**AGENDA**
**WAYS & MEANS COMMITTEE**
**Tuesday, February 18, 2020, Chambers – 5:30PM**

**CALL TO ORDER:** By Hon. Christopher Petrus, Chair

**MEMBERS:** Legislators Keith Batman, Elane Daly, Andy Dennison (Vice Chair), Ryan Foley, Ben Vitale, and Tucker Whitman

**MINUTES TO APPROVE:** January 21, 2020

**APPOINTMENTS:** None

**DEPARTMENT UPDATES FOR COMMITTEE:**

- **Kelly Anderson (Real Property) –**
  - City of Auburn County tax bills processed and mailed.
  - Ongoing data collection in Springport.
  - Regular office hours held in assessing towns.
  - Collecting and reviewing exemption applications.
  - Hired a Senior GIS Specialist to fill vacancy created by December retirement.
  - Migration of GIS database to new servers.
  - Foreclosure auction date set for Wednesday, June 3 at Emerson Park Pavilion.
  -
- **Jim Orman (Treasurer) –**

  A. Pam Landon has done an outstanding job processing all of the retroactive paychecks to the employees. She supervised the effort and handled all of the questions from employees. She then made sure all of the checks were calculated correctly (not an easy job) and everyone received what was due to them. This was done above and beyond her normal duties following all of the year-end close-outs. This so impressed Cortney Haberlau (who assisted her) that Cortney nominated Pam for an "Employee First" award through Human Resources.

  B. Since Jen Indelicato joined our office in 2012 she has processed 1431 installment agreements to assist delinquent taxpayers catch up on their taxes. In 2012 the rate of taxpayers defaulting on these agreements was 37%. In 2019 the rate of default was trending at 10% with the final figure to be calculated later. That is an incredible increase of taxpayers completing their agreements and an increase in the County receiving these back taxes. Jennie is to be commended in continuing to maintaining this success rate.

- **Lisa Lippoldt (Human Resources/Civil Service) –**

  YEAR-TO-DATE COMBINED TRANSACTIONS: **1,361**
  - County departments: **911** total transactions
  - Schools, Towns, Villages, BOCES & Special Districts:

| | |
|---|---|
| 138 | **Schools** |
| 108 | Towns |
| 30 | Villages |
| 132 | BOCES |
| 10 | CCC |
| 32 | Seymour Library |
| 0 | Soil & Water |
| 0 | Water & Sewer |
| 450 | **Total Transactions** |

  - Specific personnel action that was taken (year to date):

| Transaction Type | No. |
|---|---|
| Permanent Appointments | 41 |
| Provisional Appointments | 6 |
| Contingent-Permanent Appointments | 0 |
| End of Probationary Period | 195 |
| Layoffs Due to Abolishment of Positions | 0 |

| | |
|---|---|
| Layoffs Due to Lack of Funds or Work | 0 |
| Promotions | 0 |
| Reinstatements | 0 |
| Removals | 46 |
| Resignations | 20 |
| Retirements | 6 |
| Seasonal Appointments | 1 |
| Temporary Appointments | 1 |

- Exams administered & Application fees collected:

| Exams Administered | | Application Fees Collected: | |
|---|---|---|---|
| January Only | 1 | January Only | $725 |
| Year-to-Date | 1 | Year-to-Date | $725 |

**Demographic Results for January**
**Towns and Villages:**
**Applications Total: 45**
Female: 57.78%
Male: 40%
Non-Binary: 2.22%
White: 93.33%
Minorities: 4.44%
No Answer: 2.23%
**Cayuga County:**
**Application Totals: 98**
Female: 75.5%
Male: 24.4%
No Answer: 1%
White: 95.9%
Minorities: 1.03%
No Answer: 3.06%
**Exams:**
**Total Signed up: 54**
**No Shows: 17**
**Females: 29.72%**
**Male: 64.86%**
**No Answer: 5.42%**
**White: 75.67%**
**Minorities: 16.22%**
**No Answer: 8.11%**

