MINUTES
CAYUGA COUNTY LEGISLATURE
STUDENT GOVERNMENT DAY
OCTOBER 23, 2007, 10:00 AM
CCOB 6TH FLOOR/CHAMBERS

Called to order by the Hon. George Fearon, all legislator's present, except Netti excused and District 3 Vacant.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: *The Rev.John J. Nacca*, former Pastor, St. Francis of Asisi Church, 1949 to 1985 and Prominent local civic leader.
Professor William Komanecky, a Distinguished Professor of Math, Department Chair, and the first graduate of Cayuga Community College to serve on the College faculty in 1965 for 38 devoted years. He was also a prominent local civic leader.
Professor William Louis Patton, Distinguished Professor of Economics at Cayuga County Community College for 20 years.

STUDENTS ASSIGNED TO LEGISLATORS:

Legislator	Student	School
George Fearon, District 7	Kaitlyn Salato	Union Springs High School, New Visions Medical Professions
Linda Murphy, District 11	Mary Benedict	Auburn High School, New Visions Medical Professions
Michele Sedor, District 6	Mary Gleason	Auburn, High School
Christopher Palermo, District 1	Derek Derevenko	Port Byron High School
Paul Dudley, District 2	Mariah Senecal	Cato Meridian High School
Ann Petrus, District 4	Matt O'Neil	Weedsport, High School
Raymond Lockwood, District 5	Rachel Humennyj	Union Springs High School, New Visions Business & Media
Frances Mitchell, District 8	Nicole LeFever	Moravia High School
Steven Cuddeback, District 9	Bryan Lord	Moravia High School, New Visions Legal Professions
Peter Tortorici, District 10	Amy Carpenter	Auburn High School
David Pappert, District 12	Andrew Pappert	Auburn High School
Daniel Schuster, District 13	Jessica Pasik	Auburn High School
Michael Lepak, District 14	Sarah Kilcer	Southern Cayuga High School
Wayne Allen, County Manager	Brian Locastro	Port Byron High School
Lee Brew, Clerk	Rachael Wieczorek	Port Byron High School

PUBLIC HEARING: To Adopt Local Law No. For the Year 2007, Authorizing Creation of a Cayuga County Auxiliary Police Unit and Extending Workers' Compensation Coverage to Such Organization Pursuant to Section 2 of the Workers' Compensation Law. **Public Hearing Opened 10:08AM, approved by voice vote, all present voting aye.**

PRIVILEGE OF THE FLOOR: Hon. David Pappert for Hon. Susan Dwyer, Cayuga County Clerk, Ms. Dwyer and Jon Budelmann, Assistant. DA, both spoke on the resolution opposing a change to the New York State Department of Motor Vehicle Policy, which would allow illegal alien's to obtain a valid New York State Driver's license. Sue Dwyer, a month ago the Governor ordered all the clerks to meet in Albany, on a 24 hour notice, to let us know that he was going to change how we are going to give driver's license's in New York State, before we would ask for Social Security numbers, and now we would not have to. This would allow anyone in the United States, whether you are a citizen or not to be able to get a driver's license, this would be the exact same license that everyone else has. I have a lot of concerns with this, so we drew up this resolution, to also ask you to also oppose. One of the reasons I think it's a bad idea is not every State does this, I think there are only six other States. What I'm afraid of is illegal aliens all over the United States will come to New York State to get our driver's license right now our driver's license is a great piece of identification, you can get on a plan with it, you can rent a car with it, think of all the times you are asked to use your driver's license, well this will diminish the legitimism of our drivers license. After awhile you will no longer be able to get on a plane with your drivers license, New York drivers license will no longer be a good source of identification. There will have to be something called the Real ID. If people do move here it will put a real burden on New York State taxpayers, who are already overburdened.
Jon Budelmann, Assistant. DA, this is a public safety issue not a political issue, this requirement for the social security number was added after 911 attacks, because many of the people who were involved, had obtained State drivers license's. This is shifting the burden from the Federal Government on immigration onto the County Clerk to verify

documentation as to the residence and status. There is no way our County Clerk and DMV can verify documentation from Paraguay, Iran, or anywhere else, to verify who this person claims to be. On the proposal should we issue a State issued identification to them, it would lessen our ability to distinguish ourselves from someone who may be here with bad intentions. In the hands of a terrorist a state issued identification is a tool, it's a means of blending into society. Further there are issues of legality, law enforcement, we would be assisting with fraudulent documents, we would also be assisting someone illegally in this Country, which is a federal offense, by them being here is a violation of the United States code. If they continue to reside here we are aiding and abetting them, this was poorly thought out, shifting the burden to the Clerks, this poses a great number of risks. The Governor has directed this to be effective December 1, 2007, which is almost no time, as far as I know there is no means to verify the identification, or to assist our County, DMV, as to what they are going to do. We don't know how this will effect the rest of us from a would be terrorist.
Susan Dwyer, County Clerk, at the same time the Governor also said he was going to require those people to prove residence in New York State and we asked the DMV Commissioner how are you going to do that, and they said they did not know, and that bothers me a lot. They said they were going to provide us with a special scanner, something that you might see on TV, CSI, called the magic box. That box will allow us to put any foreign document on it, it will scan it and it will be electronically transferred to the State Office in Albany, and they will be able to decide whether that document is actually real or not. I really do have my doubts about it. The only answer the Governor has given us, when we ask why is he doing this, he keeps saying he wants to make New York State safer, I can't think of one good reason why this would make New York State safer.
Legislator Petrus, with your experience, do you think this is an emergency, and has to be done now.
Jon Budelmann, the Governor has indicated that this will be in effect December 1, 2007
Legislator Petrus, Sir is this an emergency.
Susan Dwyer, County Clerk, the Governor has said this does not have to be voted on by anyone, he is doing it by Administrative Policy, so he does not get input from the Assembly, so is he saying it's an emergency, no he's saying it's an order.
Jon Budelmann, the fact is once we start issuing licenses without proper identification, from that moment forward, all our licenses will all look exactly the same, will be suspect. The Governor has indicated that the Public Safety Issue is to cut down on uninsured drivers. There is nothing that says you have to have car insurance in order to get a drivers license, so one won't increase the other. The Governor has indicated that this will increase the registered alien's, but right now if an alien is registered properly, they can come down and get a drivers license. This will not increase registered aliens, but decrease it because now they won't have to register in order to get a license.
Susan Dwyer, I will say they have changed their minds several times, on one important aspect of this, in New York State we have a voter registration form on the bottom of the license application, you check whether you are a legal citizen or not and if you want to register to vote. We were told that if someone did not present a social security card, with the security that's in place, we were not to send those to the Board of Elections. Every single day we walk those applications, that people fill out to register to vote over to the Board of Elections. Last Thursday we received a directive from the DMV Commissioner, that they have decided against that anybody that comes in and fills out that form, we are to take it over to the Board of Elections, and not check whether they have a social security card or not. I have sent a letter to the Board of Elections, letting them know that will not be checking social security cards, and they will have to be diligent about how they check voter registration forms.
Jon Budelmann, when your talking about an emergency, we have people that are already conceivable here, violating federal law, coming into the DMV, seeking this State issued identification, what happens if the Clerks of the DMV decide that they can't verify the documentation and refuse to issue this person identification. What security is there for that person, do I think it's an emergency, yes I do, that is why we have come before you to ask for emergency action.
Legislator Pappert, I appreciate you taking the time to write this up, frankly I have talked to numerous people in my district and outside the district about this, and there is only one word that can describe their feelings, which is angry, it's as if New York State Governor is checking commonsense at the door. Giving the ability for people to enter this Country illegally the means to mainstream themselves and hide themselves, goes against ever law abiding fiber of the people that put us into office. I think we need to everything within our power to stop this from happening. This is not an emergency, an emergency is 911, this makes those things easier to happen. I'm not so concerned with illegal's not having car insurance, I'm concerned with them being here. This brings me to a question, I know in Monroe County the Legislature has taken a more aggressive stance, and probably the proper one, not to issue those licenses without proper social security numbers. I would like to know Mr. Budelmann and Mr. Westphal opinion on that. With this particular Governor, it could be putting your job at risk. I would like to see us take a more aggressive stance like Monroe County, with specific directions not to comply with this, but you're the ones on the chopping block, so I would like to hear your response.
Jon Budelmann, I think this a violation of the United States Code, for the County Clerk/DMV to issue licenses to illegal aliens, because it assists them to be able to remain in this Country, which is a violation. I think it is appropriate that we support the County Clerk, and for all our sake direct her not to do that.
Legislator Lockwood, I move to suspend the rules on behave of myself and Mr. Mitchell on this resolution at this time.
Approved by voice vote, all present voting aye.
Chairman Fearon, I just want to make a point, if anyone had voted against this, we would not be able to suspend the rules, no one voted against this so I declare that we suspend the rule and we'll deal with it now.

Legislator Lockwood, I ask that if we are having this discussion that we make it a legal discussion.
Legislator Schuster, I don't necessarily agree with the Governor trying to push this forward as quickly as he seems to be doing, but I think on the other side people are wrong to dismiss this offhand as something that is terrible. There are a lot of relative merits as to what he is proposing, and I think that people aren't giving it fair consideration. Somebody needs to explain the logic behind, this is going to invite terrorist to come, ect. To me is doesn't make any sense as to why it would be less safe to issue legal documentation that someone has verified, related to somebody's identification, the more we know about people the safer it is, as far as I'm concerned. Somebody really needs to explain to me the logic of making a statement that this is inviting terrorist's to come, there are illegal aliens here right now, and this is not going to change the fact that they are here. This will allow us to know a little more about them, to me that's safer. There are a number of areas that we can compromise on, there are a lot of legitimate concerns as to whether this will lessen everyone else's drivers license, whether they will be able to board planes, register to vote, things of that nature. You can put on the drivers license, whether or not they have provided a social security number, if they do have a social security number then we will know they are a citizen, if not we will know they are not a citizen, but we will know a little more about them. I think that is the way we should go, and a lot of good can become of this policy if they go in this direction. We need time to discuss this and I hope everyone keeps a open mind about it, and we move forward.
Legislator Dudley, are there other Counties that are feeling the way we are.
Susan Dwyer, County Clerk, the NYSACC, has met; all but three County Clerks are opposed to this, 13 of the County Clerks have said they would absolutely will not do this, they feel they are being asked to break the law. I am not one of the 13, what I am of afraid of is that the Governor is threatening to file legal action and the County will end up having to pay for my legal fees, I don't want that to happen. I'm opposed to this personally, but I want you as a board to decide.
Jon Budelmann, I think we are pushing forward to quickly, we don't know enough about what the Governor is asking, that is why we are asking this group to stop this so we may have time to look at this. There very well may be merits, but I have not heard a single one. We would not know more about these illegal aliens, but less, because they wouldn't have to go through immigration/naturalization, but through the County Clerk, with the magic box and either verify or not verify the documents. We actually know less, but we are giving them more than they had before, we're giving them State identification. We're going to be giving a would be terrorist an additional tool, something they didn't have before prior to December 1.
Legislator Pappert, I will certainly support this today, I would like to make a recommendation, to ask Legislator Mitchell, Government Operations Committee, before the November meeting to consider a stronger resolution that forbids the issuance of driver licenses under this circumstance, so that this is the will of this body, so that the County Clerk is acting under our direction, and would be entitled to our legal defense. Something's are worth fighting for, the safety of our community, safety of our families. I would certainly support any resolution that directs you not to issue these licenses under these conditions. If we get sued by it so be it, part of job is to protect people, sometimes that costs a little money.
Chairman Fearon, hopefully before our next meeting the voice of the people will be heard in Albany.
Legislator Sedor, there is a statement asking our governor to withdraw and rescind the administration policy change until such time there is a more detailed examination of the policy. I would suggest that our County Clerk and the DA's office contact Bernie Mack, who is our representative in this area and talk to him about our concerns. Hopefully by next month we will have a better understanding of what the Governors feelings are on this.
Legislator Tortorici, Mr. Allen have we received any information from the NYSAC on this?
Wayne Allen, County Manager, no we have not.
Susan Dwyer, County Clerk, I'm not sure if the Sheriff Gould has heard anything for the Sheriff's Association on this?
David Gould, Sheriff Cayuga County, we had a tele-conference last week, with the governor himself, we will meet later this month for the Sheriff's Association and we will have a better understanding hopefully at that time.

Motion by Legislator Schuster to table, defeated by voice vote, all voting No, except Schuster voting aye.

Legislator Dudley, I would ask Sheriff Gould to come to Government Operations meeting next month and share what information he receives with us.

David Gould, Sheriff Cayuga County, stated that he would.

