

**MINUTES
CAYUGA COUNTY LEGISLATURE
July 28, 2015 at 6:00PM**

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order at 6:03PM.

ROLL CALL: Sheila Smith, Clerk of the Legislature all Legislators present except excused Terry Baxter.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PUBLIC HEARING: Opened at 6:05PM To Adopt a Local Law No. _____ for the year 2015, a Local Law of the County of Cayuga, New York, establishing the Cayuga County Department of Information Technology and designating the Chief Information Officer as the Department Head.

PROCLAMATIONS:

Chief Jeffrey Dygert Day (Career Fire Chief of New York Award) and letter of recognition

Northbrook Heights- Assisted Living Week (September 13-19, 2015)

Celebrating Mount Carmel, West, East and Central High School 50 Year Reunion

Cayuga County Salutes Eagle Scout Allen Donald Bocian

Cayuga County Salutes Eagle Scout Nicholas Alexander

Cayuga County Salutes Eagle Scout Matthew Conner

Cayuga County Salutes Eagle Scout Zachary Kurtz

Cayuga County Salutes Eagle Scout Justin Janes

PRESENTATIONS:

Cayuga Mental Health Facility Roof- Gary Duckett

Discussion:

Whitman says his only concern with option one is the long term cost to the county. He says we have to pay to operate the heat trace and asks if there was an estimate to what our electric costs will be. Duckett says they did not offer and he did not ask. He says it is thermostatically controlled so it is only on when it is needed. Lattimore says he would like to see if NYSEDA has some money and put on solar to operate the building. Pecher would like to have it referred back to committee rather than make a decision tonight. Chapman asks everyone to appreciate the fact that they had this meeting with C&S and they offered this option to put the heating trace up there. He says if that does not work then we have to go for another design for another solution. He says they are going to foot the bill which they estimate between \$25,000-\$45,000 dollars. He says he would hope the majority of this body could make a decision and get the ball rolling. Duckett says it will take 6 to 8 weeks to install. Pinckney asks if the design flaw was discussed. Chapman says no

and they indicated that they have used this in other locations and it should be working. Duckett says their biggest regret was not being more forceful with the county and making sure it was a metal roof. Duckett says they went away from the metal roof was the snow tends to slide off into piles. Whitman says his two cents is the design flaw appears to be we are losing too much heat because there is not enough insulation. He says to him that is a design flaw and he could not go with option one because it would be a long term waste of money. Pinckney would like to go along with Pecher and take it back to committee. Mahunik asks if them footing the bill for option one is contingent upon the legislature doing something quickly or are they willing to wait till we go back to committee. Duckett says he does not think they are going to balk if we go back to committee. He thinks the issue is we want to get it done before the winter. Mahunik says we have someone offering to pay for the band aids so it buys us time. He says he does not know why we would go back to committee. Vitale says he would also prefer to move it forward tonight and them paying for the heat trace is a good thing He thinks we have also learned we need to make sure we keep a better eye on things and hopefully get someone use out of the roof. Lattimore asks if this gets C&S off the hook even more. Westphal responds there is a short statute of limitations so the longer the county works towards a solution the time clock runs. Batman asks for clarification because he thought in committee the statute of limitations had expired. Westphal responds the one having to do with design flaw has expired but whether there is a contract obligation on top of that is still out there.

MOTION NO. 213-15

JULY 28, 2015

Motion by Pecher to send it back through committee (the decision on which option to choose with C&S Companies on the Cayuga Mental Health Facility Roof), 2nd by Didio, motion defeated by majority vote; noes- Vitale, Farrell, Runkle, Batman, Reginelli, Mahunik, and Chapman; ayes- Whitman, Pinckney, Pecher, Bennett, Lattimore. Didio, and Foley; Baxter excused, 444/372/67.

Discussion:

Lattimore says he would like to put a caveat on there that it does not let them off the hook even though we accept the money. Westphal says he has not received any information from C&S that if the county accepts this option that it takes care of all claims. Westphal says what he heard was that there was some indication that the county wants to move forward on option two or three. He says if the county chose option one then C&S would work with the county on developing the spec. Chapman says in addition to that it would be a no to Lattimore's question. He says C&S agreed that if this did not work out to our satisfaction they will perform the design in the future if we desire. Whitman says it is a brand new building that we have and we are already applying band aids. He says the buildings the county has now are covered in band aids there is not much left showing and we are starting off the same way with a brand new one.

MOTION NO. 214-15

JULY 28, 2015

Motion by Runkle to accept C&S Companies offer of Option#1 (install thermostatically controlled permanent heat trace in problem areas), 2nd by Vitale, motion passed by majority vote; ayes- Vitale, Farrell, Runkle, Batman, Reginelli, Mahunik, and Chapman; noes- Whitman, Pinckney, Pecher, Bennett, Lattimore, Didio, and Foley; Baxter excused, 444/372/67.

**Leadership Cayuga- Stephanie DeVito
Solarize Cayuga/Solarize CNY- Maureen Riester (CEDA)
Public Hearing on Local Law closed at 7:05PM.**

PUBLIC BE HEARD:

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

MINUTES: For Approval: 6-23-15- Attached, motion by Didio, 2nd by Bennett, all in favor.

CCC REPORT: Dr. DeCinque- No written report

DeCinque really wanted to come tonight to just say goodbye. He says the budget they have presented to the legislature is indicative that the college is living within its means and managing its resources. He says he would be remiss if did not say there is certainly a need for increase funding to support CCC. He says that is both through the county and state support. He says he will be around and he has some obligations he has committed to continue to work on certain things such as regionalization.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Batman says Union Springs has been selected to host the 2016 Bass Pro Tournament.

Didio says July & August many of the committees that he is a part of take the time of to do some other things. He says the next meeting for the Inter County Association of Western NY will be in Monroe County.

Foley noted this past month in the Judicial & Public Safety Meeting there was a brief discussion on a letter from Judge McKeon. He says he has not heard too much more about that and would like to at this time at least ponder whether it would be appropriate to have the judge come and answer questions. Chapman says that they have heard that the 7th District Supervising Judge has indicated no weapons will be allowed in the courthouses.

Lattimore says nice to hear Rochester won the 610 million dollars for the photo tonics and hopefully it will help the region.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair –Attached

She says they are having discussions in the small group that is working with the city to co locate the motor pools. She says there are ideas being thrown out that would be interesting that may impact that. She says she did put an idea in front of the City Manager and we will see if it shows promise. She says the budget is something she is looking to deliver soon but she needs some assistance from the legislature in the form of the style of budgeting. She says in the past there are certain easier to do such as the “just say no” budget where there is no spending over what was done last year. She says she would like to see a little more discussion given to the idea of moving Cayuga County forward. She says she thinks there is a real sense that the county government is in a position to create the platform from which business and other growth can take place by creating an environment that is conducive to that growth. She says she would interested to the legislatures reaction to that and to what they might see as a direction that the county could best put its efforts. She says she knows what she thinks but clearly the legislature represents the citizen so it is important what they think. She says there is also the free form boundary which is simply made up of the requests made up by the departments but again it lacks direction. She says in the end perhaps the most useful thing to her is to have a discussion about what the boundaries/parameters are in the budget. She says last year we discussed that and she thanks the legislature for taking to heart the message about the fund balance. She says that it could not continue to be diminished and expect anything to happen besides running out of money eventually. She would like to have some guidance on how the legislature views the tax cap and whether it is a boundary not to cross or if it could be considered under certain circumstances. She says in regards to spending the fund balance she would advise to spend that on things that are very long term or capital in nature. She asks that there be conversations in the near future maybe a few minutes at committees meetings to get the thoughts from the legislature on the budget.

Lattimore asks whether or not we could get a larger pool of health people together. He says he knows the consortium has had several talks. He also asks about the Public Safety Building with the city. He asks how much revenue we would lose if they talk the city court out of the old post office building and some of the other configurations of the building. Sinclair says she does not have the number off the top of her head. She says she has given some thought to that because it will vacate a pretty big chunk of the historic post office. She says there might be an opportunity to make our offices home so to speak and reduce our occupancy costs. Lattimore says he knows are health costs are going to increase. Sinclair says that the budget that she has presented had built into a 5 percent increase which is the consortium call. She says we are bound by that membership to the consortium so we are looking at opportunities to expand. Chapman asks about the vendor for fleet management and if there were any real umbers provided. Sinclair responds not yet she has given the gentleman who wanted to make a proposal some information and he is supposed to get back to her.