**New Hires Total: 7**
Female: 57.14%
Male: 42.86%
White: 100%

## RESOLUTIONS:

**WAYS & MEANS:**

2-20-WM-1 Approving the Collective Bargaining Agreement between the Cayuga County Deputy Sheriff's Police Association and the County of Cayuga for the period of January 1, 2020 through December 31, 2022

2-20-WM-2 Approving claims of the Clerk of Legislature Office and authorizing the County Treasurer to pay

2-20-WM-3 To adopt Local Law No._____ for the year 2020, granting partial property tax exemption to certain seniors and disabled persons, setting income limits for the same; and repealing Local Laws No. 5 of 1982; No. 3 of 1989; No. 2 of 1990; No. 4 of 1998; No. 3 of 2002; and No. 2 of 2007

**HEALTH & HUMAN SERVICES:**

2-20-HH-1 Authorizing the renewal of the Lease Agreement between PFI Housing Company of Auburn, Inc. for a portion of the premises located at 149 Genesee St., Auburn, New York ("Edward T. Boyle Center") for the Long Term Care Office

2-20-HH-2 Authorizing the Chair of the Cayuga County Legislature and the Director of the Office for the Aging to sign annual contracts with various subcontractors

2-20-HH-3 Authorizing the Chairman of the Legislature and the Director of Community Services to enter into a contract with Catholic Charities if the Finger Lakes to provide supervised visitation services for clients referred to them by the Department of Social Services

2-19-HH-4 Authorizing the Chairman of the Legislature and the Director of Community Services to enter into a contract with Cayuga Centers for the provision of Family Preservation Services, and Family Support

2-20-HH-5 Authorizing the Chairman of the Legislature and the Director of Community Services to enter into a contract with Cayuga Counseling Services, Inc. for the Provision of Employment Experience for Public Assistance Recipients

2-20-HH-6 Authorizing the County Legislature and the Director of Community Services to enter into a contract with the Maple Wood Cemetery of Five Corners to provide for indigent burials

2-20-HH-7 Authorizing implementation of transfer of function of a Sr. Computer Systems Technician (DP) in the Information Technology Department to the Department of Social Services pursuant to the recommendation of the Director of Community Services and the Information Technology Department

2-20-HH-8 Authorize the Director of Community Services to fill a Resource Consultant vacancy

2-20-HH-9 Authorizing the Chairman of the Legislature and Director of Community Services to enter into a contract with Salvation Army Pathway of Hope for Case Management of TANF Clients (100% funded)

2-20-HH-10 Authorizing the Chairman of the Legislature and the Director of Community Services to enter into a contract with Cayuga Centers for provision of three respite beds

2-20-HH-11 Authorizing the Chairman of the Legislature and the Director of Community Services to enter into a contract with Cayuga Counseling Services, Inc. for the Provision of Supervision & Monitoring Services

2-20-HH-12 Authorizing the Chairman of the Legislature and the Director of Community Services to enter into a 2-year contract with Chapel House (Temporary Homeless Shelter for Men)

2-20-HH-13 Authorizing the County Legislature and the Director of Community Services to enter into a contract with Community Action Programs Cayuga/Seneca to provide a CPS Domestic Liaison in DSS

2-20-HH-14 Authorizing the Chairman of the Legislature and the Director of Community Services to enter into a contract with Hillside Children's Center for recruitment, training and retention of foster parents

2-20-HH-15 Authorizing the Chairman of the Legislature and the Director of Community Services to renew the contract with Community Action Programs Cayuga/Seneca for the Provision of Non-Residential Domestic Violence Services

2-20-HH-16 Authorizing the Director of Community Services to fill a Sr. Typist position in the SNAP Unit of the Department of Social Services due to the reclassification of a Clerk position by the Cayuga County Civil Service Commission

2-20-HH-17 Authorizing the Director of Community Services to fill a Principal Social Welfare Examiner position in the HEAP Unit of the Department of Social Services due to a reclassification of a Senior Social Welfare Examiner position by the Cayuga County Civil Service Commission