RESOLUTION NO. 609-07 October 23, 2007 CC-DA: Alienlicenserev

JAMES B. VARGASON, DISTICT ATTORNEY OF CAYUGA COUNTY AND SUSAN M. DWYER, COUNTY CLERK OF CAYUGA COUNTY, REQUEST THE SUPPORT OF THE CAYUGA COUNTY LEGISLATURE IN OPPOSING A CHANGE TO THE NEW YORK STATE DEPARTMENT OF MOTOR VEHICLE POLICY, WHICH WILL ALLOW ILLEGAL ALIENS TO OBTAIN A VALID NEW YORK STATE DRIVER'S LICENSE & NEW YORK STATE NON-DRIVER IDENTIFICATION

BY: Raymond Lockwood, Chairman, Judicial and Public Safety Committee
Francis Mitchell, Chairman, Government Operations Committee

WHEREAS, since February 2002, and as a result of the 9/11 terrorists attacks on America, Governor George Pataki issued an Executive Order making it the practice and policy of the New York State Department of Motor Vehicles to require applicants seeking driver's licenses and non-driver's identification to present a valid Social Security card or letter of ineligibility from a Social Security Office for the purposes of establishing identity and legal presence within the United States; and

WHEREAS, Governor Eliot Spitzer has decreed an "administrative policy change" effective December 1, 2007, which decree has removed this long-standing requirement for anyone seeking a New York State driver's license and non-driver's identification; and

WHEREAS, the Governor's new "administrative policy change" will pose significant security concerns for establishing identity and legal presence in the United States, and will create unneeded confusion in the identification value of a New York State driver's license and non-driver's identification to government agencies, boards of election, law enforcement, and the general public; and

WHEREAS, the Governor's new "administrative policy change" could lead to a significant influx of illegal immigration to the State of New York, taxing local governments and law enforcement; and

WHEREAS, under existing United States Law, aliens who are present in the United States without being admitted or paroled, or who arrived in the United States at any time or place other than as designated by the Attorney General are inadmissible (*see* Title 8, USC, Section 1182 (a) (6) (A)), and

WHEREAS, any immigrant at the time of application for admission, who is not in possession of a valid unexpired immigrant visa, reentry permit, border crossing identification card, or other valid entry document required by federal law, and a valid unexpired passport, or other suitable travel document, or document of identity and nationality if such document is required under the regulations issued by the Attorney General under applicable federal law, or whose visa has been issued without compliance with the provisions of applicable federal law, is inadmissible to the United States (*see* Title 8, USC, Section 1182 (a) (7) (A)), and

WHEREAS, United States Law requires that all aliens who are applicants for admission or otherwise seeking admission or readmission to or transit through the United States shall be inspected by immigration officials (*see* Title 8, USC, Section 1225), and

WHEREAS, under existing United States Law, any person who encourages or induces an alien to come to, enter, or reside in the United States, knowing or in reckless disregard of the fact that such coming to, entry, or residence is or will be in violation of law, or engages in any conspiracy to commit any of the preceding acts or aids or abets the commission of any of the preceding acts (*see* Title 8, USC, Section 1324), does so in violation of federal law, which proscribes a penalty therefore, and

WHEREAS, under existing United States Law, any person who knowingly aids or assists any alien inadmissible under federal law to enter the United States, or who connives or conspires with any person or persons to allow, procure, or permit any such alien to enter the United States, is subject to criminal prosecution and penalty upon conviction therefore (see Title 8, USC, Section 1327), and

WHERERAS, according to a memo from the Governor's office, the new "administrative policy change" will permit applicants to obtain New York State driver's licenses and non-driver's identification by presenting the local Department of Motor Vehicles with identity documents, including a current and valid foreign passport, and

WHEREAS, the District Attorney of Cayuga County, acting in his capacity as the Chief Law Enforcement Official of Cayuga County, has expressed his concern to this Legislature that implementation in Cayuga County of the Governor's new "administrative policy change" discussed above—without proper electronic safeguards to permit the local Department of Motor Vehicles to detect fraudulent identification documents—aids illegal aliens in their continued violation of existing federal law; facilitates the commission of new state crimes in Cayuga County like, Offering a False Instrument for Filing, Criminal Impersonation, Obstructing Governmental Administration, Forgery, and Criminal Possession of Forged Instruments, all offenses Cayuga County residents have an interest in preventing; and it denies law enforcement and prosecution an important tool in discovering the concealment of on-going criminal activity, and

WHEREAS, the County Clerk of Cayuga County has informed this Legislature that she shares the District Attorney's concerns, and wants to take steps to make certain that her office is complying with the spirit and letter of existing federal and New York State Laws, and believes that the Governor's new "administrative policy change" is hampering her efforts to do so,

NOW, therefore, be it

RESOLVED, that the sentiment of James B. Vargason, District Attorney of Cayuga County, and Susan M. Dwyer, County Clerk of Cayuga County, as discussed above, is also the sentiment of this Legislature, and it is further

RESOLVED, that for the reasons discussed above this Legislature believes that the Governor's new "administrative policy change" removing the Social Security requirement for obtaining a New York State driver's license or the non-driver identification is ill advised, and not good policy for New York State in general, and Cayuga County in particular, and it is hereby further,

RESOLVED, this legislature calls upon Governor Eliot Spitzer to withdraw and rescind his "administrative policy change" until such time as a more detailed examination of its ramifications can be conducted, and it is hereby further

RESOLVED, that the Cayuga County Legislature opposes Governor Eliot Spitzer's new "administrative policy change" discussed above, and that a copy of this resolution be communicated to Governor Eliot Spitzer, and our New York State Senators and New York State Assemblymen.

Signed by Lockwood, Lepak, Mitchell, Murphy, Cuddeback, Petrus, Lepak.

Approved by voice vote, all present voting aye, except Schuster voting No.

PRIVILEGE OF THE FLOOR: Hon. Christopher Palermo for Derek Derevenko, Port Byron Student Legislator Derek Derevenko, Senior at Port Byron High School, would like to ask the board to support a resolution "Authorizing the selection of Sweet Corn as the State Vegetable". Currently we do not have a state vegetable and I would like to get this approved.

Chairman Fearon, there is another reason we should do this, Cayuga County has the largest Sweet Corn producer in the North East, in the Southern part of the County.

Legislator Dudley, I need a little more information, what are we asking for?

Derek Derevenko, Port Byron High School Student, we are asking to declare sweet corn the state vegetable.

Legislator Dudley, what is the current state vegetable?

Derek Derevenko, Port Byron High School Student, we don't have a state vegetable, currently we have a state fruit, animal and flower.

Chairman Fearon, we can entertain from the floor a resolution to support this proposition.

Legislator Pappert, I make that motion

Chairman Fearon, motion made, approved by voice vote, all present voting aye.

Resolution No. 610-07 10.23.07 coasweetcorn

Authorizing the selection of sweet corn as the state vegetable

By: Hon. Francis Mitchell, chairman Government Operations Committee

Whereas, the state does not have a designated state vegetable; and

Whereas, Cayuga County is the largest grower of sweet corn in upstate New York; now therefore be it

Resolved, that Cayuga County Legislature supports and encourages the naming of sweet corn as the official New York State vegetable.

Not signed, approved by voice vote at the meeting, all present voting aye.

PROCLAMATION: In Recognition of Domestic Violence Awareness Month, read by student Clerk of the Legislator, Rachael Wieczorek, for Lee Brew, presented to Chairman George Fearon, by Sheriff, David Gould.

MINUTES: For Reading: 9-25-07, 10-11-07 AND 10-16-07

For Approval 6-13-07, 6-26-07, 7-24-07 and 8-28-07, **Motion to approve by Legislator Murphy, approved by voice vote, all present voting aye.**

CCC REPORT: Daniel Larson, President, introduced visiting trustees, Bob Pine and Ryan Foley The College Facility recently lost two members, Bill Komanecky and Lou Patton, both were dedicated to the College. The College held a Alumni Association Reunion Dinner-Dance, Saturday, October 13, which drew 150 alumni. The Student Government Organization held a public Mayoral Forum on Monday, October 15. The annual transfer day was held October 11, with more than 200 Cayuga students attending. Novelist Michelle Wildgen offered a free public reading at both campuses during the week of October 15.

COMMITTEE REPORT: Legislator Petrus, Mr. Allen, County Manager, attended the Office for the Aging report on the Nursing Home, they received an exemplary report.

Legislator Schuster, there is a group of people in Auburn, known as the Citizen's for Auburn for Solar and Hydrogen advocates that look at renewable energy resources. They are having a open house this Thursday, October 25, in Aurelius, at Linda Martin's Home. Her home is underground and is almost completely self sufficient, and produces it's own power by windmill. If anyone is interested in going please get a hold of me. Election Day is coming up in a couple of weeks and there is a local law regarding the terms of the legislator's, there has been some new information that has come to light recently related to that topic, that I believe the public needs to know in order to make the proper choice. Basically the state has done a poor job of letting the people know that the extension does exist, and because of that extension, it is not necessary for the Legislature or Town Supervisors, or anything of that nature to have to resign from their elected positions for a day in order to collect pension. In light of that fact if we were aware of that prior to discussion on the local law on term limits, the local law would have been in a different form. The current law that will be voted on the 6th, of November, does in fact fix two of the problems associated with our term limits. One of those is do we really need it, and the other is that our local law right now states the years that our Legislator's can serve not the terms.

MANAGER'S REPORT: Wayne Allen, we have nearly completed preparing the 2008 County Tentative Budget and 2008-2013 Capital Improvement Plan. We are preparing this material, which will enable the Ways & Means Committee, and the County Legislature to analyze and recommend changes to the 2008 Tentative Budget Plan. The County budget is a work in progress and will continue until it is adopted. I plan to schedule three County Budget informational meetings for the public, I am looking at meeting sites in Cato, Auburn, and Moravia. I will welcome any suggestions or questions. I have been invited to attend the New York State Association of Counties Leadership Institute, which will be held on November 26 and 27, 2007, at the IBM Learning Center , Armonk NY. Cost to attend the Institute will be paid by NYSAC, with the exception of travel costs, I will pay for my own travel costs to and from the institute, I will be submitting permission to attend to my committee chair person.
Legislator Pappert, I thought at our last meeting we were under the understanding we would have a tentative budget out about now, what is the time frame we will actually have that in our hands so we can start to dissect it?
Wayne Allen, County Manager, the date that the Tentative Budget and the Capital Improvement Plan, will be issued November 1, 2007. I have talked to the Chairman of Ways & Means about the process, and will be discussing it further once the Tentative is released for the next steps in the process for review.
Legislator Pappert, last month I asked that we get more information regarding the issue of our un-funded future liability for our Health and Insurance. What Government uses to attract good employees, and we have very good employees, is benefits, health insurance benefits, pension benefits, things of that nature. Pension benefits are handled very well, in the sense that we made the promise that we are going to give our employees money for the rest of their lives and we set aside money now so that when those checks need to be cut, there is actually money to cut them with. Pension are handled pretty responsibly State wide. Health Insurance State wide, not just Cayuga County, is not handled responsibly at all, we make promises to our employees that after you retire we are going to continue to provide you and your family with heath insurance, but we don't set any money at all aside to meet those obligations. We had a study done as every county, school district, and college, and the present value of what we owe for those promises made to people are over $133 million dollars. That's money that you guys that are in High School now are going to be paying back for people that have worked 20 years ago. There is no money set aside to pay these people benefits, if we wanted to take care of this problem over the next 30 years, we need to set aside 9.4 million a year in our budget. Currently we put aside 2.5 million per year in our budget, that leaves a gap of 6.8 million dollars. Why I want the students to hear this conversation, this is a problem that you and your family will be grappling with for the next 30 years minimum Pay attention to what Government is doing, pay attention to what they are saying, know that when they say we want to raise your taxes, because we want to buy some new trucks, build new bridge, or expand a service, that when they borrow that money to do that, that they still have a 134 million dollar check that they rang up at the register that you have to pay. I'm only going to be a legislator for a few more months, you're going to be tax payers for a very long time, get involved, pay attention, when you here the people say the Government needs more, there not getting enough in taxes, just let us do this, remember that the way they are doing business, already has 134 million dollar bill on the County end.

CHAIRMAN'S REPORT: George Fearon, since this is Student Government Day I would like to reflect on this, "Our Government is said to be of, by, and for the people" the reality of this is three of the representatives in the room right now are over 65, we won't be around for ever. You need to get involved, express yourself and vote. We need to pass the baton from one generation to the next generation. The next generation is always going to be taken over to keep this Government going in a proper fashion.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga County Youth Board:

Pauline Johnson, 445 Parker St., Auburn, NY 13021, reappointment – term 10-23-07 to 12-31-2008
Guy Cosentino, 139 Dunning Ave., Auburn, NY 13021 reappointment – term 10-23-07 to 12-31-2008
Edward Herrling, 199 Franklin St., Suite 2004, Auburn, NY 13021 reappointment- term 10-23-07 to 12-31-2010
Sam Giacona, Esq., 75 Genesee St., Auburn, NY 13021 reappointment – term 10-23-07 to 12-31-2010
Eileen McHugh, 6 Brister Ave., Auburn, NY 13021 reappointment – term 10-23-07 to 12-31-2010
Adele Keegan, 63 S. St., Auburn, NY 13021 reappointment – term 10-23-07 to 12-31-2010
Jean Cannizzo, PO Box 1278, Auburn, NY 13021 reappointment – term 10-23-07 to 12-31-2009
Susan Dwyer, 214 S. Seward Ave., Auburn, NY 13021 reappointment – term 10-23-07 to 12-31-2009
Nancy Weaver, 7072 Old State Road, Moravia, NY 13118 reappointment – term 10-23-07 to 12-31-2009

Finger Lakes Tourism Alliance Board of Directors:

Nancy Tisch, Bet the Farm, 381 Main St, Aurora, NY 13026 term 1-1-08 to 12-31-2010

Motion by Student Legislator Mary Benedict for Legislator Murphy to approve, approved by voice vote, all present voting aye.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. Received a letter from Assembly member RoAnn M. Desito, re: Notice of Public Hearing on Redistricting, to be held on 10-24-07 at 10:00AM, 2nd Floor, State Legislative Office Bldg., Albany, NY.

2. Received a copy of Res. # 465, Urging Governor Spitzer to Ensure that the State of New York will not Negotiate with the Cayuga Indian Nation for a Class III Casino over the Objections of Seneca and Cayuga Counties, from The County of Fulton.

3. Received a letter from New York State Office of Parks, Recreation and Historic Preservation, re: Orrin W. Burritt House, 2696 Van Buren St., Weedsport, NY, which is now listed on the National Register of Historic Places.

4. Received a copy of the order of Consent/Stipulation form to settle an alleged offense as noted theron, from New York State Dept. of Environmental Conservation, Division of Law Enforcement.

5. Received a letter from Martin Basinait, Western Regional Off-Track Betting Corp., thanking Chairman Fearon and members of the Legislature for allowing us to appear before the Legislature at the August meeting.

6. Received a copy of Res. #466 from the Seneca County Board of Supervisors, re: Urging Governor Spitzer to Enforce the Law Requiring Collection of Taxes on sales of Products by Tribal Enterprises to Non-Indians

7. Received a copy of Res. #316 from Essex County Board of Supervisors, re: Supporting the Medicaid County Protection Act of 2007" – H.R. 326.

8. Received a letter from Cheney & Blair, LLP, Skaneateles, NY, re: requesting that the Cato Town Board reconsider its recent vote not to enter into contract negotiations with the Meridian Fire Dept.

9. Received notification from the Genoa Town Hall, re: a Design Open House, Bridge Replacement Project, Wednesday, October 17th, 2007, 4 to 7PM.

10. Received a letter from New York State Dept. of State, announcing that the Dept. of State is soliciting grant applications under Title 11 of the Environmental Protection Fund to prepare or implement Local Waterfront Revitalization Programs.

11. Received a letter from the New York State Office for the Aging, re: Notification of Grant Award for the SNAP program.

12. Received a letter from Global Electric Motocars, re: Safety recall on GM cars.

13. Received notification of the Downtown Auburn BID's 21st Annual Holiday Parade and Family Fun, Saturday, November 24, 2007, Family Fun begins at 3:30PM, Parade begins at 6:00PM.

Motion by Student Legislator, Rachel Humennyj for Legislator Lockwood to waive reading of correspondence, approved by voice vote, all voting aye.