CHAIRMAN'S REPORT: Michael Chapman

Chapman says he attended a dinner in Syracuse which was hosted by the Governor with about 30 people, 4 elected officials, and the rest were business people throughout our region. He says it was a great opportunity and it was a couple hours of very candid conversations and comments coming from him. He says a lot of people rooting for our region to win the big prize as we move down the road. He says last week attended the Regional Economic Development Counsel there were 11 projects offered up. He says they continue to look at and examine them to connect them to make it more attractive. He sent an email this past week that the Cayuga Indian Nation signed a peace agreement which is going to be a work in progress. He says we know that there will be some amendments offered and hopefully a good agreement will come forth with no violent reactions. He also sent an email out about an offering from NYSEG saving 15 cents per kilowatt hour. He asked Anthony to go back to NYSEG and see if they had any real numbers. He asks Anthony about her email and if the \$32,000 savings is a real number from NYSEG. Anthony says it is but to keep in mind that it is an estimate. Chapman asks if the deadline is this Friday and she responds yes. Sinclair asks if this program is similar to the generator program. Anthony responds yes that it is very similar. She says there is an RFP that did go out from purchasing regarding the generator program. Chapman asks if there is any information on that RFP. Sinclair says they have not she wanted to go over it to make sure we have appropriate information. She says the numbers should be greater than \$32,000. Chapman asks if it could be researched tomorrow and Sinclair responds absolutely. Lattimore thinks we could negotiate with others who submitted a bid and get a better return on the proposals. Chapman says based on what we pay for electricity this would be a big help going forward. Sinclair says Anthony and her have a meeting so they can sit down and go through these. Chapman says he wants to say a couple of things about the budget. He says he sent out an email before requesting committee chairs to consider having discussions with the various departments that report to those committees. He suggest we think about it seriously without anything really formulated or information to chew on. He says with regards to Sinclair's comments as he has stated before he would really look for some recommendations. He thinks we should consider very seriously based on the last report we know that .73 percent is the alleged tax cap. He says that would give the county around \$349,000 dollars form the tax levy. He says he would be thinking about exceeding the tax cap. He says if we continue down the road of using the fund balance in a few short years we will be behind and will have to demand a double digit increase in taxes. He says he is going to send an email with some follow up on suggestions relative to the budget and hopes August will be a productive time in regards to the budget.

APPOINTMENTS AND RE-APPOINTMENTS: None

Motion by Didio to waive the reading of communication, 2nd by Runkle, all in favor.

COMMUNICATIONS AND ANNOUNCEMENTS:

1. State of NY Public Service Commission in regards to joint application of NYSEG and Niagara Mohawk Power Corporation dba National Grid for a Certificate of Environmental Compatibility and Public need for the construction of approximately 14.5 miles of 115kV electric transmission facilities from the State Street substation in Cayuga County to the Elbridge substation in Onondaga County, NY.
2. Letter in regards to the Finger Lakes Library System announcing that they have hired a new Executive Director, Sarah Glogowski.
3. Letter in regards to Senator Nozzolio receiving Resolution No. 212-15, commending and supporting the efforts of Congressman Katko to place the image of Harriet Tubman on bill of U.S. currency, which was recently enacted by the Cayuga County Legislature.
4. Letter from the Department of Public Service in the matter of a study on the State of Telecommunications in NYS.

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 7-28-15**

RESOLUTION NO. 215-15

07/28/15 AP Audit July 2015(A)

AUTHORIZING THE COUNTY TREASURER TO PAY JUNE 9-29, 2015

AUDIT OF CLAIMS

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **July 28, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$768,661.69, 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 16, 2014.

Signed by Didio, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO. 216-15

07/28/15 AP Audit July 2015(B)

AUTHORIZING THE COUNTY TREASURER TO PAY JUNE 30-JULY 13, 2015

AUDIT OF CLAIMS

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **July 28, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$1,032,668.24, therefore be it

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

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 16, 2014.

Signed by Didio, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO.217-15
(7/28/15) TRE Fill Real Property Clerk
AUTHORIZATION TO FILL A FULL TIME REAL PROPERTY CLERK POSI-
TION IN THE COUNTY TREASURER'S OFFICE

BY: Joe Runkle, Chairman, Ways & Means Committee

WHEREAS, there will be a Full-Time Real Property Clerk vacancy in the County Treasurer's Office due to a resignation effective July 24, 2015; and

WHEREAS, this position is necessary for the effective and efficient operation of the Tax Collection area of the County Treasurer's Office; and

WHEREAS, funding for this position is available in the Treasurer's 2015 Budget under position control number 03300; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to fill a full time Real Property Clerk 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.

Signed by Didio, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO. 218-15
(7.28.15) RPS county auction contract 2015
AUTHORIZING THE CHAIRMAN TO SIGN A CONTRACT WITH AUCTIONS
INTERNATIONAL, INC. REAL PROPERTY AUCTIONS FOR THE YEAR 2015.

BY: Hon Joseph Runkle, Chair, Ways & Means Committee.

WHEREAS, the County has previously done business with Auctions International, Inc. for professional real property auctioneer services; and

WHEREAS, Cayuga County Legislature wishes to enter into a contract with Auctions International, Inc. for professional real property auctioneer services for the year 2015; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to enter into a contract (attached) and sign any and all agreements with Auctions International, Inc. for professional real property auction services for 2015.

Signed by Didio, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO.219-15
7-28-15 HR Fill Deputy HR Administrator
AUTHORIZATION TO FILL A DEPUTY HUMAN RESOURCES
ADMINISTRATOR

BY: Hon. Joseph Runkle, Chairman, Ways and Means

WHERE AS, the incumbent Deputy HR Administrator has submitted applied for retirement effective June 30, 2015; and

WHERE AS, this position is the second in charge and is critical to the continued operation of the department; and

WHERE AS, this position is currently a budgeted position; and

WHERE AS, a candidate has been located who possesses substantial experience in Civil Service, HR and county organization such that training for immediate success will be minimal; and THEREFORE BE IT

RESOLVED, that the Human Resources Administrator be authorized to fill a Deputy Human Resources Administrator; and be it further

RESOLVED, that this position be compensated at a salary of up to forty-seven thousand dollars (\$47,000) per year; and be it further

RESOLVED, that the Human Resources Associate position be filled in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga. Signed by Didio, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO. 220-15

July 28, 2015 RPS SEQRA real property 248.00-1-30

DETERMINING LEAD AGENCY STATUS, MAKING A DETERMINATION OF NO ENVIRONMENTAL SIGNIFICANCE, DECLARING A PARCEL OF CAYUGA COUNTY OWNED REAL PROPERTY SURPLUS AND AUTHORIZING THE TRANSFER OF SAID PROPERTY TO ELKENDALE REALTY (2/3)

BY: Mr. Joseph Runkle, Chair, Ways and Means

WHEREAS, Cayuga County (“the county”) owns a parcel of vacant real property in the Town of Genoa commonly known as Tax Map No. 248.00-1-30, see attached (the “Subject Parcel”); and

WHEREAS said Subject Parcel abuts and is adjacent to a parcel of real property owned by Elkendale Realty; and

WHEREAS, the neighboring owner, Elkendale Realty has expressed an interest in acquiring the Subject Parcel and the county has expressed an interest in disposing of property it owns and for which it has no present or future use; and

WHEREAS, Elkendale Realty has no specific plans to use the Subject Parcel of real property at this time and will simply take ownership of the Subject Parcel from the County (the “Project”); and

WHEREAS, the County is a local agency pursuant to the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the “Regulations”); and

WHEREAS, the County Planning Department tentatively classified the Project as an “unlisted action” as defined under the Regulations and prepared a short form Environmental Assessment Form, dated July 15, 2015 and attached hereto as Exhibit A (the “EAF”), to facilitate a review of the potential environmental impacts of the Project; and

WHEREAS, the County intends to serve as the lead agency to conduct a coordinated SEQRA review of the Project; and

