

**MINUTES
CAYUGA COUNTY LEGISLATURE
JANUARY 26, 2010, 6:00 PM (Time Change)**

WELCOME: In case of an emergency, please exit to the rear of the chambers. You will have to take the stairs down to the basement, turn right 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 6:00pm

ROLL CALL: Mary Jones, Clerk of the Legislature, all Legislator's present.

Chairman Tortorici, welcomed Class of 2010 Leadership Cayuga.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PUBLIC HEARINGS: 6:00PM: To Adopt Local Law No. 1 for the Year 2010, Providing for a Salary Increase for the Cayuga County District Attorney During his Term.

To Adopt Local Law No. 2 for the Year 2010, A Local Law Repealing Local Law No. 1 of 2006 and Establishing the Office of County Administrator for Cayuga County.

Public Hearings opened at 6:05PM, closed at 7:06PM.

PRESENTATION: Toski, Schaefer and Co., P.C., Auditing Services, gave an overview of the auditing services, reported any problems, and County's responsibilities. Handout attached to original minutes.

PROCLAMATION'S: Reverend Dr. Martin Luther King, Jr. Millennium Luncheon

January 12th, 2010, as Dale Post Day in Cayuga County, Hall of Fame Inductee

Cayuga County Salutes Thomas J. Klaben, Jr.

Proclamations read by Mary Jones, Clerk of the Legislature.

REPORTS OF DEATH: Michael Lepak, was one of the longest-serving County Legislator's in Cayuga County history, 1974 to 2007. He was known as outspoken, opinionated and worked tirelessly for his constituents. He was a Veteran of WWII and an Auburn City water meter reader.

Legislator Daniel Sincebaugh spoke on behalf of Michael Lepak.

PUBLIC BE HEARD:

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

Chris Palermo for Amy D'Angelo, opposed to increasing ATV use on County Trails, handout attached to original minutes

Roger Mills for Steve Johnson, opposed to increasing ATV use on County Trails, handout attached to original minutes

Roger Mills for Terry Lattimore, Cayuga County Tax Assesments, hanout attached to original minutes.

Motion by Axton, 2nd by Pinckney to add 5th Whereas, all in favor.

RESOLUTION NO. 7-10 (1/26/10) PT ATV Trail Agreement 1 10

AUTHORIZING THE CHAIRPERSON OF THE CAYUGA COUNTY LEGISLATURE TO SIGN AN AGREEMENT WITH THE OSWEGO COUNTY ATV CLUB TO ALLOW ACCESS TO THE HOJACK TRAIL FROM OSWEGO COUNTY WEST TO THE CATO/FAIR HAVEN TRAIL AND FOR THE ENTIRE LENGTH OF THE CATO/FAIR HAVEN TRAIL

By: David Axton, Chairperson, Public Works

WHEREAS, the Cayuga County Legislature passed Resolution 496-08 and Resolution 658-08 allowing ATV use of the Cayuga County Hojack Trail from Oswego County west to the Cato/Fair Haven Trail north to Fair Haven Road on a one year trial basis; and

WHEREAS, the trial period was completed successfully and another year agreement has been supported by the Parks Commission and local politicians; and

WHEREAS, for 2010 the Oswego Valley ATV Club has requested permission to include the entire length of the Cato/Fair Haven Trail, extending south to Cato; and

WHEREAS, the Oswego Valley ATV Club has agreed to install proper signage on the trail and to assist with the proper maintenance of the trail before and during the period and to provide insurance acceptable to the County; and

WHEREAS, the definition of an ATV is a 4 wheeled vehicle that travel on low pressure tires, with a seat that is straddled by the operator, and with handlebars for steering control. Riders are permitted but must maintain a safe position behind driver. Vehicles such as LUV (Light Utility Vehicles) or UV (Utility Vehicles) which typically have side by side seats and a steering wheel, are not considered ATV's and will not be allowed to use the trail except for situations in which the club would need this type of vehicle for use in maintenance or repairs of trails. ATV's must have stock, unmodified, factory installed exhaust systems with spark arresters. Motorcycles or any other 2 or 3 wheeled motorized vehicles are not considered ATV's and therefore will not be allowed on trails. No homemade ATV will be considered an approved ATV by definition.

WHEREAS, the entire area is contained within the districts of Legislators Palermo and Chapman; and

WHEREAS, both legislators recommended that I bring this resolution to the full legislature; now, therefore, be it RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to sign an agreement with The Oswego Valley ATV Club to allow ATV use on the Cayuga County Hojack Trail from Oswego County west to the Cato/Fair Haven Trail and the entire Cato/Fair Haven Trail for the 2010 season (from April 15, 2010-October 1, 2010; and be it further

RESOLVED, that the Parks and Trails Department is authorized and directed to review the trail with The Oswego Valley ATV Club before it is opened to ATV use, during the season and after the season to verify that the agreement has been complied with.

Signed by Axton, Barski, Chapman, Mitchell, Pinckney, all in favor, except Cuddeback and Fearon voting no.

MINUTES: For Approval: 11-24-09 and 12-2-09, Motion by Axton, 2nd by Pinckney, all in favor.
For Reading: 12-14-09, 12-15-09, 12-17-09, 1-4-10, and 1-11-10

EMERGENCY AUTHORIZATION FOR SPENDING:

Authorizing The Cayuga County Treasurer To Make Necessary Transfer For Payment To The Assigned Counsel Program

WHEREAS, pursuant to Section 722-b of the County Law, all counsel assigned according to a plan of a bar association which meets the requirements of Section 722, Subdivision 3, of the County Law, shall, at the conclusion of representation, be compensated for their services at the rates set forth in Section 722-b of the County Law, and

WHEREAS there are insufficient funds to pay for legal services for the assigned counsel program, be it

RESOLVED, that the Cayuga County Treasurer be and he is hereby authorized and directed to make the following transfer

<u>Amount</u>	<u>From</u>	<u>To</u>
\$40,000.00	Acct. #A10164-54000 (Cont. Fund)	Acct. #A11704-54003 (Assigned Counsel Payments)

And be it further,

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

Signed by Lockwood, Mitchell, Schuster, Tortorici, and Co. Manager Nick Mazza.

CCC REPORT: Dr. Daniel Larson: Enrollment up-date, fall 09 is up by 2%, fall 2010 applications are ahead of last year by 87%. State Budget Cuts, 11.3 million in NYS base aid, \$775,000 reduction in undisbursed rental aid, \$130 reduction per FTE, reduction of \$1,000 for TAP. West Point Nominee, Paul McBride of Seneca Falls, NY. Spartan Athletics, Caitlyn Dillard was named NJCAA Region III Female Athlete of the Week. Nursing Class Success, 2009 Nursing graduates scored 97% on the NCLEX-RN exam. Fulton Alumni Legislators, Jake Mulcahy and Terry Wilbur.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS: none

MANAGER'S REPORT: Nick Mazza, moving forward with County Administrator, anticipate Local Law passing tonight. Final cut off for applications is Friday.

CHAIRMAN'S REPORT: Peter Tortorici, there was a meeting Friday at BOCES, re CETA, well attended. Congratulations to BOCES for first NYS School to receive the Leed Silver Award.

APPOINTMENTS AND RE-APPOINTMENTS:

Alcohol/Substance Abuse subcommittee:

Beth Dishaw, 149 Genesee St – Long Term Care, Auburn 13021 term - 1/1/10 – 12/31/13

Mental Health Subcommittee:

Michael O’Gorman, 84 South St., Auburn 13021 term - 1/1/10 - 12/31/13

Amy Cox, 100 East Genesee St, Auburn 13021 term - 1/1/10 – 12/31/13

MRDD Subcommittee:

Tina Ward, 3773 Melrose Rd, Auburn 13021 term - 1/1/10 - 12/31/13

Cayuga County Traffic Safety Board

Michael Wellauer, PO Box 272, 51 Mattie St., Auburn, NY 13021 (Chair) term – 1-1-10 to 12-31-2012

Michael Chapman, 11290 Myers Rd., Cato, NY 13033 to serve his Legislative term

Soil and Water Conservation District:

Ann Petrus – Legislative Appointment

Steve Cuddeback – Legislative Appointment

Raymond Lockwood, Member at Large, term 1/1/2010 through 5/31/2011

Cayuga County Water Quality Management Agency (WQMA):

Barbara Harvey, 1220 Lake Como Rd., Cortland, NY, term 1/1/2010 – 12/31/2010

Cornell Co-operative Extension:

Stephen Barski – Legislative Appointment

CCPUSA:

John Montone, 159 Lake Ave., Auburn, NY 13021 Term – 1-27-2010 to 12-31-2013

Motion by Axton, 2nd by Mills, all in favor, except Cuddeback abstained from Soil & Water Appt.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a thank you letter from Sandi Mettler and Volunteers at the Homeless Shelter for the contributions made to them from the Cayuga County employees.
2. Received a letter from Daniel Fessenden, Executive Director of the Fred L. Emerson Foundation, Inc., thank the county for their continuing cooperation in working with the them this past year to explore operational strategies for the pavilion at Emerson Park.
3. Received a letter from Mitchell Morris, Associate Counsel for Office of the State Comptroller, stating that the County’s resolution approving and fixing undertaking for county officials no longer needs to be filed in their office.
4. Received a thank you letter from Governor David Patterson, thanking us for sending him a copy of resolution #624-09 (Western Regional off-Track Betting)
5. Received a letter from Hon. William Tarby, Supervisor Town of Throop, re: the construction of waterlines within Water District No. 1, Cayuga county Agricultural District No. 5.
6. Received a Thank you from Michael Lepak family.

