

**MINUTES
CAYUGA COUNTY LEGISLATURE
MARCH 23, 2010, 6:30PM**

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 6:28PM.

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

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

REPORTS OF DEATH: Justina Okal, Weedsport NY, grandmother of Legislator David Axton.

PRESENTATION'S: Bonadio Group(Kenneth Pink, CPA and Brian Lafountain CPA), Elane Daly, Director of Health & Human Services, and Tom Ryan Director of Case Integrity, re: Detection Program, to Prevent Fraud & Abuse on Public Funded Projects. Handout attached to original minutes.

Discussion: Palermo, 352 cases referred to you based on suspicion or random?

Lafountain, people that run their own business, partnerships, complex cases.

Palermo, do you report back to the county?

Lafountain, yes, we give them the numbers or we reference as fraudulent.

Cuddeback, 352 case out of how many?

Daly, we have 9,000 open cases, about 1,000 are self employed.

Mills, do you do annual review?

Daly, yes.

Lattimore, how much is spent on Bonadio Group?

Ink, approximately \$4,500 a month.

Mazza, 100% State pays Bonadio. We are the gate keepers, screening has to be strong, we are subject to audits.

Mitchell, cost benefit?

Lafountain, State, Federal and County.

Daly, there's no local re-imbursement for this.

Tortorici, the State is auditing Mental Health, and Nursing Homes across the state, need to minimize the risk.

Ryan, Front End Detection System, investigate and verification.

Cuddeback, can we e-mail you anytime?

Ryan, yes, and you can leave a voice mail anytime.

Lattimore, average length person on benefits?

Ryan, I've been here 16 years and some of the same people are still on the system, but I'd say average 3 to 5 years, Federal Government say no more than 5 years.

Mazza, people that are on permanent disability can be on the system forever.

Lattimore, 3 and 4 generations.

Mazza, Office of Medicaid Inspector General is doing a lot of auditing. This County is a payer on one end and a provider on the another, Nursing Home, Mental Health, CHHA etc. We are working on this, getting our record ready, to avoid being penalized.

Leadership Cayuga, members present were recognized by the Legislature, Stephanie Salato, Hilary Ford, Lauren Chyle, Bruce Blodgett, Joanne Lanson, Laurie Trojnor, Jeff Alberici, Andrew Bartholomew, Joe Murphy, Lane Duger, Diane Moose, and Tim Donovan

Blueprint II group, re: a grant they received from the Stardust Foundation for Emerson Park shelter renovations. (Dustin Culver, Anna Cuthbert, Emily Latanushyn, Tom Lupo, Zachary Weaver and Alex Wilczeck), members were recognized by the Legislature.

PROCLAMATION'S: Cayuga County Salutes John Vanacore, Tuesday, March 9, 2010

Harriet Tubman Day in Cayuga County, March 10, 2010.

Bernie Corcoran Day in Cayuga County, March 19, 2010

Proclamations titles read by Mary Jones, Clerk of the Legislature.

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.

MINUTES: For Approval: 1-26-10 and 2-1-10 (Committee Meeting of the Whole), **Motion by Lattimore to approve minutes, 2nd by Pinckney, all in favor.**

For Reading: 2-23-10, 3-4-10, 3-16-10 and 3-22-10 (Committee of the whole)

CCC REPORT: Dr. Daniel Larson, **Enrollment update, 3,112 students.** Albany Advocacy, visited 9 senators and assembly members to urge the restoration of base aid and TAP funds. Assessment Day, all College departments and offices attended. CASH Program, six student with Professor Dawn Matijas help low to moderate income residents prepare their taxes. Panama Interns, 2 students who completed internships in Panama gave a joint presentation on their experience, re: climate change. Faculty Presentations, Professor Howard Nelson gave a reading on The Nap by the Waterfall and Professor Schultz presented excerpts from his biography of James K. McGuire.

DEFEATED

MOTION NO. 121-10

3-23-10

Motion by Fearon, 2nd by Chapman

I move that we approve the contract with the Cayuga County Community College Administrative & Professional Group (APG) bargaining unit.

Discussion:

Chapman, I support.

Cuddeback, no, send proposal back to bargaining.

Lattimore, we can't discuss the terms?

Tortorici, no, have to go into executive session.

Roll Call vote. Noes – Palermo, Axton, Petrus, Mills, Fearon, Mitchell, Cuddeback, Tortorici. Ayes – Lattimore, Mahunik, Chapman, Barski, Sincebaugh. Abstained, Pinckney, Aikman. 493/276/113.

Motion Defeated by roll call vote.

MANAGER'S REPORT: Nick Mazza, I feel we have accomplished a great deal, great people, a wonderful experience. Tortorici, thanked Nick, preformed 110%.

CHAIRMAN'S REPORT: Peter Tortorici, David Axton and I are members of the National Association of Counties, we are on the finance committee for Indian Affairs, we went to Washington. A resolution has passed Carcieri Fix, to put land into trust for the Indians for food, not gas stations and casinos
Fearon, department, of Interior is trying to circumvent Supreme Court, not roll of the Legislative body to over-rule the Supreme Court.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS: Axton, re: Washington trip with Peter, we explained our case, other counties had different issues, there were actually two Native Americans that voted with us.

Mills, there will be a Marcellus Shale Gas forum on Thursday, April 29th from 7 to 8:30PM at the Bisgrove Community theater, Cayuga Community College, 197 Franklin St., Auburn, NY.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga County Parks Commission:

David Hollier, 838 Victory Rd., Red Creek, NY 13143, term – 1-1-10 to 13-31-2012

Cayuga County Water Quality Management Agency:

Vicky Murphy, Memorial City Hall, Auburn, NY 13021, term 1/1/10 – 12/31/10

RESOLUTION NO. 128-10

03.23.10

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:

February 2010	
Copier Leases and Maintenance:	\$ 3,446.90
Postage Leases:	\$ 754.00
<u>Total:</u>	<u>\$ 4,200.90</u>

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

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

RESOLUTION NO. 129-10 (3/23/10)

COA-CAPH3PAYREV

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

BY: MR. CHRISTOPHER 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 #07-5 (Tyler Software):
MILEAGE, MEALS, TOLLS :
Tyler Technologies Inc.-Inv. No. 23353.....\$ 613.40
Tyler Technologies Inc. -Inv. No. 23721..... \$ 70.70
Tyler Technologies Inc - Inv. No. 159397.....\$ 1,355.08
Sub Total\$ 2,039.18
 2. Project #08-01 (Behavioral Health Service Project)
Green Plumbing Inc. Application # 2\$ 6,328.00
East Coast Electric, LLC- Application # 2 \$ 8,508.20
Syracusa Mechanical Inc- Application # 2\$ 30,400.00
Fah's Construction Group - Application # 3..... \$69,231.25
Gary Management Systems -Invoice 7..... \$ 10,083.75
AAC Contracting Inc - Application # 4..... \$ 6,655.00
Sub Total \$131,206.20
- Grand Total..... \$ 133,245.38

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.

RESOLUTION NO. 130-10 Action Date 3/23/10 RPSfillSupGISSpec10
Authorization to revise GIS-Tax Map Technician related titles within the Real Property Tax Services Department and to fill the Supervising position due to a retirement.

BY: Christopher Palermo, Chairman Ways and Means Committee

WHEREAS, the position of Supervising Tax Map Technician (position control # 4158) within the Real Property Tax Services Department will become vacant due to the retirement of the current employee (effective April 30, 2010); and WHEREAS, the position provides essential services for the department and is necessary for the efficient operation of the Real Property Office; and

WHEREAS, the Director of Real Property Tax Services II met with the Civil Service Commission and requested that the GIS and Tax Map positions within the department be reviewed, revised and modernized; and

WHEREAS, the Civil Service Commission has proposed title changes for the three existing GIS-Tax Map titles within the Real Property Tax Services Offices contingent upon the adoption of said changes by the Legislature; now, therefore be it

RESOLVED, that the following title changes occur with no change in the compensation for the CSEA positions:

<u>Current Title:</u>	<u>Position</u> <u>Control#</u>	<u>New Title:</u>	<u>Grade:</u>
GIS Technician	4398	GIS Specialist	11
Sr. GIS –Tax Map Technician	6354	Senior GIS Specialist	15
Supervising Tax Map Technician	1819	Supervising GIS Specialist	23

;and be it further

RESOLVED, that the above changes be effective March 8, 2010 and be incorporated into the CSEA Compensation Plan as title changes only with no change in compensation; and be it further

RESOLVED, that the changes in title be in accordance with the Cayuga County Civil Service Rules and Regulations; and be it further

RESOLVED, that the Director of Real Property Tax Services II be hereby authorized and directed to fill the position of Supervising GIS Specialist, effective May 1, 2010, in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga.