2-20-HH-18 Authorize the filling of a full-time Staff Social Worker (CMH) at the Community Mental health Center of Cayuga County due to a retirement

2-20-HH-19 Authorizing the Director of Community Services to fill a Sr. Typist position at the Community Mental Health Center of Cayuga County due to the reclassification of a typist position by the Cayuga County Civil Service Commission

**GOVERNMENT OPERATIONS:**

2-20-GO-1 Amending the Rules of Order for the Cayuga County Legislature

2-20-GO-2 Authorization to fill and fund the position of Assistant County Attorney and abolish the Paralegal position in the Office of the County Attorney

2-20-GO-3 Update the Cayuga County Purchasing Policy

2-20-GO-4 Amend and extend Master Services Agreement between Cayuga County and Entre Computer Services

2-20-GO-5 Appointing and setting the salary of the Cayuga County Attorney for a two-year term

**PLANNING:**

2-20-PL-1 Authorizing the Chair of the Legislature to execute an agreement between the Community Science Institute and Cayuga County for implementation of the FY 2020 Cayuga Lake Stream Monitoring Program

2-20-PL-2 Authorizing the Chairman of the Legislature to execute an agreement between the Finger Lakes Institute and Cayuga County for implementation of the FY 2020 Owasco Lake and Stream Monitoring Program

2-20-PL-3 Authorizing a contract execution with the Oswego County Soil and Water Conservation District for the Transfer of NYSDEC funding for the Finger Lakes-Lake Ontario Watershed Protection Alliance to Cayuga County, State Fiscal Years 2019 – 2020 Funding

2-20-PL-4 Authorizing the filing of applications for State Assistance from the Household Hazardous Waste (HHW) State Assistance Program, signing of the associated state contracts and authorizing circulation of bids for Electronics Recycling Vendor Services

2-20-PL-5 Authorizing the approval and adoption of the document titled "Residential Guidelines to Protect Water Quality in Cayuga County" and the circulation of the document to Cayuga County Municipalities

2-20-PL-6 **(DRAFT)** Authorizing modification of the Engineering Services Agreement for Owasco Flats Wetland Restoration and Riparian Buffers Initiative Project and authorizing the County to advertise and receive bids to construct the project and authorizing the Chair of the Cayuga County Legislature to execute documents.

2-20-PL-7 Authorizing Cayuga County acceptance of a 2019 CFA Grant Award for the development of Sterling Nature Center Building Construction documents and confirming Cayuga County's Agreement with New York State Office of Parks, Recreation and Historic Preservation Master Contract terms and conditions

**PUBLIC WORKS:**

2-20-PW-1 Authorizing the Director of Weights and Measures to purchase a 150/20 gallon prover trailer

2-20-PW-2 Authorizing the Buildings and Grounds Department to hire a part time Building Maintenance Mechanic to replace a part time Building Maintenance mechanic who accepted a full time position within the department

2-20-PW-3 **(No motion @ PW)** Authorizing the replacement of a rooftop HVAC unit serving the Hardenberg Building

2-20-PW-4 **(No motion @ PW)** Authorizing the replacement of two rooftop HVAC units serving the Historic Post Office

2-20-PW-5 Resolution to grant a three year license agreement with the Owasco paddles, LLC. Vendor to provide the service of renting kayaks, canoes, paddleboards and similar recreational equipment from Emerson Park Property

2-20-PW-6 Authorizing the Parks & Trails Department to appropriate budgeted funds to complete the Cato-Brutus Trail Bridge "C" Project

2-20-PW-7 Authorize expenditure of funds from Reserve Account No. A-18838 Pavilion Buildings and Equipment for Repairs to the Emerson Park Pavilion Porch

2-20-PW-8 Resolution to change the pay rate of the part time Laborer position at the Sterling Nature Center

2-20-PW-9 Authorizing the hiring of seasonal staff for the Parks & Trails Department for the 2020 season

2-20-PW-10 Authorizing the Deputy Director of Public Works to access and use the Internet Government Solutions Equitable Business Opportunities System for NYDOT funded projects