WHEREAS, the County Legislature has carefully considered the nature and scope of the proposed Project, as set forth in the EAF, wishes to declare the Subject Parcel as surplus property and proceed with the transfer of municipal ownership of the Subject Parcel from the County to Elkendale Realty in full compliance with the SEQRA review requirements under the Regulations; NOW, THEREFORE BE IT RESOLVED ON July 28, 2015 BY THE COUNTY LEGISLATORS OF CAYUGA COUNTY, NEW YORK, AS FOLLOWS:

1. The Project is classified under SEQRA as an Unlisted Action within the meaning of the Regulations and there are no Involved Agencies.
 2. The County, there being no Involved Agencies for this Coordinated Review, declares itself lead agency with respect to the environmental review of the Project.
 3. Upon consideration of the action, review of the EAF, the criteria contained in Section 617.7(c) of the Regulations, and all other supporting information and recommendations supplied by the County Planning Department, the County Legislature has made a reasonable determination that the Project, as proposed, will NOT have a significant adverse impact on the environment and therefore the County, acting as lead agency, finds and concludes that the Project will not result in any significant adverse impacts to the environment and hereby issues a Negative Declaration with respect to the Project.
 6. Pursuant to § 617.12(b)(2) of the Regulations, the County Attorney is hereby directed to prepare and maintain on file a copy of the Negative Declaration.
 7. Cayuga County hereby declares that the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 248.00-1-30 is hereby declared surplus real property.
 8. Cayuga County hereby authorizes the transfer of the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 248.00-1-30 to Elkendale Realty, for the amount of \$1,000.00 .
 9. The Chairman of the Cayuga County Legislature is hereby authorized and directed to sign all the documents necessary and required to implement this transfer of the parcel to Elkendale Realty.
- Signed by Didio, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO. 221-15

July 28, 2015 RPS SEQRA real property 228.00-1-9.111

DETERMINING LEAD AGENCY STATUS, MAKING A DETERMINATION OF NO ENVIRONMENTAL SIGNIFICANCE, DECLARING A PARCEL OF CAYUGA COUNTY OWNED REAL PROPERTY SURPLUS AND AUTHORIZING THE TRANSFER OF SAID PROPERTY TO PHILIP L. KENYON, JOAN KENYON, RLU (2/3)

BY: Mr. Joseph Runkle, Chair, Ways and Means

WHEREAS, Cayuga County (“the county”) owns a parcel of vacant real property in the Town of Genoa commonly known as Tax Map No. 228.00-1-9.111, see attached (the “Subject Parcel”); and

WHEREAS said Subject Parcel abuts and is adjacent to a parcel of real property owned by Philip L. Kenyon, Joan Kenyon, RLU; and

WHEREAS, the neighboring owner, Philip L. Kenyon, Joan Kenyon, RLU has expressed an interest in acquiring the Subject Parcel and the county has expressed an interest in disposing of property it owns and for which it has no present or future use; and

WHEREAS, Philip L. Kenyon, Joan Kenyon, RLU has no specific plans to use the Subject Parcel of real property at this time and will simply take ownership of the Subject Parcel from the County (the “Project”); and

WHEREAS, the County is a local agency pursuant to the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the “Regulations”); and

WHEREAS, the County Planning Department tentatively classified the Project as an “unlisted action” as defined under the Regulations and prepared a short form Environmental Assessment Form, dated July 15, 2015 and attached hereto as Exhibit A (the “EAF”), to facilitate a review of the potential environmental impacts of the Project; and

WHEREAS, the County intends to serve as the lead agency to conduct a coordinated SEQRA review of the project; and

WHEREAS, the County Legislature has carefully considered the nature and scope of the proposed Project, as set forth in the EAF, wishes to declare the Subject Parcel as surplus property and proceed with the transfer of municipal ownership of the Subject Parcel from the County to Philip L. Kenyon, Joan Kenyon, RLU in full compliance with the SEQRA review requirements under the Regulations; NOW, THEREFORE BE IT

RESOLVED ON July 28, 2015 BY THE COUNTY LEGISLATORS OF CAYUGA COUNTY, NEW YORK, AS FOLLOWS:

1. The Project is classified under SEQRA as an Unlisted Action within the meaning of the Regulations and there are no Involved Agencies.
2. The County, there being no Involved Agencies for this Coordinated Review, declares itself lead agency with respect to the environmental review of the Project.
3. Upon consideration of the action, review of the EAF, the criteria contained in Section 617.7(c) of the Regulations, and all other supporting information and recommendations supplied by the County Planning Department, the County Legislature has made a reasonable determination that the Project, as proposed, will NOT have a significant adverse impact on the environment and therefore the County, acting as lead agency, finds and concludes that the Project will not result in any significant adverse impacts to the environment and hereby issues a Negative Declaration with respect to the Project.
6. Pursuant to § 617.12(b)(2) of the Regulations, the County Attorney is hereby directed to prepare and maintain on file a copy of the Negative Declaration.
7. Cayuga County hereby declares that the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.00-1-9.111 is hereby declared surplus real property.
8. Cayuga County hereby authorizes the transfer of the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.00-1-9.111 to Philip L. Kenyon, Joan Kenyon, RLU, for the amount of \$100.00 .
9. The Chairman of the Cayuga County Legislature is hereby authorized and directed to sign all the documents necessary and required to implement this transfer of the parcel to Philip L. Kenyon, Joan Kenyon, RLU.

Signed by Didio, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO. 222-15

July 28, 2015 RPS SEQRA real property 228.00-1-59.1

DETERMINING LEAD AGENCY STATUS, MAKING A DETERMINATION OF NO ENVIRONMENTAL SIGNIFICANCE, DECLARING A PARCEL OF CAYUGA COUNTY OWNED REAL PROPERTY SURPLUS AND AUTHORIZING THE TRANSFER OF SAID PROPERTY TO SKR LAND, LLC (2/3)

BY: Mr. Joseph Runkle, Chair, Ways and Means

WHEREAS, Cayuga County (“the county”) owns a parcel of vacant real property in the Town of Genoa commonly known as Tax Map No. 228.00-1-59.1, see attached (the “Subject Parcel”); and

WHEREAS said Subject Parcel abuts and is adjacent to a parcel of real property owned by SKR Land, LLC; and

WHEREAS, the neighboring owner, Stephen Ruoff on behalf of SKR Land, LLC has expressed an interest in acquiring the Subject Parcel and the county has expressed an interest in disposing of property it owns and for which it has no present or future use; and

WHEREAS, SKR Land, LLC has no specific plans to use the Subject Parcel of real property at this time and will simply take ownership of the Subject Parcel from the County (the “Project”); and

WHEREAS, the County is a local agency pursuant to the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the “Regulations”); and

WHEREAS, the County Planning Department tentatively classified the Project as an “unlisted action” as defined under the Regulations and prepared a short form Environmental Assessment Form, dated July 15, 2015 and attached hereto as Exhibit A (the “EAF”), to facilitate a review of the potential environmental impacts of the Project; and

WHEREAS, the County intends to serve as the lead agency to conduct a coordinated SEQRA review of the Project; and

WHEREAS, the County Legislature has carefully considered the nature and scope of the proposed Project, as set forth in the EAF, wishes to declare the Subject Parcel as surplus property and proceed with the transfer of municipal ownership of the Subject Parcel from the County to SKR Land, LLC in full compliance with the SEQRA review requirements under the Regulations; NOW, THEREFORE BE IT

RESOLVED ON July 28, 2015 BY THE COUNTY LEGISLATORS OF CAYUGA COUNTY, NEW YORK, AS FOLLOWS:

1. The Project is classified under SEQRA as an Unlisted Action within the meaning of the Regulations and there are no Involved Agencies.
2. The County, there being no Involved Agencies for this Coordinated Review, declares itself lead agency with respect to the environmental review of the Project.
3. Upon consideration of the action, review of the EAF, the criteria contained in Section 617.7(c) of the Regulations, and all other supporting information and recommendations supplied by the County Planning Department, the County Legislature has made a reasonable determination that the Project, as proposed, will NOT have a significant adverse impact on the environment and therefore the County, acting as lead agency, finds and concludes that the Project will not result in any significant adverse impacts to the environment and hereby issues a Negative Declaration with respect to the Project.