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

RESOLUTIONS:

Motion by Mitchell, 2nd by Palermo to amend page 10, line 15 from (A31104 54135 Course Reimbursement) from \$576.51 to 465.75 and correct total audit claims amount from \$1,314,628.00 to \$1,314,517.24, all in favor.

RESOLUTION NO. 8-10

01-26-10

AuditDecember 2009.doc

AUTHORIZING THE COUNTY TREASURER TO PAY DECEMBER 2009 AUDIT OF CLAIMS

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

WHEREAS, The Legislature did at its regular meeting on January 26, 2010 audit claims against the County of Cayuga in the aggregate sum of \$1,314,517.24, 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 Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 9-10

01-26-10

AuditJanuary 2010.doc

AUTHORIZING THE COUNTY TREASURER TO PAY JANUARY 2010 AUDIT OF CLAIMS

BY: Hon. Christopher Palermo, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on January 26, 2010 audit claims against the County of Cayuga in the aggregate sum of \$1,975,307.59, therefore be it

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

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 17, 2009.

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 10-10

1-26-10

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

By: Hon. Christopher Palermo, Chairman, Ways & Means Committee.

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

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

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

December 2009

Electric	\$ 107,300.36
<u>Telephone:</u>	<u>\$ 19,869.43</u>
Total:	\$ 127,169.79

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

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 11-10

02.23.10

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

BY: Hon. Christopher Palermo, Chairman, Ways & Means Committee.

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

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

December 2009

\$135.15

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

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 12-10 1/26/10

NHAuditJan

AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME

By: Ann Petrus, Chairman

Health & Human Services Committee

Christopher Palermo, 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 \$223,957.43 for the month of December 2009, now therefore be it

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

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 13-10

1-26-10

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. Christopher Palermo, 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 \$13,466.00 covering the period through 12/31/09 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, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 14-10

01.26.10

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

BY: Hon. Christopher Palermo, Chairman, Ways & Means Committee.

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

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

December 2009

First Niagara	\$ 0
AmExpress	\$ 1,972.21
Sunoco	\$ 280.60
Walmart	\$ 3,342.14
<u>Exxon</u>	<u>\$ 37.65</u>
Total:	\$ 5,677.63

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

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 15-10

01.26.10

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

BY: Hon. Christopher Palermo, Ways & Means Committee.

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

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

December 2009

Copier Leases and Maintenance:	\$ 903.99
<u>Postage Leases:</u>	<u>\$ 4,263.08</u>
Total:	\$ 5,167.07

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

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

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

BY: MR. PALERMO, 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 #00-1-C (Implementation of Master Facilities Plan for CCC Auburn Campus):

WENDEL DUCHSCHERER:

Inv. No.328643.....	\$ 6,898.50
Inv. No. 328749.....	\$ 2,318.65

DEWALD ROOFING CO., INC.:

Inv. No. 0910438.....	\$ 74,279.55
Inv. No. 0911450.....	\$ 13,286.70

ENVIRONMENTAL COMPLIANCE MANAGEMENT CORP:

Inv. No. 14945.....	\$ 795.30
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2. Project #07-5 (Tyler Software):

TYLER TECHNOLOGIES, INC.:

Inv. No. 19454.....	\$ 2,416.00
Inv. No. 19547.....	\$ 2,409.65

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

AAC CONTRACTING, INC.:

Payment Application No. 1 (Certified 12/31/09).....	\$ 47,033.00
Payment Application No. 2 (Certified 12/31/09).....	\$ 65,902.00

FAHS CONSTRUCTION GROUP:

GC Payment Application No. 1 (Certified 12/31/09).....	\$285,356.25
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SIRACUSA MECHANICAL, INC.:

HVAC Payment Application No. 1 (Certified 12/31/09).....	\$ 17,860.00
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GREEN PLUMBING, INC.:

PLUMBER Payment Application No. 1 (Certified 12/31/09).....	\$ 11,000.00
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EAST COAST ELECTRIC , LLC:

ELECTRIC Payment Application No. 1 (certified 12/31/09).....	\$ 63,773.50
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C&S COMPANIES:

Inv. No. 08130.....	\$ 64,350.00
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JWJ INDUSTRIES, INC./SEABIRD ENVIRONMENTAL:

Inv. No. 5813.....	\$14,000.00
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GRAY MANAGEMENT SYSTEMS :

GMS: Bill No.5.....	\$11,827.75
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4. Project No. 09-1 ((Salt StorageShed forHighwayDept.):

TOWN OF SEMPRONIUS:

Inv. No. 127 - \$1,470.00	
Inv. No. 122 - \$ 75.00	
Inv. No. 121 - \$1,939.30 and	
Inv. No. 124 - \$ 41.56	

TOTAL.....	\$ 3,525.86
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And be it further

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

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

AUTHORIZE CHAIRMAN TO SIGN CONTRACTS WITH CERTAIN AGENCIES.

By: Christopher Palermo, Chairman, Ways & Means Committee.

WHEREAS, certain appropriations were approved in the County Budget adopted for 2010 for certain agencies, in return for which these agencies agree to perform certain services for the benefit of the County of Cayuga; now, therefore, be it

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

CAYUGA COUNSELING, INC. OF AUBURN AND CAYUGA COUNTY:

- 1. Alternative Sentencing - \$24,140.00 – A10144-54504
- 2. Pretrial Diversion - \$11,000.00 – A10144-50403
- 3. Pretrial Release - \$18,960.00 – A31504-54118 – paid by Jail.
- 4. Sexual Assault Victims Advocate Resource (SAVAR) - \$3,150.00 – A10144-54137

- CAYUGA COUNTY ARTS COUNCIL, INC. - \$4,000.00 – A75604-54000
- MUSICAL THEATER FESTIVAL, INC. - \$25,000.00 – A75414-54000
- CAYUGA COUNTY SOIL & WATER CONSERVATION DISTRICT - \$773,358.00 – A87301-54000
- CAYUGA MUSEUM OF HISTORY AND ART - \$11,700.00 – A74504-54000
- CAYUGA/SENECA COMMUNITY ACTION AGENCY, INC. - \$3,600.00 – A10144-54139
- CENTRAL NY REGIONAL PLANNING AND DEVELOPMENT BOARD - \$24,968.00 – A80254-54000
- CORNELL COOPERATIVE EXTENSION ASSOCIATION - \$278,028.00 – A29804-54000
- FISH & GAME - \$1,800.00 – A87204-54000
- HISTORICAL PROPERTY (WILLARD CHAPEL) - \$3,150.00 – A75204-54000
- MERRY-GO-ROUND PLAYHOUSE - \$9,450.00 – A75404-54000
- OFFICE OF TOURISM - \$368,6000.00 – A64104-54000
- OPTIONS FOR INDEPENDENCE - \$4,5000.00 – A10144-54136
- WATER & SEWER AUTHORITY - \$20,000.00 – A10144-54512

LIBRARIES:

Account – A74104-54000

- AURORA FREE LIBRARY - \$8,000.00
- FAIR HAVEN LIBRARY - \$8,000.00
- FINGER LAKES LIBRARY SYSTEM - \$4,400.00
- HAZARD PUBLIC LIBRARY - \$8,000.00
- LANG, S.B. MEMORIAL LIBRARY - \$8,000.00
- PORT BYRON LIBRARY - \$8,000.00
- POWERS LIBRARY - \$8,000.00
- SEYMOUR LIBRARY - \$9,600.00
- SPRINGPORT FREE LIBRARY - \$8,000.00
- WEEDSPORT LIBRARY - \$8,000.00

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

**RESOLUTION NO. 18-10 (01/26/2010) RPSapplyforgrant2010-2011
Authorizing Cayuga County Office of Real Property to Develop a Grant Application for the 2009-2010 Grant Cycle**

BY: Christopher Palermo, Chairman, Ways and Means Committee

WHEREAS, the Cayuga County Office of Real Property would like to develop a grant application through the New York State Archives and Records Administration; and

WHEREAS, the grant would offer studying or implementing a county wide online system for applying for building permits for all municipalities; therefore; be it

RESOLVED, that the Cayuga County Office of Real Property develop a grant application for the New York Archives and Records Administration.