RESOLUTIONS 10-23-07

RESOLUTION NO. 611-07 Audit10.23.07
AUTHORIZING THE COUNTY TREASURER TO PAY October 2007 AUDIT OF CLAIMS
BY: Hon. Paul Dudley, Chairman, and Ways and Means Committee
WHEREAS, The Legislature did at its regular meeting on October 23, 2007 audit claims against the County of Cayuga in the aggregate sum 1,858,018.94, 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 13, 2006.
Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 612-07 10/23/07
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF UTILITY BILLS.
By: Hon. Paul Dudley, 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:

Gas & Electric	:	$ 8,331.65
Water & Sewer		$ 9,883.25
Telephone:		$ 30,421.48
Landfill/Rubbish		$ 92.24

RESOLVED, that said payments be part and partial payment of the full audit of this Board.
Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 613-07 10/23/07 PURCHSVCSSEPTrev
AUTHORIZING THE CAYUGA COUNTY TREASURER TO CHARGE DEPARTMENTS FOR CENTRAL SERVICES AND PURCHASES FOR THE MONTH OF SEPTEMBER 2007
BY: Hon. Paul Dudley, Chairman, Ways & Means Committee.
WHEREAS, the Ways & Means Committee approved the payment of all Central Services,
RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to credit the revenue account and charge the following departments' .40 Accounts (Contractual Expenditures) in accordance with attached schedules:

DEPARTMENT	CREDIT	AMOUNT
Central Purchasing	A1275	$12,738.68
	TOTAL	$12,738.68

Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 614-07 Date of meeting: October 23, 2007
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE ADMINISTRATOR OF THE CAYUGA COUNTY NURSING HOME
By: Ann Petrus, Chairman Health & Human Services Committee
Paul Dudley, 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 $214,936.27 for the month of September 2007, now therefore be it
RESOLVED, that said payment be part and partial payment of the full audit of this Board.
Signed by Petrus, Pappert, Dudley, Cuddeback, Tortorici, Murphy, Lockwood, Mitchell, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 615-07 seniornutrition

REPORT AND APPROVAL OF BILLS PAID BY THE COUNTY TREASURER FOR OPERATION OF THE SENIOR NUTRITION PROGRAM IN THE OFFICE FOR THE AGING.

BY: Ann Petrus, Chair, Health & Human Service Committee
Paul Dudley, Chair, Ways & 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 $10,816.78 covering the period through 9-28-07 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, Pappert, Dudley, Cuddeback, Tortorici, Murphy, Lockwood, Mitchell, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 616-07 10/23/07 thrures

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

BY: Hon. Paul Dudley, Chairman, Ways & Means Committee.

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

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

September - 2007 - $ 102.52

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

Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 617-07 10/23/07Creditrev.

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

BY: Hon. Paul Dudley, Chairman, Ways & Means Committee.

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

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

September - 2007 - $ 2931.03

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

Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 618-07 10/23/07

AUTHORIZING PAYMENT OF LEGAL NOTICE FEES PRIOR TO THE LEGISLATIVE AUDIT.

BY: Hon. Paul Dudley, Chairman, Ways & Means Committee.

WHEREAS, several county agencies are required by law to advertise legal notices in area media from time to time, and

WHEREAS, several of the officially designated newspapers offer a discount for prompt payment of legal Advertising invoices, and

WHEREAS, it would be in the best interest of the County to take advantage of the prompt payment discounts by paying these invoices prior to the legislative audit of claims, therefore be it

RESOLVED, that the Clerk of the Legislature is hereby authorized to process legal Advertising invoices for payment by the Cayuga County Treasurer prior to the monthly legislative audit, and be it further

RESOLVED, that a monthly report of said payments shall be provided to each legislator on a monthly basis.

TOTAL – $3616.21

Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye, except Palermo abstained.

RESOLUTION NO. 619-07 (10/23/07) COA-CAPH1
AUTHORIZING THE COUNTY TREASURER TO PAY CLAIMS AGAINST VARIOUS CAPITAL "H" PROJECTS.
BY: MR. DUDLEY, 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 Project #00-01-C (Implementation of Master Facilities Plan for CCC Auburn, Campus)**:
   BILLITIER ELECTRIC, INC.:
   Application & Certificate for Payment dated 8/31/07.....$ 31,571.70
   CDW-G:
   Inv. No. GGQ9305…….....…. $ 381.67
   COMMISSIONER OF LABOR:
   Notice to Withhold/Release Payment dated 8/17/07.....$ 45,349.04
   J. D. TAYLOR CONSTRUCTTION CORP.:
   Application & Certificate for Payment dated 9/20/07.....$ 50,750.00
2. **Project #03-7 (Phase 4/ Integration of Services (IOS)**:
   DLT SOLUTIONS, INC.:
   Inv. No. S1039523.....……..…… …….....$ 1,695.81
   MAYLINE COMPANY:
   Inv. No. 02-571791.....$ 338.95
3. **Project #04-4 (Enhanced Wireless 911 Expedited Deployment Plan):**
   NINE ONE ONE, INC.:
   Inv. No. 0012369-IN.....$ 1,000.00
   STANCIL SOLUTIONS:
   Inv. No. 0379O6S.....…$ 900.00
4. **Project #06-5 (Modification to the Cayuga County Office Bldg. Heating System):**
   C&S ENGINEERS:
   Inv. No. 015722…….....……$ 7,127.00
   NYSEG:
   Purchase Order dated 10/3/07…….....……$ 16,411.32
5. **Project #06-6 (MGR Scene Shop)**:
   FINGERLAKES CONSTRUCTION CO., INC.:
   Application & Certificate for Payment No. 4 dated 9/26/07…($32,390.21 less $1,200.00)*……$ 31,190.21
   Application & Certificate for Payment No. 5 dated 9/26/07…($ 6,313.75 less $ 200.00)*……$ 6,113.75

And be it further
RESOLVED, that the Treasurer make the journal and accounting entries necessary to accomplish the foregoing.
Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 620-07 10/23/07
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF EQUIPMENT LEASE PAYMENTS.
BY: Hon. Paul Dudley, Chairman, 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:

Copier Leases and Maintenance:	$ 6039.14
Postage Leases:	$ 1195.00
Misc. Leases:	$ 6199.55
Total	$ 13,433.69

RESOLVED, that said payment be part and partial payment of the full audit of this Board.
Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 621-07 10/23/07
AUTHORIZING THE PAYMENT OF CLAIMS SUBMITTED BY THE WAYS & MEANS COMMITTEE FOR PAYMENT OF PARCEL SERVICE PAYMENTS.
BY: Hon. Paul Dudley, Chairman, Ways & Means Committee.
WHEREAS, this Legislature did by Resolution No. 03-03, adopted January 3, 2003, authorize the Ways & Means Committee of the County Legislature to audit and pay all claims against Cayuga County for Parcel Service Payments, and
WHEREAS, said Committee has audited and authorized payment as follows:
September – 2007 $ 277.78
RESOLVED, that said payment be part and partial payment of the full audit of this Board.
Signed by Dudley, Lockwood, Cuddeback, Mitchell, Murphy, Petrus..
Approved by voice vote, all present voting aye.

RESOLUTION NO. 622-07 (10/23/07) rpsadoptequalizationrates
To Adopt Equalization Rates for the Apportionment of the 2008 County Tax Levy
By: Paul Dudley, Chairman, Ways & Means Committee
Whereas, it is recommended that the following equalization rates, which have been set by the NYS Board of Real Property Services for the City of Auburn and the several Towns, be adopted for the 2007 Cayuga County tax levy.

City of Auburn	100.00	Town of Moravia	69.50
Town of Aurelius	98.00	Town of Niles	86.00
Town of Brutus	100.00	Town of Owasco	83.00
Town of Cato	95.00	Town of Scipio	93.00
Town of Conquest	81.00	Town of Sempronius	39.70
Town of Fleming	41.52	Town of Sennett	88.00
Town of Genoa	80.00	Town of Springport	98.00
Town of Ira	100.00	Town of Sterling	81.00
Town of Ledyard	71.00	Town of Summerhill	70.00
Town of Locke	92.00	Town of Throop	70.50
Town of Mentz	83.00	Town of Venice	84.00
Town of Montezuma	92.00	Town of Victory	100.00

Now, therefore, be it
RESOLVED, that the above equalization rates be fixed, determined, approved and adopted as the percentages on which the assessed value of the real property in the several tax districts of Cayuga County bear to the full value thereof, and that the equalization of the real property for the purpose of appropriating the amount to be levied and raised by taxes for County purposes for the year 2008 be obtained and made on the basis of such percentages.
Signed by Dudley, Cuddeback, Schuster, Murphy, Lockwood, Petrus, Mitchell.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 623-07 (Oct 23, 2007) RPS correctionerrorsOct07
Authorizing Correction of Tax Errors in Several Towns:
BY: Paul Dudley, Chairperson, Ways & Means Committee.
WHEREAS, petitions for corrections have been received by the Director of Real Property Tax, from the Town Assessors to correct clerical errors or an error in essential fact as specified below, as existed on the 2007 Tax Roll, and:
WHEREAS, The petitions for correction were received too late to make the necessary adjustments before the extension of taxes, and;
WHEREAS, the Director of Real Property Tax Services has reviewed the petitions and found them to be correct; now therefore be it
RESOLVED, the Director of Real Property Tax Services under Real Property Tax Law 553-554 and 556A be authorized to make the change set forth hereafter; and be it further
RESOLVED, that the County Treasurer is authorized and directed to correct the 2007 County and Town Tax Roll; and be it further
RESOLVED, that a corrected tax statement shall be prepared, or a refund of any overpayment of taxes be made, as is applicable; and be it further
RESOLVED, that the 2006/2007 School Tax Roll shall also be corrected as follows:
Town of Aurelius: TM# 106.00-1-70.11. Assessed to Carl Bergerstock. Error in essential fact. After split, remaining acreage was not corrected nor was assessed land value. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected with any refunds issued.
Town of Aurelius: TM# 122.00-1-50.714. Assessed to Michael and Vicki Werner. Error in essential fact. Property was eligible for the STAR B but did not receive it. A corrected tax statements should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected with any refunds issued.

Town of Brutus: TM# 83.05-2-70. Assessed to the Village of Weedsport. Clerical error. Property came recently under village ownership but was incorrectly classed in roll section #1. A corrected tax statement should be prepared for the 2007 Final roll. The property should be correctly listed as roll section #8. The Weedsport School district should rescind the tax bill.
Town of Brutus: TM# 89.00-1-8.11. Assessed to Walter Schoonmaker. Clerical error. Property was eligible for but did not receive the STAR B (32,680). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Weedsport School roll should be corrected with any refund issued.
Town of Brutus: TM# 77.00-1-54. Assessed to Alex and Lillian Wieczorek. Clerical error. Property was eligible for but did not receive the STAR B (32,680). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Weedsport School roll should be corrected with any refund issued.
Town of Conquest: TM# 56.00-1-25.112. Assessed to the Town of Conquest. Clerical error. Exemption for being wholly exempt was omitted on the 2007 tax roll. A corrected tax statement should be prepared for the 2007 Final roll should be corrected to reflect this. The Port Byron School district should rescind the tax bill.
Town of Fleming: TM# 136.00-1-75. Assessed to Michael and Amy Gulliver. Clerical error. Property was eligible for the STAR B ($17,100). A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 school tax bill should be corrected.
Town of Fleming: TM# 123.03-1-46. Assessed to Carol Willis. Clerical error. Property was eligible for the Enhanced STAR exemption ($32,390) and the Aged exemption ($43,086). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Auburn school tax bill should be corrected with any refunds issued.
Town of Fleming: TM# 123.03-2-36. Assessed to Cortence Diffen. Clerical error. Property was eligible for the Enhanced STAR exemption ($32,390) but received the STAR B exemption. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Auburn school tax bill should be corrected with any refund issued.
Town of Fleming: TM# 130.06-2-54. Assessed to Carmela Iaconis. Clerical error. Property was eligible for the Enhanced STAR exemption but did not receive it. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Auburn school tax bill should be corrected with any refund issued.
Town of Genoa: TM# 236.00-1-23.1. Assessed to Anhinga Forge LLC. Clerical error. Property was eligible for an Agricultural exemption in the amount of $71,006. A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected with any refunds issued.
Town of Genoa: TM# 230.00-1-2. Assessed to Joshua D. Nalley. Clerical error. Property was eligible for the STAR B exemption ($30,200). A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected with any refunds issued.
Town of Ira: TM# 45.16-2-42.1. Assessed to Crystal Booth and Christine Erb. Clerical error. Property was eligible for the STAR B ($31,640). A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 Cato Meridian school tax bill should be corrected with any refunds issued.
Town of Ledyard: TM# 215.00-1-9.16. Assessed to Donald and Cheryl Reynolds. Clerical Error. Property qualified for the STAR B exemption ($28,090) but did not receive it. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected with any refunds issued.
Town of Ledyard: TM# 182.00-1-11.2. Assessed to Paul and Lisa Vanvorce. Clerical Error. Property qualified for the STAR B exemption ($28,090) but did not receive it. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected with any refunds issued.
Town of Ledyard: TM# 182.13-1-14. Assessed to Robert and Joan Broderick. Clerical Error. Property owner did not apply nor were they eligible for the STAR B exemption in the amount of $53,190. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 school tax bill should be corrected.
Town of Ledyard: TM# 192.02-1-15. Assessed to Gordan Myers and Chester Tanzini. Clerical Error. Property applied for but did not receive the STAR B exemption ($28,090). A corrected tax statement should be prepared for the 2007 Final roll. The Southern Cayuga 2007-2008 school tax bill should be corrected with any refunds issued.
Town of Ledyard: TM# 170.00-1-9.2. Assessed to Craig and Jennifer Jones. Clerical Error. Property applied for but did not receive the STAR B exemption ($28,090). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected with any refunds issued.
Town of Ledyard: TM# 160.00-1-17.1. Assessed to Carl and Esther Filer. Clerical Error. Property applied for an agricultural exemption which was not received. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected with any refunds issued.
Town of Ledyard: TM# 160.00-1-21. Assessed to Duanne & Jolene Reiff. Clerical error. Property was eligible for the STAR B ($28,090). The 2007 final roll should be corrected to reflect this. A corrected tax statement should be prepared for the 2007-2008 Union Springs school tax bill should be corrected. The school district should apply any applicable refund.
Town of Ledyard: TM# 182.13-1-4.1. Assessed to Michael and Sandra Groth. Clerical error. Property was eligible for the STAR B ($28,090) but did not receive it. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected with any refund issued.
Town of Ledyard: TM# 193.00-1-12.1. Assessed to Deborah Garber. Clerical error. Property was eligible for the STAR B ($28,090) but did not receive it. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected with any refunds issued.