2-20-PW-11 Authorizing the Chairperson of the Legislature and Highway Superintendent to enter into an agreement with towns and mowing on county roads

2-20-PW-12 Authorizing the Chairperson to extend 2018 sealed bids for the purchase of base stabilization, bituminous concrete, equipment rental, limestone, native stone/gravel, snow and ice control sand and striping

2-20-PW-13 Authorizing the Chairperson of the Cayuga County Legislature to extend 2019 sealed bids for the purchase of guiderail, pipe/pipe arch, hot in place asphalt, sign faces, sign posts, transit mix concrete, and tree trimming

2-20-PW-14 Authorizing the Deputy Director of Public Works and the Chairperson of Cayuga County Legislature to enter into a consignment contract with Kings Auto

2-20-PW-15 Authorization to fill a working Foreperson position in the Highway Department

2-20-PW-16 Authorizing the repair of the chiller serving the County Office Building

2-20-PW-17 Fixing Day and Notice of Public Hearing on a Local Law repealing Local Law No. 5 of 2018 and establishing the Departments of Buildings and Grounds, Weights and Measures, and the Cayuga County Highway Department; establishing the positions of Superintendent of Buildings and Grounds, Director of Weights and Measures, and Highway Superintendent

**JUDICIAL & PUBLIC SAFETY:**

2-20-JP-1 Authorization to fill one vacant Emergency Services Dispatcher position due to a resignation

2-20-JP-2 Authorization to change titles only within the Cayuga County Probation Department

2-20-JP-3 Authorize the Sheriff to purchase and equip two (2) new marked patrol cars and replace one (1) K-9 equipped car

2-20-JP-4 Authorize the Cayuga County Sheriff and the Chairman of the Cayuga County Legislature to extend the contract with Galls, LLC to supply uniforms to Cayuga County Custody and Patrol Officers.

2-20-JP-5 Authorize the Sheriff of Cayuga County to fill seasonal personnel positions for the Marine Patrol Unit.

**ADJOURNMENT: Tuesday, March 17, 2020**

IF YOU HAVE A DISABILITY AND NEED ACCOMMODATIONS, PLEASE CALL THE CLERK OF THE LEGISLATURE'S OFFICE AT 253-1308 AT LEAST 48 HOURS BEFORE THE SCHEDULED MEETING TO ADVISE WHAT ACCOMMODATIONS WILL BE NECESSARY.

2-20-WM-1

**RESOLUTION NO. _____ 2.25.20** **HR DSPA AGMT 2020-2022**

**APPROVING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CAYUGA COUNTY DEPUTY SHERIFF'S POLICE ASSOCIATION AND THE COUNTY OF CAYUGA FOR THE PERIOD OF JANUARY 1, 2020 THROUGH DECEMBER 31, 2022**

BY: Hon. Christopher Petrus, Chair, Ways & Means Committee

**WHEREAS,** Cayuga County and the Cayuga County Deputy Sheriff's Police Association (DSPA) are parties to a collective bargaining agreement governing the terms and conditions of employment for certain employees of the County; and

**WHEREAS**, DSPA submitted terms for a successor agreement to its membership for consideration and the membership of DSPA approved and ratified the terms for a successor agreement on February 10, 2020; and

**WHEREAS**, in consideration of the mutual agreements reached between the County of Cayuga and the Cayuga County Deputy Sheriff's Association; it is hereby

**RESOLVED**, that the Chairman of the Cayuga County Legislature and the Director of Human Resources are authorized and directed to take any and all appropriate actions to approve and implement said agreement for the period January 1, 2020 through December 31, 2022, by providing the necessary funding, and be it further

**RESOLVED**, that the Cayuga County Treasurer be and he is hereby authorized and directed to implement any necessary changes to implement the intent of this resolution and Collective Bargaining Agreement; and be it further

