServicesCountyFacilitiesrev

Authorizing Cayuga County Public Utility Service Agency to aggregate the electrical services of County facilities located on county property at 7413 County House Road including Cayuga County Public Safety Building, Cayuga County Nursing Home, Cayuga County Soil and Water Conservation District Office Building and Maintenance Buildings.

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

WHEREAS, the facilities located on the county property located at 7413 County House Road are served through four independent electrical service lines that are billed under different electric rate schedules and

WHEREAS, the county would have a cost effective system when these services are aggregated into one single service, metered through one single electric meter and billed under one single electric rate schedule; and

WHEREAS, Cayuga County Soil and Water Conservation District ("District") is constructing a digester and bioenergy plant to produce renewable electricity which could be used to service these buildings; and

WHEREAS, the District's digester/bioenergy plant project and aggregation of electrical services interconnecting with that project have already been the subject of a review pursuant to the State Environmental Quality Review Act, resulting in the issuance of a Negative Declaration (incorporated herein by reference) that no significant adverse environmental impacts would occur from these actions; and

WHEREAS, the District has developed preliminary engineering plans for the aggregation of the electrical service to the said facilities, the interconnection of the digester bioenergy system with the aggregated electric service and the interconnection of integrated system the electric utility distribution system on County House Road; and

WHEREAS, the aggregation of electrical services and interconnection of the digester and bioenergy systems with the utility grid will require direct negotiations with the local electric utility, New York State Electric and Gas Corporation; and

WHEREAS, such negotiations with the said electric utility would require a single point of contact for filing of utility requests, coordinating communications with the utility and the County departments in charge of procurement of energy and managing the required activities to complete this work; now therefore be it

RESOLVED, that the Cayuga County Public Utility Service Agency is hereby authorized and directed by Cayuga County Legislature to directly negotiate with New York State Electric and Gas, and to manage, and coordinate the required activities to complete the aggregation of the electrical services for the said county facilities.

Signed by Murphy, Mahunik, Petrus, Schuster, all in favor.

Axton, re: resolution PW-1 Holiday Light Show, it was pulled because there were too many questions we will move forward in 2010.

Mills, I would like to commend everyone who worked to resolve issues and look forward to next year, Fearon agrees.

Tortorici, we just needed more time to make it happen.

RESOLUTION NO. 576-09 10/27/09

BldsMHchangeordersRev

Change order procedure for the Behavioral Health Project.

BY: MR. AXTON, Chairman, Public Works Committee, and

MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, the Mental Health Building is being renovated and Capital H #08-01 fund has been set up for this project; and

WHEREAS, there will be a need to efficiently execute change orders to keep the project moving; therefore let it be

RESOLVED, that any change order \$5,000.00 or less will be approved by the Construction Manager, County Manager and Superintendent of Buildings and Grounds and be communicated to the Legislature by e-mail; let it be further

RESOLVED, that any change order \$5,000.01 and over will submitted by the Construction Manager and Superintendent of Buildings and Grounds to be approved by the Public Works Chairperson, Ways and Means

Chairperson, Legislative Chairperson, Minority Leader and the County manager, and be communicated to the Legislature by e-mail, let it be further

RESOLVED, That an e-mail conformation may be used until an approver signs the approved form, let it be further

RESOLVED, That the attached forms will be use to implement the intent of this resolution

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

RESOLUTION NO. 577-09 10/27/09

Bldstestmaterials

Authorizing the Clerk of the Cayuga County Legislature to advertise for bids for the testing of construction materials during the Behavioral Health building project

BY: MR. AXTON, Chairman, Public Works Committee, and

MR. MITCHELL, Chairman, Ways & Means Committee.

WHEREAS, there will be many instances during the Behavioral Health building project where testing of the construction materials will be required; and

WHEREAS, the County does not have a laboratory to provide this testing; now therefore be it

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to advertise for bids for the testing of construction materials for the Behavioral Health building project

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

RESOLUTION NO. 578-09 10/27/09

Blds 911HVACmod

Authorizing the Chairman of the Cayuga County Legislature to contract with C&S Companies for the design modification to the Cayuga County 911 Centers HVAC System

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

WHEREAS, Cayuga County has been working correcting the life safety issues within the County and WHEREAS, it has been found that there is no fresh air intake for the 911 HVAC system; therefore let it be RESOLVED, that the funds for the engineering service to modify the system to become code compliant will come from the County's contingent account number A-1016 and transfer to 911 account A30204 54012 (building maintenance) in the amount of \$6,800.00 for the design of the HVAC system and the testing for hazardous materials in the roofing materials; and be it further

RESOLVED, that the Cayuga County Chairman be authorized to enter into an agreement with C&S Companies at a cost not to exceed \$6,200.00 for engineering services; and be it further

RESOLVED, that the roofing materials of the 911 center be tested by AECC our Compliance firm for hazardous materials so a roof top unit may be installed at a cost not to exceed \$600.00 ; and be it further