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

RESOLUTION NO. 131-10 (3/23/10) COMSalAdj
RESTORING FUNDING TO THE PROVISION FOR SALARY ADJUSTMENT ACCOUNT

BY: Christopher Palermo, Chairman Ways and Means Committee

WHEREAS, during the 2009 fiscal year, the County accumulated funds in an account called Provision for Salary Adjustment through realizing savings in salary and fringe benefit accounts due to position vacancies; and

WHEREAS, these funds are to be utilized to pay employee contracts that are finalized; and

WHEREAS, during the 2009 fiscal year this account was not expended for this purpose; and

WHEREAS, during the 2010 budget process, the Cayuga County Legislature decided that \$385,000.00 of the funds remaining in the Provision for Salary Adjustment Account (A10174-54000) at the end of 2009 be made available for the 2010 fiscal year; now, therefore be it

RESOLVED, that \$385,000.00 be appropriated from the General Fund Balance at the end of the fiscal year 2009 to the 2010 budget for Provision for Salary Adjustment Account (A10174-54000) to restore funding; and, be it further

RESOLVED, that the Treasurer is hereby directed to make the journal and accounting entries necessary to carry out the intent of this resolution.

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

RESOLUTION NO. 132-10

3/23/10

Hwy-LeaveBank rev2

AUTHORIZING THE CREATION OF A TEMPORARY LEAVE BANK FOR A CAYUGA COUNTY HIGHWAY EMPLOYEE

BY: Mr. Christopher Palermo, Chair, Ways & Means Committee

WHEREAS, an employee of the Cayuga County Highway Department, has an illness requiring treatment that will necessitate extended leave; and

WHEREAS, this employee has worked for the Cayuga County Highway Department, for approximately fifteen years and will exhaust accruals due to this illness; and

WHEREAS, discussion has occurred over this issue with representatives of the County and the CSEA and both parties have agreed to allow the creation of a temporary leave bank at the request of fellow employees to address the immediate loss of income for the employee; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby approves this temporary leave bank, subject also has approval of the CSEA officials; and be it further

RESOLVED, that the Cayuga County Legislature authorizes and directs all those steps that may be required to undertake this temporary leave bank in accordance with the following conditions:

All other leave shall have been exhausted by the employee. All County employees may be permitted to donate personal, or vacation time in no less than full day increments, at any amount up to a grand total of ninety-five work days, all leave donations shall be in writing on a standardized leave bank form, leave time shall be used by the employee in accordance with the CSEA contract, using one full day from each donation before additional days are utilized from donors making multiple day donations; and be it further

RESOLVED, that the Cayuga County Legislature wishes the employee a speedy recovery and looks forward to their return to work with the County.

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

RESOLUTION NO. 133-10

3/23/10

costalloc

AWARD THE PROPOSAL FOR COST ALLOCATION PLAN

By: Mr. Christopher Palermo, Ways and Means Committee

WHEREAS, Cayuga County is in need of a Central Services Cost Allocation Plan, and

WHEREAS, this information is used by County Offices, primarily, the Department of Social Services, to claim Federal Aid for indirect costs and State Aid for maintenance in lieu of rent, and

WHEREAS, requests for proposals were solicited and received (bid summary attached), and

WHEREAS, the recommendation for this contract is *Venesky and Company* at \$12,000 for the year 2010, \$12,000 for the year 2011 and \$12,000 for the year 2012, and

WHEREAS, this contactor has clearly demonstrated to be the most qualified to provide the maximum benefit to the County, now, therefore, be it

RESOLVED, that the Chairman of the Legislature be authorized to enter into a contract with *Venesky and Company* to provide this service to the County.

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

Motion by Petrus to bundle resolutions HH-1 to HH-19, excluding HH-4 which was pulled at committee. Aikman abstained from HH-18, Motion by Fearon to separate HH-18 from bundle, all in favor, except Cuddeback voting no.

RESOLUTION NO. 134-10 (March 23, 2010) HD Temp Fill Caseworker LTCAO

Authorizing the Director of Health & Human Services to Temporarily Fill a Caseworker Position at the Long Term Care Access Office (LTCAO) Behind a Retirement

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

Christopher Palermo, Chairman of the Ways & Means Committee

WHEREAS, a caseworker position will be vacated in the LTCAO due to a retirement effective March 31, 2010; and

WHEREAS, the long term plan for this position was to convert the caseworker to an RN as the RN can assume the social and nursing assessment needed to manage patients in the Medicaid funded PCA Program; and

WHEREAS, in the interim of executing this conversion we would like to fill a caseworker position on a temporary basis until the conversion can occur; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized and directed to temporarily fill a caseworker position at the LTCAO in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga.

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

**RESOLUTION NO. 135-10 (March 23, 2010) HD Licensure LHCSArev
Authorizing the Director of Health & Human Services to File an Article 36 Licensure Application to Establish a
Licensed Home Care Service Agency (LHCSA)**

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

WHEREAS, the County is in the process of transitioning its Certified Home Care Agency to Lifetime Care; and
WHEREAS, once this transition occurs (of the operating certificate), the County Health Department will be prohibited
from providing any home-based services including nursing unless licensure is pursued; and

WHEREAS, in the course of doing the public health work required as a recipient of Article VI, State Aid, home visit
will be necessary; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health and Human Services be authorized and directed to submit an application for
licensure (cost is \$2,000 to be paid from account #A40124 54059) to the Bureau of Project Management in the New
York State Department of Health.

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

**RESOLUTION NO. 136-10 (October 27, 2009) HD Create/Fill PT Lactation Peer Counselor WIC
Authorizing the County Legislature to Create a PT Lactation Peer Counselor Position in the WIC Program and
Authorizing the Director of Health & Human Service to Fill the Position**

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

WHEREAS, the NYS Department of Health administers the 100% federally funded WIC program for the State of New
York, and funding has been made available for the Cayuga County Health Department to continue to run the WIC
program for the period October 1, 2009 through September 30, 2010; and

WHEREAS, one of the mandated services of the NYS WIC Program is to further promote breast feeding among WIC
participants by utilizing the services of a Part-Time Lactation Peer Counselor position to, among other duties, assist in
teaching breastfeeding classes within the WIC program, provide information on additional sources of help for the
breastfeeding mother, and participate in peer support groups; NOW, THEREFORE BE IT

RESOLVED, that upon approval of this position by the Cayuga County Civil Service Commission, the County
Legislature be authorized and directed to create a Part-Time Lactation Peer Counselor position for the WIC Program to
be placed in the Cayuga County Compensation Plan, Part II for Non-Bargaining, at a rate of \$10 per hour; and be it
further

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill this newly created
position in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga; and be also
RESOLVED, that if funding ceases for the position, it will be abolished.