**RESOLVED**, that this resolution shall take effect immediately.

**Ways & Means Committee**

_____
Christopher Petrus, Chair

_____
Keith Batman

_____
Elane Daly

_____
Andy Dennison

_____
Ryan Foley

_____
Benjamin Vitale

_____
Tucker Whitman

Co. Atty: _____

2-20-WM-2

**RESOLUTION NO. _____ 2/25/20 AUD Audit February**

**Approving claims of the Clerk of the Legislature Office and authorizing the County Treasurer to pay**

BY: Christopher Petrus, Chair, and Ways and Means Committee

WHEREAS, The Clerk of the Legislature has the following claims that must be approved by the Cayuga County Legislature

Legal Ads
Wayuga Newspapers - $114.22
Citizen - $64.55

RESOLVED, that the Legislature has reviewed said claims and found the same to be lawful county charges; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to pay the above claims and charge the amounts to the Clerk of the Legislature budgeted accounts.

**Ways & Means Committee**

_____
Christopher Petrus, Chair

_____
Keith Batman

_____
Elane Daly

_____
Andy Dennison

_____
Ryan Foley

_____
Benjamin Vitale

_____
Tucker Whitman

Co. Atty:_____

2-20-WM-3

**RESOLUTION NO. _____ 2.25.20** **COA ADOPT LL RP INCOME LIMITS**

**TO ADOPT LOCAL LAW NO. _____ FOR THE YEAR 2020, GRANTING PARTIAL PROPERTY TAX EXEMPTION TO CERTAIN SENIORS AND DISABLED PERSONS, SETTING INCOME LIMITS FOR THE SAME; AND REPEALING LOCAL LAWS NO. 5 OF 1982; NO. 3 OF 1989; NO. 2 OF 1990; NO. 4 OF 1998; NO. 3 OF 2002; AND NO. 2 OF 2007**

BY: Hon. Christopher Petrus, Chair, Ways & Means Committee.

**WHEREAS,** Local Law No. _____ for the year 2020 was presented to the Cayuga County Legislature on January 30, 2020; and

**WHEREAS**, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on said Local Law No. _____ for 2020 on February 25, 2020 at 6:00 P.M.; now, therefore be it

**ENACTED,** than the Cayuga County Legislature does hereby adopt Local Law No. _____ for 2020, a Local Law granting partial property tax exemption to certain seniors and disabled persons, setting income limits for the same; and repealing Local Law No. 5 of 1982; No. 3 of 1989; No. 2 of 1990; No. 4 of 1998; No. 3 of 2002; and No. 2 of; 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.

**Ways & Means Committee**

_____
Patrick Mahunik, Chair

_____
Joseph Bennett

_____
Elane Daly

_____
Joseph DeForest

_____
Ryan Foley

_____
Christopher Petrus

_____
Paul Pinckney

Co. Atty: _____

COUNTY OF CAYUGA
LOCAL LAW NO. ____ OF THE YEAR OF 2020

# A LOCAL LAW GRANTING PARTIAL PROPERTY TAX EXEMPTION TO CERTAIN SENIORS AND PERSONS WITH DISABILITIES, SETTING INCOME LIMITS FOR THE SAME; AND REPEALING LOCAL LAWS NO. 5 OF 1982; NO. 3 OF 1989; NO. 2 OF 1990; NO. 4 OF 1998; NO. 3 OF 2002; AND NO. 2 OF 2007

Section 1. The intent of this local law is to continue to provide a real property tax exemption to certain senior citizens in accordance with Section 467 of Real Property Tax Law, and certain disabled persons in accordance with Section 459-c of Real Property Tax Law, and to increase the income limits to allow the exemptions to be distributed in a more fair and equitable manner. Local Law No. 5 of 1998 pursuant to Real Property Tax Law Section 467(1)(b) shall remain in effect allowing certain unreimbursed expenses to offset the income used to determine exemption eligibility.

Section 2. Effective January 1, 2021, Cayuga County shall grant a real property tax exemption to certain individuals sixty-five (65) years of age and over, in accordance with Section 467 (1)(b) of the Real Property Tax Law.

Section 3. Effective January 1, 2021, Cayuga County shall grant a real property tax exemption to certain persons with disabilities and limited incomes in accordance with Section 459-c of the Real Property Tax Law.