6. Pursuant to § 617.12(b)(2) of the Regulations, the County Attorney is hereby directed to prepare and maintain on file a copy of the Negative Declaration.
 7. Cayuga County hereby declares that the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.00-1-59.1 is hereby declared surplus real property.
 8. Cayuga County hereby authorizes the transfer of the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.00-1-59.1 to SKR Land, LLC, for the amount of \$900.00, plus \$400.00 in administrative and filing fees; a total of \$1,300.00.
 9. The Chairman of the Cayuga County Legislature is hereby authorized and directed to sign all the documents necessary and required to implement this transfer of the parcel to SKR Land, LLC.
- Signed by Didio, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO. 223-15

(July 28, 2015) HD WIC Contract 2015-2020

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE PUBLIC HEALTH DIRECTOR TO ACCEPT WIC AWARD AND CONTRACT WITH THE NYS DEPARTMENT OF HEALTH

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the NYS Department of Health administers the federally funded WIC program for the State of New York; and

WHEREAS, funding has been made available for the Cayuga County Health Department, in an amount totaling \$2,535,055 for a five year contract, to continue to run the WIC program for the period October 1, 2015 through September 30, 2020; and

WHEREAS, the first year award of this five year grant contract is \$507,011 for the period of 10/1/15 through 9/30/16; and

WHEREAS, this funding has already been budgeted in the Health Department's 2015 budget; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Public Health Director be authorized to accept the contract with the NYS Department of Health for the time period October 1, 2015 through September 30, 2020 in an amount of \$2,535,055 to continue to run the federally funded WIC program and to accept any additional unallocated funds and COLA's relative to this Program and be it;

RESOLVED that the Public Health Director be authorized to enter into any sub-contracts necessary to complete the goals of the WIC program and be it;

RESOLVED that the Public Health Director be authorized to accept the monetary awards and enter into a contract with the NYS Department of Health for the remaining four years of the WIC grant.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 224-15

(July 28, 2015) HS Clinical Psychologists Contracts 2015

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO CONTRACTS
WITH VARIOUS CLINICAL PSYCHOLOGISTS TO CONDUCT CLINICAL
PARENTAL AND CHILD ASSESSMENTS FOR CHILD WELFARE CASES**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services has need for the services of clinical psychologists to conduct clinical parental and child assessments for determining appropriate permanency and service plans for children and families; and

WHEREAS, these clinical psychologists possess the knowledge and expertise to provide these assessments; and

WHEREAS, the Department desires to contract with the following Clinical Psychologists at the rates listed:

Dr. Robert Kohlbrenner @ \$125/hr.

Dr. Richard Hoyt @ \$110/hr.

Dr. Santo Bentivagnia @\$100/hr.

and

WHEREAS; these expenses are budgeted for in the 2015 Department of Social Services budget and are reimbursed by Federal and State funds at 75%; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized and directed to enter into contracts with the clinical psychologists listed above for the period August 1, 2015 through July 31, 2016 at the scheduled rates; and be it further

RESOLVED, that these services be paid from Account #A60104 54059 of the 2015 Department of Social Services Budget.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 225-15

(July 28, 2015) HS Cayuga Counseling Diagnostics 2015

**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
COMMUNITY, DETENTION OR RESPITE BASED MENTAL HEALTH
DIAGNOSTIC ASSESSMENTS TO CHILDREN AND TO MAKE
RECOMMENDATIONS FOR TREATMENT**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Department believes that having access to community based diagnostics will offer Family Court a less expensive alternative to a 60-day residential diagnostic evaluation; and

WHEREAS, the Department of Social Services desires to contract with Cayuga Counseling to provide the community based diagnostics and make recommendations for treatment; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be allowed to enter into a contract with Cayuga Counseling Services, Inc. to provide these services for the contract period August 1, 2015 through July 31, 2016 at the following costs:

<u>Services</u>	<u>Rates Per Unit of Service</u>
Clinic Rate for all face to face contacts including office visits, home visits, school observations and consultations	\$185 per hour
Meetings with other service providers who are already involved with the case, or to coordinate a service plan for the individual being assessed.	\$100 per hour
Written assessment time including review of previous evaluations.	\$ 50 per hour
Cost per person requested to make court appearances.	
Travel time will be factored into the hourly calculation.	\$ 75 per hour

RESOLVED, that these services be paid from Account #A60704 54184 of the 2015 Department of Social Services Budget.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 226-15

**(July 28, 2015) HS Catholic Charities Supervised Visitations 2015
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO A CONTRACT
WITH CATHOLIC CHARITIES OF THE FINGER LAKES TO PROVIDE
SUPERVISED VISITATION SERVICES FOR CLIENTS REFERRED TO THEM
BY THE DEPARTMENT OF SOCIAL SERVICES**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, Cayuga County Department of Social Services must provide for supervised visitation services for families who have children in Foster Care; and

WHEREAS, we have seen an increase in young children coming into Foster Care and an increase in the number of court ordered supervised visits being ordered; and

WHEREAS, the Department desires to contract with Catholic Charities of the Finger Lakes to provide observation of parent and child interactions for scheduled supervised visits as assigned by the Department; and

WHEREAS, Catholic Charities would work cooperatively with the Department to arrange a schedule that is appropriate to the needs of the child, the parent, and other key participants that accommodate the transportation needs of parties involved; and

WHEREAS, as a result of this service, Catholic Charities would provide the Department with a comprehensive, written report detailing observations including the arrival time of participants, the condition of the visitation site, the extent to which the parents interacted and engaged the child, the appropriateness of interaction between the participants and other general observations; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services enter into a contract with Catholic Charities of the Finger Lakes for the period August 1, 2015 to July 31, 2016 for the provision of supervised visitation services at the following rates:

Standard Unit of Service (60 min.) \$31.56

Special Billing Considerations:

Sessions that exceed 60 min. will be calculated based on the length of time.

Visitations outside of Cayuga County where travel time exceeds 30 minutes: Catholic Charities will add an additional \$20/hr. travel time billed in quarter hour increments.

When routine conversations with DSS case workers regarding visits extend beyond 15 min., they will be billed as a case conference at \$20/hr. billed in quarter hour increments. and; be it further

RESOLVED, that these services be paid from Account #A60104 54059 of the 2015 Department of Social Services Budget.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 227-15

(July 28, 2015) HS Cayuga Centers Preventive Respite 2015

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF COMMUNITY SERVICES TO RENEW THE CONTRACT WITH CAYUGA CENTERS FOR THE PROVISION OF PREVENTIVE RESPITE AND CHILD WELFARE DIAGNOSTIC SERVICES

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services had undertaken an initiative to look at ways that we may be able to reduce the number of days children need to be placed in detention; and

WHEREAS, it has proven successful that having access to short-term respite services as well as getting access to community based diagnostic services has had an impact in reducing our detention days; and

WHEREAS, we would like to continue these services at the following rates:

Preventive Respite \$195 per diem

Diagnostic Services:

A Psych-Social Evaluation \$150

A Home Assessment \$150

A Psychiatric Assessment \$375

A Psychological Assessment \$600

NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be allowed to renew the contract with Cayuga Centers to provide the above services for the contract period of July 1, 2015 through June 30, 2016; and be it further

RESOLVED, that these services be paid from Account #A60704 54184 (Preventive Services) of the 2015 Department of Social Services Budget.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 228-15**(August 25, 2015) HS Reclassify Sr. Stenographer Position Services Unit****AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO RECLASSIFY THE SR. STENOGRAPHER POSITION IN SERVICES UNIT OF DEPARTMENT OF SOCIAL SERVICES TO PRINCIPAL TYPIST POSITION**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
 Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, in an effort to support the overall functions of the Services Unit, the Sr. Stenographer has been assigned a variety of duties; and

WHEREAS, based on these recent assignments, the Civil Service Commission has reviewed these duties and is recommending the reclassification of the job to Principal Typist; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Community Services be authorized and directed to reclassify the position of Sr. Stenographer, Grade 9, to Principal Typist, Grade 13, in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it further

RESOLVED, that once the incumbent is permanent in the Principal Typist position, the Sr. Stenographer position will be abolished.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION: 229-15**(February 24, 2015) HS Create/Fill 4 FT Temporary Clerks HEAP Unit****AUTHORIZING THE COUNTY LEGISLATURE TO CREATE 4 FULL-TIME TEMPORARY CLERK POSITIONS IN THE HEAP UNIT OF THE DEPARTMENT OF SOCIAL SERVICES AND AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO FILL THE 4 NEWLY CREATED FULL-TIME TEMPORARY HEAP CLERK POSITIONS**