Town of Ledyard: TM# 204.03-1-25.31. Assessed to Richard Smith. Clerical error. Property was eligible for the STAR B ($28,090) and Veteran's exemptions but these were not received. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected with any refunds issued.

Town of Mentz: TM# 75.00-1-27.2. Assessed to Heather Applebee and Edward Marquart. Clerical Error. Property qualified and filed for the STAR B exemption which was not received for the 2007 Final roll. A corrected tax statement should be prepared for the 2007 Final roll. The STAR B exemption should be added in the amount of $25,940. The 2007-2008 Port Byron school bill should be corrected to reflect the change.

Town of Mentz: TM# 87.00-2-46.11. Assessed to Tammy Treat. Clerical Error. Property filed and qualified for the Ag Land Exemption but soil worksheet was not on file. A corrected tax statement should be prepared for the 2007 Final roll. The Ag Land Exemption should be added to the 2007 Final roll and a new 2007-2008 Port Byron School tax bill generated.

Town of Mentz: TM# 75.00-2-7.11. Assessed to Sharon Knapp. Clerical Error. Property had STAR B exemption ($25,940) removed in error and should be reinstated. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Port Byron school tax bill should be corrected with any refunds issued.

Town of Montezuma: TM# 85.20-1-28. Assessed to Frances and Russell Masson. Clerical Error. Property was entitled to the Enhanced STAR exemption ($95,330) but received the Basic STAR exemption. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Port Byron school tax bill should be corrected with any refunds issued.

Town of Niles: TM# 164.00-1-6. Assessed to Meredith E. Badman. Clerical Error. Property received a portion of the Senior exemption. The town and county exemption should have been $37,649 and the school exemption should have been $20,916. A corrected tax statement should be prepared for the 2007 Final roll. A refund should be issued for the overpayment on the county and town bill and a corrected school tax bill should be issued for the 2007-2008 school taxes.

Town of Niles: TM# 176.01-1-24. Assessed to Susan Gilmore. Error in essential fact. Property inventory included a building that was not on the property. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Moravia school tax bill should be corrected with any refund issued.

Town of Niles: TM# 157.00-1-16.3. Assessed to Dan Dewitt. Clerical Error. Property assessment was keyed incorrectly. A corrected tax statement should be prepared for the 2007 Final roll should be corrected. The 2007-2008 Moravia school tax bill should be corrected with any refunds issued.

Town of Niles: TM# 147.00-1-33. Assessed to Charles Famoly and Susan Bower. Clerical error. A building on the property was demolished before taxable status date but was removed from the property inventory. The assessed value should be reduced in the 2007 Final roll. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Moravia School tax bill should be corrected with any refunds issued.

Town of Niles: TM# 167.00-1-7.1. Assessed to Dominick and Carolyn Nicoletti. Clerical error. The improvements in the property inventory were misapplied. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Moravia School tax bill should be corrected with any refund issued.

Town of Owasco: TM# 145.14-1-19.11. Assessed to Peter Hoadley. Clerical Error. Property was eligible for STAR B ($34,260) but did not receive the exemption. A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 Auburn school tax bill should be corrected with any refunds issued

Town of Owasco: TM# 123.12-3-43. Assessed to Brett and Joanne Davenport. Clerical error. Property was eligible for STAR B ($34,260) but did not receive the exemption. A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 Auburn school tax bill should be corrected with any refunds issued.

Town of Owasco: TM# 138.01-1-68.42. Assessed to Peter Longo. Clerical error. Property was eligible for STAR B ($34,260) but did not receive the exemption. A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 Auburn school tax bill should be corrected with any refunds issued.

Town of Owasco: TM#138.00-1-64.1. Assessed to Peter Hoadley. Clerical error. Property was eligible for an Agricultural Exemption ($181,426) but did not receive the exemption. A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 Auburn school tax bill should be corrected with any refund issued.

Town of Owasco: TM# 116.19-3-78. Assessed to Jeanette Howard. Clerical error. Property was eligible for but did not receive the STAR B exemption ($34,260). A corrected tax statement should be prepared for the 2007 final roll. The 2007-2008 Auburn school tax bill should be corrected with any refunds issued.

Town of Owasco: TM# 131.01-2-8. Assessed to Nancy Calkins. Clerical error. Property was eligible for STAR B ($34,260). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Auburn school tax bill should be corrected with any refunds issued.

Town of Owasco: TM# 123.11-1-10.1. Assessed to Frank Swasty, Jr., Clerical error. Property was eligible for STAR B (34,260). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Auburn school tax bill should be corrected.

Town of Owasco: TM# 123.04-1-7.1. Assessed to Raymond Brady, Jr. Clerical error. Property was eligible for but did not receive the enhanced STAR (64870). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Auburn school tax bill should be corrected with any refund issued.

Town of Scipio: TM# 164.00-1-4.21. Assessed to Deborah Collier. Clerical error. Property was eligible for the STAR B ($35,060). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected.
Town of Scipio: TM# 143.00-1-7.11. Assessed to John and Patricia Spinelli. Clerical error. Property was eligible for the Enhanced STAR exemption (66,390) for the 2007 tax roll but did not receive it. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected with any refund issued.
Town of Sempronius: TM# 201.00-1-36. Assessed to Kathy Rhodes. Clerical error. Property was eligible for the STAR B exemption for the 2007 tax roll. . A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Moravia school tax bill should be corrected with any refund issued.
Town of Sennett: TM# 110.00-1-41.2. Assessed to Joseph Connors. Clerical error. Property was eligible for the Enhanced STAR exemption for the 2007 tax roll but did not receive it. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Auburn school tax bill should be corrected with any refund issued.
Town of Sennett: TM# 104.00-1-11.12. Assessed to Lea Michael and Jesse James Hares. Clerical Error. AG exemption amount was miscalculated. The 2007 Final roll should be corrected to reflect this. The 2007-2008 Skaneateles school tax bill should re-printed with any refunds issued.
Town of Springport: TM# 151.00-1-16.13. Assessed to Diane Sokenyk. Clerical error. Property was eligible for the STAR B exemption for the 2007 tax roll. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected.
Town of Springport: TM# 150.05-1-18.12. Assessed to William Mantas. Clerical error. Property was eligible for the STAR B exemption for the 2007 tax roll. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected.
Town of Springport: TM# 142.00-1-16.12. Assessed to Francis Leicher and Charles Adams. Clerical error. Property was eligible for the STAR B exemption and the Senior exemption which were not received. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected.
Town of Springport: TM# 133.16-2-7. Assessed to John Wilson. Clerical error. Property was eligible for the Enhanced STAR exemption ($69,660) for the 2007 tax roll. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected.
Town of Springport: TM# 141.17-1-12. Assessed to John and Annamae Becker. Clerical error. Property was eligible for the STAR B exemption which was not received. A corrected tax statement should be prepared for the 2007 Final roll. The 2008-2008 Union Springs school tax bill should be corrected.
Town of Springport: TM# 140.08-1-4. Assessed to Edward Sinram. Clerical error. Paraplegic exemption should be $224,600 not $174,600. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected with any refunds issued.
Town of Springport: TM# 126.00-1-10.12. Assessed to Edward Tutt. Clerical error. Property was eligible for the StAR B exemption but received the enhanced STAR instead. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected with any refunds issued.
Town of Springport: TM# 126.00-1-10.11 Assessed to Thomas Tutt. Clerical error. Property was eligible for the Enhanced STAR exemption but received the STAR B instead. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Union Springs school tax bill should be corrected with any refunds issued.
Town of Sterling: TM# 8.08-1-6. Assessed to Charles and Karen Strickland. Clerical error. Property was eligible for the Enhanced STAR exemption but received the STAR B exemption instead for both the 2006-2007 school tax season and the 2007-2008 school tax season. A corrected tax statement should be prepared for the 2006 and 2007 and the Final rolls should be corrected to reflect this. The 2006-2007 Red Creek school tax in the amount of $488.55 should be refunded and the 2007-2008 Red Creek school tax bill should be corrected with any refunds issued.
Town of Sterling: TM# 15.00-1-7.5. Assessed to Ronald Falsey with Todd Hunter having a land contract. Todd Hunter was entitled to STAR B exemption which was not received. A corrected tax statement should be prepared for the 2007 Final roll should be corrected to reflect this. The 2007-2008 Red Creek school tax bill should be corrected with any refunds issued.
Town of Sterling: TM# 9.17-2-42.2. Assessed to Jamal Kawar. Clerical error. Property was eligible for the STAR B exemption but did not receive it. A corrected tax statement should be prepared for the 2007 final roll should be corrected to reflect this. The 2007-2008 Red Creek school tax bill should be corrected with any refunds issued.
Town of Sterling: TM# 20.00-1-70.12. Assessed to Ruben and Denise Parr. Property was incorrectly coded with the Hannibal School district when it should have been assigned to the Cato-Meridian School District. A corrected tax statement should be prepared for the 2007 Final roll. The Hannibal School district should omit the bill from their roll and the Cato-Meridian taxes should be re-levied to the 2008 County and Town bill.
Town of Sterling: TM# 9.05-1-2. Assessed to NYS Office of Parks and Recreation. Clerical Error. Property is tax exempt but was listed in roll section one along with taxable properties. The 2007 Final roll should be corrected to reflect the property's tax exempt status. The 2007-2008 Red Creek school tax bill should be rescinded.
Town of Summerhill: TM# 233.08-2-26. Assessed to Dale Campbell. Error in Essential Fact. The building on the property had been removed before March 1st, 2007 and should be removed from the parcel inventory. The building value should be removed from the 2007 Final roll. A corrected tax statement should be prepared for the Final roll. The 2007-2008 Homer school tax bill should be corrected with any refunds issued.

Town of Summerhill: TM# 223.20-1-25. Assessed to Allen and Joan Tuttle. Clerical Error. The property applied for but did not receive the STAR B exemption ($26,610). The 2007 Final roll should be corrected to reflect this. A corrected tax statement should be prepared by the Homer School district with any refunds issued.
Town of Summerhill: TM# 233.08-2-7.1. Assessed to Patrick and Jennie Mooney. Clerical Error. The property applied for and received the STAR B exemption ($26,620) and the Alternative Veteran's Exemption but these were accidentally removed before the school tax bills were generated. The Homer School district should correct the tax bill and issue any refunds.
Town of Summerhill: TM# 244.00-1-25.11. Assessed to Tim and Sara Davis. Clerical Error. The property applied for but did not receive the STAR B exemption ($26,620). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Homer school bill should be corrected to reflect this change.
Town of Summerhill: TM# 243.00-1-29. Assessed to Jeffrey Beaumont. Clerical Error. The property applied for but did not receive the STAR B exemption ($26,620). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Groton school bill should be corrected to reflect this change with any refund issued.
Town of Summerhill: TM# 253.00-1-3.11. Assessed to Donal and Sharon Carr. Clerical Error. The property received the STAR B exemption instead of the Enhanced STAR exemption. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Groton school bill should be corrected to reflect this change with any refund issued.
Town of Summerhill: TM# 253.00-1-23. Assessed to Shelby Clark and Gregory Shevalier. Clerical Error. The property was eligible for the Veteran's exemption ($8,750) which was not received. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Groton school bill should be corrected to reflect this change with any refund issued.
Town of Summerhill: TM# 253.00-1-20. Assessed to Kathleen Burhan . Clerical Error. The property received the STAR B exemption instead of the Enhanced STAR exemption. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Groton school bill should be corrected to reflect this change with any refund issued.
Town of Throop: TM#101.02-1-20. Assessed to Richard and Sandra Walsh. Clerical Error. This parcel applied and qualified for the Enhanced STAR Exemption for the 2007 Final roll but received the STAR B exemption only. A corrected tax statement should be prepared for the 2007 Final roll should be corrected to reflect the Enhanced Exemption in the amount of $48,180. The 2007-2008 Port Byron school bill should be corrected to reflect this change.
Town of Throop: TM# 101.03-1-71. Assessed to Lester and Sara Cuff. Clerical Error. Property incorrectly received the STAR B exemption when it qualified for the Enhanced STAR. A corrected tax statement should be prepared for the 2007 Final roll should be corrected to reflect the Enhanced Exemption in the amount of $48,180. A new school tax bill should be issued for the Port Byron School District so the correct tax can be paid.
Town of Throop: TM# 93.00-1-38.1. Assessed to Frederick and Valerie Robinson. Clerical Error. Property incorrectly received the STAR B Exemption for the 2007 Final roll but qualified for the Enhanced STAR ($48,180). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Port Byron school bill should be corrected to reflect this change.
Town of Throop: TM# 100.00-1-33. Assessed to Gary Weed and Carol Jordan. Clerical Error. Property incorrectly received the STAR B Exemption for the 2007 Final roll but qualified for the Enhanced STAR ($48,180). A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Port Byron school bill should be corrected to reflect the change.
Town of Throop: TM# 94.01-1-42. Assessed to Alice Wilson. Clerical Error. Property incorrectly received the STAR B Exemption ($48,180) for the 2007 Final roll but qualified for the Enhanced STAR. A corrected tax statement should be prepared for the 2007-2008 Final roll. The 2007-2008 Port Byron school bill should be corrected to reflect the change.
Town of Venice: TM# 209.00-1-3.1. Assessed to Joan Walrad. Clerical error. Property received a portion of the STAR B exemption when the full exemption should have been received. A corrected tax statement should be prepared for the 2007 Final roll which should reflect the STAR B exemption ($29,580) and a Moravia 2007-2008 school tax bill should be corrected with any applicable refunds issued.
Town of Venice: TM# 219.00-1-14.1. Assessed to Beverly Buisch. Clerical error. Property was eligible for the STAR B exemption. A corrected tax statement should be prepared for the 2007 Final roll. The 2007-2008 Southern Cayuga school tax bill should be corrected.
Signed by Dudley, Murphy, Schuster, Lockwood, Cuddeback, Mitchell, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 624-07 10/23/07 leavebank10-23-07
AUTHORIZING THE CREATION OF A TEMPORARY LEAVE BANK FOR A COUNTY EMPLOYEE.
By: Hon. Paul Dudley, Chairman, Ways and Means Committee.
WHEREAS, an employee of the Motor Vehicle Bureau is recovering from a medical condition causing an extended leave; and
WHEREAS, this employee has worked for the Cayuga Count for a short period of time, and has not had time to earn accruals to cover the recovery time; 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 to approval of 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 developed in Resolution #174 adopted on April 16, 1996:
All other leave shall have been exhausted by the employee. All County employees may be permitted to donate personal or vacation leave time in no less than half day increments, at any amount up to a grand total of seventy-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 no less than half day increments, 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 Dudley, Lockwood, Cuddeback, Murphy, Mitchell, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 625-07 10/23/07 TRESamend 2007budget
AMENDING THE BUILDINGS DEPT. 2007 CAYUGA COUNTY BUDGET
Mr. Paul Dudley, Chairman Ways and Means Committee
WHEREAS, the reorganization of the Treasurer's Office is progressing into its final stages; and
WHEREAS, the acoustics resulting in the addition of the walls for the two Deputy Treasurer's Offices and the echoing that occurs creates an atmosphere that inhibits the confidentiality of any conversations that occur in this office,
WHEREAS, carpeting will help alleviate this problem, as well as covering damaged floor tiles; and
WHEREAS, money is available in the 2007 Treasurer's Office and Data Processing Budgets, therefore, be it
RESOLVED, that the Treasurer transfer $680.00 from Data Processing Account A1680.400.049 and $680.00 from the Treasurer's Account A1325.400.049 to the Buildings Dept. account A1620.400.014, and be it
RESOLVED, that the Building Superintendent is hereby authorized to request the necessary purchase orders and the County Treasurer is directed to make the necessary journal and accounting entries necessary to implement the intent of this resolution.
Signed by Dudley, Lockwood, Cuddeback, Murphy, Mitchell, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 626-07 10/23/07 TreasCreateFilltempJrAcct
AUTHORIZATION TO CREATE AND FILL A TEMPORARY PART-TIME JR. ACCOUNTANT POSITION IN THE COUNTY TREASURER'S OFFICE
By: Mr. Paul Dudley, Chairman, Ways and Means Committee
WHEREAS, due to illness, the proper cross training of the new Jr. Accountant and the Accountant was unable to be completed; and
WHEREAS, this is crucial for the tax foreclosure and enforcement process; and
WHEREAS, we have been unable to provide the necessary cross-training to complete this process as well as the processing of certiorari proceedings, court and trust actions and the correction of tax errors; and
WHEREAS, the creation of a temporary Jr. Accountant position to be filled by a retiree of the Treasurer's Office will allow us to provide this training; and
WHEREAS, funding for this position is available in the Treasurer's Office 2007 budget; therefore be it
RESOLVED, that one part-time temporary position of Junior Accountant be hereby created effective the date of this resolution; and be it further
RESOLVED, that the County Treasurer is hereby authorized to fill the newly created temporary part-time Jr. Accountant position; and be it further
RESOLVED, that this position be filled in accordance with the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further
RESOLVED, that the temporary position of Junior Accountant, PT be abolished effective until December 31, 2007.
Signed by Dudley, Lockwood, Cuddeback, Murphy, Mitchell, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 627-07 10/23/07 TREpurc.foldingmac
AUTHORIZING THE COUNTY TREASURER TO PURCHASE A FOLDING MACHINE USED IN THE PREPARATION OF THE COUNTY TAX BILLS
By: Mr. Paul Dudley, Chair, Ways and Means Committee
WHEREAS, the folding machine used in the preparation of the County Tax Bills is obsolete and we are unable to find the needed replacement parts, and
WHEREAS, this equipment is needed to complete the 2008 County Tax billing, which will take place in December 2007, and
WHEREAS, this equipment is available under NYS Contract, and
WHEREAS, funding is available in the 2007 Treasurer's Budget, Account 1325.200.000A; now be it
RESOLVED, that the County Treasurer is hereby authorized to purchase the folding machine, and be it further
RESOLVED, that the Treasurer is authorized to make any and all journal and accounting entries to effect payment for the aforesaid equipment in an amount not to exceed $ 4,200.00.
Signed by Dudley, Lockwood, Cuddeback, Murphy, Mitchell, Schuster, Petrus.
Approved by 2/3vote, all present voting aye, except Netti excused and District 3 vacant. 211/14/19