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

**RESOLUTION NO. 137-10 (March 23, 2010) HD TransitioningCHHA PrinAC-2010
Authorizing the Director of Health & Human Services To Fill A Principal Account Clerk Position By
Reinstating A Retiree Until Such Time As A Junior Accountant Position Is Abolished.**

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 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 Principal Account Clerk (Control #004640) has been filled temporarily until the civil service eligible list
was established on 1/13/10; and

WHEREAS, the current incumbent is a retiree that is willing to help with the transition and fill the Principal Account
Clerk position by reinstatement until such time as the lay-off of billing staff occurs; and

WHEREAS, the Director of Health and Human Services desires to have the incumbent of the targeted position of
Junior Accountant in the Public Health Department be able to be permanently appointed to the Principal Account Clerk
from the Preferred Eligible List established after the abolition of positions; and

WHEREAS this aforementioned fill by a retiree will allow this transition upon the lay-off of the Junior Accountant;
NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health and Human Services be hereby authorized to fill a Principal Account Clerk
vacancy effective immediately in the Public Health Department by the reinstatement of a retiree until the abolish-ment
of CHHA billing staff positions; and be it further

RESOLVED, that upon the abolishment of the CHHA billing staff positions and resignation of the reinstated retiree;
that the Principal Account Clerk position be hereby filled from the Junior Accountant Preferred Eligible List in
accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga.

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

**RESOLUTION NO. 138-10 (March 23, 2010) HD Extend CHHA Service Contracts 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Extend CHHA
Service Contracts Through 2010**

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; and

WHEREAS, in order to maintain specific patient services as usual during this time of transition and through the transfer of the certificate if needed, it is necessary for the CHHA to extend these service contracts; NOW,

THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized and directed to extend all CHHA service contracts (as listed below) through 2010 under their current terms:

Adirondack Physical Therapy & Occupational Therapy, LLC
Barrette, Mary Lou, Registered Dietician
Cayuga Health Association
Krista Celso, Occupational Therapist
Clark, Elaine, Physical Therapist
Cooney, Michelle, Physical Therapist
Daley, Linda, Physical Therapist
E. John Gavras Center (Physical Therapy, Occupational Therapy, & Speech Therapy)
Feyerabend, Catherine, Occupational Therapist
Garcia, Jill, Speech Therapist
Green, Sue, RN (Wound Care)
Jablonski, Kim, Physical Therapist
Mandel Therapy (Physical Therapy, Occupational Therapy, & Speech Therapy)
McGonagle, Linda, Physical Therapist
Melfi, Kelly, Occupational
Northbrook Heights Home for Adults, Inc. (HHA, PCA, HMKR, HSKP)
Stafkings Healthcare Systems, Inc. (RN, LPN, HHA)
Therapy Partners in OT, PT, Speech-Language Pathology, PLLC
Wolff-Evans, Elizabeth, Physical Therapist

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

**RESOLUTION NO. 139-10 (March 23, 2010) HD Sibley Nursing Personnel Service 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into a
Contract with Sibley Nursing Personnel Service, Inc.**

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

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

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

WHEREAS, funds have been budgeted in the 2010 budget in account #A40124 – 54219 Home Health Aides and account #A40124 – 54128 Nurses/Contracts, #A40124 54059 Professional Services; and

WHEREAS, this contract will only be used in those circumstances when administration determines that there is insufficient clinical coverage; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract effective January 1, 2010 through December 31, 2010 with Sibley Nursing Personnel Service, Inc. to provide the following services at the following rates:

<u>Rates</u>	<u>Weekday Rate</u>	<u>Weekend Rate</u>
RN	\$42.23/hr.	\$44.72/ hr.
LPN	\$32.44/hr.	\$34.32/hr.
Home Health Aide	\$19.57/hr.	\$22.00/hr.
HHA Scheduler	\$21.63/hr.	N/A

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

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

**RESOLUTION NO. 140-10 (March 23, 2010) HS Fill Interim DepDirSocServ
Authorizing the Director of Health & Human Services to Fill Interim Deputy Director for Social Services
Position**

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

WHEREAS, on March 31, 2010 the Deputy Director for Social Services will retire; and
WHEREAS, within the current administrative structure of Health & Human Services, the Deputy is needed to assist in
managing the Department of Social Services; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized and directed to fill the Deputy Director of
Social Services position on an interim basis at a salary of \$61,000 in accordance with Civil Service Rules and
Regulations and the policies of the County of Cayuga.

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

**RESOLUTION NO. 141-10 (March 23, 2010) HS Fill HS Examiner FSMA
Authorizing the Director of Health & Human Services to Fill a Full-Time Human Services Position (100%
Funded) in the FSMA Unit of Human Services**

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

WHEREAS, there will be a Full-Time Human Services Examiner position vacancy in the FSMA (Food
Stamp/Medicaid) Unit of Human Services due to resignation effective March 12, 2010; and

WHEREAS, this position is necessary for the effective and efficient operation of the FSMA Unit of the Human
Services Department; and

WHEREAS, this position is 100% funded through Food Stamps and Medicaid; and

WHEREAS, sufficient funding exists in the 2010 Human Services' Budget Request to support this position; NOW,
THEREFORE, BE IT

RESOLVED, that the Director of Health & Human Services be authorized to fill the Full-Time Human Services
Examiner vacancy in the FSMA Unit and any fill behind that may occur, in a manner consistent with the rules and
regulations of the County of Cayuga and the Cayuga County Civil Service Commission.

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

**RESOLUTION NO. 142-10 (March 23, 2010) HS FLACS Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a
Contract with Finger Lakes Assessment and Counseling Services (FLACS)**

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

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

WHEREAS, Finger Lakes Assessment and Counseling Services offers out patient clinical assessment and services for
adolescent sexual offender out patient services and individual and/or group counseling; 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 Finger Lakes Assessment and Counseling Services for the period of 3/24/10 to 3/23/11 at the
following rates:

Mandated Evaluations (3 Sessions)..... \$90 per session
Individual Counseling Session.....\$45 per session
Family or Couples Counseling.....\$60 per session
Group Counseling..... \$10-\$20 per group session
On-Site Training.....\$125 per hour
Professional Court Testimony.....\$125 per hour
Minimal Phone Consultation (Under 15 Min.)...No charge
Extensive Phone Consultation (Over Min.)...\$45 per hour
and be it further

RESOLVED, that the payment of these services be from account #A60704 54184 of the 2010 Human Services Budget.

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

**RESOLUTION NO. 143-10 (March 23, 2010) HS Huntington Contract
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew a
Contract with Hunting Family Cent4r, Inc.**

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

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

WHEREAS, Huntington offers a specialized program; and

WHEREAS, the Department of Health & Human Services has successfully contracted with Huntington Family Center, Inc. in the past to provide out patient clinical assessment and services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be allowed to enter into a contract with Huntington Family Center, Inc. for the period of 1/1/10 to 12/31/10 at the following monthly rates:

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

and be it further

RESOLVED, that the payment of these services be from account #A61194 - 54000 of the 2010 Human Services Budget.

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

**RESOLUTION NO. 144-10 (March 23, 2010) HS Med-Rev 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew a
Contract with Med Rev Recoveries, Inc. for the Provision of Debt Recovery Services**

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

WHEREAS, recipients of public assistance on occasion become ineligible for benefits with an identifiable amount due to the County of Cayuga; and

WHEREAS, the Human Services Division of Health & Human Services is required to provide debt recovery services in order to re-coup monies owed to the County; and

WHEREAS, the Human Services Division has successfully contracted with Med Rev Recoveries, Inc. in the past to provide these services; and

WHEREAS, Med Rev Recoveries, Inc. would receive a contingent fee of 23% of amounts recovered; 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 Med Rev Recoveries, Inc. for the contract period May 1, 2010 through April 30, 2011; and be it further

RESOLVED, that the charges for these services be paid from account #A60104 54059 of the 2010 Human Services Budget.

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

**RESOLUTION 145-10 (March 23, 2010) HS MAS Contract 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the
Contract with Medical Answering Services, LLC for a Non-Emergency Medicaid Transportation Management
System**

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

WHEREAS, in an effort to save labor, technology, communication, and management costs while improving the control of the Medicaid Transportation System that the Human Services Division of Health & Human Services has in place, the Department desires to contract with a provider of such services; and

WHEREAS, the Department has successfully contracted with Medical Answering Services (MAS) for the provision of the above listed services; and

WHEREAS, the cost of these services are 100% State and Federally funded; 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 MAS for a Non-Emergency Medicaid Transportation Management System for the period January 1, 2010 through December 31, 2010 in the amount of \$60,588 paid in equal monthly installments of \$5,049; and be it further

RESOLVED, that the costs of these services be paid from account #A60104 54059.