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 19-10

(1/26/10)

COM.insurance

ALLOCATING INSURANCE COSTS TO DEPARTMENTS THAT RECEIVE REIMBURSEMENT

BY: Hon. Christopher Palermo, Chairman Ways and Means Committee

WHEREAS, during the budget process for the 2010 County Budget, insurance costs for Liability, Property and Automobile in the General Fund (A) were placed in Account A10144-54131 (Legislative Contracts, Contractual, Insurance); and

WHEREAS, actual amounts have been received for insurance costs and these actual amounts will be charged to departments that receive reimbursement; now, therefore be it

RESOLVED, that the following amounts be transferred from A10144-54131 (Legislative Contracts, Contractual, Insurance) to:

Mental Health, Administration	A43104-54039	\$ 1,219.00	
	A43104-54040	\$37,327.00	
	A43104-54114	\$ 3,182.00	
Mental Health, CSS	A43114-54039	\$ 1,625.00	
	A43114-54040	\$ 4,673.00	
	A43114-54114	\$ 398.00	
Mental Health, ICM	A43134-54039	\$ 2,437.00	
	A43134-54040	\$ 3,466.00	
	A43134-54114	\$ 296.00	
Human Services	A60104-54114	\$ 3,197.00	
	A60104-54039	\$ 7,386.00	
Public Health	A40104-54039	\$ 3,362.00	
	A40104-54114	\$ 2,289.00	
CHHA	A40124-54039	\$ 7,846.00	
	A40124-54114	\$ 3,433.00	
Public Health, WIC	A40824-54114	\$ 458.00	
	Total		\$82,594.00

and, be it further

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

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 20-10

(1/26/10)

COMfund.salaryadjustrev

SUPPORTING THE PROVISION FOR SALARY ADJUSTMENT ACCOUNT

BY: Hon. Christopher Palermo, Chairman Ways and Means Committee

WHEREAS, during budget negotiations for the 2010 County Budget, the decision was made to reduce the amount of funding in Account A10174-54000 (Provision for Salary Adjustment) for the year 2010 in order to reduce the tax levy; and

WHEREAS, the purpose of this resolution is to provide additional funding of said account during the 2010 budget year; now, therefore be it

RESOLVED, this Legislature directs all monies saved by vacancies in positions budgeted in 2010 that result from not hiring new employees or replacing employees who have quit, been terminated or retired be placed back into Account A10174-54000; and, be it further

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

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

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

Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, all in favor.

AUTHORIZING SALARY ADJUSTMENTS FOR PART II and PART IV OF THE COUNTY OF CAYUGA COMPENSATION PLAN FOR NON-BARGAINING EMPLOYEES FOR THE YEAR 2010.

BY: Hon. Christopher Palermo, Chairman, Ways & Means Committee.

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

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

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

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

RESOLVED, that except as stated hereafter, the annual salaries for PART II and PART IV, NON-BARGAINING EMPLOYEES for the years 2010 shall be adjusted as set forth below:

Effective 1/1/10, 2.0% shall be added to all 2009 base wages and salaries, including steps; longevity amounts and the Increment/Longevity columns shall not be increased; and be it further

RESOLVED, that the following exceptions shall apply:

EXCEPTIONS:

For 2010, any PART II and PART IV employee whose 2009 base salary is \$81,600 or more, the lesser of 2.0% or \$,1632.00 will be added to the base salary; and be it further

RESOLVED, that the financial adjustment as set forth herein above for 2010 shall apply to any PART II and PART IV employee who is on the county payroll in 2010; and be it further

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

- A. ALL ELECTED OR APPOINTED FIXED TERM OFFICIALS IN PART III EXCEPT AS OTHERWISE PROVIDED BY LOCAL LAW
- B. EMPLOYEES REPRESENTED BY NYSNA PART I, CSEA PART I, SEACC Part I, DEPUTY SHERIFF POLICE ASSOCIATION PART I
- C. HEALTH SERVICES AIDE, PT and CLERK PT at MINIMUM WAGE at CCNH
- D. COURT ATTENDANT, PART TIME
- E. SPECIAL PATROL OFFICER, PART TIME
- F. ALL SEASONAL EMPLOYEES IN ALL DEPARTMENTS
- G. MEDICAL CONSULTANT, JOB 2 (PHD)
- H. 100% FUNDED JOB 2'S in DISTRICT ATTORNEY'S OFFICE and RECORDS RETENTION OFFICE
- I. CCIDA SECRETARY-TREASURER
- J. LABORER PT at MINIMUM WAGE (Parks&Trails position only);
- K. DIRECTOR OF COMMUNITY MENTAL HEALTH
- L. STAFF PSYCHIATRIST PT

;and be it further

RESOLVED, that, except as otherwise stated herein, that non-bargaining unit employees that are part-time employees and temporary employees, shall be paid in accordance with PART I, PART II and/or PART IV of the Compensation Plans as applicable for 2010, as above modified, and under no circumstances shall they be allowed to exceed Step 1 of the Compensation Plans nor shall they be paid longevity and/or increments with the exception of LPN PT in the CCNH, PHD and CMH Departments; and be it further

RESOLVED, that the non-bargaining positions of LPN PT be adjusted by the 2% cost of living increase but be allowed to move in the step ranges in accordance to resolution number 807-08 adopted 12/16/08 and 22-09 adopted 1/27/09; and be it further

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

Signed by Palermo, Axton, Cuddeback, Mahunik, Mills, Petrus, all in favor, except Fearon and Mitchell voting no.

Public Hearing Closed at 7:32PM

RESOLUTION NO. 22-10 (January 26, 2010) HD SPCA Contract 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with the Finger Lakes SPCA of CNY to Provide Rabies Vaccination Clinics (100% Funded)

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

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

WHEREAS, in order to accomplish this, it is our desire to contract with the Finger Lakes SPCA of CNY to provide these clinics at a cost not to exceed \$600 per year plus the cost of vaccine and syringes; NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to renew the contract with Finger Lakes SPCA of CNY for the period January 1, 2010 through December 31, 2010 to provide these mandated services (100% funded); and be it further

RESOLVED, that payment for these services will be from Account #A40104 54123, of the 2010 Health Department Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 23-10 (January 26, 2010) HS Partnership for Results 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with Partnership for Results, Inc. for the Provision of Preventive Services

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

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

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

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

<u>Services</u>	<u>Contract Rate Per Unit</u>	
	<u>Amount</u>	<u>of Service</u>
Intensive Supervision Conditional Discharge Program	\$101,598	N/A
Multi-Dimensional Preventive Services	\$107,536	N/A
Family Group Conferencing	N/A	\$40.00

NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Partnership for Results, Inc. for the provision of the above listed services for the period of January 1, 2010 to December 31, 2010; and be it further

RESOLVED, that the charges for these services be paid from Account #A60704 54184 of the 2010 Health Department Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 24-10 (January 26, 2010) HS Cayuga Counseling 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with Cayuga Counseling Services, Inc. for the Provision of PINS Adjustment Services, Parent Aide, Juvenile Special Supervision Services, and Aftercare

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

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

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

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Cayuga Counseling Services, Inc. to provide the above services for the contract period January 1, 2010 through December 31, 2010 at the following costs:

<u>Services</u>	<u>2009</u>		<u>2010</u>	
	<u>Rates Per Unit of Service</u>		<u>Rates Per Unit of Service</u>	
PINS Adjustment	\$62.12		\$63.36	
Parent Aide	\$45.01		\$45.01	
Juvenile Special Supervision	\$69.34		\$70.72	
Aftercare	\$69.34		\$70.72	

RESOLVED, that these services be paid from Account #A60704 54185 of the Human Services Department's 2010 Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 25-10 (January 26, 2010) HS Catholic Charities Contract 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with Catholic Charities for the Provision of Parenting Case Management

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

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

WHEREAS, Parenting Case Management is a core preventive service that needs to be available; and
WHEREAS, based on the new child welfare funding, preventive services are reimbursed open-ended 63.7% state reimbursement net of federal; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to renew the contract with Catholic Charities for Parenting Case Management Program for the period January 1, 2010 to December 31, 2010 in an amount not to exceed \$51,500; and be it further

RESOLVED, that payment for these services be made from Account #A60704 54184 of the 2010 Human Services' Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 26-10 (January 26, 2010) HS Day Care Centers 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into Contracts for Day Care Services

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

WHEREAS, the Human Services Division of Health & Human Services is required to provide day care services for eligible county residents; and

WHEREAS, these services are reimbursed by the Federal Day Care Block Grant; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into contracts with the following agencies and other day care agencies as needed:

Neighborhood House of Auburn NY, Inc.	Creative Choices Child Care Center
Early Childhood Center	Stepping Stone Child Care Center
Cayuga Community College Pre-School Child Care	Syracuse Vineyard Child Care Center
YMCA/YWEIU	Little Wonder Child Care Center
Cayuga Onondaga BOCES Day Care Center	Learn as You Grow
Erie Canal Kids, Inc.	