RESOLUTION NO. 628-07 (October 22, 2007) HS Employment & Training 2007-2008
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter into Contracts with Cayuga County Employment & Training Department for Provision of Services
BY: Ann Petrus, Chairman of the Health & Human Service Committee
Paul Dudley, Chairman of the Ways & Means Committee
WHEREAS, the Human Services Division of Health & Human Services has need to provide employment and training services to public assistance recipients to meet the obligations of the Work Requirement Program; and
WHEREAS, Human Services also has need of a Job Search Program for non-public assistance and Safety Net Food Stamp recipients; and
WHEREAS, our Human Services Division has successfully contracted with Cayuga County Employment and Training Department in the past for provision of these services; now, therefore, be it
RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Cayuga County Employment and Training to provide employment and training services to public assistance recipients for a period 10/1/07 to 9/30/08 at a cost of $90,000; and be it further
RESOLVED, that the charges for these services be paid out of account #6010.400, line item # .0189 of the 2007 Human Services Budget; and be it also
RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Cayuga County Employment and Training to provide a job search program for non-public assistance recipients and Safety Net Food Stamp recipients for the period 10/1/07 to 9/30/08 at a cost of $18,000; and be it also
RESOLVED, that the charges for these services be paid out of account #6010.400, line item # .0188 of the 2007 Human Services Budget.
Signed by Petrus, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 629-07 (October 23, 2007) HS NYSOFA Contract POE
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract With NYS Office for the Aging and Accept 100% Funding

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Paul Dudley, Chairman of the Ways & Means Committee

WHEREAS, the State required every county to operate a Long Term Care Point of Entry Program and Cayuga County, through its Long Term Care Access Office, submitted an application for and had been approved to operate this POE in Cayuga County for year one (2006-2007) of the contract and accepted funds to meet the program mandates; and
WHEREAS, the same funding level has been made available for year two (2007-2008) of the contract that was available in the first contract year; NOW, THEREFORE, BE IT
RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with NYS Office for the Aging to operate the Long Term Care Point of Entry Program in Cayuga County and accept funding in the amount of $52,000 for the period of October 1, 2007 – September 30, 2008 and that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to amend the 2007 Human Services budget in the following manner:

Increase Appropriation Acct. #6010.100…….$19,883
Increase Appropriation Acct. #6010.470……..$32,117
Increase Revenue Acct. #3650……..$52,000

and be it further
RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to subcontract for services necessary to implement this program.
Signed by Petrus, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 630-07 (October 23, 2007) HD HRI Funding Breast Health 2007
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew Contract with HRI to Continue Breast & Cervical Cancer Early Detection Program.

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

WHEREAS, the Health Department's Healthy Women's Partnership (Breast & Cervical Cancer Early Detection Program) is partially funded by federal funding through Health Research, Inc.; and
WHEREAS, we have again been offered federal funding for this program through Health Research, Inc.; NOW, THEREFORE, BE IT
RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into a contract with Health Research, Inc. to accept federal funding for the Breast & Cervical Cancer Early Detection Program in the amount of $30,837 for the period of June 30, 2007 through June 29, 2008; and be it further
RESOLVED, that the Director of Health & Human Services be authorized to enter into subcontracts with agencies/individuals in order to accomplish the goals of this grant; and be it also
RESOLVED, that the Cayuga County Treasurer be authorized and directed to amend the Health Department's 2007 Budget in the following manner:

Increase Appropriation Account #4010.423…….$30,837
Increase Revenue Account #3424.000…….$30,837

Signed by Petrus, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 631-07 (October 23, 2007) HD ATUPA 2007
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Renew the Agreement with the State to Participate in the Youth Tobacco Enforcement and Prevention Program and Accept Funding

BY: Ann Petrus, Chairman of the Health & Human Services Committee
Paul Dudley, Chairman of the Ways & Means Committee

WHEREAS, the Cayuga County Health Department contracted with the State to participate in the 100% State funded Youth Tobacco Enforcement and Prevention Program (aka ATUPA) for the period October 1, 2006 through September 30, 2007; and

WHEREAS, the New York State Department of Health continues to make funds available to municipalities for the purpose of reducing the use and accessibility of tobacco to youth under 18 years of age; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Health & Human Services be authorized to enter into an agreement with the State to continue to participate in the 100% State funded Youth Tobacco Enforcement and Prevention Program for the period of October 1, 2007 through September 30, 2008 in the amount of $37,520; and be it further

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

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all the necessary journal and accounting entries to amend the Cayuga County Health Department 2007 Budget in the following manner:

Increase Appropriation Account #4010.418…….$37,520
Increase Revenue Account #3420…….$37,520

Signed by Petrus, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 632-07 October 23, 2007 nhelectricdemandresprev
AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE ADMINISTRATOR OF THE NURSING HOME TO ENTER INTO A ELECTRICAL DEMAND RESPONSE AGREEMENT WITH ENERGY CURTAILMENT SPECIALISTS.

BY: Ann Petrus, Health and Human Services
Paul Dudley, Ways and Means

Whereas, the Cayuga County Nursing Home uses electricity as the primary source of energy for the facility; and

Whereas, the nursing home has a generator that must be tested under load on a monthly basis; and

Whereas, Energy Curtailment Specialists will pay for time off the electrical grid during periods of high demand as well as reimburse for fuel costs; 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 Energy Curtailment Services.

Signed by Petrus, Cuddeback, Dudley, Tortorici, Pappert, Dudley, Mitchell, Lockwood, Murphy, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 633-07 Date of Meeting: 10/23/07 nhmedrevrev
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO ENTER INTO AN AGREEMENTS WITH MED-REV RECOVERIES AND RICK GALBATO FOR THE PURPOSE OF COLLECTING PAST DUE ACCOUNTS.

BY: Paul Dudley, Chairman, Ways and Means Committee
BY: Ann Petrus, Chairman, Health and Human Services Committee

WHEREAS, Cayuga County Nursing Home is required to bill the residents of the facility for services provided; and

WHEREAS, there are accounts who are in arrears for those services; and

WHEREAS, Med-Rev Recoveries is a recognized collection agency for health care facilities; and

WHEREAS, attorney Riccardo Galbato, possesses the necessary experience for collection of those accounts that require legal counsel; now therefore be it

RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to enter into an agreement with Med-Rev Recoveries for a 25% remittance rate; and be it further

RESOLVED that there be an agreement with Riccardo Galbato for $140 (One Hundred Forty Dollars) per hour.

Signed by Petrus, Pappert, Dudley, Tortorici, Cuddeback, Murphy, Lockwood, Mitchell, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 634-07 Date of Meeting: 10/23/07 nhleasecopierrev
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE ADMINISTRATOR OF CAYUGA COUNTY NURSING HOME TO LEASE A TOSHIBA COPIER FOR THE NURSING HOME.
BY: Paul Dudley, Chairman, Ways and Means Committee
BY: Ann Petrus, Chairman, Health and Human Services Committee
WHEREAS, the Cayuga County Nursing Home has the need to obtain a copier/printer for the facility; and
WHEREAS the current leased copier/printer has needed frequent repairs as it is an inadequate size for the operation; and
WHEREAS the proposed copier/printer will be an upgrade to the current lease; now therefore be it
RESOLVED that the Chairman of the Legislature and the Administrator of Cayuga County Nursing Home be authorized to lease the copier/printer from Toshiba for $496.72 (Four hundred ninety-six dollars and seventy-two cents) per month for 60 (sixty) months.
Signed by Petrus, Pappert, Dudley, Tortorici, Cuddeback, Murphy, Lockwood, Mitchell, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 635-07 (October 23, 2007) HD Bid for Medical Supplies 2007
Authorizing the Clerk of the Legislature to Advertise and Receive Sealed Proposals for Medical Supplies and Equipment for the Public Health Department
BY: Ann Petrus, Chairman of the Health & Human Service Committee
Paul Dudley, Chairman of the Ways & Means Committee
WHEREAS, Gulf South Medical Supply had been awarded the contract for supplying medical products and equipment to the Public Health Department pursuant to the bid specifications at that time; and
WHEREAS, Gulf South Medical Supply's contract will expire on February 3, 2008, and it will be necessary to go through the bidding process, again, to award the contract to the low bidder; NOW, THEREFORE, BE IT
RESOLVED, that the Clerk of the Legislature be authorized to advertise and receive sealed proposals for supplying medical products and equipment to Public Health Department.
Signed by Petrus, Pappert, Dudley, Tortorici, Cuddeback, Murphy, Lockwood, Mitchell, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 636-07 DATE: 10/23/07 OFAMealBidOct07
Authorizing the Chairman of the Legislature to award the bid for provision of meals for the Cayuga County Office for the Aging Senior Nutrition Program.
BY: Ms. Ann Petrus, Chair, Health & Human Services Committee, and
Mr. Paul Dudley, Chair, Ways and Means Committee.
WHEREAS, the Clerk of the Cayuga County Legislature was authorized per Resolution No.514-07 to advertise for bids to provide meals for the Office for the Aging Senior Nutrition Program; and
WHEREAS, the Senior Nutrition Program provides an average of 240 meals per day to seniors, and the bids were based on a three-year contract; and
WHEREAS, the two bids that were received were as follows:

	Complete Meal – Hot	Complete Meal - Frozen
1) Cayuga Health Association, Inc. 8-10 Hulbert St., Auburn, NY	$3.50	$3.50
2) Advanced Institutional Support Services, LLC 700 E. Brighton Ave., Syracuse, NY	$3.64	$3.64

Now, therefore, be it
RESOLVED, that the bid for the provision of meals be awarded to the lowest bidder, Cayuga Health Association, Inc., 8-10 Hulbert St., Auburn, NY for the period of January 1, 2008 through December 31, 2010.
Signed by Petrus, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.
Approved by voice vote, all present voting aye

RESOLUTION NO. 637-07 (October 23, 2007) HD Fill PT HHA CHHA
Authorizing the Director of Health & Human Services to Fill Part-Time Home Health Aide at CHHA
BY: Ann Petrus, Chairman of the Health & Human Service Committee
Paul Dudley, Chairman of the Ways & Means Committee
WHEREAS, there is a Part-Time Home Health Aide vacancy at the CHHA due to a resignation effective September 17, 2007; and
WHEREAS, this position is necessary for the effective and efficient operation of the Department; and
WHEREAS, sufficient funding exists in the Health Department's 2007 Budget to support this position; NOW, THEREFORE, BE IT
RESOLVED, that the Director of Health & Human Services be authorized to fill the Part-Time Home Health Aide vacancy in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.
Signed by Petrus, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.
Approved by voice vote, all present voting aye