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

RESOLUTION NO. 146-10 (March 23, 2010) HS IMA Contract 2010
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract with Industrial Medicine Associates, PC (IMA)

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

WHEREAS, IMA with an office in Syracuse provides consultive medical exams for Social Security Disability and SSI, and also provides workforce or "employability" evaluation services to a number of counties; and

WHEREAS, our Department currently has a number of individuals in receipt of cash assistance who are medically exempt from work and/or in the process of awaiting an SSI determination; and

WHEREAS, our goal remains to move as many individuals as possible to self-sufficiency through employment or to SSI or SSD, and provide assistance on a temporary basis; and

WHEREAS, a contract with IMA will, when appropriate, be an effective compliment to our SSI case management contract, as well as allow us to get a "second opinion" on some individuals to see if the work restriction could be lifted;

NOW, THEREFORE, BE IT

RESOLVED, the Chairman of the Legislature and the Director of Health & Human Services are authorized to enter into a contract with Industrial Medicine Associates, PC for provision of workforce or employability evaluation services for the period of January 1, 2010 through December 31, 2010; and be it further

RESOLVED, that charges for services related to Safety Net Assistance be paid from account #A60104 54059 and for services related to TANF be paid from account #60604 54000 of the 2010 Human Services Budget.

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

RESOLUTION NO. 147-10 DATE: 03/23/10 OFAContractsMarch10
Authorizing the Chairman of the Legislature and the Director of the Office for the Aging to sign contracts with various subcontractors.

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

WHEREAS, appropriations were approved in the County budget for the year 2010 for various subcontractors (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 and directed to enter into contracts with the subcontractors listed below:

EISEP (Expanded In Home Services for the Elderly)	*Total of EISEP Services
Stafkings Healthcare Systems, Inc.	not to exceed \$220,000
Cayuga Health Association, Inc.	
Northbrook Heights Assisted Living Center	
Home Instead Senior Care	
CSE (Community Services for the Elderly)	
Transportation Project, Inc.	\$38,500
CSI (Congregate Services Initiative)	
Boyle Senior Center, Inc.	\$5,500
AAA (Area Agency on Aging Transportation Funds)	
Transportation Project, Inc.	\$7,200
WRAP (Weatherization Referral & Packaging Last Resort Program)	
Cayuga County Homsite Development Corp.	\$15,000

and be it further

RESOLVED, that the Office for the Aging is authorized and directed to enter into contracts with the above referenced subcontractors for the period of April 1, 2010 through March 31, 2011, in an amount not to exceed the above referenced sums.

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

RESOLUTION NO. 148-10 DATE: 03/23/10 OFA Create fill Food Service Helpers Mar 10
Creating eight (8) Food Service Helper Positions in the Office for the Aging; and Authorizing the Director of the Office for the Aging to Fill the eight (8) Newly Created Food Service Helper Positions.

BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and

Mr. Chris Palermo, Chair, Ways and Means Committee.

WHEREAS, the County Attorney has deemed that the subcontractors working as Congregate Site Managers in the Senior Nutrition Program meet the IRS description of employee; and

WHEREAS, the Civil Service Commission recently reviewed the duties of the Congregate Site Manager position in the Office for the Aging and classified the title for the position as Food Service Helper, Jurisdictional Class Labor; and

WHEREAS, there are eight (8) Food Service Helper positions with the rate of pay of \$11.25 per hour for non-rural congregate sites and \$11.50 per hour for the rural congregate sites; and

WHEREAS, there is funding from the New York State Office for the Aging and the Older Americans Act in the Office for Aging 2010 Budget Line A67734-54059 (Professional Services) for these positions; now, therefore, be it

RESOLVED, that the Cayuga County Legislature create eight (8) Food Services Helper positions in the Office for the Aging; and be it further

RESOLVED, that the rate of pay be hereby set for Food Service Helper in the Cayuga County Compensation Plan, Part II for Non-Bargaining Employees under the Office for the Aging at the following rates of pay:

At Non-Rural Congregate Sites: \$11.25 per hour

At Rural Congregate Sites: \$11.50 per hour; and be it further

RESOLVED, that the Treasurer be authorized and directed to transfer a total of \$51,844 from the OFA 2010 Budget Line A67734-54059 (Professional Services) as follows:

\$45,780 to Line A67721-51002 (Salaries Part-time); and

\$3,502 to Line A67721-58001 (Social Security); and

\$1,168 to Line A67721-58002 (Retirement); and

\$1,394 to Line A67721-58005 (Workmens Comp); and be it further

RESOLVED, that the Director of the Office for the Aging be authorized and directed to fill the eight (8) newly created Food Services Helper positions effective 4/1/2010 in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

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

RESOLUTION NO. 149-10 (03/23/10) ybofcaagnmt
Authorize The Chairman Of The Cayuga County Legislature To Sign 2010 Resource Allocation Agreement With The New York State Office Of Children And Family Services.

By: Ann Petrus, Chairwoman, Health and Human Services Committee

Christopher Palermo, Chairman, Ways and Means Committee

WHEREAS, the County of Cayuga is eligible for \$124,639.00 in Special Delinquency Prevention funds and Youth Development Delinquency Prevention funds from the New York State Office of Children and Families, be it

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized to sign the 2010 Resource Allocation Plan Agreement with the New York State Office of Children and Families.

policies of the County of Cayuga.

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

RESOLUTION NO. 150-10 (03/23/10)

(EMS) 2010 CNY EMS Grant

Authorizing the Cayuga County Director of Emergency Services to accept grant funding of \$1,160.72 from Central New York Regional EMS Council and to authorize the Cayuga County Treasurer to amend the Cayuga County Emergency Medical Services 2010 Budget (4072) by re-establishing revenue line, #A4072-43970, and to increase Budget A4072.2 equipment line to cover \$1,160.72 equipment costs for the purchase of a LCD Projector and CPR Manikins.

By: Ms. Ann Petrus, Chairperson of Health & Human Services Committee
Mr. Christopher Palermo, Chairperson of Ways & Means Committee

Whereas, the Central New York Regional EMS Council has awarded Cayuga County EMS a training grant of \$1,160.72 to be used in funding EMS and CPR training equipment which would include a new LCD Projector (cost \$461.17), 6 CPR Manikins (cost \$699.55), for a total equipment cost of \$1,160.72, and

Whereas, upon receipt of copies of paid invoices, the Central NY Regional EMS Council will send Cayuga County EMS reimbursement of these billings to a total of \$1,160.72, and

Whereas, the Cayuga County Director of Emergency Services seeks authorization to accept this grant and to make the equipment purchases, per NYS Contract pricing, now therefore, be it

Resolved, that the Director of Emergency Services is hereby authorized to accept the said grant and to make the equipment purchases, per NYS Contract pricing, and be it further

Resolved, that the Cayuga County Treasurer be and is hereby authorized and directed to amend the Cayuga County EMS 2010 Budget (4072) in the following manner:

Re-establish EMS revenue line #A4072-43970 for the reimbursement of these funds from the Central NY Regional EMS Council in the amount of \$1,160.72.

Increase account #A40722-52000 equipment line to cover the equipment cost of \$1,160.72.