RESOLVED, that the 911 Administrator be authorized to submit the proper forms for payment to implement the intent of this resolution; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds oversee this project to implement the intent of this resolution; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute any documents required to implement this resolution; and be it further

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

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

RESOLUTION NO. 579-09 10/27/09

BldsTransfundsChiller

Authorizing the Treasurer to transfer funds in the Buildings and Grounds accounts for Chiller overhaul

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

WHEREAS, the County Office Building Chiller is in need of an overhaul; and

WHEREAS, this overhaul was to be budgeted for the 2010 year budget, and

WHEREAS, there are sufficient funds in the Buildings and Grounds budgets to have this overhaul done this year; therefore let it be

RESOLVED, that the funds for the Chiller overhaul in the amount of \$10,000.00 from account number A16214 54012 (Courthouse Maintenance) and \$10,000.00 from account number A16234 54012 (HPO Maintenance) to be transferred to Buildings and Grounds account A16204 54001 (Office Building AC); let it be further

RESOLVED, that the Superintendent of Buildings and Grounds be authorized to submit the proper forms for payment to Mc Quay who has the contract for the maintenance of the chiller after the work is complete, to implement the intent of this resolution; let it be further

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

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

RESOLUTION NO. 580-09 October 27, 2009

hwytransferautopaint

Amending of 2009 Cayuga County Highway Budget for Auto Painting

BY: Dave Axton, Chairman, Public Works Committee

Francis Mitchell, Chairman, Ways and Means Committee

WHEREAS, in the 2009 Highway Budget a total of \$8,000 was budgeted for Auto Painting and,

WHEREAS, it is necessary to amend the 2009 Highway Budget to more accurately reflect the increased cost of auto painting; 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>			
DM51304 54110 - Tires \$4000	\$36,000	\$32,000	
DM51304 54196 – Auto Paint	\$8000	\$12,000	\$4000

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, Mitchell, Palermo, Sincebaugh, Chapman, Mahunik, Petrus, all in favor.

RESOLUTION NO. 581-09

Date: October 27, 2009

hwyNHpavelotaccptrev

AUTHORIZATION TO MODIFY 2009 HIGHWAY BUDGET

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

WHEREAS, on August 25, 2009 Resolution #456-09 was adopted permitting the paving of the Cayuga County Nursing Home parking lot for \$35,000; and

WHEREAS, the County Highway Dept has provided consultation, coordination among contractors and technical assistance with the paving of the Cayuga County Nursing Home parking lot; and

WHEREAS, the County Highway Department will pay the contractors from the current 2009 Highway Budget and will be reimbursed by the Nursing Home; and

WHEREAS, the County has continued need for paving of Highways in the year 2009; now, therefore, be it RESOLVED, that the Chairman of the Legislature and the Highway Superintendent are hereby authorized to accept reimbursement from the Nursing Home and that Revenue Account D50100 42770 be increased in the amount of \$35,000; and be it further

RESOLVED, that Paving Account D51134 54099 be increased in the amount of \$35,000; and be it further

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

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

RESOLUTION NO. 582-09

October 27, 2009

Hwybudtranseqiprent09

Authorization to Amend the 2009 Cayuga County Highway Budget

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

WHEREAS, after the submission of the 2009 Cayuga County Highway Budget, it appears that the usage of Highway equipment has been different than originally predicted; and

WHEREAS, the funds to pay for these expenditures were originally budgeted in several other Highway accounts; and

WHEREAS, it is necessary to amend the 2009 Highway Budget to more accurately reflect the usage of equipment; 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>Increase</u>	<u>Decrease</u>
D51104 54093 Maintenance of Roads and Bridges	\$325,000	
D51484 54093 Other Agencies		\$ 10,000
D51134 54093 Capital Improvements		\$315,000
DM51300 42801 Capital Highway Interfund		\$135,000
DM51300 42802 Highway Road Interfund	\$135,000	

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, Mitchell, Palermo, Sincebaugh, Chapman, Mahunik, Petrus, all in favor.

RESOLUTION NO. 583-09

Date: October 27, 2009 HWYshrpstnabandonrd

AUTHORIZING THE ABANDONMENT AND/OR DISCONTINUANCE OF "SHARPSTEIN RD EXT"

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

WHEREAS, "Sharpstein Rd Ext" Road, as discontinued by the State of New York in 1961 by official order #692; and

WHEREAS, This portion of the State highway No. 1566 located in the Town of Genoa, Cayuga County more specifically describes as from centerline station 175+72 to centerline station 181+55, a total distance of substituted portion of 583 feet, all in the Town of Genoa, County of Cayuga as shown on abandonment map dated November 14,

1961 and filed in the New York State Department of Public Works; and

WHEREAS, This section of road is currently not listed on the county map, or county highway inventory list; and

WHEREAS, under Highway Law §118a, sections of old road that are of no further use to the county for highway purposes may be discontinued or abandoned to the abutting property owners; therefore be it

RESOLVED, that the above described portion of "Sharpstein Rd Ext" be discontinued as a county highway; and be it further

RESOLVED, that the Chairman of the Legislature is authorized to execute quit claim deeds of the land so abandoned to the abutting property owners.