To be renewed annually at a rate up to the fair market rate for Cayuga County as determined periodically by the New York State Office of Children and Family Services; and be it further

RESOLVED, that the charges for these services be paid from account #A60554 – 54000 of the 2010 Human Services Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 27-10 (1/26/10) HS Sheriff's Transportation & Security 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the Contract with the Cayuga County Sheriff's Department to Provide Security and Transportation Services

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

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

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

WHEREAS, these costs are eligible for 75% reimbursement for the Department; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the contract with the Cayuga County Sheriff's Department for the provision of the above mentioned services for the period 1/1/10 to 12/31/10; and, be it further

RESOLVED, that payment for these services will be from Account #A60104 54118, of the 2010 Human Services Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 28-10 01.26.10 MHhillsidecontract1-10Rev

AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER TO ENTER INTO AN AGREEMENT WITH HILLSIDE CHILDREN’S CENTER, INC. TO PROVIDE CUSTOMIZED SERVICES.

BY: Ms. Ann R. Petrus, Chair, Health and Human Services Committee, and
Mr. Christopher M. Palermo, Chair, Ways and Means Committee.

WHEREAS, the Community Mental Health Center of Cayuga County serves a number of high-risk individuals with specific individual needs; and

WHEREAS, Hillside Children’s Center, Inc. has a specialized service to serve youth, known as Customized Skill Building Services; and

WHEREAS, the Community Mental Health Center of Cayuga County entered into a contract with Hillside Children’s Center, Inc., for these specialized services in 2008, determined the services to be beneficial, and continues to identify individuals in need of said services; and

WHEREAS, the New York State Office of Mental Health provides 100% State dollars, identified as Service Enhancement Funds, to meet the unique needs of the intensive Case Management clients, now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and Director of the Cayuga County Community Mental Health Center be authorized to enter into an agreement with Hillside Children’s Center for Customized Skill Building Services at a cost not to exceed \$40.00 per hour; and be it further

RESOLVED, that the payment for these services will be charged to line A43164 54074, Mental Health Intensive Case Management, Service Enhancement Funds, Department Expense in the 2010 Cayuga County Budget.

Signed by Petrus, Axton, Barski, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 29-10 Action: 1.26.10 MHContractCayHome1.10Rev

AUTHORIZING THE DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES AND THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN A CONTRACT WITH CAYUGA HOME FOR CHILDREN, INC. FOR SERVICES TO INDIVIDUALS WITH DISABILITIES AND TO AMMEND THE 2010 BUDGET TO RE-ALLOCATE THE APPROPRIATE FUNDS

BY: Ms. Ann R. Petrus, Chairperson, Health and Human Services Committee
Mr. Christopher M. Palermo, Chairperson, Ways and Means Committee.

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

WHEREAS, a portion of those funds 2010 funds will be allocated to Cayuga Home for Children, Inc., necessitating a contract to permit payment to the agency; and

WHEREAS, these 100% state funds were included elsewhere in the 2010 budget, it is now necessary to shift those dollars to allow the County to make payment to Cayuga Home for Children, Inc.; now, therefore, be it

RESOLVED, that the Director of Community Mental Health Services and the Chairman of the Cayuga County Legislature be authorized to sign, on behalf of the Local Governmental Unit, a contract with Cayuga Home for Children, for the provision of mental health services; and be it further

RESOLVED, that 2010 budget be modified as follows:

Increase line A43470-43503, Cayuga Home	Revenue by \$ 28,584.50
Increase line A43474-54000, Cayuga Home	Expense by \$ 28,584.50
Decrease line A43100-43500, Mental Health	Revenue by \$ 28,584.50
Decrease line A43101-51001, MH Sal FT	Expense by \$ 24,073.00
Decrease line A43101-58001, MH Soc Sec	Expense by \$ 1,841.00
Decrease line A54101-58002, MH Retirement	Expense by \$ 1,926.00
Decrease line A43101-58005, MH Wks Comp	Expense by \$ 744.50

and be it further

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

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

(PULLED)

(PULLED)

(PULLED)

RESOLUTION NO. 30-10 Date of Meeting: 1/26/10 concmplnrev2

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT TO DEVELOP A COMPLIANCE PLAN FOR THE COUNTY OF CAYUGA.

BY: Christopher Palermo, Chairman, Ways & Means Committee

WHEREAS, Cayuga County is required to exam all programs for compliance with regulations with the necessary protections for using taxpayer monies in the most efficient and ethical manner; and

WHEREAS, several firms have been contacted regarding their expertise in providing the analysis of current practice, establishing appropriate policies and training for employees; and,

WHEREAS, three firms responded with proposals: Damon Morey, Attorneys with primary place of business in Buffalo, New York; The Bonadaio Group with primary place of business in Rochester, New York and Garfunkel Wild, PC with primary place of business in Great Neck, New York; and

WHEREAS, a due diligence of staff was completed to examine the content of the proposals and references for their services; and

WHEREAS, Damon Morey delivered a complete proposal with an estimated cost of \$18,000.00; The Bonadaio Group delivered a complete proposal with an estimated cost of \$95,000.00; and Garfunkel Wild proposed in incomplete proposal for \$32,500.00; Now therefore be it

RESOLVED that the Chairman of the Legislature sign an agreement with Damon Morey for the development of a county wide compliance program; and be it further

RESOLVED, that the sum of \$18,000.00 be transferred from Account No. A 10164 54000, Contingency to Account No. A10104-54059, Professional Services; 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

Pulled by Ann Petrus

RESOLUTION NO. 31-10 (January 26, 2010) HD East Hill STD 2010

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

BY: Chairman of Health & Human Service Committee

 Chairman of Ways & Means Committee

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

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

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

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with East Hill Family Medical, Inc. for the provision of diagnosis and treatment of sexually transmitted diseases in the amount of \$34,730 and for HIV testing and counseling (HIV Pre-Testing @ \$12/patient; Post-Testing with Positive Results @ \$12/patient; and Post-Testing with Negative Results @ \$6/patient) for the contract period of January 1, 2010 through December 31, 2010; and be it further

RESOLVED, that payment for these services shall be made from Account #A40104 54126 of the 2010 Health Department's Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

**RESOLUTION NO. 32-10 (January 26, 2010) HD Fingerlakes Dog Protection 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the
Contract Between Finger Lakes Dog Protection Agency, Inc. and the County of Cayuga**

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

WHEREAS, Finger Lakes Dog Protection Agency, Inc. has a contract with Cayuga County, which expired December 31, 2009, to provide rabies control and West Nile Virus surveillance services including responding to calls to capture potentially rabid animals or animals potentially affected with the West Nile Virus; euthanizing, preparing, and shipping animals for rabies or West Nile Virus testing; confining stray, biting cats or dogs for observation; and for collecting, preparing, and shipping mosquitoes and other insects for West Nile Virus testing; and

WHEREAS, it is the desire of the Cayuga County Health Department to renew this contract for the period January 1, 2010 through December 31, 2010; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to renew the contract with Finger Lakes Dog Protection Agency, Inc. (no increase over last year's rates) as follows:

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

and be it further

RESOLVED, that payment for these services be made from A40104 54123, of the 2010 Health Department budget. Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

**RESOLUTION NO. 33-10 (January 26, 2010) HD Thadine Collier Contract 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a
Contract with Thadine Collier, RN**

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

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

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

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Thadine Collier, RN to provide these services for the period January 1, 2010 through December 31, 2010 at the rate of \$20.91 per hour (same rate as in 2009); and be it further

RESOLVED, that the charges for these services be paid from Account #A40104 54123 of the 2010 Health Department Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

**RESOLUTION NO. 34-10 (January 26, 2010) HD John Tonzi Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a
Contract with John J. Tonzi to Conduct Administrative Hearings for the Cayuga County Board of Health**

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

WHEREAS, John J. Tonzi has successfully served on behalf of the Cayuga County Board of Health as the Hearing Officer at administrative hearings regarding violations of the New York State and Cayuga County Sanitary Codes; and WHEREAS, Mr. Tonzi's contract expired on December 31, 2009; and

WHEREAS, it is our desire to renew Mr. Tonzi's contract for the period January 1, 2010 through December 31, 2010 at a rate of \$40.00 per hearing; now, therefore be it

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

RESOLVED, that this service be paid from Account #A40104 54172 of the 2010 Health Department Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

**RESOLUTION NO. 35-10 (January 26, 2010) HS Cayuga Home FPP, ERD 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with Cayuga Home for Children for the Provision of Family Preservation Services and Early Residential Discharge Program**

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

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

WHEREAS, such services are reimbursed by the State at 63.7%; and

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

WHEREAS, the Department has worked closely with Cayuga Home to develop an individualized Early Residential Discharge program (in place of the past Functional Family Therapy) allowing children to come out of Residential Care to home-based programming at ½ the cost of Residential Care; and