Section 4. Effective January 1, 2021, the maximum income eligibility level for the 467 and 459-c exemptions shall be as follows:

| | |
|---|---|
| up to 29,000.00 | = 50% of assessed value exempt |
| 29,000.01 up to 29,999.99 | = 45% of assessed value exempt |
| 30,000.00 up to 30.999.99 | = 40% of assessed value exempt |
| 31,000.00 up to 31,999.99 | = 35% of assessed value exempt |
| 32,000.00 up to 32,899.99 | = 30% of assessed value exempt |
| 32,900.00 up to 33,799.99 | = 25% of assessed value exempt |
| 33,800.00 up to 34,699.99 | = 20% of assessed value exempt |
| 34,700.00 up to 35,599.99 | = 15% of assessed value exempt |
| 35,600.00 up to 36,499.99 | = 10% of assessed value exempt |
| 36,500.00 up to 37,399.99 | = 5% of assessed value exempt |

Section 5. All other provisions of Section 467 and 459-c of Real Property Tax Law of the State of New York shall be in effect for the purpose of County real property taxation in Cayuga County.

Section 6. Local Law No. 4 of 1968, Local Law No. 3 of 1998 and Local Law No. 5 of 1998 shall remain in effect except as amended here.

Section 7. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

Section 8. In the event of a conflict or inconsistency between this Local Law and any previous Local Law or Resolution of the County Legislature, the terms of this local law shall govern.

Section 9. Repealing Local Law No. 5 of 1982; Local Law No. 3 of 1989; Local Law No. 2 of 1990; Local Law No. 4 of 1998; Local Law No. 3 of 2002; Local Law No. 2 of 2007, effective January 1, 2021.

Section 10. Effective Date. This Local Law shall take effect immediately.

2-20-GO-5

**RESOLUTION NO._____ 2-25-20** **COA Appt.Co.Atty 2020-2021**

**APPOINTING AND SETTING THE SALARY OF THE CAYUGA COUNTY ATTORNEY FOR A TWO- YEAR TERM.**

By: Hon. Ryan Foley, Chair, Government Operations Committee
Hon. Christopher Petrus, Chair, Ways & Means Committee

**WHEREAS**, this Committee wishes to submit the name of Christopher M. Palermo for the appointment of Cayuga County Attorney for the term of January 1, 2020 - December 31, 2021; and

**WHEREAS**, it is the intention to set a salary for the term of the appointment; now therefore be it,

**RESOLVED**, that Christopher M. Palermo is hereby appointed Cayuga County Attorney for the term January 1, 2020 - December 31, 2021; and be it further

**RESOLVED**, that the salary for the County Attorney for the year 2020 be set at $117,875.00, and the salary for County Attorney for the year 2021 be set at $119,875, and that the salaries be placed in Part III of the Cayuga County Compensation Plan; and be it further

**RESOLVED,** that the appointment be made in accordance with the Cayuga County Civil Services Rules and Regulations, and the policies of the County of Cayuga.

| **Government Operations Committee** | **Ways & Means Committee** |
|---|---|
| Ryan Foley, Chair | Christopher Petrus, Chair |
| Tricia Kerr | Keith Batman |
| Timothy Lattimore | Elane Daly |
| Chris Petrus | Andy Dennison |
| Paul Pinckney | Ryan Foley |
| Charlie Ripley | Benjamin Vitale |
| Benjamin Vitale | Tucker Whitman |

Co. Atty:_____

2-20-PW-17

**RESOLUTION NO. _____ 2-25-20** **COA LL Abolish DPW FIX**

**FIXING DAY AND NOTICE OF PUBLIC HEARING ON A LOCAL LAW REPEALING LOCAL LAW NO. 5 OF 2018 AND ESTABLISHING THE DEPARTMENTS OF BUILDINGS AND GROUNDS, WEIGHTS AND MEASURES, AND THE CAYUGA COUNTY HIGHWAY DEPARTMENT; ESTABLISHING THE POSITIONS OF SUPERINTENDENT OF BUILDINGS AND GROUNDS, DIRECTOR OF WEIGHTS AND MEASURES, AND HIGHWAY SUPERINTENDENT**