And be it further,

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

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

RESOLUTION NO. 151-10 (03/23/10) ybagnycyk

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

By: Ann Petrus, Chairwoman, Health and Human Services Committee
Christopher Palermo, Chairman, Ways and Means Committee

WHEREAS, the County of Cayuga is eligible for Youth Development Delinquency Prevention and Special Delinquency Prevention Program funds from the New York State Office of Children and Family Services, and
WHEREAS, the Cayuga County Youth Bureau has approved the program description and budget of the following agencies in the amounts not exceeding those designated therefore when proper claims have been submitted, and
WHEREAS, said monies have been included in the Cayuga County 2010 budget and are paid contingent upon the County receiving 100% of the aforesaid amount from the New York State Office of Children and Family Services, now therefore be it

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

Cayuga Counseling Services: Pre-Trial Diversion Services \$28,102.00

Freedom Recreational Services: Freedom Camp \$9,386.00

Merry Go Round Playhouse: Park Playground Performances \$4,564.00

CHAD: DART Program \$19,260.00

Auburn YMCA: Y-Pals Program \$14,264.00

Booker T. Washington Center: AWESUM/SIMUKAI \$17,754.00

Signed by Petrus, Axton, Barski, Mahunik, Mills, Palermo, Cuddeback, and Fearon, all in favor, except Aikman Abstained.

RESOLUTION NO. 152-10 March 23, 2010 IT-VMwareTraining2010.doc
AUTHORIZING THE INFORMATION TECHNOLOGY DEPARTMENT TO ENROLL TECHNICIANS IN TRAINING COURSES

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

WHEREAS, the County plans on upgrading its server system to consolidate servers; and
WHEREAS, the Information Technology Department technicians require training in the new systems planning, installation, and configuration and; and
WHEREAS, the system software manufacturer provides scheduled on-line training; now therefore be it
RESOLVED, that the Information Technology department is authorized to purchase VMware on-line training in the amount of \$6,000.00 from account number A16104 54135 and Microsoft on-line Training in the amount of \$8,370.00 from account number A16104 54135.

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

RESOLUTION NO. 153-10 3-27-10 CC-DMV SR CASHIER FT
AUTHORIZES THE CAYUGA COUNTY CLERK TO FILL A FULL TIME SENIOR 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 Senior Cashier position vacancy on May 1 in the Motor Vehicle Bureau and that the Full Time Senior Cashier position provides essential services to the Motor Vehicle Department and 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 Senior Cashier Position # 1842 has been appropriated in the 2010 Department of Motor Vehicle (A14111-51001) salary account in the amount of \$39,021 ; now therefore be it
RESOLVED, that Cayuga County Clerk, Susan Dwyer be authorized to fill the position of full time Motor Vehicle Senior with a full time position with fringe benefits pursuant to the Cayuga County Compensation Plan, Part I – CSEA Bargaining in the title Senior Motor Vehicle Cashier and to fill any backfill positions that may result from promotions; 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, Aikman, Barski, Chapman, Lattimore, Mitchell, Palermo, Axton, Cuddeback, Mahunik, Mills, and Petrus, all in favor, except Cuddeback voting no.

TABLED	TABLED	TABLED
RESOLUTION NO. 154-10	3.23.10	coacdnnfrvk

Repealing Resolution No. 508-09, (Setting a Fee Schedule for Code Enforcement and Buildings Fire Inspections Services performed by the county at the request of Towns and Villages within Cayuga County).
Hon. George Fear, Chair, Government Operations Committee
Hon. Christopher Palermo, chair Ways and Means Committee
Whereas, Resolution No. 508-09 established a rate for code enforcement and building and fire inspections for the Village of Cato; and
Whereas, the Village of Cato elected not to enter into a contract with the County for Cayuga for the provision of code enforcement and building and fire inspections for the Village of Cato; now therefore be it
Resolved, that Resolution No. 508-09 is hereby repealed.

Discussion:

Cuddeback, no fee structure.
Fearon, fee structure paid by user not in place.
Chapman, State fees?
Fearon, don't need to adopted by State, defaults to County we can set reasonable fee.
Westphal, I will check.
Pinckney, how long are we looking at?
Fearon, effective with resolution.
Pinckney, go with State, but set our own fees.
Cuddeback, no fee for fire.
Westphal, can't say.
Cuddeback. Will it be retro?
Westphal, no.
Cuddeback, so we don't have fee.
Motion by Axton to table, 2nd by Palermo, all in favor, except Fearon, Chapman, Tortorici, Sincebaugh, Petrus, and Mahunik. Motion to table passed 9 to 6.

RESOLUTION NO. 155-10 3-23-10 COLGovOpsAmdRulerev
AMENDING RESOLUTION NO. 110-09, ADOPTING THE RULES OF ORDER OF THE CAYUGA COUNTY LEGISLATURE

BY: Hon. George Fearon, Chairman, Government Operations Committee

WHEREAS, Resolution No. 110-09 adopting the Cayuga County Rules of Order was adopted on 2-24-09; and WHEREAS, during a recent review three typographical errors were discovered:

- a) Page 2, Weighted Vote, Simple Majority, District 14 reads 46 votes, should be 48; and
- b) Page 6, III Committees, Rule 16 Standing Committees, 1 Ways & Means, Real Property was omitted; and
- c) Page 4 & 5, Rule 9 Claims, 2 and Page 6, III Committees, Rule 16 and Page 7, 5. c. Government

Operations, County Manager change to County Administrator.

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

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

- a) Page 2, Weighted Vote, Simple Majority, District 14 , 48; and
- b) Page 6, III Committees, Rule 16 Standing Committees, 1 Ways & Means, i. Real Property.
- c) Page 4 & 5, Rule 9 Claims, 2. and Page 6, III Committees, Rule 16 and Page 7, 5. c. County Manager change to Administrator.

Signed by Fearon, Aikman, Barski, Chapman, Lattimore and Mitchell, all in favor.

RESOLUTION NO. 156-10 (3.08.10) coawkplvnc
UPDATING EXISTING COUNTY POLICIES AND PROCEDURES

BY: Hon. George Fearon, Chairman Government Operations

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

WHEREAS, THE County wishes to adopt a Workplace Violence Prevention and Response Policy; now, therefore be it RESOLVED, the County Legislature does hereby adopt the attached Workplace Violence Prevention and Response Policy;

and, be, it further

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

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

RESOLUTION NO. 157-10 (3/23/10) coacttyeqiptpley
PROHIBITING THE PERSONAL USE OF COUNTY EQUIPMENT

BY: George Fearon, Chairman Government Operations Committee

Christopher Palermo, Chairman Ways and Means Committee

WHEREAS, the Cayuga County Employee Handbook adopted March 2008 by Resolution No.210-08, and as amended by Resolution No. 281-09 and Resolution No. 109-09 states at page 16: "Equipment Use: County owned or leased telephones, cellular telephones, telephone lines, pagers, facsimile machines, answering machines, computers, laptops or any other County property are provided to county officers and employees for the conduct of County business. They are not provided for personal use or gain. Personal use of county equipment is strictly prohibited unless authorized by the department head or in an emergency situation."; and

WHEREAS, there is no corresponding provision or restriction contained in the Cayuga County Employee Handbook for Non-represented Employees; and

WHEREAS, the County wishes to clarify the County's position on an employee's use of County equipment; now, therefore be it

Resolved, that the County of Cayuga hereby adopt the following policy related to employee use of County equipment:

"County owned or leased telephones, cellular telephones, telephone lines, pagers, facsimile machines, answering machines, computers, laptops or any other County property are provided to county officers and employees for the conduct of County business. They are not provided for personal use or gain. Personal use of county equipment is strictly prohibited unless authorized by the department head or in an emergency situation."

and, be it further

RESOLVED, that the use of County owned or leased equipment will not be a tax liability to the employees of Cayuga County.