WHEREAS, it is our plan to evaluate if this new program successfully results in foster care block grant savings and if so, we plan to transfer additional funds from that account to account #60104 54184 to continue the program; and WHEREAS, our Human Services Division has successfully contracted with Cayuga Home for Children to provide these services in the past; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Cayuga Home for Children to provide the above services for the contract period of January 1, 2010 through December 31, 2010 at the following costs:

<u>Services</u>	<u>Contract Amount</u>	<u>Rate Per Unit of Service</u>
Family Preservation	\$165,000	\$73.22
Early Residential Discharge Program	\$ 60,000 (start up)	Individualized Service Plans

RESOLVED, that these services be paid from Account #A60704 54184 of the Human Services Department's 2010 Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

**RESOLUTION NO. 36-10 (Jan. 26, 2010) HS Catholic Charities SSI Maximization 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a Contract with Catholic Charities for Case Management/SSI Maximization**

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

WHEREAS, counties across NYS have been encouraged to develop strategies to assist individuals on Safety Net Assistance (SNA), who appear eligible to move to SSI approval; and

WHEREAS, this small contract has been successful in helping a number of individuals move from Public Assistance to SSI, but we are also seeing a significant increase in the number of SNA cases pending SSI; and

WHEREAS, in addition to continuing this contract and providing some one-on-one case management support, we would like to pursue having the RN staff from Catholic Charities also review more comprehensive medical information prior to the SSI path being pursued; 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 Catholic Charities for the provision of Case Management for the period January 1, 2010 through December 31, 2010 in the amount of \$30,000; and be it further

RESOLVED, that these services be paid from account #A60104 54059 of the Human Services Department's 2010 Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

**RESOLUTION NO. 37-10 (January 26, 2010) HS TASA Case Management
Authorizing the Chairman of the Legislature and the Director of health & Human Services to Enter into a Memorandum of Understanding with Cayuga Seneca Action Agency for the Provision of Medicaid Funded Case Management Services**

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

WHEREAS, 18 NYCRR §505.16 authorizes any agency seeking to provide case management services to a group of persons residing in a geographic area of the State to establish a written Memorandum of Understanding with the Social Services District; and

WHEREAS, Cayuga Seneca Action Agency has and continues to provide mandatory case management services to pregnant and parenting adolescents including those eligible as approved under 18 §361, the Teenage Services Act, on behalf of the district; 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 Memorandum of Understanding with Cayuga Seneca Action Agency for the period January 1, 2010 through December 31, 2012 for the provision of Medicaid Funded Case Management Services, subject to the availability of State and Federal matching funds.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

**RESOLUTION NO. 38-10 (January 26, 2010) HS County Attorney Contract 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the Agreement with the Cayuga County Attorney's Office for Provision of Legal Services**

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

WHEREAS, the Cayuga County Health & Human Services Department and the Cayuga County Attorney's Office entered into a Cooperative Agreement for legal services for the year 1999, extended through the year 2009; and WHEREAS, said Agreement as amended expired December 31, 2009, but pursuant to paragraph C-6 could be extended upon the written consent of both parties hereto; and

WHEREAS, the above referred to Agreement, as amended, is hereby extended so that it is effective for the year 2010 on the same terms as set forth in the agreement which this renewal extends, except that the Schedule A attached to the Agreement which sets forth the amounts for personal services and fringes for the respective attorneys is hereby amended as set forth in the attachment hereto entitled "Amended Schedule A2010"; now, therefore, be it RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to renew the Agreement with the Cayuga County Attorney's Office for the period January 1, 2010 through December 31, 2010; and be it further

RESOLVED, that payment for these services be paid from Account #A60104 54118, of the 2010 Human Services Budget.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

**RESOLUTION 39-10 (January 26, 2010) HHS Aurora of CNY Contract 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract With Aurora of Central New York, Inc. for Interpreting Services**

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

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

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

WHEREAS, there is funding in both the Health Department's 2010 Budget and the Human Services' 2010 budget to provide these services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with Aurora of Central New York, Inc. at the attached rates for the period of January 1, 2010 through December 31, 2010; and be it further

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

Human Services: Account #A60104 54059

Health Department: Account #A40104 54059, and #A40124 54059 (CHHA)

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 40-10 1/26/10 MHContractors2Payroll1.10Rev

AUTHORIZING THE CREATING AND FILLING OF POSITIONS FOR MENTAL HEALTH AND THE CONVERSION OF THOSE POSITIONS FROM INDEPENDENT CONTRACTORS TO EMPLOYEES

By: Ann R. Petrus, Chair, Health and Human Services Committee, and
Christopher M. Palermo Chair, Ways and Means Committee

WHEREAS, the Community Mental Health Center of Cayuga County is staffed primarily with salaried employees supplemented by contracted clinicians; and

WHEREAS, review of contracted services has identified several positions that should be appropriately identified as salaried positions according to Internal Revenue Service regulations; and

WHEREAS, there is a demonstrated need for services that are currently being provided by the contracted clinicians; therefore, be it

RESOLVED, that two (2) additional part-time positions of Associate Psychologist I (Community Mental Health) be created and compensated as reflected in the Cayuga County Compensation Plan, Part II, under the Mental Health Department at the following rate:

Grade Prob 1st 2nd 3rd 4th ;
30 \$26.76 \$26.91 \$26.91 and be it further

RESOLVED, that the existing budgeted part-time position code 6678, Staff Psychiatrist, be increased from seven (7) hours per week to eight (8) hours per week; and be it further

RESOLVED, that the existing full-time position code, 2133, Staff Psychiatrist, be filled at the part-time rate of \$150.00 per hour, not to exceed twenty hours per week; and be it further

RESOLVED, that the four (4) contracted positions be abolished, and be it further

RESOLVED, that the Director of Community Mental Health Services be authorized and directed to fill the two (2) positions of Associate Psychologist I and the two (2) positions of Staff Psychiatrist in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County, and be it further

RESOLVED, that the Cayuga County Treasurer be directed and authorized to make the necessary accounting entries transferring budgeted funds in the 2010 Cayuga County Budget as follows:

From A43104-54330	Medicaid Eligible to A43101-51002 Sal-PT	187,124
From A43104-54330	Medicaid Eligible to A43101-58001 Soc Sec	14,315
From A43104-54330	Medicaid Eligible to A43101-58002 State Retire	14,730
From A43104-54330	Medicaid Eligible to A43101-58005 Work Comp	<u>5,787</u>
		221,956

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 41-10 DATE: 01/26/10 OFAcontractsJan10

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

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

WHEREAS, appropriations were approved in the Cayuga County budget for the year 2010 for various subcontractors (Munis A67724 54118) for the Cayuga County Office for the Aging, in return for which these subcontractors agree to perform certain services for the benefit of Senior Citizens of Cayuga County; now, therefore, be it

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

Title IIIE Caregiver Services (total to be spent not to exceed \$45,500):

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

Title IIIB Services:

Boyle Senior Center (Home Helper Referral)	\$4500
Cayuga Health Association, Inc. (In-Home Respite)	\$7000
Council of Senior Citizens (Newsletter Postage)	\$4000
Douglas P. Bates, Esq. (Legal Services)	\$6700
RSVP (Senior Volunteer Program)	\$1500

And be it further

RESOLVED, that the Office for the Aging is authorized to continue its contract with the above contractors for the period of January 1, 2010 through December 31, 2010.

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Sincebaugh, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 42-10 1/26/10 MHBudAdjRev1.10
AMENDING THE 2010 MENTAL HEALTH BUDGET

BY: Ms. Ann R. Petrus, Chair, Health and Human Services Committee, and
 Mr. Christopher M. Palermo, Chair, Ways and Means Committee.

WHEREAS, Resolution number 613-09 authorized the conversion of one (1) contracted staff social worker to salaried status with the necessary budgetary changes for 2009; and

WHEREAS, that position was included in the 2010 Mental Health budget as a contracted position; and

WHEREAS, it is necessary to reflect this change in the 2010 Mental Health budget to allow for payment from the proper accounts; now, therefore, be it

RESOLVED, that the Cayuga County Treasurer be authorized to make the necessary accounting entries adjusting the 2010 Cayuga County Budget as follows:

Expenses:

Increase A43101-51001 Salaries FT by	\$48,197
Increase A43101-58001 Social Security by	3,687
Increase A43101-58002 Retirement by	3,856
Increase A43101-58003 Health Insurance by	5,829
Increase A43101-58004 Dental Insurance	395
Increase A43101-58005 Workers Comp by	<u>1,490</u>
	\$63,454
Decrease A43104-54330 Med Elig by	\$63,454

Signed by Petrus, Axton, Barski, Mahunik, Mills, Sincebaugh, Palermo, Cuddeback, Fearon, all in favor.

RESOLUTION NO. 43-10 January 26, 2010 nhrhbagmntrev
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO ENTER INTO AN AGREEMENT FOR REHABILITATION SERVICES AT THE CAYUGA COUNTY NURSING HOME.