BY: Hon. Tucker Whitman, Chair, Public Works Committee
Hon. Christopher Petrus, Chair, Ways & Means Committee

WHEREAS, Local Law No. 5 of 2018 created the Department of Public Works, bringing disparate departments into a single oversight model; and

WHEREAS, after considerable deliberation and assessment, the Cayuga County Legislature is of the opinion that such disparate departments run more effectively and efficiently when oversight is central within each department; and

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on February 25, 2020, a proposed local law entitled:

A LOCAL LAW REPEALING LOCAL LAW NO. 5 OF 2018 AND ESTABLISHING THE DEPARTMENTS OF BUILIDNGS AND GROUNDS, WEIGHTS AND MEASURES, AND THE CAYUGA COUNTY HIGHWAY DEPARTMENT; ESTABLISHIN THE POSITIONS OF SUPERINTENDENT OF BUILDINGS AND GROUNDS, DIRECTOR OF WEIGHTS AND MEASURES, AND HIGHWAY SUPERINTENDENT

; now, therefore be it

RESOLVED, that a public hearing shall be held concerning the proposed local law before the Cayuga County Legislature on Tuesday, March 24, 2020, at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York and be it further

RESOLVED, that the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

| **Public Works Committee** | **Ways & Means Committee** |
|---|---|
| _____ | _____ |
| Tucker Whitman, Chair | Christopher Petrus, Chair |
| _____ | _____ |
| Andy Dennison | Keith Batman |
| _____ | _____ |
| Ryan Foley | Elane Daly |
| _____ | _____ |
| Timothy Lattimore | Andy Dennison |
| _____ | _____ |
| Hans Pecher | Ryan Foley |
| _____ | _____ |
| Paul Pinckney | Benjamin Vitale |
| _____ | _____ |
| Benjamin Vitale | Tucker Whitman |

Co. Atty:_____

**LOCAL LAW NO.: _____ OF 2020**

**COUNTY OF CAYUGA, STATE OF NEW YORK**
**A LOCAL LAW REPEALING LOCAL NO. 5 OF 2018 AND ESTABLISHING THE DEPARTMENTS OF BUILDINGS AND GROUNDS, WEIGHTS AND MEASURES, AND THE CAYUGA COUNTY HIGHWAY DEPARTMENT; ESTABLISHING THE POSITIONS OF SUPERINTENDENT OF BUILDINGS AND GROUNDS, DIRECTOR OF WEIGHTS AND MEASURES, AND HIGHWAY SUPERINTENDENT.**

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

SECTION 1: LEGISLATIVE INTENT

It is the intent of this Local Law, consistent with the powers granted to county government pursuant to County Law § 400(a), the Municipal Home Rule Law, and such other laws as may be applicable, to:

A. Disestablish the Department of Public Works in order to provide more comprehensive oversight over matters involving general highway, buildings and grounds, and weights and measures.

SECTION 2: LEGISLATIVE FINDINGS

The Cayuga County Legislature hereby finds as follows:

A. Local Law No.: 2 of 1989 established the position of Director of Buildings and Grounds in the Cayuga County Buildings Department.

B. Local Law No.: 2 of 1999 established the position of Director of Public Works providing for the oversight of all highways, bridges, road construction, parks, trails, and certain county buildings.

C. Local Law No.: 1 of 2005 repealed Local Law 2 of 1989 and Local Law 2 of 1999, created the positions of Superintendent of Buildings and Grounds and the position of Cayuga County Highway Superintendent.

D. Local Law 4 of 2014 created a Cayuga County Buildings and Grounds Department; established the position of Superintendent of Buildings and Grounds, and repealed sections 2, 3, and 7 of Local Law No. 1 of 2005.