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

RESOLUTION NO. 158-10 March 25, 2010 PB SupportNYSAgFarmProtect

RESOLUTION URGING THE NEW YORK STATE LEGISLATURE TO SUPPORT THE STATE'S FARMLAND PROTECTION PROGRAM AND ENVIRONMENTAL PROTECTION FUND

WHEREAS, agriculture is a significant contributor to the economy of Cayuga County and the State of New York; and, WHEREAS, farms provide jobs, support local businesses and are part of industry sectors that have a \$23 billion economic impact annually in New York; and,

WHEREAS, farms comprise 7 million acres of land in New York, roughly 25% of the state's land base; and,

WHEREAS, rapidly changing economic conditions threaten the future viability of New York's agricultural industry; and,

WHEREAS, 26,000 acres of farmland are developed each year in New York; and,

WHEREAS, the State of New York established a Farmland Protection Program in 1992 to assist towns and counties in developing and implementing local agricultural and farmland protection plans; and,

WHEREAS, over \$3 million has been awarded by the Farmland Protection Planning Grant program to 50 counties and 52 towns to assist in the development of local agricultural and farmland protection plans; and,

WHEREAS, four towns in Cayuga County have been awarded nearly \$100,000 by the Farmland Protection Program's Farmland Protection Planning Grant program; and,

WHEREAS, the Farmland Protection Implementation Grant program has awarded more than \$173 million to help farmers, local governments and land trusts permanently protect 74,000 acres on 303 farms in the State of New York; and,

WHEREAS, the Farmland Protection Implementation Grant Program has awarded more than \$15.7 million to help farmers, local governments and land trusts permanently protect more than 8000 acres on 12 farms in Cayuga County; and,

WHEREAS, demand for Farmland Protection Implementation Grant funding has been strong across the State due to the program's popularity, with a record 181 farms in the State of New York seeking \$156 million in state funding to protect 49,500 acres in 2008; and,

WHEREAS, demand for Farmland Protection Program funding has been strong locally due to the program's popularity, with 26 farms in Cayuga County seeking over \$16 million in state funding to protect 8022 acres in 2009; and,

WHEREAS, funding for the state's farmland protection programs is allocated from the state's Environmental Protection Fund (EPF), a dedicated fund whose principle funding source is a state Real Estate Transfer Tax (RETT); and,

WHEREAS, the Governor and State Legislature must take steps this year to protect New York's valuable farmland and strengthen the future for farms across New York; and

SupportNYSAgFarmProtect PG 2

WHEREAS, on February 1, 2010 the Cayuga County Agriculture and Farmland Protection Board voted unanimously to support this resolution; now, therefore, be it

RESOLVED, That the County of Cayuga does hereby urge state lawmakers to support New York's farmers, the state's agricultural economy and protection of valuable farmland by supporting funding for the Farmland Protection Program and Environmental Protection Fund; and be it further

RESOLVED, that the County of Cayuga does hereby oppose drastic cuts to the Farmland Protection Program and Environmental Protection Fund, as outlined in the Governor's FY 2010-11 Budget Proposal; and, be it further

RESOLVED, That the Clerk of the County of Cayuga is hereby directed to forward copies of this resolution to Governor David Paterson, Senate Republican Leader Dean Skelos, Senate Democratic Leader Malcolm Smith, Assembly Speaker Sheldon Silver, Assemblyman Gary Finch, Assemblyman Brian Kolb, Assemblyman Robert Oaks, Senator Michael Nozzolio, Senator David Valesky and the American Farmland Trust.

Signed by Mills, Fearon, Aikman, Lattimore, Mahunik, Pinckney, Sincebaugh, all in favor, except Palermo voting no.

RESOLUTION NO. 159-10 (3/23/10) COA-IDATAXrev
RESOLUTION IN OPPOSITION TO THE IDA TAX IMPOSED ON ALL LOCAL INDUSTRIAL DEVELOPMENT AGENCIES BY NEW YORK STATE AS A MEANS TO HELP CLOSE THE STATE'S BUDGET DEFICIT

BY: MR. ROGER MILLS, Chairman, Planning & Economic Committee

MR. CHRISTOPHER PALERMO, Chairman, Ways & Means Committee

WHEREAS, local Industrial Development Agencies (IDAs) serve as the primary vehicle for the implementation of economic

development programs in counties and local communities across New York State; and

WHEREAS, the primary mission of local IDAs is the creation and retention of jobs for New York's residents, through innovative, locally-driven and developed programs to make counties and local communities better places in which to invest, grow productive business enterprises and create better business atmospheres to generate new economic activity, job creation and tax revenue producers; and

WHEREAS, the 2009-2010 State budget contained a maximum statewide "cost recovery" tax of \$5 million to "reimburse to New York State and allocable share of state governmental costs attributable to the provisions of services to industrial development agencies;" and

WHEREAS, the State Department of Taxation and Finance has sent Tax bills to every IDA in the state, for amounts corresponding to 4.7% of the gross revenue received by an IDA in the 2008 calendar year, payable by March 31,2010; and

WHEREAS, the tax bills received by local IDAs were received long after local IDAs' budgets were developed and implemented, without the inclusion of this new unanticipated tax in their adopted budgets; and

WHEREAS, the revenue received by IDAs subject to this tax includes payments in lieu of taxes collected for local governments and school districts, state and federal grants and local taxpayer funded appropriations; and

WHEREAS, imposing a state gross receipts tax on revenues from 2008 that include tax generated resources from the state and federal government is redundant, punitive and will lead to these resources and those appropriated by counties for local job creation to be used instead to help bail out the State during its time of financial crisis; now therefore be it

RESOLVED, that New York State Association of Counties (NYSAC) strongly opposes the imposition of the new tax on the gross revenues of local Industrial Development Agencies as a means to help eliminate the state budget deficit; and be it further

RESOLVED, that the New York State Association of Counties calls upon the Governor and the State Legislature to repeal this onerous tax on the primary economic development organizations of New York's counties and other local government; a tax which will take local resources that could better be used to create jobs in our communities in this time of economic crisis; and be it further

RESOLVED, that the New York State Association of Counties shall forward copies of this resolution to Governor David A. Paterson, the New York State Legislature and all others deemed necessary and proper.

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

RESOLUTION NO. 160-10

(3/23/10)

COLgreatlakes

Resolution supporting and committing to being a member of the Great Lakes Small Harbors Coalition.

By: Roger A. Mills, Chairman Planning Committee

WHEREAS, there are approximately 120 federally authorized small Great Lakes harbors; and

WHEREAS, the federal government is responsible for maintaining boater access to these harbors through adequate dredging and maintenance of navigation infrastructure (hereinafter referred to as maintenance); and

WHEREAS, small harbors perform other valuable functions such as ports of refuge during inclement weather, ports for U.S. Coast Guard rescue stations, ports for law enforcement, ports for commercial fleets, ports for Great Lakes research vessels, and ferry terminals; and

WHEREAS, many of the 120 federally authorized small harbors in the Great Lakes require regular maintenance because of natural sedimentation, low water levels, storm events, and littoral drift, among other factors; and

WHEREAS, longstanding federal policy prevents the U.S. Army Corps of Engineers from allocating funds for the maintenance of small harbors in its operation and maintenance budget for the Great Lakes, thus forcing these harbors to seek Congressional assistance or "earmarks" to secure funds for maintenance; and

WHEREAS, this inefficient, inequitable system has resulted in maintenance back logs that have hindered, or in some cases totally blocked access to Great Lakes small harbors, causing significant economic loss and increased risk to human health and safety; and

WHEREAS, small harbors in the Great Lakes have not, to date, had an organization through which to unite and speak with one voice to address concerns about maintenance and other shared interests to federal and state agencies; now therefore be it

RESOLVED that the County of Cayuga supports and commits to being a member of the Great Lakes Small Harbors Coalition; and be it further

RESOLVED that the County of Cayuga urges the Great Lakes Small Harbors Coalition to advocate for a more equitable, sustainable, needs-based system to allocate funds for adequate maintenance of small Great Lakes harbors; and be it further

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby authorized and directed to send a certified copy of this resolution to Hon. Charles Schumer, U.S. Senator and the Hon. Kirsten E. Gillebrand, U.S. Senator.

Signed by Mills, Aikman, Fearon, Lattimore, Mahunik and Sincebaugh, all in favor.