BY: Ann Petrus , Health and Human Service
 Christopher Palermo, Ways and Means

Whereas, the Cayuga County Nursing Home requires rehabilitation services at the Nursing Home, and
Whereas, proposals have been received from Select Rehabilitation, Alliance Rehab, and VTA Management Services;
and

Whereas, Select Rehabilitation's proposal met all of the specifications and represented the lowest proposal at those specifications; now therefore be it

Resolved, that the Chairman of the Cayuga County Legislature and Administrator of the Cayuga County Nursing Home are authorized to enter into an agreement with Select Rehabilitation.

Signed by Petrus, Axton, Mahunik, Mills, Palermo, Fearon, all in favor.

RESOLUTION NO. 44-10 (01/26/10) MHsoftwarebid10
AUTHORIZE THE CLERK OF THE LEGISLATURE TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE SELECTION AND PURCHASE OF INTEGRATED SOFTWARE FOR THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER.

BY: Ann Petrus, Chair, Health and Human Services Subcommittee, and
 Christopher Palermo, Chair, Ways and Means Subcommittee.

WHEREAS, the Cayuga County Community Mental Health Center requires the procurement and modernization of integrated software systems (billing and electronic case records) in order to handle all aspects of its outpatient mental health services; and

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

RESOLVED, that the Clerk of the Legislature is authorized to advertise and receive sealed bids for the integrated software.

Signed by Petrus, Axton, Mahunik, Mills, Palermo, Fearon, all in favor.

**RESOLUTION no. 45-10 (January 26, 2010) HHS Transitioning CHHA SrAc
Authorizing the Chairman of the Legislature to Abolish a Sr. Account Clerk Position in Public Health (CHHA)
and Authorizing the Director of Health & Human Services to Fill a Sr. Account Clerk Vacancy in Human
Services with the Laid Off Employee in Public Health (CHHA)**

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Christopher Palermo, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Legislature voted recently to begin the process to transition the Health Department's Certified Home Health Agency to Lifetime Care; and

WHEREAS, the management-transfer between CHHA and Lifetime Care is expected to take about three months, the Director of Health & Human Services is making every effort to shift CHHA employees at risk of losing their jobs to other county positions as they become available; and

WHEREAS, a Sr. Account Clerk (Control #002068) position in Public Health is one such position that will be abolished and an employee laid off; and

WHEREAS, there exists a Sr. Account Clerk vacancy (Control #002281) in the Human Services Division of Health & Human Services; and

WHEREAS, the Director of Health and Human Services desires to have one of the targeted Sr. Account Clerk positions in Public Health abolished and offer the laid off employee an opportunity to fill the existing Sr. Account Clerk vacancy in Human Services; NOW, THEREFORE, BE IT

RESOLVED, that the legislature hereby abolish one Sr. Account Clerk Position (Control #002068) in the Public Health Department effective February 22, 2010; and be it further

RESOLVED, that the Director of Health and Human Services be hereby authorized to fill a Sr. Account Clerk vacancy (Control #002281) effective February 22, 2010 in the Department of Social Services in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga.

Signed by Petrus, Axton, Mahunik, Mills, Palermo, Fearon, all in favor.

**RESOLUTION NO. 46-10 January 26, 2010 IT-rfpanalogphoneservice2010.doc
AUTHORIZING THE INFORMATION TECHNOLOGY DEPARTMENT TO ADVERTISE REQUEST FOR
PROPOSALS FOR ANALOG TELEPHONE SERVICE**

By: George Fearon, Chairman, Government Operations Committee
Christopher Palermo, Chairman Ways and Means Committee

WHEREAS, the County maintains analog phone lines in its facilities that are not supplied by the County's digital phone line supplies; and

WHEREAS, the Information Technology Department has found that the County pays several different rates for the current analog phone service; and

WHEREAS, the County would like to reduce the annual cost of these analog phone lines; now therefore be it

RESOLVED, that the clerk of the Cayuga County Legislature be authorized to advertise request for proposals for providing analog phone service to County facilities.

Signed by Fearon, Chapman, Palermo, Mitchell, Aikman, Barski, Lattimore, Axton, Cuddeback, Mahunik, Mills Petrus, all in favor.

**RESOLUTION NO: 47-10 (1-26-10) CC-DMV CASHIER FT
AUTHORIZES THE CAYUGA COUNTY CLERK TO FILL A FULL TIME CASHIER IN THE MOTOR
VEHICLE DEPARTMENT AND FILL ANY BACKFILL POSITION**

BY: MR. GEORGE FEARON, Chairperson, Government Operations Committee

MR. CHRISTOPHER PALERMO, Chairperson, Ways and Means Committee

WHEREAS, there will be a Full Time Motor Vehicle Cashier position vacancy on February 18, 2010 and this full time cashier provides essential services to the county; and

WHEREAS, it is essential that the position be filled on a permanent basis; and

WHEREAS, the funding for this Full Time DMV Cashier Position # 1838 has been appropriated in the 2010 Department of Motor Vehicle (A14111-51001) salary account in the amount of \$32,664 ; now therefore be it

RESOLVED, that Cayuga County Clerk, Susan Dwyer be authorized to fill the position of Motor Vehicle Cashier, with a full time position with fringe benefits according to the Cayuga County Compensation Plan, Part I – Bargaining in the title Motor Vehicle Cashier and to fill any backfill position as a result; and be it further

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

Signed by Fearon, Chapman, Palermo, Mitchell, Aikman, Barski, Lattimore, Axton, Cuddeback, Mahunik, Mills Petrus, all in favor.

RESOLUTION NO. 48-10

1.26.10

COAHRadm

Authorizing the amendment of the 2010 budget to provide funds for the search for a County Administrator.

Hon. George Fearon, chair Government Operations

Hon. Christopher Palermo, Ways and Means Committee

Whereas, the County is seeking to fill the position of County Administrator and requires funds for the search; and

Whereas, the 2010 budget did not make provision for the expenses related to a search for candidates for the position of County Administrator; and

Whereas, there are sufficient monies available in Account No. A 1016, Contingency, to transfer into Account No. A14304-54061, Advertising; now therefore be it

Resolved, that the sum of \$2,000.00 be transferred from Account No. A 1016, Contingency, to Account No. A14304-54061, Advertising; 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 Fearon, Aikman, Lattimore, Palermo, Axton, Cuddeback, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 49-10

1.26.10

COAfillparalegal

AUTHORIZING THE COUNTY ATTORNEY TO FILL ONE VACANCY IN FEBRUARY 2010

Hon. George Fearon, Chair Government Operations

Christopher Palermo, Ways and Means

Whereas, there will be one vacant position in the County Attorney's office in mid February 2010; and

Whereas, position of Paralegal (position Control Number 006592) are important to the continued operation of the office; and

Whereas, this position is budgeted for the fiscal year 2010; now therefore be it

Resolved, that the County Attorney is authorized to fill the position of Paralegal position Control Number 006592); and be it further

Resolved, that the foregoing be accomplished in accordance with Cayuga County Civil Service Rules and Regulations

Signed by Fearon, Aikman, Lattimore, Palermo, Axton, Cuddeback, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 50-10

1.26.10

COAcnfdscrtryRev

AUTHORIZING THE COUNTY ATTORNEY TO FILL ONE VACANCY IN FEBRUARY 2010

Hon. George Fearon, Chair Government Operations

Hon. Christopher Palermo, Ways and Means

Whereas, there will be one vacant position in the County Attorney's office in mid February 2010; and

Whereas, position of Confidential Secretary to the County Attorney (position control number 001844) is important to the continued operation of the office; and

Whereas, this position is budgeted for the fiscal year 2010 for \$49,198, and with a new hire at a lower rate of pay will save approximately \$9,500; now therefore be it

Resolved, that the County Attorney be hereby authorized to fill the position of Confidential Secretary to the County Attorney (position control number 001844) upon the position becoming vacant; and be it further

Resolved, that the position be moved from the Cayuga County Compensation Plan, Part IV for Administrative and Department Head Employees to Part II Non-Bargaining and placed at a grade 16 within the plan:

Inc.	Probation	Step One	Step Two	Step Three	Step Four
378	\$36,258	\$36,608	\$37,914	\$39,291	\$40,671

;and be it further

Resolved, that the foregoing be accomplished in accordance with Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

Resolved, that the Treasurer's Office by hereby authorized to make any journal and accounting entries to accomplish the intent of this resolution.

Signed by Fearon, Aikman, Barski, Chapman, Lattimore, Mitchell, Palermo, Axton, Cuddeback, Mahunik, Mills, Petrus, all in favor.