RESOLUTION NO. 638-07 (October 23, 2007) HD Fill PT MSW at CHHA
Authorizing the Director of Health & Human Services to Fill a Part-Time MSW Position at CHHA Due to Resignation
BY: Ann Petrus, Chairman of the Health & Human Service Committee
Paul Dudley, Chairman of the Ways & Means Committee
WHEREAS, there is a vacant part-time MSW (Master in Social Work) position at the CHHA due to a resignation effective September 13, 2007; and
WHEREAS, this service performed by the PT MSW is a required service listed on the CHHA's Operating Certificate and is necessary for the effective and efficient operation of the Department; and
WHEREAS, this position is funded in the Health Department's 2007 Budget; NOW, THEREFORE, BE IT
RESOLVED, that the Director of Health and Human Services be authorized to fill the Part-Time MSW vacancy at the CHHA in a manner consistent with the rules and regulations of the County of Cayuga and the Cayuga County Civil Service Commission.
Signed by Petrus, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 639-07 (October 23, 2007) HS Fill Full time Audit Clerk
Authorizing the Director of Health & Human Services to fill full time Audit Clerk in the Information Technology division of Human Services
BY: Ann Petrus, Chairman of the Health & Human Service Committee
Paul Dudley, Chairman of the Ways & Means Committee
WHEREAS, the current Audit Clerk, grade 5, in the Information Technology unit has resigned her position effective 10/12/2007 to accept another position in the County;
WHEREAS, this position is necessary for the effective and efficient operation of the Information Technology unit of the Human Services Department; and
WHEREAS, this position is supported by federal and state reimbursement of 75%;
WHEREAS, sufficient funding exists in the Human Services Department's 2007 Budget line 6010.1 to support this position; NOW, THEREFORE, BE IT
RESOLVED, that the Director of Health & Human Services be authorized to fill the full time Audit Clerk vacant position 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, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 640-07 (October 23, 2007) HD Point of Care Computer System CHHA
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Purchase Point of Care Computer System for CHHA

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Paul Dudley, Chairman of the Ways & Means Committee

WHEREAS, the Health Department desires to purchase a "Point of Care" computer system" to increase the efficiency of its Home Care Agency; and

WHEREAS, in order to accomplish this, we need to purchase a "Point of Care" software package and also the hardware required to implement the software program; and

WHEREAS, the purchase of the "Point of Care" computer system has been budgeted for in the Health Department's 2007 Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services be authorized to enter into a contract with 3M to purchase the "Point of Care " computer software package for the CHHA, and also authorize them to purchase the hardware required to implement the software program in an amount not to exceed $245,000 for both the software and the hardware; and be it further

RESOLVED, that these expenses be paid out of account #4012.2 of the Health Department's 2007 budget.

Signed by Petrus, Cuddeback, Dudley, Pappert, Tortorici, Lockwood, Mitchell, Murphy, Schuster.

Approved by 2/3 vote, all present voting aye, except Netti Excused and District 3 Vacant 211/14/19

RESOLUTION NO. 641-07 (October 23, 2007) HD Purchase Carpeting
Authorizing the Chairman of the Legislature and the Director of Health & Human Services to Enter Into a Contract With New York Commercial Flooring, Inc.

BY: Ann Petrus, Chairman of the Health & Human Service Committee
Paul Dudley, Chairman of the Ways & Means Committee

WHEREAS, the carpeting at the Health Department's offices in the basement level of the Hardenburgh Building located at 8 Dill Street, Auburn, NY, is in such poor condition as to be a safety hazard; and

WHEREAS, it is the desire of the Health Department to replace the carpet (front entrance area, corridor, conference room and stairs); and

WHEREAS, $10,000 has been budgeted for Capital Improvement in the 2007 Health Department Budget; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Health and Human Services enter into a contract with New York Commercial Flooring, Inc. (State Pricing) to replace carpeting in the aforementioned areas in an amount not to exceed $10,000; and be it further

RESOLVED, that the expense for this carpeting be charged to accounts #4010.2 and #4012.2 of the 2007 Health Department Budget.

Signed by Petrus, cuddeback, Dudley, Pappert, Sedor, Tortorici, Lockwood, Mitchell, Murphy, Schuster.

Approved by voice vote, all present voting aye.

Motion by Legislator Pappert to add to last resolved the names of Governor, Elliot Spitzer, Assemblyman, Gary Finch, Assemblyman, Brian Kolb, Assemblyman, Robert Oaks, State Senator Michael Nozzolio, and State Senator David Valesky.

Aproved by voice vote, all present voting aye.

RESOLUTION NO. 642-07 (10-23-07) COA-SupportingTheMedicaidCountyProtectionAct-H.R.326 SUPPORTING THE "MEDICAID COUNTY PROTECTION ACT OF 2007" - HOUSE RESOLUTION 326.

BY: MR. MITCHELL, Chairman, Government Operations Committee, and
MR. DUDLEY, Chairman, Ways & Means Committee.

WHEREAS, New York State has the most expensive Medicaid program in the nation; and

WHEREAS, its spending, per recipient, is the highest in the Country, with costs that nearly exceed those of California and Texas combined; and

WHEREAS, New York is one of only a few states that mandate county governments to pay a significant portion of the State's cost; and

WHEREAS, Congressman G. K. Butterfield of North Carolina has introduced legislation at the federal level that would expressly prohibit states from passing along the costs of Medicaid to county government, which is a huge burden to property taxpayers; now, therefore be it

RESOLVED, that the Cayuga County Legislature hereby supports the passage of the "Medicaid County Protection Act of 2007" – House Resolution 326 by the U. S. Congress as introduced by Congressman G. K. Butterfield of North Carolina; and be it further

RESOLVED, that this County Legislature hereby requests its federal representatives, Senator Charles E. Schumer, Senator Hillary Clinton, Congressman James Walsh and Congressman Michael R. Arcuri to become co-sponsors of this important legislation; and be it further

RESOLVED, that certified copies of this Resolution be forwarded to Senator Charles E. Schumer, Senator Hillary Clinton, Congressman James Walsh, Congressman Michael R. Arcuri, the entire New York State Congressional Delegation, all New York State Counties, NYSAC, *Governor, Elliot Spitzer, Assemblyman, Gary Finch, Assemblyman, Brian Kolb, Assemblyman, Robert Oaks, State Senator Michael Nozzolio, and State Senator David Valesky.*

Aproved by voice vote, all present voting aye.

Signed by Dudley, Cuddeback, Mitchell, Murphy, Petrus, Schuster, Lepak, Sedor.

Approved by majority vote, all present voting aye, except Netti excused and District 3 vacant 764/50/68

RESOLUTION NO. 643-07 (10/23/07) GovOps-Amd2007LegislativeBudgetrev
AUTHORIZING THE AMENDMENT OF THE LEGISLATIVE BUDGET FOR 2007.

BY: MR. MITCHELL, Chairman, Government Operations Committee, and
MR. DUDLEY, Chairman, Ways & Means Committee

WHEREAS, the Chapter 1019 of the Laws of the State of New York for 1970 requires that all municipalities adopt a code of ethics and board of ethics; and

WHEREAS, Resolution No. 217 of 1970 established a Code of Ethics and Board of Ethics for the County of Cayuga; and

WHEREAS, the County Code of Ethics authorized the Board of Ethics to render advisory opinions to employees on written request and upon request of the County Legislature make recommendations to such County Legislature; and

WHEREAS, the Code also provides that the County Legislature appropriate monies from the general County funds for the Board of Ethics; and

WHEREAS, the Board has determined that, in the near future, it will need to expend various monies in order to accomplish its tasks; and

WHEREAS, no accounts or authority have been delegated for this purpose; now, therefore, be it

RESOLVED, that the 2007 Legislative Budget is hereby amended to add Account No. 1010.400.015-A (Board of Ethics); and be it further

RESOLVED, that the sum of $2,000.00 be transferred from Account No. A-1990 (Contingent Fund) into Account No. 1010/400.015-A (Board of Ethics) to accomplish the foregoing; and be it further

RESOLVED, that the Board of Ethics may incur invoices for expenses or its pending investigation, subject to the County audit and control procedures 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 Dudley, Cuddeback, Murphy, Mitchell, Schuster, Petrus.

Approved by 2/3 vote, all present voting aye, except Netti excused, and District 3 vacant 764/50/68

RESOLUTION NO. 644-07 (10.23.07) **COA-AmendingCCWaterQualityMgmtMemberhp2007rev**

AMENDING CAYUGA COUNTY WATER QUALITY MANAGEMENT AGENCY MEMBERSHIP

BY: MR. SCHUSTER, Chairman, Planning & Economic Development Committee

WHEREAS, the Cayuga County Legislature on November 19, 1990 adopted Resolution No. 445 of that year establishing the Cayuga County Water Quality Management Agency (WQMA); and

WHEREAS, Resolution 461-00 amended the WQMA membership; and

WHEREAS, both resolutions enumerated the officials and agency representatives that are to make up the membership of the WQMA; and

WHEREAS, the Town of Owasco, City of Auburn, Cayuga County Soil and Water Conservation District and the Cayuga County Water Quality Management Agency entered into a two-year agreement dated June 27, 2007 whereby the Cayuga County Soil and Water Conservation District was to hire a watershed inspector, funded in part through the City of Auburn and Town of Owasco; and

WHEREAS, the agreement provides to add as additional voting members on the WQMA a representative of the Town of Owasco designated by the Town Board and a representative from the City of Auburn designated by the City Manager; and

WHEREAS, these two additional members would replace and obviate the need for the City of Auburn Owasco Lake Watershed Inspector to be a representative; and

WHEREAS, the WQMA has recommended that the membership be reconstituted pursuant to the agreement entered into amongst the parties hereinabove referenced and so as to more effectively and efficiently accomplish the purpose for which it was established; now therefore be it

RESOLVED, that the membership of the WQMA is hereby amended as follows:

The Cayuga County Legislature's Environmental Advisors:

1. Director of Cayuga County Planning and Economic Development or his/her designee, Director of Cayuga County Environmental Health or his/her designee, Director of Cayuga County Parks and Trails or his/her designee, Director of Cayuga County Soil and Water Conservation District or his/her designee, Cayuga County Solid Waste Management Program Administrator or his/her designee, Cayuga County Cooperative Extension Director or his/her designee. (6 persons).
2. Non-County Local Officials

A representative from the Town of Owasco designated by the Town Board, a representative from the City of Auburn designated by the City Manager, a representative from the Association of the Cayuga County Villages, a representative from the Association of the Cayuga County Towns. (4 persons).

3. Representatives from interested regional, state and federal agencies such as:

NYS Soil and Water Conservation Committee, NYS Department of Environmental Conservation, USDA Farm Services Agency, USDA Natural Resources Conservation Service, CNY Regional Planning and Development Board, Montezuma National Wildlife Refuge, NYSDEC Region 7 Forest Practice Board, among others.

Since these persons are likely to reside outside of Cayuga County they would be ineligible to serve in an official capacity, therefore, they will serve as advisory, non-voting members and shall not be considered in determining the presence of a quorum. Nor will their participation require formal appointment. The Cayuga County Legislature authorizes the Environmental Advisors and Non-County, Local Officials members to invite any such agency, as they may deem appropriate, to send a representative.

4. A representative from any organization formed to advocate on behalf of a water body in Cayuga County. Since these persons will be acting in an official capacity, to be voting members, these representatives must reside in Cayuga County. As used in this resolution an organization must be an entity consisting of at least twenty five members who meet at least twice per year and have an adopted charter or mission statement identifying the advocacy on behalf of a specified water body as its primary purpose. Only one group advocating on behalf of a single water body may be afforded membership. Should any dispute arise concerning the qualification of any organization the Environmental Advisors, paragraph 1 above, and Non-County, Local Officials members, paragraph 2 above, will resolve such a dispute by a majority vote.

Signed by Schuster, Murphy, Palermo, Sedor, Petrus, Tortorici.

Approved by voice vote, all present voting aye.

RESOLUTION NO. 645-07 October 23, 2007 PB_Budget Amend EquipPurch
AMEMDING THE 2007 PLANNING BUDGET TO TRANSFER FUNDS FROM .100 LINE TO .400 LINE TO PURCHASE EQUIPMENT
BY: Mr. Daniel Schuster, Chair, Planning and Economic Development
Mr. Paul M. Dudley, Chair, Ways and Means Committe
WHEREAS, The part-time position of an Administrative Assistant, approved in the FY 2007 budget was not placed on the payroll until June 2007 when the actual hire took place, resulting in an approximate $6,900 surplus in the .100 salaries line in the FY 2007 budget; and
WHEREAS, the proposed Planning Department FY 2008 Planning Budget requested an allocation of $2,282.00 in the .400 Equipment Line to allow the department to update required computer software and hardware utilized by the department to complete their work; and
WHEREAS, the Budget Officer requested that the Director of Planning utilize funding available within the FY 2007 Planning Department budget to purchase the requested equipment and revise the FY 2008 equipment request to $0.00; and
WHEREAS, it is necessary to amend the FY 2007 Planning Department budget in order to purchase this equipment in fiscal year 2007; now
THEREFORE, BE IT RESOLVED, that the County Treasurer be and is hereby authorized and directed to transfer funds in the amount of $2282.00 from the Salaries Account 8020.100.000A to the Equipment Account 8020.200.000A in the Cayuga County Department of Planning and Economic Development FY 2007 Budget; 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 Schuster, Murphy, Palermo, Sedor, Petrus, Tortorici, Dudley, Cuddeback, Lockwood, Mitchell.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 646-07 (10/23/07) E&TFillSRTypist
AUTHORIZING THE FILLING OF A VACANT 100% FUNDED SENIOR TYPIST POSITION.
BY: Daniel Schuster, Chairman, Planning & Economic Development
BY: Paul Dudley, Chairman, Ways & Means Committee
WHEREAS, a resignation has left a key position of Senior Typist vacant; and
WHEREAS, the funding is allocated in the Employment & Training Department's 2007 budget for the position that is fully funded by Federal Workforce Investment Act funds and Federal TANF funds; and
WHEREAS, the position is critical to the operation of the office for a variety of clerical support to the professional staff; now, be it therefore
RESOLVED that the Employment & Training Director be hereby authorized to fill the position of Senior Typist; and be it further
RESOLVED, that the position be filled in accordance to Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.
Signed by Schuster, Murphy, Palermo, Sedor, Petrus, Tortorici, Dudley, Lockwood.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 647-07 10/23/07BLD DEC pesticiderev3
Authorizing the Chairman of Cayuga County to sign Order on Consent/Stipulation form to settle alleged offense of violations of Environmental Conservation law and pay the sum of $2,500.00
BY: Hon. Steven E. Cuddeback, Chairman, Public Works Committee
Hon. Paul Dudley, Chair, Chairman, Ways & Means Committee
WHEREAS, on July 3,2007 application of an unregistered Pesticide was utilized on an ant infestation in the DMV of the county office building; and
WHEREAS, the New York State Department of Conservation Division of Law Enforcement has sent the County an Order on Consent/Stipulation form to settle an alleged offense; and
WHEREAS, the Order on Consent/Stipulation stipulates the sum of $7,500.00, $5,000.00 suspended for agreeing to strictly comply with the conditions of the Order on Consent/Stipulation, for a total of $2,500.00; now therefore be it
RESOLVED, that the Chairman of Cayuga County is hereby authorized and directed to sign the Order on Consent/Stipulation, and be it further
RESOLVED, that the payment will be out of casualty and liability, and be it further
RESOLVED, that a check made payable to "NYSDEC" in the amount of $2,500.00 and be sent to NYSDEC Division of Law Enforcement, 615 Erie Boulevard West, Syracuse, New York 13204-2400 with the signed Order on Consent/Stipulation form, 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 Cuddeback, Lockwood, Palermo, Pappert, Mitchell, Tortorici, Dudley, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 648-07 October 23, 2007 Hwybudtra
Authorization to Amend the 2007 Cayuga County Highway Budget
BY: Steve Cuddeback Chairman, Public Works Committee
Paul Dudley Chairman, Ways and Means Committee
WHEREAS, after the submission of the 2007 Cayuga County Highway Budget, it appears that the usage of Highway equipment has been different than originally predicted; and