RESOLUTION NO. 161-10 3.23.10 coamouemrnsnfndtn

Authorizing the Chairperson of the Cayuga County legislature to execute a Memorandum of Understanding between County of Cayuga and the Fred L. Emerson Foundation, Inc. for the purposes of articulating a shared intention to continue efforts to develop and implement comprehensive renovation and operation plans to ensure the Emerson Park Pavilion continues to be an integral part of the community fabric

Whereas, the Emerson Park Pavilion is owned and operated by Cayuga County and is the anchor public facility at Emerson Park; and

Whereas, the pavilion is listed on the National Registry of Historic Places and has been used for nearly 100 years as a seasonal facility for special events, dances, banquets, picnics and receptions; and

Whereas, in 1944 Fred L. Emerson donated *Enna Jettick Park* to the people of Cayuga County to be used for "...outings and leisurely wholesome enjoyment", at which time, the park was renamed Emerson Park; and

Whereas, the Fred L. Emerson Foundation, Inc. approached the County in 2008 with an interest in helping the County consider the future of the pavilion facility; and

Whereas, since 2008 a pavilion advisory committee consisting of representatives of Cayuga County and the Emerson Foundation have cooperatively engaged the services of architects, planners and hospitality experts to consider the existing conditions of the pavilion and explore various renovation and operational strategies that would enhance the value and sustainability of the pavilion; and

Whereas, members of the pavilion advisory committee have visited several facilities similarly located within a public park to assess the various operational strategies employed; and

Whereas, the pavilion advisory committee has identified some preliminary concepts for renovating and operating the pavilion which are in need of further development, consideration and refinement; and

Whereas, the County wishes to enter into a Memorandum of Understanding for the purposes of articulating a shared intention of the County of Cayuga and the Fred L. Emerson Foundation, Inc. to continue efforts to develop and implement comprehensive renovation and operation plans to ensure the Emerson Park Pavilion continues to be in integral part of the community fabric; now therefore be it

Resolved, that the Chairperson of the Cayuga County Legislature is hereby authorized and directed to execute a Memorandum of Understanding between County of Cayuga and the Fred L. Emerson Foundation, Inc. for the purposes of articulating a shared intention to continue efforts to develop and implement comprehensive renovation and operation plans to ensure the Emerson Park Pavilion continues to be in integral part of the community fabric.

Discussion:

Mitchell, capital reserve fund?

Axton, just putting it out there.

Mitchell, long term maintenance of pavilion, needs to be put in there.

Axton, not necessary yet.

Westphal, it's to allow advisory group to move forward with next step, we don't know the cost yet.

Mitchell, need capital reserve and get it done.

Tortorici, not binding, we're not ready for agreement yet.

Petrus, number 4, page 3, says seek and secure capital resources.

Axton, I don't know how were are funding.

Mills, discussed last night, asset's with capital "H" improvements, future maintenance and negotiate contract. More work needs to be done, I support.

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

RESOLUTION NO. 162-10 (3/23/10) P&TFireworkscontract 3 1
APPROVING THE CONTRACT WITH AUBURN TELSTAR DISPLAY FIREWORKS INC. AND OTHER EXPENSES ASSOCIATED WITH THE ANNUAL JULY THIRD EVENT AT EMERSON PARK

By: David R. Axton, Chairperson, Public Works
Christopher Palermo, Chairperson, Ways & Means Committee

Whereas, Cayuga County, through the Parks and Trails Department, in conjunction with the City of Auburn, provides a public event celebrating the Fourth of July with a Syracuse Symphony concert and a fireworks display at Emerson Park on July 3; and

Whereas, the Public Works Committee is desirous of providing the traditional, professional fireworks display and Syracuse Symphony performance at Emerson Park on July 3, 2010; and

Whereas, the Parks and Trails Department has funds budgeted in Account No. A71104-54074 (Department Expense), the amounts of \$4,500.00 for the fireworks portion of this event and \$5,000.00 for The Syracuse Symphony portion of this event; and

Whereas, the Parks and Trails Department has funds budgeted up to \$3,000 in Account No. A71104-54059 (Professional Services) for Sheriff Deputies for this event, and

Whereas, the fireworks will be purchased according to Cayuga County purchasing policies and procedures; now therefore be it

Resolved, that, pending approval by the Auburn City Council, the Chairman of the County Legislature is hereby authorized to sign the agreement with the Auburn Telstar Display Fireworks Inc. submitted herewith in the budgeted amount of \$4,500.00; and be it further,

Resolved, that the Parks and Trails Department is authorized to pay the budgeted amount for the Syracuse Symphony the budgeted amount of \$5,000.00, and be it further

Resolved, that the Parks and Trails Department is authorized to pay the Cayuga County Sheriff's Department up to \$3,000, and be it further

Resolved, that the Treasurer is hereby directed to make the journal and accounting entries necessary to carry out the intent of this resolution.

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

RESOLUTION NO. 163-10 (3/23/2010) P&TBlueprintIIStardustGrant 3 10rev
AUTHORIZING THE PARKS AND TRAILS DEPARTMENT TO ACCEPT A \$5,000 GRANT FROM THE STARDUST FOUNDATION FOR IMPROVEMENTS TO THE BOAT LAUNCH SHELTER AT EMERSON PARK AND AUTHORIZING AMENDMENT OF THE 2010 PARKS & TRAILS BUDGET TO INCLUDE THE GRANT FUNDS

By: Chairperson, Public Works, David Axton
Chairperson, Ways & Means Committee, Chris Palermo

WHEREAS, one of the initiatives of the Stardust Foundation has been the formation of Blueprint II which is a program that encourages youth involvement in the community; and

WHEREAS, one of the Blueprint II Groups decided the shelters at Emerson Park should be improved to include ceilings, better lighting and new fascia and soffit; and

WHEREAS, an engineer determined the Boat Launch Shelter could support the proposed improvements; and

WHEREAS, Cayuga County Parks and Trails Department has been working with the Blueprint II group to define the project and has determined that materials for the project would cost \$5,000 and the labor for the project would cost \$1,173, and

WHEREAS, the Stardust Foundation agreed to pay for the materials; and

WHEREAS, the Parks and Trails Department will provide the required labor; now, therefore, be it

RESOLVED, that the Cayuga County Parks Department is hereby authorized to accept the grant and the Cayuga County Treasurer be directed to amend the 2010 budget as follows: increase Park Miscellaneous Revenue Account A71100-42459 by \$5,000 and increase Building Maintenance Expense Account A71104-54012 by \$5,000 and be it further

RESOLVED, that the Parks and Trails Department is authorized to expend such funds for the materials for the project.

Signed by Axton, Chapman, Cuddeback, Lattimore, Mitchell, Pinckney, Palermo, Fearon, Mahunik, Mill and Petrus, all in favor.

RESOLUTION NO. 164-10 3/23/2010 Bldgs PSB Temp Controls 2010Rev
Authorization to Enter into an Assured 3 year Maintenance Agreement for the Public Safety Building
Temperature Control system

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

Hon. Christopher Palermo, Chairman, Ways & Means Committee

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

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

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

RESOLVED, that the County enter into a three year Maintenance Agreement with Upstate Temperature Control, Inc for service on the computer and controls portion of the HVAC system, at the cost of \$11,200.00 for 2010, \$11,648.00 for 2011 and \$12,120.00 for 2012; and be it further

RESOLVED, that account A16204 54045 has sufficient funds for this agreement for 2010; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized and directed to sign a

3 year contract with Upstate Temperature Control, Inc, and be it further

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

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

RESOLUTION NO. 165-10 3/23/2010 Bldgs electricity agreement rev2
Authorize the Chairman to enter into a cooperative agreement with New York State Electric and Gas Solutions (NYSEG Solution) for electricity

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

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

WHEREAS, Our Current contract with New York School and Municipal Energy Consortium (NYSMEC) will expire on April 30, 2010; and

WHEREAS, there are 2 Consortiums that the county presently utilizes Municipal Electric and Gas Alliance (MEGA) and (NYSMEC); and

WHEREAS, the County may also utilize New York State Electric and Gas Solutions (NYSEG Solution) as there supplier, and

WHEREAS, MEGA will provide electricity for an average cost of \$0.07652775 per KWH thru all accounts for a 2 year agreement; and

WHEREAS, NYSMEC will provide electricity for \$0.07197 per KWH for all accounts for a 2 year agreement; and

WHEREAS, NYSEG will provide electricity for \$0.05938 per KWH for all accounts for a 2 year agreement; now therefore be it,

RESOLVED, that the County enter into an agreement with NYSEG for a 2 year agreement; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is authorized and directed to sign a

2 year agreement with NYSEG, 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, Barski, Chapman, Cuddeback, Lattimore, Mitchell, Palermo, Fearon, Mahunik, Mill and Petrus, all in favor.