BY: Patrick Mahunik, Chairman of the Health & Human Services Committee
 Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, there is a high volume of applications for assistance in the HEAP Unit and a need to review applications and issue payments in a timely manner; and

WHEREAS, in the past, the Department of Social Services has hired four Temporary HEAP Clerks through Kelly Services for each "HEAP season" consisting of approximately four months to cover this need; and

WHEREAS, through discussion with management, we are no longer able to hire staff through a temporary service to fill these positions; and

WHEREAS, a New Position Duties Statement has been prepared and submitted to the Civil Service Commission, with a suggested title of Temporary HEAP Clerk; and

WHEREAS, these positions have been budgeted for in the 2015 Department of Social Services Budget, Contractual Account A60104 54059, and will be reimbursed at 100 %; NOW, THEREFORE, BE IT

RESOLVED, that the Cayuga County Legislature create four Temporary HEAP Clerk positions, Grade 3, in the HEAP Unit of the Department of Social Services; and be it further

RESOLVED, that the following budget adjustment is required to cover these positions:

Increase A60101 51002 Part-Time Salary	\$7,000
Increase A60101 58001 Social Security	\$535
Increase A60101 58002 Retirement	\$700
Decrease A60104 54059 Contractual	\$8,235

and be it further

RESOLVED, that the Director of Community Services be authorized and directed to fill the 4 newly created Temporary HEAP Clerk positions in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 230-15

(July 28, 2015) HS Fill Caseworker CPS

AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO FILL A CASEWORKER VACANCY IN CHILD PROTECTIVE SERVICES UNIT

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, there is an anticipated caseworker vacancy, Grade 17, in the Child Protective Services Unit of Department of Social Services (position control #002169) due to an anticipated resignation effective August 14, 2015; and

WHEREAS, this position is responsible to investigate Child Protective Reports in the CPS Unit of the Cayuga County Department of Social Services and the services provided are mandated services; and

WHEREAS, this position is reimbursed at a minimum of 75% State and federal funding; and

WHEREAS, this is a funded position in the Department of Social Services' 2015 budget; and

WHEREAS, to allow for a seamless transition and not have a negative impact on the CPS Unit, the Department of Social Services requests to fill this position on or about August 3, 2015; NOW, THEREFORE BE IT

RESOLVED, that the Director of Community Services is authorized and directed to fill the Caseworker position in the Child Protective Services Unit in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 231-15

July 28, 2015 MH Agreement ARC2015 REV

AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO AN AGREEMENT WITH SENECA CAYUGA ARC FOR THE PROVISION OF PSYCHIATRIC CONSULTATION

BY: Mr. Patrick Mahunik, Chair, Health and Human Services Committee, and
Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, Seneca Cayuga ARC provides services to individuals with intellectual and other developmental disabilities; and

WHEREAS, there are some clients of the ARC, diagnosed with Autism, who require referral for psychiatric services in addition to those provided by the ARC; and

WHEREAS, the Cayuga County Community Mental Health Center (CCCMHC) has staff with the needed expertise; and

WHEREAS, Seneca Cayuga ARC agrees to compensate the CCCMHC at the rate of \$144.43 per hour for these specialized psychiatric services; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to enter into an agreement with Seneca Cayuga ARC to authorize psychiatric staff of the CMHC to provide services to clients served by the Seneca Cayuga ARC.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 232-15

July 28, 2015 MH Agreement DSM5 Training REV

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO AN
AGREEMENT WITH CROSS COUNTRY EDUCATION FOR DSM-5
TRAINING**

BY: Patrick Mahunik, Chair, Health and Human Services Committee, and
Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the healthcare system in the United States uses a standard tool, the Diagnostic and Statistical Manual, developed by the American Psychiatric Association as the official compendium of mental disorder criteria and diagnostic codes; and

WHEREAS, that manual has undergone significant revisions since it was last updated in 1994; and

WHEREAS, effective October 2015 the use of the updated manual will be mandatory and it is imperative that the clinical staff at the Community Mental Health Center be proficient in the use of this manual; and

WHEREAS, it is most efficient and cost effective to have the staff trained locally;
and

WHEREAS, Cross Country Education provides this training; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to sign an agreement with Cross Country Education for training on the use of The Fifth Edition of the Diagnostic and Statistical Manual (DSM-5).

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 233-15

July 28, 2015 MH Budget Adj. July 2015 Prof Svcs

AMENDING THE 2015 MENTAL HEALTH BUDGET

BY: Mr. Patrick Mahunik, Chair, Health and Human Services Committee, and
Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the Community Mental Health Center budget for 2015 was based on the anticipated provision of psychiatry services by salaried and contracted practitioners;
and

WHEREAS, due to unanticipated temporary vacancies in salaried positions, it was necessary to increase the hours of contracted psychiatric providers to meet the continued need for services; and

WHEREAS, the unspent Personal Services budgeted funds can be moved to the Professional Services line to cover the additional costs; now, therefore, be it

RESOLVED, that the Cayuga County Treasurer be directed and authorized to make the necessary accounting entries transferring budgeted salary and related fringe benefits funds in the 2015 Cayuga County Budget as follows:

Decrease A43101-51001 Salaries (FT) by	\$103,675
Decrease A43010-51002 Salaries (PT) by	\$ 5,209
Decrease A43101-58001 Social Security by	\$ 6,827
Decrease A43101-58002 Retirement by	\$ 4,716
Decrease A43101-58003 Health by	\$ 5,552
Decrease A43101-58004 Dental by	\$ 264
Decrease A43101-58005 Workers Comp by	<u>\$ 2,855</u>
Total reduction:	\$129,098
Increase A43104-54059 Prof Svcs by	\$129,098

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 234-15

July 28, 2015 MH CreateFillCMHProf2015

AUTHORIZING THE CREATION AND FILLING OF ONE COMMUNITY MENTAL HEALTH PROFESSIONAL POSITION AT THE COMMUNITY MENTAL HEALTH CENTER

BY: Patrick Mahunik, Chair, Health and Human Services Committee, and Joseph Runkle Chair, Ways and Means Committee

WHEREAS, a Staff Social Worker at the Community Mental Health Center (CMHC) has submitted a resignation; and

WHEREAS, the position must be filled in order to meet the needs of Cayuga County residents; and

WHEREAS, many of the clients served by the CMHC have co-occurring disorders, mental health and substance abuse; and

WHEREAS, it would be a benefit to many of our clients to work with a dually certified professional; and

WHEREAS, the Cayuga County Civil Service Commission has approved the job specifications for the title of Community Mental Health Professional which encompasses training and skill sets in both mental health and substance abuse services; and

WHEREAS, the position will generate fee for service revenue in excess of the total cost of the position; now, therefore, be it

RESOLVED, that one Community Mental Health Professional position be created and placed within Part I of the Cayuga County Compensation Plan under Mental Health at pay grade 30, and be it further

RESOLVED, that the Director of Community Services be authorized and directed to fill the position of Community Mental Health Professional in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 235-15**July 28, 2015 MH.Brockport.Agreement 2015****AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
AND THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO AN
AGREEMENT WITH THE STATE UNIVERSITY OF NEW YORK COLLEGE AT
BROCKPORT**

BY: Mr. Patrick Mahunik, Chair, Health and Human Services Committee
Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the Cayuga County Community Mental Health Center and The State University of New York College at Brockport are mutually desirous of providing for the establishment, direction and operation of a fieldwork experience to aid in the clinical educational experiences requisite to social work graduate students of the School of Social Work; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to enter into the attached agreement with The State University of New York College at Brockport.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter and Didio, all in favor.