Motion by Palermo, 2nd by Lattimore to add to the 2nd RESOLVED "To be selected by the Chair", all in favor.
RESOLUTION NO. 51-10 1.26.09 co.lgadtcmmt
ESTABLISHING THE AUDIT COMMITTEE OF THE CAYUGA COUNTY LEGISLATURE
By: Hon. George Fearon, Government Operations Chairman
 Hon. Christopher Palermo, Ways & Means Chairman
WHEREAS, County Law §369 provides that all claims for payment by a county must be audited by the legislature; and
WHEREAS, The Cayuga County Legislature, in furtherance of this responsibility, recognizes that standard auditing
practices and procedures are of fundamental necessity to the audit process; and
WHEREAS, There are those within the County who possess the expertise and experience necessary to define and
establish responsible auditing practices; now, therefore, be it
RESOLVED, that the Cayuga County Legislature hereby establishes the Cayuga County Audit Committee, and be it
further
RESOLVED, that the Cayuga County Audit Committee, **to be selected by the Chairman of the Cayuga County
Legislature**, shall be comprised of: two (2) sitting legislators, the Cayuga County Budget Director, the Director of Data
Processing, the Accounts Payable Clerk, a designee of the Treasurer's Office, and the County Administrator; and be it
further
RESOLVED, that the Cayuga County Audit Committee shall report to Ways & Means its recommendation for
proposed auditing procedures and standards; perform regular review of the audit process and propose changes to the
auditing process when warranted; and to make proposals or suggestions to the County Administrator regarding
purchasing, payables, or other accounting functions to which the County Administrator has oversight.
Signed by Fearon, Aikman, Chapman, Lattimore, Palermo, Cuddeback, Mahunik, Mills, Petrus, all in favor.

RESOLUTION NO. 52-10 (1/26/10) COA-LLRplgLL#lof2006&EstgOffOfCoAdmADP
TO ADOPT LOCAL LAW NO. 1 FOR THE YEAR 2010 REPEALING LOCAL LAW NO. 1 OF 2006 AND
ESTABLISHING THE OFFICE OF COUNTY ADMINISTRATOR FOR CAYUGA COUNTY.
BY: MR. FEARON, Chairman, Government Operations Committee, and MR. PALERMO, Chairman, Ways & Means
Committee.
WHEREAS, Local Law No. 2 for the year 2010 was presented to the Cayuga County Legislature on the 11th day of
January, 2010; and
WHEREAS, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on
said Local Law No. 2 for 2010 on January 26, 2010 at
6:00 P.M.; now, therefore, be it
ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. 2 for 2010, entitled:
 "A LOCAL LAW REPEALING LOCAL LAW NO. 1 OF 2006 AND ESTABLISHING THE OFFICE OF
 COUNTY ADMINISTRATOR FOR CAYUGA COUNTY".
and be it further
RESOLVED, that the Clerk of the County Legislature publish notice of the adoption of the said Local Law in the
official newspapers of Cayuga County, one time per week for each of two weeks, the first publication to be within ten
(10) days of its date of its adoption.
Signed by Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, Aikman, Barski, Chapman, Lattimore,
Mitchell, all in favor.

STATE OF NEW YORK
COUNTY OF CAYUGA

LOCAL LAW NO. 1 FOR THE YEAR 2010

**A LOCAL LAW REPEALING LOCAL LAW NO. 1 OF 2006 AND ESTABLISHING THE OFFICE OF COUNTY
ADMINISTRATOR FOR CAYUGA COUNTY**

Section 1. LEGISLATIVE INTENT

By Local Law No. 1 of the year 2006 Cayuga County Legislature established the position of County Manager and set
forth the powers and duties of said position. The Cayuga County Legislature now desires to revise the powers and
duties set forth in said local law and by this local law shall set forth the powers, duties, mode of selection and removal,
and term of office of the County Administrator.

Section 2. COUNTY ADMINISTRATOR: APPOINTMENT AND TERM OF OFFICE

A. There shall be a County Administrator who shall be directly responsible to the County Legislature and on behalf of
the County Legislature shall perform the functions of a chief administrative officer, with the County Legislature
retaining the final administrative authority. The position of County Administrator shall be unclassified for Civil
Service purposes. The County Legislature shall have the power to appoint and remove the County Administrator and
shall set the County Administrator's salary and allowable expenses and benefits. The County Legislature shall have the
authority to enter into an agreement with the County Administrator setting forth the County Administrator's salary,
allowable expenses and benefits, and such other terms and conditions of employment as the County Legislature deems
appropriate. The term of office of the first County Administrator appointed pursuant to this local law shall commence
on the date of his or her appointment and shall expire on December 31, 2013. The term of office of each subsequent
County Administrator shall be for four years. The Cayuga County Legislature may remove the County Administrator,
prior to the expiration of the County Administrator's term of office, upon cause, cause being insubordination, neglect of

duty, or inability, by reason of sickness or disability, to discharge the duties and responsibilities of office beyond the period of any leave authorized by the New York State Civil Service Law, subject to the following conditions:

- 1) The County Legislature shall adopt a resolution stating their intention to remove the County Administrator and the reasons therefore.
- 2) A copy of the resolution shall be served upon the County Administrator. The County Administrator may, within thirty (30) days, demand a hearing.
- 3) If the County Administrator demands a hearing, the County Legislature shall appoint a committee to hold a hearing, in executive session, not less than ten (10) days nor more than twenty (20) days from the date of the demand. After the hearing, the committee shall recommend dismissal or retention of the County Administrator. The County Legislature may accept or reject the recommendation of the committee. The decision of the County Legislature shall be final and binding, subject to the right of appeal in accordance with law.
- 4) If the County Administrator does not demand a hearing, the County Legislature may dismiss the County Administrator thirty (30) days after service of a copy of the resolution upon the County Administrator.
- 5) Upon the passing of the resolution, the County Legislature may suspend the County Administrator from official duties without pay. If the charges against the County Administrator are not sustained by the County Legislature or are not sustained after any appeal from the decision of the County Legislature, the County Administrator shall be entitled to be paid for the period of suspension. An appointment to fill a vacancy in the Office of County Administrator shall be for the remainder of the predecessor's unexpired term.

Section 3. QUALIFICATIONS

- A. At the time of appointment, the County Administrator shall have the following training and/or experience.
- 1) Possess a Bachelors Degree from an accredited college or university and have six years paid full-time management in a private or public business or an industrial enterprise, OR
 - 2) Possess a Master of Public Administration or Master of Business Administration degree and have four years of paid full-time management experience in a private or public business or an industrial enterprise, OR
 - 3) An equivalent combination of training and experience listed above
 - 4) The County Administrator is to hold no other public, political office or other employment, except upon the approval of the Cayuga County Legislature. This position is a full time position in service to Cayuga County.
 - 5) The County Administrator shall be appointed on the basis of these and such other qualifications as may be required for the responsibilities of the office.
- B. The appointee need not be a resident of Cayuga County at the time of appointment but shall become so within 90 days of appointment and remain so during his or her term of office. Failure to become such a resident or to remain such a resident shall be cause for dismissal by the Cayuga County Legislature.

Section 4. POWERS AND DUTIES

The County Administrator shall be the Budget Officer and shall be responsible for the overall administration of County government, as directed by the County Legislature or pursuant to policies adopted by the County Legislature, and shall provide and coordinate staff services to the County Legislature, the Chairperson of the Legislature, and the committees of the Legislature. The County Administrator shall perform all the duties now and hereafter conferred or imposed upon the office by law and directed by the County Legislature and shall have all the powers and perform all the duties necessarily implied or incidental thereto. Among such powers and duties, but not by way of limitation, are the following:

- A. To appoint such office staff as may be authorized by the Legislature.
- B. To prepare the annual budget and provide for appropriate budgetary controls and to promote the effective, efficient and economical management of appropriated funds.
- C. To make recommendations to the appropriate committees of the Legislature, or the Chairperson of the Legislature, for appointments by the Legislature of all department heads of County government not administered by an elected official.
- D. To work in conjunction with and coordinate the activities of County department heads and the administration of all units of County government in order to most efficiently implement the directives of the Legislature.
- E. To have general supervision of all County departments and agencies except as otherwise required by law. All department and agency heads shall be responsible to and report to the County Administrator.
- F. To report annually to the County Legislature concerning the administration and performance of County departments and agencies.
- G. To aid the County Legislature in evaluating proposals presented to it and make recommendations concerning such proposals.
- H. To serve as an advisor to the County Legislature and to develop policy and procedural recommendations for consideration by the Legislature which will promote economy and efficiency in the operation of County government.
- I. To undertake administrative and management studies and submit to the Legislature reports and recommendations regarding governmental operations as he or she may deem appropriate or the Legislature may request.
- J. To supervise the purchasing agent for the County.
- K. To supervise the Department of the Information Technology.
- L. To supervise and administer the Risk Management and Insurance Programs of county government.

M. To initiate, administer and oversee the collective bargaining process in County negotiations with organized employee organizations.

N. To represent the County Legislature in contacts with other political subdivisions and State and Federal officials and agencies.

O. To serve as liaison between the County Legislature and the various boards, commissions and advisory committees and component agencies established by the County Legislature.

P. To have such other powers and to perform such other duties as may now or hereafter be conferred or imposed by the County Legislature.