WHEREAS, the funds to pay for these expenditures were originally budgeted in several other Highway accounts; and
WHEREAS, it is necessary to amend the 2007 Highway Budget to more accurately reflect the usage of equipment; now, therefore, be it
RESOLVED, that the County Treasurer be and is hereby authorized and directed to provide for transfer of funds in the following manner:

Appropriation Accounts	Increase	Decrease
D5110.400.093 Maintenance of Roads and Bridges	$ 170,000	
D5113.400.093 Capital Improvements		$ 170,000

AND BE IT FURTHER
RESOLVED, that the Cayuga County Treasurer be and is hereby authorized and directed to make the necessary journal and accounting entries to accomplish the same.
Signed by Cuddeback, Lockwood, Palermo, Lepak, Mitchell, Dudley, Murphy, Mitchell, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 649-07 Date: October 23, 2007 HWYGASINC
AUTHORIZING THE AMENDMENT OF THE 2007 HIGHWAY BUDGET DUE TO AN INCREASE IN COST OF GASOLINE.
By: Steven Cuddeback, Chairman Public Works Committee
Paul Dudley, Chairman Ways and Means Committee
WHEREAS, $450,000.00 was budgeted in Account 1640.400.032M for the Purchase of Gasoline for 2007; and
WHEREAS, the cost of gasoline has substantially increased since the adoption of the 2007 budget; and
WHEREAS, the Motor Pool sells gasoline to County agencies and other governmental agencies; and
WHEREAS, Appropriation Accounts 1640.400.032M is used for the expenditures of Gasoline; and
WHEREAS, Revenue Accounts M1272, M1273, and M1274 are to receive revenue from the sale of gasoline; now therefore be it
RESOLVED, that Revenue Accounts be amended and increased as follows:

Account	Agency	Old Amount	New Amount	Increase
M1272	County	$ 326,556	$ 354,556	$ 28,000
M1273	Soil & Water	$ 25,000	$ 25,000	$ 0
M1274	Other	$ 303,153	$ 359,153	$ 56,000
Totals		$ 654,709	$ 738,709	$ 84,000

and be it further
RESOLVED, to increase Account 1640.400.032M by $84,000 to $534,000; and be it further
RESOLVED, that the Cayuga County Treasurer is authorized and directed to make the necessary journal and accounting entries required to implement the intent of this resolution.
Signed by Cuddeback, Lockwood, Palermo, Pappert, Tortorici, Mitchell, Dudley, Murphy, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 650-07 Date: October 23, 2007 HWYDIESELINCrev
AUTHORIZING THE AMENDMENT OF THE 2007 HIGHWAY BUDGET DUE TO AN INCREASE IN COST OF DIESEL FUEL.

By: Steven Cuddeback, Chairman Public Works Committee
Paul Dudley, Chairman Ways and Means Committee

WHEREAS, $410,000.00 was budgeted in Account 5130.400.031DM for the Purchase of Diesel Fuel for 2007; and
WHEREAS, the cost of Diesel Fuel has increased since the adoption of the 2007 budget; and
WHEREAS, the Highway Department uses fuel to maintain the County Highways and Diesel Fuel to County agencies and other governmental agencies; and
WHEREAS, Appropriation Accounts 5130.400.031DM is used for the expenditures of Diesel Fuel; and
WHEREAS, Revenue Accounts D2655.000.000 is used to receive revenue from the sale of Diesel Fuel; now therefore be it
RESOLVED, that Revenue Accounts be amended and increased as follows:

Account	Old Amount	New Amount	Increase
DM2655	$ 75,000	$ 98,000	$ 23,000

and be it further
RESOLVED, to increase DM5130.400.031 (fuel oil) by $23,000, thus increasing DM5130.400.031 to $433,000
RESOLVED, that the Cayuga County Treasurer is authorized and directed to make the necessary journal and accounting entries required to implement the intent of this resolution.
Signed by Cuddeback, Lockwood, Palermo, Pappert, Tortorici, Mitchell, Dudley, Murphy, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 651-07 October 23, 2007 hwytransferdiesel
Budget Transfer of the 2007 Cayuga County Highway Budget for Diesel Fuel

BY: Steve Cuddeback Chairman, Public Works Committee
Paul Dudley Chairman, Ways and Means Committee

WHEREAS, in the 2007 Highway Budget, a total of $410,000 was budgeted for diesel fuel, and,
WHEREAS, it is necessary to amend the 2007 Highway Budget to more accurately reflect the usage of diesel fuel; now, therefore, be it
RESOLVED, that the County Treasurer be and is hereby authorized and directed to provide for transfer of funds in the following manner:

Appropriation Accounts	Increase	Decrease
DM 5130.200		$31,000
DM 5130.400.031	$31,000	

AND BE IT FURTHER
RESOLVED, that the Cayuga County Treasurer be and is hereby authorized and directed to make the necessary journal and accounting entries to accomplish the same.
Signed by Cuddeback, Lockwood, Palermo, Pappert, Tortorici, Mitchell, Dudley, Murphy, Mitchell, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 652-07 Date October 23, 2007 HWYfillparttimemeosrev
AUTHORIZATION TO FILL PART TIME M.E.O.-Light & Medium POSITIONS FOR USE AS RELIEF WORKERS IN HIGH VOLUME WORK TIMES FOR YEAR OF 2008

BY: Hon. Steven Cuddeback, Chairman, Public Works Committee
Hon. Paul Dudley, Chairman, Ways & Means Committee

WHEREAS, due to retirements and continuing budget constraints within the highway department, the work load at various times of the year place a burden on the highway department and the functions of the department; and
WHEREAS, the Public Works Committee has recommended that to sustain services within high volume work times that the highway department have part-time relief workers available to call in when needed, and
WHEREAS, snow and ice removal has the potential to create a high volume work period for the highway department; and
WHEREAS, funding for the part-time positions will not exceed budgeted funding available in the salary accounts for the highway department; and
WHEREAS, 4 part time Light MEO and 4 part time Medium MEO positions were created December 21, 2004 by Resolution No. 619-04 and;
WHEREAS, when performing snow and ice removal activities these positions will be funded from Account # 5142.100 on county roads, Acct.# 5144.100 on state roads; Acct. # 5110.100 when Performing maintenance on county roads, Acct. 5113.100 when working on capital projects, now therefore be it
RESOLVED, that the County Highway Superintendent be authorized to fill 4 M.E.O.-Medium Part time positions at a rare of $16.56 per hour and to fill 4 M.E.O.-Light Part Time positions at a rate of $16.33 per hour, this being the rate set for year 2008 in Part II of the County's Compensation Plan for non-bargaining employees; 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.
Signed by Cuddeback, Lockwood, Palermo, Pappert, Tortorici, Mitchell, Dudley, Murphy, Mitchell, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 653-07 (10/23/07) P&T PT HELP
AMENDING RESOLUTION 545-07 FOR THE HIRING OF PART-TIME AND SEASONAL POSITIONS WITHIN THE PARKS & TRAILS DEPARTMENT

By: Mr. Steve Cuddeback, Chairman, Public Works
Mr. Paul Dudley, Chairman, Ways & Means Committee

Whereas, the Cayuga County Legislature in it's August meeting approved the hiring of part-time and seasonal positions to meet the operational and maintenance needs of the Parks and Trails Department; and
Whereas, the Parks and Trails Department is having difficulty finding qualified candidates who are able to work the hours needed, and
Whereas, the answer is to establish additional part time and seasonal positions including one (1) part time security guard and two (2) seasonal laborers; and
Whereas, the following positions have been placed in the County of Cayuga Compensation Plan, Part II, under Parks and Trails for the year 2007 and set at the following rates:

Part-time Park Security Guard	$15.86/Hour
Laborers	$7.15/hr.

Now, therefore, be it
Resolved, that the Park Maintenance Supervisor with the approval of the Public Works Committee is hereby directed and authorized to hire one (1) additional part-time position and up to two (2) additional seasonal positions as stated above; and be it further
Resolved and understood that the funding for the above-stated positions shall not cause The Parks and Trails Department Accounts #7110.100.000 (Emerson Park Salaries) and #7111.000.000 (Ag Museum Salaries) to exceed the amounts budgeted for 2007.
Signed by Cuddeback, Palermo, Lockwood, Pappert, Mitchell, Tortorici, Dudley, Murphy, Schuster, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 654-07 10/23/07 BLD Truckrev3
Authorization to purchase a truck and plow for the Buildings and Grounds Department and direction to surrender of current vehicle for auction or transfer.
BY: Hon. Steven E. Cuddeback, Chairman, Public Works Committee
Hon. David Pappert, Chairman, Ways & Means Committee
WHEREAS, the Chevy truck and plow for the Buildings and Grounds Department is over ten years old; and
WHEREAS, the department needs reliable vehicle to keep the *9 parking lots* in the down town office complex clear of ice and snow for the safety of Tax Payers and County Personnel; and
WHEREAS, a dependable vehicle is needed for year around delivery of supplies, equipment and maintenance personnel between buildings in Cayuga County; and
WHEREAS, sufficient fund are allowed in the 2007 budget to purchases a new truck and plow; now therefore be it
RESOLVED, that the Superintendent of Buildings and Grounds be authorized to purchase a new truck and plow not to exceed $25,000.00 from the State bid; and be it further
RESOLVED, that the current truck be surrendered to the Clerk of the Cayuga County Legislature for sale or transfer upon the acceptance of the new replacement vehicle; and be it further
RESOLVED, that this expense be covered from the Cayuga County Buildings fund Account No. 1620.200.000 and be it further
RESOLVED, that the Cayuga County Treasurer be authorized to make the journal entries appropriate and necessary to implement this resolution.
Signed by Cuddeback, Lockwood, Palermo, Pappert, Mitchell, Tortorici, Dudley, Murphy, Petrus, Schuster.
Approved by 2/3 vote, all present voting aye, except Nettie excused and District 3 vacant. 211/14/19

RESOLUTION NO. 655-07 (10/23/07) P&T AgMuseumHerbGarden1007rev6
Amending Resolution 538-07 Authorizing the Ward W. O'Hara Agricultural Museum to do a makeover of the courtyard of the museum including the reconstruction of the Herb Garden, authorizing the Clerk of the Cayuga County Legislature to advertise and receive sealed bids and establishing CAPITAL "H" PROJECT NO. 07- 03.
By: By: Mr. Steve Cuddeback, Chairman, Public Works
Mr. Paul Dudley, Chairman, Ways & Means Committee
Whereas, Resolution 538-07 approved phase one of a two-phase project to make over the Ag Museum courtyard as follows:

Ag Museum Budget Account # 7111.400.012-A	$4,000 (Build Maintenance)
Ag Museum Budget Account # 7111.400.150-A	$3,000 (New Exhibit)
The Friend's	$3,000
For a total of:	$10,000, and,

Whereas, The Fred L. Emerson Foundation has notified the Cayuga County Parks Department that they are willing to provide a grant in the amount of $7,500 to assist with phase two of this project as long as the contribution will be treated as a charitable donation; and
Whereas, the county attorney has reviewed a proposed letter verifying that the donation would be treated as a charitable donation; and
Whereas, the county attorney stated the county treasurer should be the county official who signs this letter; and
Whereas, the Ag Museum Commissioners and the Cayuga County Parks and Trails Department are committed to this project and will continue to seek funding for it's completion; now therefore, be it
Resolved, that in order to carry out this project, the County Treasurer be and he is hereby authorized and directed to create Capital "H" Project No. 07-03 (Ag Museum courtyard) not to exceed $17,500.00, the source of funding to be:
(a) transfers from the following accounts: Ag Museum Budget Account # 7111.400.012-A, $4,000 (Build Maintenance); Ag Museum Budget Account # 7111.400.150-A, $3,000 (New Exhibit).
(b) a gift from The Friend's of $3,000 and from The Fred L. Emerson Foundation in the amount of $7,500, *and be it further*
Resolved, that the Cayuga County Treasurer is hereby authorized and directed to sign the letter requested by the Fred L. Emerson Foundation accepting the grant as a charitable donation, and be it further
Resolved, the Clerk of the Cayuga County Legislature is hereby authorized to advertise and receive sealed bids for the project; 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; and be it further
Resolved, that the Parks Department is hereby authorized and directed to complete this project in the most cost effective manor possible.
Signed by Cuddeback, Lepak, Mitchell, Dudley, Murphy, Schuster, Petrus.
Approved by 2/3 vote, all present voting aye, except Nettie excused and District 3 vacant. 211/14/19