RESOLUTION NO. 236-15**July 28, 2015 MH Coding.Billing 7.2015****ADJUSTING THE HOURS OF A CODING AND BILLING SPECIALIST AT
THE COMMUNITY MENTAL HEALTH CENTER**

By: Mr. Patrick Mahunik, Chair, Health and Human Services Committee, and
Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, there will be a vacant full-time Senior Account Clerk Typist position (position code 4953) in the Cayuga County Community Mental Health Center as the result of a retirement; and

WHEREAS, this position is dedicated to patient fees billing functions and, as such, fills a critical role in the department; and

WHEREAS, the department has determined that specialized billing and coding skills would better meet the needs of the department and there is a Coding and Billing Specialist position (position code 7492) which is currently filled part-time but would be more beneficial as full-time; and

WHEREAS, the funding for the vacated Senior Account Clerk Typist can be redirected to support this expansion of hours; now, therefore, be it

RESOLVED, that the position of Coding and Billing Specialist be expanded to full-time, 35 hours weekly, and be so reflected in the of the Cayuga County Compensation Plan under Community Mental Health; and be it further

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

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 237-15
7/28/15 OFA DCW funds cert REY
ATTESTING TO THE USE OF 2014-2015 DIRECT CARE WORKER
PROGRAM FUNDS TO PROVIDE SALARY AND RELATED FRINGE BENEFIT
INCREASES TO DIRECT CARE STAFF AND DIRECT SUPPORT
PROFESSIONALS

BY: Mr. Patrick Mahunik, Chair, Health & Human Services Committee, and
Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, Revenues were budgeted in the Office for the Aging account A67720 43772 State Aid – OFA programs which included the following Cost-Of-Living-Adjustments:

Expanded In-Home Services for the Elderly	\$1,135
Community Services for the Elderly	\$1,452
Wellness in Nutrition	\$2,809

and,

WHEREAS, the COLA funds were removed from these programs and condensed into the single funding stream titled the 2014-2015 Direct Care Worker Program totaling \$5,396 which cover a broader range of aging services; and

WHEREAS, these funds were included with initial allocations there will be no budget impact; and

WHEREAS, it must be certified these funds may solely be used to provide up to 2% salary and related fringe benefit increases to direct care staff and direct support professionals; and

WHEREAS, salary and fringe will be calculated based on the already approved salary and fringe increases for 2015; now therefore be it

RESOLVED, the 2014-2015 Direct Care Worker Program funding of \$5,396 will be used solely to provide up to 2% salary and related fringe benefit increases to direct care staff and direct support professionals and not for any other purposes.

Signed by Mahunik, Bennett, Pecher, Reginelli, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 238-15
7/28/15 IT eJusticeUpgradeAgreementRev
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN THE
AGREEMENT FOR THE UPGRADE OF EJUSTICE SOFTWARE

BY: Michael Didio, Chairman, Government Ops

WHEREAS, the County desires continued system access to the New York State eJustice Portal;

WHEREAS, New World Systems is the provider and licensor of said access software and maintenance;

WHEREAS, the license and maintenance cost will remain unchanged for the duration of the current agreement.

WHEREAS, the installation fee for the upgrade will be paid for in line item A16104 54018 in the amount of **\$2,500.00**; now therefore, be it

RESOLVED, that the Cayuga County treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Didio, Batman, Farrell, Vitale, Pecher, Pinckney and Whitman, all in favor.

RESOLUTION NO. 239-15**7/28/15 CCC Budget 2015-2016 rev2****APPROVING 2015-2016 BUDGET FOR CAYUGA COMMUNITY COLLEGE**

BY: Mr. Michael Didio, Chairperson, Government Operations Committee
Mr. Joseph Runkle, Chairperson, Ways and Means Committee

WHEREAS, Cayuga Community College has presented its budget for the 2015-2016 academic year to the Cayuga Community College Board of Trustees and the budget for the 2015-2016 academic year was approved by the Cayuga Community College Board of Trustees on June 17, 2015; and

WHEREAS, Cayuga Community College has presented its budget for the 2015-2016 academic year to the Ways & Means and Government Operations Committees of the Cayuga County Legislature; and

WHEREAS, said Cayuga Community College budget for the 2015-2016 academic year totals **\$31,273,107.00**; and

WHEREAS, the sponsor's share of Cayuga County in said budget is the amount of **\$2,898,345.00**; now, therefore, be it

RESOLVED, that the said 2015-2016 Budget of Cayuga Community College is hereby approved in accord with a 2015 County Contribution of **\$2,898,345.00**.

Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, Vitale, Baxter, Pecher, Pinckney and Whitman, all in favor, except Foley, Bennett abstains, and Baxter excused.

Discussion:

Foley says he voted no at committee on this because it contains yet another tuition increase. He says he sees a trend from the college that it seems they are going to balance their budget on tuition increases which is on the backs of the students. He says he hope next year we can maybe not have that happen. He says he did not hear a proposal this year to say that they could use additional funds. He asks DeCinque at what point did they come ask the county for additional assistance this year and why they raised tuition. DeCinque says he does not think he has a direct answer for that. He says he thinks it was pretty obvious to the college that the county would not be providing any funding. He says when the county is unable to provide any funding for 5 years and the State of New York is not providing anything it leaves them with very little places to go. He points out that when tuition is raised it is done in a very calculated understanding way of the impact on our students. He says in the State of New York we know when we raise tuition 100 dollars the ones who need the support will be able to get the money because we are well below the tuition caps. He would ask Foley to understand that no one wants to raise tuition but for 30 years community colleges have been left with no place to go. He says they have tried to do things to keep our institution providing the best quality of services that they can. He says he feels the State of New York has terribly forfeited their commitment to what they promised to do with community colleges. He says they raise tuition as a last resort. He says if this body tonight wants to give us another \$800,000-\$900,000 tonight he would be happy to roll back the tuition. Foley says we all understand that higher education is important but the question is he does not think the county is going to hand the college money. He says that the college is going to have to fight for it and he does not think there was any fight for it. He thinks there might have been some kind of funds provided and it is unfortu-

nate. Chapman says Foley has a good point but his recollection of the committee discussion is this was brought up about a potential increase sometime in the future. He says because we pass this college budget that means they know they are going to operate on this budget. He says it does not prohibit the legislature from doing a little math and finding some dollars here for the upcoming budget.

Motion by Pecher to amend Section 2 in the Local Law to remove the part giving the Chief Information Officer the ability to appoint a Deputy, 2nd by Bennet, motion defeated by show of hands, noes- Vitale, Farrell, Pinckney, Runkle, Batman, Reginelli, Mahunik, Didio, and Foley, ayes- Whitman, Pecher, Bennett, Lattimore, and Chapman, excused- Baxter. Motion on original resolution passed by majority vote, all voting yes except Whitman, Pecher, and Bennett, excused Baxter, 653/163/67.

RESOLUTION NO. 240-15

7/28/2015 IT create Dept-CIO.LLadpt

TO ADOPT A LOCAL LAW NO. 2 FOR THE YEAR 2015, A LOCAL LAW OF THE COUNTY OF CAYUGA, NEW YORK, ESTABLISHING THE CAYUGA COUNTY DEPARTMENT OF INFORMATION TECHNOLOGY AND DESIGNATING THE CHIEF INFORMATION OFFICER AS THE DEPARTMENT HEAD.

BY: Hon. Michael Didio, Chairman Government Operations Committee

WHEREAS, Local Law No. 2 for the year 2015, a Local Law of the county of Cayuga, New York, establishing the Cayuga County department of information technology and designating chief information officer of department

WHEREAS, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on said Local Law No. 2 for the year 2015 on July 28, 2015 at 6:00 P.M.; now, therefore be it.

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. 2 for 2015,

“A LOCAL LAW NO. 2 FOR THE YEAR 2015, A LOCAL LAW OF THE COUNTY OF CAYUGA, NEW YORK, ESTABLISHING THE CAYUGA COUNTY DEPARTMENT OF INFORMATION TECHNOLOGY AND DESIGNATING THE CHIEF INFORMATION OFFICER AS THE DEPARTMENT HEAD.”

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

**STATE OF NEW YORK
COUNTY OF CAYUGA**

LOCAL LAW NO. 2 OF 2015

A LOCAL LAW OF THE COUNTY OF CAYUGA, NEW YORK, ESTABLISHING THE CAYUGA COUNTY DEPARTMENT OF INFORMATION TECHNOLOGY AND DESIGNATING THE CHIEF INFORMATION OFFICER AS THE DEPARTMENT HEAD

BE IT

ENACTED by the Cayuga County Legislature, as follows:

SECTION 1: LEGISLATIVE INTENT

It is the intent of this Local Law to establish the Cayuga County Department of Information Technology under the direction of a Chief Information Officer and to place the Chief Information Officer in the unclassified service of the Civil Service.