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

**RESOLUTION NO. 584-09 10/27/09 Bldgs Change Order fund Behavioral Health Project
Setting up a Change Order fund for the Behavioral Health Project.**

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, with any project there are change orders; and

WHEREAS, a change order fund should be set up to take care of any change orders; now therefore let be it

RESOLVED, that the Cayuga County Legislature set up a change order fund for the Behavioral Health Project not to exceed \$250,000.00

And let it be 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, Murphy, Mills, Mitchell, Palermo, Sincebaugh, Chapman, Mahunik, Petrus, all in favor.

**RESOLUTION NO. 585-09 10/27/09 Bldgs Awarding Electrical Behavioral Health Project
Awarding the Electrical Contractor bid for the Behavioral Health Project.**

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, Bids have been received for the Electrical Contractor portion of the building project; and

WHEREAS, East Coast Electric is the lowest responsible bidder with the amount of \$792,700.00; now therefore let be it

RESOLVED, that the Cayuga County Legislature to award the Electrical Contractor bid to East Coast Electric at a cost not to exceed \$792,700.00

And let it be further

RESOLVED, that the Chairman of the Cayuga County Legislature sign all contracts, to implement the intent of this resolution, And let it be 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, Murphy, Mills, Mitchell, Palermo, Sincebaugh, Chapman, Mahunik, Petrus, all in favor.

**RESOLUTION NO. 586-09 10.27.09 911SoftwareHyperReachRev1
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO RENEW A THREE YEAR
CONTRACT WITH SAM ASHER COMPUTING SERVICES, INC TO PROVIDE HYPER REACH
SERVICES (REVERSE 911).**

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

WHEREAS, the Cayuga County 911 Center utilizes the Hyper-Reach notifications system to instantly send voice messages to any number of participants in emergency situations or when there is an immediate need to disseminate information to groups of citizens in Cayuga County; and

WHEREAS, Sam Asher Computing Services, Inc is able to supply, install and monitor these services; and

WHEREAS, pricing of a three (3) year contract is \$43,500, equivalent to \$14,500 annually, to include the Hyper Reach Mapping Tool; 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 Sam Asher Computing Services for the amount of \$43,500 for the period of January 1, 2010 through December 31, 2012 ; 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, Palermo, Mitchell, Murphy, Petrus, all in favor.

RESOLUTION NO. 587-09

5/26/09

SHR-LETPP grant

AUTHORIZING THE TREASURER'S DEPARTMENT TO AMEND THE 2009 SHERIFF'S BUDGET TO ACCEPT THE 2008 LETPP (LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM) FROM THE OFFICE OF HOMELAND SECURITY.

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 applied for and was approved for a \$42,500.00 grant from the Office of Homeland Security to purchase equipment for the Sheriff's Office; and

WHEREAS, all equipment has been approved through the grant which is 100% funded by the Department of Homeland Security; now therefore be it

RESOLVED, that the Chairman of the Legislature be authorized to sign the necessary documentation to accept the LETPP Grant; and further be it

RESOLVED, that the 2009 Cayuga County Sheriff's Law Enforcement Operating Budget be amended to allow the following changes: An increase in the Revenue Line A31100 44325 Sheriff DCJS (LETPP) by \$42,500.00, which means an increase in the Expenditure Account A31102 52000 of \$42,500.00; and be it further

RESOLVED, that the Sheriff's Office be allowed to purchase equipment and enter into any contracts necessary to effect this grant; and be it

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

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

RESOLUTION NO. 588-09

Date: 10/27/09

SHR – Backfill Lt/Sgt Positions

AUTHORIZE THE SHERIFF TO BACKFILL ONE SHERIFF CUSTODY LIEUTENANT POSITION AND ONE SHERIFF CUSTODY SERGEANT POSITION 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, an analysis of the Cayuga County Sheriff's Office was recently conducted that concluded a reorganization of the staffing within the Custody Division would financially benefit the Department; and

WHEREAS, Resolution No. 533-09 authorized said reorganization of the Custody Division, allowing for the creation of 10 positions and the abolishment of 11 positions; and

WHEREAS, due to said reorganization, vacancies will exist for one Sheriff Custody Lieutenant Position and one Sheriff Custody Sergeant Position; and

WHEREAS, after said reorganization, it will be mandated by the New York State Commission of Correction that the Cayuga County Sheriff's Department Custody Division maintain 94 full time Sheriff Custody 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, it will be necessary to backfill these vacant positions from the civil service eligibility lists; and

WHEREAS, these positions are designated in the 2010 Cayuga County Sheriff's Custody Salaries Operating Budget A31501 51001; now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to backfill one Sheriff Custody Lieutenant Position and one Sheriff Custody Sergeant Position, effective 1/1/10; and be it further

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

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

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

Motion by Palermo (Alex Blackman, student) to adjourn at 11:47, all in favor.

Motion by Palermo, 2nd by Schuster to approve minutes of 10/27/09, on 12-15-09, all in favor.