Q. Prepare resolutions as directed by the Standing Committees.

R. Evaluate in conjunction with the appropriate oversight committee, on an annual basis all department heads, excluding elected department heads, and shall make recommendations on annual salaries/benefits.

Section 5. ANNUAL PERFORMANCE REVIEW

The County Administrator shall be evaluated by the Chairperson of the Legislature, Minority Leader and the Chairperson of the each standing committee of the County Legislature during the thirty (30) day period prior to July 1 of each year.

Section 6. NO DIVESTURE OF POWERS OR DUTIES OF THE LEGISLATURE

Nothing contained in this Local Law shall operate or be construed to divest the Legislature of Cayuga County of any of its functions, powers or duties.

Section 7. SEPARABILITY OF PROVISIONS

If any clause, sentence, paragraph, subdivision, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation of the clause, sentence, paragraph, subdivision, section, or part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered.

Section 8. CONFLICT WITH PREVIOUS LOCAL LAWS OR RESOLUTIONS

In the event of a conflict or inconsistency between this Local Law and any previous Local Law or Resolution of the County Legislature, the terms of this Local Law shall govern. Local Law No. 1 of the year 2006 is hereby repealed.

Section 9. EFFECTIVE DATE

This Local Law shall take effect when all applicable statutory requirements for its passage and adoption have been complied with fully and it has been duly filed as provided by the Municipal Home Rule law.

RESOLUTION NO. 53-10 01/26/10 Bldgs COB Security System 2010rev Authorization to enter into a three year Assured Maintenance Agreement for the County Office Building Security system

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

Hon. Christopher H. Palermo, Chairman, Ways & Means Committee

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

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

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

Whereas, it would not be cost effective for the county to train an employee to perform this service, and

Whereas, the County will save \$584.00 if we enter into a 3 year agreement; and

Whereas, the County does have funds in Account No. A16204 54045 to cover the cost of this maintenance agreement; now therefore let it be

Resolved, that the County enter into a Maintenance Agreement with Linstar, Inc. for service on the security system for the County Office Building, at the cost of \$3,693.33 per year for 3 years; and be it further

Resolved, that the money come out of account A16204 54045; and be it further

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

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

Signed by Axton, Cuddeback, Fearon, Mahunik, Mills, Petrus, Aikman, Barski, Chapman, Mitchell, all in favor.

RESOLUTION NO. 54-10 January 26, 2010 hwyextbid

Resolution to Extend Certain 2009 Bid Items

By : David Axton, Chairman Public Works Committee

: Christopher, Chairman Ways and Means Committee

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

Whereas, these items were bid in 2009; and

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

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

Resolved, to approve the extension of the 2009 bids for Highway Equipment and Materials; and be it further

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

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

RESOLUTION NO. 55-10 January 26, 2010 HWYAUTHBID

AUTHORIZING THE CLERK OF THE LEGISLATURE AND THE COUNTY HIGHWAY SUPERINTENDENT TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE PURCHASE OF MACHINERY, MATERIALS, TOOLS, EQUIPMENT, FUEL AND EQUIPMENT RENTALS.

By: David Axton, Chairman Public Works Committee

: Christopher Palermo, Chairman Way and Means Committee

Whereas, certain supplies will have to be purchased during 2010 for the County Highway Department; and

Whereas, the construction season is a short period of the year and items may be required to be bid to meet unusual maintenance needs that must be accomplished during the construction season; and

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

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

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

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

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

RESOLUTION NO. 56-10

1.26.10

911Computerpurch

AUTHORIZING THE PURCHASE OF NEW COMPUTERS FOR THE CAYUGA COUNTY E-911 CENTER.

BY: Mr. Steven Cuddeback, Chairperson, Judicial and Public Safety Committee

Mr. Chris Palermo, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center CAD workstations function 24 hours a day, seven (7) days a week; and, they are due for their five (5) year replacement; and

WHEREAS, recent CAD software upgrades require upgrades to the E911 CAD workstations; and

WHEREAS, money is included in the 2010 911 Communication System Budget (Account Number A30202 52009) for this purpose; now therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to allow for the purchase of 30 new E911 CAD workstations and related hardware and operating software on New York State Contract from Account Number A30202 52009 not to exceed the budgeted amount of \$22,496.00; and be it further

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

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

RESOLUTION NO. 57-10 Action Date 1/26/10 911Create-fill ESD10
AUTHORIZATION TO FILL A VACANT FULL TIME EMERGENCY SERVICES DISPATCHER
POSITION and CREATE ONE NEW POSITION of EMERGENCY SERVICES DISPATCHER IN
ACCORDANCE TO THE 2010 BUDGET.

BY: Mr. Steven Cuddeback, Chairperson, Judicial and Public Safety Committee
Mr. Christopher Palermo, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently has one vacant Emergency Services Dispatcher (position #001912) and on vacant Supervising Emergency Services Dispatcher (position #003974) that were unfunded in 2009; and

WHEREAS, funding for two additional Emergency Services Dispatcher positions became part of the 2010 budget approved by the legislature on 12/17/09; and

WHEREAS, the additional funding approved will be to fill two entry-level Emergency Services Dispatcher positions; NOW, THEREFORE, BE IT

RESOLVED, that one position of Emergency Services Dispatcher be hereby created and one position of Supervising Emergency Services Dispatcher(position #003974) be hereby abolished; and be it further

RESOLVED, that the 911 Administrator be hereby authorized to fill the one vacant and one newly created position of Emergency Services Dispatcher (2 positions) from the existing Civil Service list; and be it further

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

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

(TABLED)

(TABLED)

(TABLED)

RESOLUTION NO. 58-10 (1/26/10) COA-LLDASaIncDuringTermADP

TO ADOPT LOCAL LAW NO. 1 FOR THE YEAR 2010, PROVIDING
FOR A SALARY INCREASE FOR THE CAYUGA COUNTY DISTRICT
ATTORNEY DURING HIS TERM.

BY: MR. CUDDEBACK, Chairman, Judicial & Public Safety Committee, and
MR. PALERMO, Chairman, Ways & Means Committee.

WHEREAS, Local Law No. 1 for the year 2010 was presented to the Cayuga County Legislature on the 15th day of December, 2009; and

WHEREAS, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on said Local Law No. 1 for 2010 on January 26, 2010 at 6:00 P.M.; now, therefore be it

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. 1 for

2010, providing for a salary increase for the Cayuga County District Attorney during his term; and be it further

RESOLVED, that the Clerk of the County Legislature publish notice of the adoption of the said Local Law in the official newspapers of Cayuga County, one time per week for each of two weeks, the first publication to be within ten (10) days of its effective date. This Local Law is subject to permissive referendum.

Motion by Mitchell to table, 2nd by Barski, all in favor, except Mahunik, Siincebaugh voting no and Baski abstained.

AUTHORIZING THE PREPARATION AND SUBMITTAL OF ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT FOR IMPLEMENTATION OF ENERGY CONSERVATION FUNDING FOR SMALL MUNICIPALITIES TO THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA)

BY: Mr. Steven E. Cuddeback, Chair, Judicial and Public Safety
Mr. Christopher M. Palermo, Chair, Ways and Means Committee

WHEREAS, the County of Cayuga is eligible to receive up to \$472,910 in grant funds under the American Recovery and Reinvestment Act's (AARA) Energy Efficiency and Conservation Block Grant (EECBG) program administered by the NYS Energy Research and Development Authority (NYSERDA) to undertake the implementation of energy conservation measures by small municipalities; and

WHEREAS, the Cayuga County Department of Planning and Economic Development and the Cayuga County Sheriff's Department have identified a need to undertake such measures in Cayuga County in conjunction with NYSEDA's strategies to increase work-zone safety and traffic management efficiency including traffic monitoring systems for strategic speed enforcement and rural road safety; and

WHEREAS, the Cayuga County Department of Planning and Economic Development and the Cayuga County Sheriff's Department have identified an opportunity for the County to acquire advanced traffic and work-zone traffic equipment from iCone Products, a company with manufacturing in Cayuga County, specifically the iCone traffic monitoring system which includes both permanent and deployable sensors connected via real-time monitoring equipment available to the Cayuga County Sheriff's Department; now, therefore, be it

RESOLVED, that the Cayuga County Department of Planning and Economic Development is hereby authorized to prepare an Energy Efficiency and Conservation Block Grant (EECBG) application for submission to the NYS Energy Research and Development Authority (NYSERDA) for these funds and if funded administer same; and be it further RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to take such steps as may be required to submit the EECBG application and if approved accept the EECBG funding and implement the approved EECBG program.

Signed by Cuddeback, Aikman, Petrus, Pinckney, Palermo, Axton, Fearon, Mahunik, Mills, all in favor.

Motion by Palermo to adjourn at 7:57PM, all in favor.

Motion by Lattimore to approve minutes of 1-26-10 on 3-23-10, 2nd by Pinckney, all in favor.