RESOLUTION NO. 656-07 10/23/07BLD Kleinfelder pesticide DMV
Authorizing the Payment of the sum of $4,819.73 for the remediation project in the Department of Motor Vehicle.
BY: Hon. Steven E. Cuddeback, Chairman, Public Works Committee
Hon. Paul Dudley, Chair, Chairman, Ways & Means Committee
WHEREAS, on July 3,2007 application of an unregistered Pesticide was utilized on an ant infestation in the DMV of the county office building; and
WHEREAS, Kleinfelder was called in to oversee the emergency remediation of the area; and
WHEREAS, the cost of this service is $4,819.73; now therefore be it
RESOLVED, that the sum of $4,819.73 be paid to Kleinfelder for services, and be it further
RESOLVED, that the payment will be out of casualty and liability, 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 Cuddeback, Lepak, Lockwood, Mitchell, Dudley, Murphy, Petrus, Schuster.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 657-07 10/23/07 psapmouinorpeablecommrev
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN A MEMORANDUM OF UNDERSTANDING TO ESTABLISH AN INTEROPERABLE COMMUNICATIONS NETWORK WITH FOUR OTHER COUNTIES.
BY: Mr. Raymond Lockwood, Chairperson, Judicial and Public Safety Committee
Mr. Paul Dudley, Chairperson, Ways & Means Committee
WHEREAS, there is a need to cooperate and establish an Interoperable Communications network to serve the Central New York Region; and
WHEREAS, this need has been expressed in the National SAFECOM program, is encouraged by the Federal Government though a number of federal grant programs and is well recognized as the future for planning Interoperable Communications Systems; and
WHEREAS, in order to seek federal funding for such initiatives, it is the desire of the Cayuga, Cortland, Oswego, Onondaga and Madison Counties to form a consortia for the sole purposes of applying for federal grants to establish a regional Interoperable Communications Network; and
WHEREAS, the Consortia would officially be endorsed by the representative counties committed towards working on a joint Interoperable Communications Network that would serve all first responders and other public service agencies and would work on sharing costs and assets that would be of mutual benefit to all parties; and,
WHEREAS, should the Consortia receive such a grants, each county hereby agrees to provide the cash match to all projects the Consortia receives funding; and,
WHEREAS, the Consortia has evaluated the project and that the project will be implemented in accordance with 28 CFR Part 66, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments; and,
WHEREAS, each participating member county will report all findings and projected costs to its respective legislative and executive bodies before any funds can be obligated; now therefore be it
RESOLVED, that the Cayuga County Legislature hereby agrees to endorse the creation of the Central New York Interoperable Communications Consortium to serve all police, fire and EMS agencies within the three county regions and be it further
RESOLVED, that the Chairperson of the Cayuga County Legislature is hereby authorized and directed to sign a Memorandum of Understanding with the respective counties as outlined above with the purpose of developing a common Interoperable Communications Network.
Signed by Lockwood, Mitchell, Murphy, Pappert, Cuddeback, Dudley, Petrus, Schuster.
Approved by voice vote, all present voting aye.

Motion by Legislator Lockwood to close the Public Hearing 11:29AM, approved by voice vote, all present voting aye

RESOLUTION NO. 658-07 (10/23/07) COA-LLCreateAuxPol-ExtWrkrsCompToOrg-ADP

TO ADOPT LOCAL LAW NO. 7 FOR THE YEAR 2007, AUTHORIZING CREATION OF A CAYUGA COUNTY AUXILIARY POLICE UNIT AND EXTENDING WORKERS' COMPENSATION COVERAGE TO SUCH ORGANIZATION PURSUANT TO SECTION 2 OF THE WORKERS' COMPENSATION LAW.

BY: MR. LOCKWOOD, Chairman, Judiciary & Public Safety Committee, and
MR. DUDLEY, Chairman, Ways & Means Committee.

WHEREAS, Local Law No. 7 for the year 2007 was presented to the Cayuga County Legislature on the 25th day of September, 2007; and

WHEREAS, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on said Local Law No. 7 for 2007 on October 23, 2007 at
10:00 A.M.; now, therefore be it

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. 7 for 2007, authorizing creation of a Cayuga County Auxiliary Police Unit and extending Workers' Compensation coverage to such organization pursuant to Section 2 of the Workers' Compensation Law; 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.

Signed by Lockwood, Mitchell, Murphy, Cuddeback, Dudley, Murphy, Petrus, Schuster.

Approved by majority vote, all present voting aye, except Netti excused and District 3 vacant. 726/50/68

STATE OF NEW YORK
COUNTY OF CAYUGA

LOCAL LAW NO. 7 FOR THE YEAR 2007

A LOCAL LAW AUTHORIZING CREATION OF A CAYUGA COUNTY AUXILIARY POLICE UNIT AND EXTENDING WORKERS' COMPENSATION COVERAGE TO SUCH ORGANIZATION PURSUANT TO SECTION 2 OF THE WORKERS' COMPENSATION LAW.

BE IT ENACTED by the County Legislature of the County of Cayuga, New York, as follows:

Section 1. **Legislative Intent**. After due consideration, it is the concensus of this legislative body that it is in the best interests of the citizens of the County of Cayuga that, in order to encourage volunteer participation in the Cayuga County Auxiliary Police, Workers' Compensation Coverage should be afforded to the members of such organization. Accordingly, it is the intent of this Legislature that this Local Law shall satisfy the legal requirements of Section 2, Subdivision 4, of the Workers' Compensation Law of the State of New York and authorize (a) the existence of such organization and (b) the extension of Workers' Compensation coverage and benefits membership thereof.

Section 2. Authorization. The existence of an auxiliary police organization known as the Cayuga County Auxiliary Police shall be and hereby is created for the purposes of Section 2, Subdivision 4, of the Workers' Compensation Law of the State of New York.

Section 3. **Employee Defined**. Within the meaning and intent of Section 2, Subdivision 4, of the Workers' Compensation Law of the State of New York, all members of the Cayuga County Auxiliary Police shall be and hereby are deemed to be employees of the County of Cayuga and Workers' Compensation coverage shall be and hereby is extended to such individuals during the course of their employment, as that term is further defined by Section 2, Subdivision 5, of the Workers' Compensation Law of the State of New York.

Section 4. **Effective Date**. This Local Law shall take effect upon filing with the Secretary of State of the State of New York, pursuant to the provisions of the Municipal Home Rule Law.

RESOLUTION NO. 659-07 for action 10/23/07 SHR-HomeRuleRetDSRyanrev
REQUESTING STATE HOME RULE LEGISLATION IN RELATION TO GRANTING MEMBERSHIP TO ONE CAYUGA COUNTY DEPUTY SHERIFF IN THE SPECIAL RETIREMENT PLAN FOR SHERIFFS, UNDERSHERIFFS, AND DEPUTY SHERIFFS ESTABLISHED PURSUANT TO ARTICLE 14-b OF THE RETIREMENT AND SOCIAL SECURITY LAW.
BY: Raymond Lockwood, Chairman, Judicial & Public Safety Committee
BY: Paul Dudley, Chairman, Ways & Means Committee
WHEREAS, Deputy Sheriff Joseph W. Ryan was employed by Cayuga County from 7/28/03 to 5/9/06, then resigned to accept employment at the Camillus Police Department; and
WHEREAS, Mr. Ryan subsequently returned to Cayuga County and was reinstated to the position of Deputy Sheriff effective 4/30/07; and
WHEREAS, Deputy Sheriff Ryan, through no fault of his own, during his initial employment with Cayuga County did not join the Special Retirement Plan established pursuant to Article 14-B of the Retirement and Social Security Law for Sheriffs, Undersheriffs, and Deputy Sheriffs whose duties include at least 50 percent criminal law enforcement pursuant to Chapter 165 of the Laws of 1995; and
WHEREAS, the other four Deputy Sheriffs that fell in this category were added to the Special Plan through special home rule legislation in 2007 and Deputy Sheriff Joseph W. Ryan was not a Cayuga County employee when this home rule legislation process was initiated; and
WHEREAS, Deputy Sheriff Joseph W. Ryan is now in the correct Special Retirement Plan effective the date of his re-employment with Cayuga County on 4/30/07 but now seeks coverage in the Special Plan for the time period of his initial employment 7/28/03 to 5/9/06; and
WHEREAS, pursuant to Article IX of the Constitution of the State of New York it is necessary for this Legislature to enact a Home Rule Request for the passage of said legislation; and
WHEREAS, any costs incurred by the operation of said legislation will be borne by the County of Cayuga; and
WHEREAS, the past service cost for the period indicated above for Deputy Sheriff Joseph W. Ryan is $9,800; now, therefore be it
RESOLVED, that this legislature hereby requests our State Legislators, Senator Michael Nozzolio, Assemblyman Gary Finch, Assemblyman Brian Kolb, Assemblyman Robert Oaks and Assemblyman David Valesky to prepare a Home Rule Statute authorizing the County of Cayuga to grant Joseph W. Ryan membership in the Special Retirement Plan for Sheriffs, Undersheriffs, and Deputy Sheriffs effective the date of his initial hire on 7/28/03 to 5/9/06; and be it further
RESOLVED, that the County Legislature agrees to pay the cost associated with Joseph Ryan's past service with the County of Cayuga as a Deputy Sheriff.
Signed by Lockwood, Mitchell, Murphy, Palermo, Cuddeback, Petrus.
Approved by voice vote, all present voting aye.

RESOLUTION NO. 660-07 Action Date 10/23/07 psappurchasecanopylinkrev2
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO PURCHASE A MOTOROLA CANOPY LINK TO ENHANCE RADIO COMMUNICATIONS IN CAYUGA COUNTY.
BY: Raymond Lockwood, Chairperson, Judicial & Public Safety Committee
Paul Dudley, Chairperson, Ways & Means Committee
WHEREAS, the Cayuga County 9-1-1 Communications center utilizes tower sites to provide radio transmissions for all emergency responders in Cayuga County; and
WHEREAS, it is necessary to install the Canopy Link from the Frozen Ocean Tower to the Summerhill as the quality of the radio transmissions is rapidly declining; and
WHEREAS, it is critical that the 911 Center have adequate radio capabilities twenty-four hours per day, seven days per week without interruption or "down time"; and
WHEREAS, two quotes were obtained for the canopy link

1. 960 Microwave Point-to-Point Link, at a cost of $35,000.00
2. Motorola Canopy Link, at a cost of $20,000.00,

the less expensive being the Motorola Canopy Link; and
WHERESAS, the equipment will then be placed on Cayuga County's monthly support and maintenance agreement that includes all radio equipment, at no additional cost at this time; and
WHEREAS, there are monies in the 9-1-1 Communications System Budget Account number 3020.4.00.06 to fund this project; now therefore be it
RESOLVED, that the Chairman of the Legislature is hereby authorized to allow for the purchase of the Motorola Canopy Link in the amount of not to exceed $20,000.00; and be it further
RESOLVED, that the Cayuga County Treasurer make all the necessary journal and accounting entries to accomplish the foregoing.
Signed by Lockwood, Mitchell, Murphy, Pappert, Cuddeback, Dudley, Petrus, Schuster.
Approved by 2/3 vote, all present voting aye, except Netti excused and District 3 vacant. 211/14/19

Motion by Legislature Murphy to go into executive session 11:20AM re: Personnel Issue
Motion to come out of executive session 11:30AM

RESOLUTION NO. 661-07 (10/23/07) COA-AppAgrmtWithIndCtrgMedPersonnel
AUTHORIZING THE LEGISLATURE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH CAYUGA COUNSELING SERVICES, INC. TO ADMINISTER THE SEXUAL ASSAULT NURSE EXAMINERS PROGRAM, USE FUNDING ALREADY BUDGETED FOR THE PROGRAM AND AUTHORIZING TRAINING OF THE MEDICAL PERSONNEL.
BY: MRS. PETRUS, Chair, Health & Human Services Committee, and
MR. DUDLEY, Chair, Ways & Means Committee.
WHEREAS, there is a great need to have nurses and/or doctors available at Auburn Memorial Hospital to quickly attend to victims of Sexual Assault in order to preserve evidence and give the victim immediate attention; and
WHEREAS, there is a program available known as "SANE" (The Sexual Assault Nurse Examiners Program) wherein independent contracting nurses and/or doctors would satisfy the great need described above; and
WHEREAS, there is necessary training available to the said independent contractors at the regional training being provided at Upstate Hospital, Syracuse, NY; and
WHEREAS, the training is taking place November l, 2 and 3 and it is within the Cayuga Counseling Budget to pay for the medical personnel's mileage, meals, training and books; and
WHEREAS, there is $17,000 in the Cayuga Counseling 2007 budget which the Department of Health & Human Services has agreed to permit excess monies at the end of the year to be rolled over to the year 2008, with the contract to run from October 15, 2007 through December 31, 2008; and
WHEREAS, each nurse or doctor shall be paid at the rate of $300-$400, not to exceed $400 and depending upon the circumstances; now, therefore, it is hereby
RESOLVED, that the Chairman of the Legislature be authorized to enter into an agreement with Cayuga Counseling Services, Inc. for independent contracting of nurses and/or doctors for the purposes stated; and be it further
RESOLVED, that the said nurses and/or doctors be authorized to attend the training as stated above; and be it further
RESOLVED, that the County Treasurer be authorized and directed to make all necessary journal anc accounting entries to allow Cayuga Counseling, Inc. to expend $17,000 already budgeted in Account No. 7310.400.118; and be it further
RESOLVED, that Cayuga Counseling, Inc. be authorized to enter into contracts as necessary in order to accomplish this Resolution without further legislative action.
Signed by Dudley, Cuddeback, Lockwood, Mitchell, Petrus, Schuster, Pappert, Sedor, Tortorici.
Approved by voice vote, all present voting aye, except Murphy Abstained.

RESOLUTION NO. 662-07 10-23-07
Authorizing the exploration of transitioning existing mental health services to existing vacant space at Auburn Memorial Hospital
By: Hon. Ann Petrus, Chairperson Health & Human Services
Hon. Peter Tortorici
Whereas, Resolution No. 185-06 authorized the County of Cayuga to cooperate with the New York State Department of Mental Health on resolving certification issues; and
Whereas, the Cayuga County Legislature desires to explore the possibility of consolidating existing mental health clinic services into vacant space at Auburn Memorial Hospital; now therefore be it
Resolved, that the County of Cayuga is hereby authorized to exploration transitioning existing mental health clinis services into vacant space at Auburn Memorial Hospital with the New York State Office of Mental Health, Community Services Board and Auburn Memorial Hospital.
Legislator Schuster the Mental Health Clinic citations are on going, have not been addressed, quality of care needs to be addressed. Sanctions will be issued by the State. A plan to address these issues needs to be submitted to the state.
Signed by Petrus and Tortorici.

Motion by Legislator Murphy to adjourn 11:55AM, approved by voice vote, all present voting aye.

Minutes approved by the Legislature 12-18-07. approved by voice vote, all present voting aye.