RESOLUTION NO. 166-10

Date: March 23, 2010

HWY10APPROVEBIDS

APPROVE REPORT ON BID LETTING

By: Dave Axton, Chairman Public Works Committee
Christopher Palermo, Chairman Ways and Means Committee

Whereas, Resolution No. 55-10, adopted on January 26, 2010, authorized the Public Works Committee and the County Highway Superintendent did advertise for and received bids for the following items:

1. Sign Blanks
2. Hot-In-Place Asphalt Recycle
3. Fiber Reinforced Bituminous Membrane Surface Treatment
4. Paver Placed Chip Seal

Whereas, the following bids were received for the following products and the Committee made the following recommendations:

Sign Blanks: The following company(s) submitted a bid: Vulcan Aluminum, Custom Products Corporation, Rocal, Inc. The Committee recommends that the bids be accepted and awarded to Vulcan Aluminum as per Attachment 1.

Hot-In-Place Asphalt Recycle: The following company(s) submitted a bid: Highway Rehab Corp. The Committee recommends that the bids be accepted and awarded to Highway Rehab Corp. as per Attachment 2.

Fiber Reinforced Bituminous Membrane Surface Treatment: The following company(s) submitted a bid: Midland Asphalt Materials, Inc. The Committee recommends that the bids be accepted and awarded to Midland Asphalt Materials, Inc. as per Attachment 3.

Paver Placed Chip Seal: The following company(s) submitted a bid: Midland Asphalt Material, Inc. The Committee recommends that the bids be accepted and awarded to Midland Asphalt Materials, Inc. as per Attachment 4.

Now therefore be it

Resolved, to accept the Public Works Committees recommendations for the various items bid; and be it further Resolved, that upon the awarding of the above bids by the County Legislature, the County Highway Superintendent be and is hereby authorized to purchase from successful bidders and to pay from appropriated funds. Signed by Axton, Barski, Chapman, Cuddeback, Lattimore, Mitchell, Pinckney, Palermo, Fearon, and Petrus, all in favor.

Motion by Axton to amend the last Resolved to read (RESOLVED, that the Cayuga County Treasurer be authorized and directed to sign the necessary vouchers to receive said funds, to make the journal and accounting entries necessary to implement the intent of this resolution and to disburse said funds upon receiving the special audit), 2nd by Cuddeback, all in favor of the amendment. Resolution as amended, all in favor.

RESOLUTION NO. 167-10 (3/23/10)

P&TSnowmobileGrant 3 10

AUTHORIZING PAYMENT OF ANNUAL SNOWMOBILE GRANT FUNDS BY TREASURER

By: David Axton, Chairperson, Public Works
Christopher Palermo, Chairperson, Ways & Means Committee

WHEREAS, Cayuga County has been an annual recipient of pass through Snowmobile Trail and Development Grant funds for many years; and

WHEREAS, the Parks and Trails Department is authorized to administer and expend such funds in strict accordance with the regulations of the grant; and

WHEREAS, the funds received are based on the expenses incurred for the upkeep, maintenance and improvements of snowmobile trails in Cayuga County, and

WHEREAS, said upkeep, maintenance and improvements are done at the expense of, and by the volunteers and equipment of snowmobile clubs belonging to the Cayuga County Snowmobile Association, and

WHEREAS, said upkeep, maintenance and improvements can cause a significant financial burden to the snowmobile clubs; now therefore be it

RESOLVED, that upon receiving Snowmobile Trail and Development Grant funds each year the Parks and Trails Department is hereby authorized and directed to request the issuance of a special audit by the Cayuga County Administrative Office, and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to *sign the necessary vouchers to receive said funds, to make the journal and accounting entries necessary to implement the intent of this resolution and to disburse said funds upon receiving the special audit.*

Signed by Axton, Chapman, Cuddeback, Lattimore, Mitchell, Pinckney, Palermo, Fearon, Mahunik, Mill and Petrus, all in favor.

**RESOLUTION NO. 168-10 (3/23/10) COA-LLtrafficsafetyboardfx
FIXING DAY AND NOTICE OF PUBLIC HEARING ON A LOCAL LAW CREATING THE CAYUGA
COUNTY TRAFFIC SAFETY BOARD**

BY: HON. STEVEN E. CUDDEBACK, Chairman Judicial & Public Safety,

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on March 23, 2010, a proposed local law entitled:

"A LOCAL LAW CREATING THE CAYUGA COUNTY TRAFFIC SAFETY BOARD"

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning the proposed local law before the Cayuga County Legislature on April 27, 2010 at 6:30 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Signed by Cuddeback, Aikman, Chapman, Mitchell, Petrus, and Pinckney, all in favor.

**RESOLUTION NO. 169-10 (03/23/2010) authorizetoenterintomoa
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR
OF EMERGENCY SERVICES TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) WITH
THE VILLAGE OF ELBRIDGE (ONONDAGA COUNTY) AND THE ELBRIDGE VOLUNTEER FIRE
COMPANY (ONONDAGA COUNTY) TO ACCEPT / OWN TWO (2) CARGO CONTAINERS TO BE
UTILIZED AT THE CAYUGA COUNTY FIRE TRAINING TOWER AS A CONFINED SPACE / SELF
CONTAINED BREATHING APPARATUS CONFIDENCE TRAINING PROP.**

BY: MR. CUDDEBACK, Chairman, Judicial & Public Safety Committee

MR. PALERMO, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Fire Training Facility located at 14 Quarry Road in Auburn was established and is maintained by Cayuga County and the Cayuga County Office of Emergency Services to enhance the capabilities of Cayuga County Public Safety Agencies; and

WHEREAS, the addition of a confined space / self contained breathing apparatus confidence prop will enhance the capabilities of Cayuga County First Responders and Interior Firefighters and assist in the fulfillment of the mission of the Cayuga County Fire Training Facility; and

WHEREAS, the Village of Elbridge and the Elbridge Volunteer Fire Company are in possession of and willing to provide two (2) cargo containers to Cayuga County and the County Office of Emergency Services in exchange for monitored use of the Cayuga County Fire Training Facility as outlined in the memorandum of agreement and in compliance with Cayuga County Fire Training Facility policies and procedures for a pre-determined period of time; therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services be authorized to enter into the Memorandum of Agreement (MOA) with the Village of Elbridge and the Elbridge Volunteer Fire Company Inc.

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

RESOLUTION NO. 170-10

3.23.10

corflvcncy-rev3

Authorizing the Cayuga County Coroner to fill a vacant Coroner's Investigator, PT position.

By: Hon. Steven Cuddeback, Chair, Judicial and Public Safety

By: Hon. Christopher Palermo, Chair, Ways and Means

Whereas, a Coroner's Investigator PT position, position control number 2085, will be vacant in the Coroner's Office on or after February 26, 2010 due to a retirement; and

Whereas, this is a critical position for the operation of the Coroner's office; now therefore be it

Resolved, that the Coroner is hereby authorized and directed to fill the position of Coroner's Investigator, position control number 2085, on or after February 27, 2010.

SIGNED BY Aikman, Chapman, Mitchell, Petrus, Pinckney, Palermo, Axton, Cuddeback, Fearon, Mahunik, Mills.

Cuddeback called for a roll call vote. Ayes – Mahunik, Palermo, Chapman, Petrus, Petrus, Mills, Fearon, Mitchell, Aikman. Noes – Lattimore, Axton, Pinckney, Cuddeback, Barski, Sincebaugh, Tortorici. Vote – 492/392.

Passed by roll call vote.

Motion by Lattimore to adjourn at 8:00PM, 2nd by Palermo, all in favor.

Motion by Lattimore to approve minutes of 3-23-10, 2nd by Mahunik, all in favor.