E. Local Law No.: 5 of 2018 Repealed Local 4 of 2014 and Local Law 1 of 2005.

SECTION 3: DEPARTMENT OF BUILDINGS AND GROUNDS

A. There is hereby established the Department of Buildings and Grounds. The Department of Buildings and Grounds shall have charge of the preservation and maintenance of all buildings and grounds, parks and trails, and facilities owned or leased by the County which are held, used and/or operated by the County for County purposes.

B. There is hereby established the position of Superintendent of Buildings and Grounds. The Superintendent of Buildings and Grounds shall have primary responsibility for fulfilling the charge of the Buildings and Grounds Department, as well as any additional responsibilities as may be assigned by the County Legislature. In addition, the Superintendent shall have charge, supervision, and management of:

1. All janitors, caretakers, custodians, building mechanics, and other employees responsible for the care and maintenance of County buildings and grounds;

2. All employees involved with the design, construction, operating, maintenance and repair of all grounds, parking fields, drives and walks, together with all structures, roads, parking areas, equipment and appurtenances relating to parks and recreational facilities; and

3. All parks and recreation programs.

C. The Superintendent of Buildings and Grounds shall be appointed, without term, by the Cayuga County Legislature in accordance with Civil Service Law, Rules and Regulations, and County Policy, as the same may be amended from time to time.

D. Notwithstanding the appointive authority of the Cayuga County Legislature, the Legislature may, by resolution, delegate administrative authority and general oversight of the Superintendent of Buildings and Grounds to a County Administrator or Deputy, the Chairman of the Legislature, or the Chairman of the Oversight Committee to which the Superintendent of Buildings and Grounds shall report.

SECTION 3: DEPARTMENT OF WEIGHTS AND MEASURES

A. There is hereby established the Department of Weights and Measures. The Department of Weights and Measures shall have charge of the duties and functions as proscribed by § 775 of N.Y. County Law.

B. There is hereby established the Director of Weights and Measures. The Director of Weights and Measures shall have primary responsibility for fulfilling the charge of the Weights and Measures Department, as well as any additional responsibilities as may be assigned by the County Legislature.

1. The Director of Weights and Measures shall be appointed, without term by the Cayuga County Legislature in accordance with Civil Service Law, Rules and Regulations, and County Policy, as the same may be amended from time to time.

2. Notwithstanding the appointive authority of the Cayuga County Legislature, the Legislature may, by resolution, delegate administrative authority and general oversight of the Director of Weights and Measures to a County Administrator or Deputy, the Chairman of the Legislature, or the Chairman of the Oversight Committee to which the Director of Weights and Measures shall report.

SECTION 4: HIGHWAY DEPARTMENT

A. There is hereby established the Cayuga County Highway Department. The Highway Department shall have charge of:

1. County Roads and County Bridges to the extent required under N.Y.S. and Federal Law;

2. The motor pool for the purpose of maintaining the County's vehicles and highway equipment;

3. The County sign shop;

B. There is hereby created the Office of the Cayuga County Highway Superintendent. The Highway Superintendent shall have all the powers, duties, obligations, and liabilities imposed upon a county superintendent of highways by the N.Y. Highway Law, as well as such other duties as may be imposed by the County Legislature.

1. The Highway Superintendent shall be appointed to a four-year term, in accordance with N.Y. Highway Law, by the Cayuga County Legislature in accordance with Civil Service Law, Rules and Regulations, and County Policy, as the same may be amended from time to time.

2. Notwithstanding the appointive authority of the Cayuga County Legislature, the Legislature may, by resolution, delegate administrative authority and general oversight of the Highway Superintendent to a County Administrator or Deputy, the Chairman of the Legislature, or the Chairman of the Oversight Committee to which the Highway Superintendent shall report.

SECTION 5: REPEALER. Local Law No. 5 of 2018 is hereby repealed.

SECTION 6: SAVINGS CLAUSE. If any portion of this Law shall be adjudged by the courts to be invalid, it is the intention of the Legislature that said judgment shall not affect the remainder thereof if the remainder is sufficient to carry out the intent of this Law.

SECTION 7: EFFECTIVE DATE. This Local Law shall take effect upon filing with the New York State Secretary of State.