SECTION 2: CHIEF INFORMATION OFFICER & DEPUTY DIRECTOR OF INFORMATION TECHNOLOGY & OFFICER

A. The Cayuga County Department of Information Technology is hereby established, the head of which shall be the Chief Information Officer. The Chief Information Officer shall be appointed by the County Cayuga County Legislature, to serve at the pleasure of the legislature. The Chief Information Officer may, within the appropriations provided, appoint a Deputy Chief Information Officer, who shall act generally for and on behalf of the Chief Information Officer in all matters, and such other officers and employees as may be likewise provided for.

B. The Chief informational officer shall have the powers and duties set forth herein and shall be in the non-competitive class of the Civil Service. Within the appropriations provided therefore, and when authorized and approved by the Cayuga County Legislature, the Chief Information Officer may employ such consultants as may be necessary. These contracts shall be subject to the approval of the Cayuga County Legislature. The Chief Information Officer shall be deemed the appointing authority for all employees within the Department.

C. The Department of Information Technology & Services shall be responsible for at least the following, which list is illustrative and not all inclusive:

- (1) Management and coordination of all county-wide information systems and services and office systems and services supporting county-wide information technology;
- (2) The development, utilization and maintenance of all County and included municipality websites, with a focus on increasing public electronic access to government;
- (3) Establish, implement and modify as needed all policies, procedures and standards related to Information Technology and Services;
- (4) Implement and aid the day-to-day operations, needs and recommendations of each participating County Office, department and agency;
- (5) Have charge and supervision of and authority and control over all telecommunication services and activities;
- (6) Have charge and supervision of planning, development, coordination and operation of all computers and related electronic equipment and of the informational output processed thereby and shall coordinate all county-owned and/or county-operated computers and related electronic equipment;
- (7) Have charge and supervision of storage, processing and handling of data as may be required by departments and agencies participating in its services;
- (8) Supply such data and services as needed and requested by each participating County Office, department and agency;
- (9) Advise and assist each participating County Office, department and agency in matters related to the installation and application of all new data processing programs;
- (10) Coordinates and administers contracts for information technology services provided by outside vendors, and assists Cayuga County Legislature in preparation of competitive bid specifications;
- (11) Provides training for all subordinate technical staff, including assigning, directing, review and evaluation of their work;

- (12) Provides coordination and leadership in working with Towns and Villages, other counties and State agencies to develop and deliver integrated, cost effective Information Technology solutions for government and the services provided to the public;
- (13) Oversees cyber security for County and provides guidance to other municipalities;
- (14) Installs, modifies and maintains local area network equipment as required;
- (15) Researches new technologies to identify future technology needs of the County; and
- (16) Perform such other related duties and functions as the Cayuga County Legislature may from time to time require.

D. The functions and responsibilities set forth herein shall be carried out by existing personnel. The Department shall:

- (1). Advise and assist any department, board, division, or agency of the government of the County of Cayuga, including the Cayuga County Legislature, on matters pertaining to information services and technology.
- (2). Make recommendations to the Cayuga County Legislature as to measures that should be taken to maintain an adequate flow of information within the County.
- (3). Perform such other duties and responsibilities as may be directed by the Cayuga County Legislature.
- (4). As necessary to the performance of its functions, the Department may require any office, division, department, or agency of County government to provide it with relevant data in reports concerning their operations as they involve the policies of this article.

SECTION 3: SEVERABILITY

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

SECTION 4: EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION NO. 241-15

July 28, 2015, PBCntrctSFY14toSFY15FOLLOWPA Funds

AUTHORIZING THE SIGNING OF A CONTRACT 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 2014 – 2015 FUNDING

BY: Mr. Paul Pinckney, Chair, Planning and Economic Development Committee
Mr. Joseph Runkle, Chair, Ways and Means Committee

WHEREAS, Cayuga County, as one of the twenty-five (25) voting members of the Water Resources Board of the Finger Lakes-Lake Ontario Watershed Protection Alliance, has been allocated NYS Department of Environmental Conservation (NYSDEC) funds for its water quality program under the Finger Lakes-Lake Ontario Watershed Protection Alliance (FOLLOWPA); and

WHEREAS, NYSDEC has agreed to transfer funding for the twenty-five (25) member programs to the Oswego County Soil and Water Conservation District (DISTRICT) via a single contract between NYSDEC and the DISTRICT; and

WHEREAS, the County of Cayuga is eligible to receive \$57,600 in State Fiscal Year (SFY) 2014-2015 FLOWPA funding and a one-time payment of \$2,315.18, which will be used to enhance, protect and preserve Cayuga County's water resources; and

WHEREAS, the Cayuga County Legislature wishes to execute the contracts necessary for the County to access and allocate these state funds for the preservation and protection of the Cayuga County's water resources; Now, therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute a contract between Cayuga County and the Oswego County Soil and Water Conservation District for the Finger Lakes-Lake Ontario Watershed Protection Alliance funding as specified in said contract; and to act as the official representative of Cayuga County in connection with any and all contracts between Cayuga County and the Oswego County Soil and Water Conservation District for FLOWPA funds; and be it further

RESOLVED, that a signed, certified copy of this resolution be submitted to the District Manager of the Oswego County Soil and Water Conservation District along with said contracts; and be it further

RESOLVED, that the Planning and Economic Development Department's 2015 budget is hereby amended so as to add \$2,315.18 in the Department's A87410 43994 -A State Aid – FL/FLOWPA GRANT revenue account and the WQMA's 2015 budget is amended to add \$2,315.18 to the Agency's A87414 54000 -A FLOWPA GRANT expenses account, resulting in no net change in the budget to accommodate this project; and be it further

RESOLVED, that this resolution take effect immediately.

Signed by Pinckney, Batman, Baxter, Farrell, Foley, Reginelli, Runkle, Didio, Pecher and Whitman, all in favor.

RESOLUTION NO. 242-15

July 28, 2015 CCC convey 1-7 state street rev4

DECLARING THAT THE PROPERTY COMMONLY KNOWN AS 1-7 STATE STREET, AUBURN, NEW YORK, TAX MAP NO. 115.60-2-47 IS NOT REQUIRED FOR COLLEGE PURPOSES AND AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO EXECUTE ANY AND ALL DOCUMENTS REQUIRED TO CONVEY 1-7 STATE STREET, AUBURN, NEW YORK TO THE CITY OF AUBURN. (2/3)

BY: Hon. Tucker Whitman, Chair, Public Works Committee

Hon. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, at the request of the Cayuga Community College, the City of Auburn, New York conveyed to County of Cayuga parcel of property commonly known as 1-7 State Street, Auburn, New York, Tax Map No. 115.60-2-47; said parcel of real property to be held by the County of Cayuga in trust for the Cayuga Community College for the uses and purposes of the community college; and

WHEREAS, the Warranty Deed from the City of Auburn to the County of Cayuga contained a reversionary clause which states: "ALSO RESERVING TO GRANTOR a right of reversion in the premises conveyed herein, said premises being conveyed to Grantee on the express condition that a Performing Arts Center and School be constructed on the premises by Grantee or others within four years from the date of the

recording of this deed (May 24, 2011), and if such construction is not completed within said period of time, title to the premises conveyed will revert in its entirety to Grantor City of Auburn.”; and

WHEREAS, the parties anticipated that there would be constructed on the site an educational and theater facility with monies supplied by the State of New York and the Music Theatre Festival, Inc.; and

WHEREAS, the Music Theatre Festival, Inc. chose not to move forward with an educational and theatre project at 1-7 State Street, New York; and

WHEREAS, the Board of Trustees of Cayuga Community College, by Resolution dated *** declared that it has no interest in, use and purpose for the property commonly known as 1-7 State Street, Auburn, New York and hereby relinquished its educational interest therein and hereby releases the County of Cayuga from its obligations under New York State Education Law Section 6306 to hold the property commonly known as 1-7 State Street, Auburn, New York in trust for the uses and purposes of the Cayuga Community College; and

WHEREAS, now that the educational and theater project for the property located at 1-7 State Street, New York is not being pursued, and given that the Cayuga Community College has no educational uses or purposes for the parcel and hereby wishes to relinquish its interest in the parcel commonly known as 1-7 State Street, Auburn, New York, (copy of resolution attached) the County of Cayuga declares that it has no interest in the real property; and now therefore be it

RESOLVED, that the County of Cayuga hereby declared that the real property commonly known 1-7 State Street, Auburn, New York, Tax Map No. 115.60-2-47 is hereby declared surplus property; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute any and all documents required to convey the property commonly known as 1-7 State Street, Auburn, New York, Tax Map No. 115.60-2-47 to the City of Auburn.

Signed by Whitman, Batman, Mahunik, Pecher, Runkle, Vitale, Didio and Pinckney, all in favor.

RESOLUTION NO.243-15

7/28/15 HWY Leave Bank 7/28/15

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

BY: MR. TUCKER WHITMAN, Chairman, Judicial & Public Safety Committee

MR. JOSEPH RUNKLE, Chairman, Ways & Means Committee

WHEREAS, an employee of the Cayuga County Highway Department has undergone surgery that will necessitate extended leave for treatment and recovery; and

WHEREAS, this employee has worked for Cayuga County since October 13, 2010 and due to this surgery will have exhausted all leave time accruals as of July 14, 2015; and

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

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

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

All other leave shall have been exhausted by the employee.

All County employees may be permitted to donate personal, vacation or compensation time in no less than half-day increments, at any amount up to a grand total of ninety-five work days

All leave donations shall be in writing on a standardized leave bank form,

Leave time shall be used by the employee in accordance with the CSEA contract, using one full day from each donation before additional days are utilized from donors making multiple day donations.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Didio and Pinckney, all in favor.

RESOLUTION NO. 244-15

Action Date 7.28.15 911 Grant acceptance psap 2013 rev

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE CAYUGA COUNTY 911 ADMINISTRATOR TO ACCEPT A NEW YORK STATE OFFICE OF INTEROPERABLE COMMUNICATIONS (OIEC) GRANT TO HELP FUND A NEW CAD/RMS/MOBILE PROJECT AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE 911 BUDGET (A3020) BY CREATING A REVENUE LINE AND AN OFFSETTING CONTRACTUAL EXPENSES LINE IN ORDER TO ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Terry Baxter, Chairperson, Judicial and Public Safety Committee

Mr. Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, Cayuga County 911 has been awarded a PSAP 2013 Grant, contract number PS13-1009-D01, by the New York State Division of Homeland Security and Emergency Services (DHSES), and;

WHEREAS, the funds will be utilized towards the implementation of a new CAD/RMS/Mobile project; and

WHEREAS, the funding awarded totals \$584,234.00 which will fund 100% of the project and no matching funds are required of Cayuga County; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Cayuga County 911 Administrator are hereby authorized to accept the grant and to sign any and all documents necessary for acceptance and execution of the grant; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature and the Cayuga County 911 Administrator are hereby authorized to sign all necessary documents provided by the vendors, associated with the project outlined in this grant; and be it further

RESOLVED, that the Cayuga County Treasurer's Office is hereby authorized and directed to created and amend the 2015 911 Budget appropriately.

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle and Pecher, all in favor.

RESOLUTION NO. 245-15

Action Date 7.28.15 911 Grant acceptance 2014 rev

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE CAYUGA COUNTY 911 ADMINISTRATOR TO ACCEPT A NEW YORK STATE OFFICE OF INTEROPERABLE COMMUNICATIONS (OIEC) GRANT TO ENHANCE THE 911 CENTER DISPATCH CONSOLES AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE 911 BUDGET (A3020) BY CREATING A REVENUE LINE AND AN OFFSETTING CONTRACTUAL EXPENSES LINE IN ORDER TO ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Terry Baxter, Chairperson, Judicial and Public Safety Committee

Mr. Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, Cayuga County 911 has been awarded a PSAP 2014 Grant, contract number PS14-1037-D00, by the New York State Division of Homeland Security and Emergency Services (DHSES), and;

WHEREAS, the funds will be utilized to replace the dispatch center consoles; and

WHEREAS, the funding awarded totals \$168,619.00 which will fund 100% of the project and no matching funds are required of Cayuga County; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Cayuga County 911 Administrator are hereby authorized to accept the grant and to sign any and all documents necessary for acceptance and execution of the grant; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature and the Cayuga County 911 Administrator are hereby authorized to sign all necessary documents provided by the vendors, associated with the project outlined in this grant; and be it further

RESOLVED, that the Cayuga County Treasurer's Office is hereby authorized and directed to create and amend the 2015 911 Budget appropriately.

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle and Pecher, all in favor.

RESOLUTION NO. 246-15

7/28/15 SHR Bullet proof Windows rev

AWARDING THE GENERAL CONTRACTOR BID FOR THE INSTALLATION OF BULLET-RESISTANT GLAZING TO TWENTY (20) WINDOWS AT THE PUBLIC SAFETY BUILDING

BY: MR. TERRANCE BAXTER, Chairman, Public Safety Committee, and

MR. JOSEPH RUNKLE, Chairman, Ways & Means Committee.

WHEREAS, an inspection of the Public Safety Building was conducted by the New York State Municipal Workers' Compensation Alliance and as a result of said inspection it was recommended that the building be outfitted with bulletproof window glass; and

WHEREAS, the Clerk of the Legislature advertised and received bids for the purpose of the installation of twenty (20) bullet-resistant windows at the Public Safety Building to comply with the above recommendation; and

WHEREAS, the following bids have been received for the installation:

<u>Contractor Name</u>	<u>Installation Amount</u>
Flower City Glass	\$37,870.00
NEP	\$83,730.00
McLaughlin Glass	\$106,123.50
; and	

WHEREAS, Flower City Glass is the lowest responsible bidder with the amount of \$37,870.00 to effectuate the removal of existing glazing and the installation of Level 3 rated bullet-resistant glazing; and

WHEREAS, the funds for this project will be paid from T Account 77 - Inmate Phone Account; now therefore be it

RESOLVED, that the Cayuga County Legislature award the Contractor bid to Flower City Glass at a cost not to exceed \$37,870.00; and be it further

RESOLVED, that the Sheriff of Cayuga County and the Chairman of the Cayuga County Legislature sign all contracts, to implement the intent of this resolution; 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 Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle and Pecher, all in favor.

Motion No. 247-15

July 28, 2015

Motion by Chapman for the County to declare the nursing home equipment (up to 80 nightstands, dressers, and privacy curtains) as surplus and accept Loretto's offer of \$19,500.00 to purchase the equipment, 2nd by Didio, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
August 25, 2015 at 6:00PM**

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order at 6:04PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislators present except excused Patrick Mahunik

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:

Lola (Nelson) Wilt, was an employee for the Cayuga County Child Welfare Department and retired as the Cayuga County Deputy Treasurer

Marie Vitale, mother of Legislator Benjamin Vitale

PROCLAMATIONS: Marcus Capeder Dedicated Auburn Police Officer
Michael Beck Dedicated Cayuga County Sheriff's Officer
Andrew Campbell Dedicated New York State Trooper
Women's Equality Day, August 26th 2015

PUBLIC BE HEARD:

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

Joseph Runkle giving privilege of the floor to Jerry Thompson – Attached- re: Speed limit on Weedsport-Sennett Rd. and wanting it lowered.

Joseph Runkle giving privilege of the floor to Archie Westmiller- re: Speed limit on Weedsport-Sennett Rd. and wanting it lowered.

Tim Lattimore giving privilege of the floor to Mike Henty – Attached – re: Vacant Cayuga County Nursing Home and his idea to house people that are homeless and main objective is to develop a vocational training program facility.

MINUTES: For Approval: 7-28-15- Attached, Motion by Didio, 2nd by Runkle, all in favor.

CCC REPORT: Dr. Brian Durant- No written report

Dr. Durant says as he moves forward his primary goal is to continue to meet people across campus and in the community to learn from their perspectives about the college. He says they are looking to build on the momentum that has been going to build towards the future. He says classes will start next week and enrollment is

slightly down as they had predicted. He says he has been very impressed by the welcoming environment and the staff and their work ethic. He says the recent activity from the Board of Trustees was the approval to the continued exploration of a regionalization model.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Didio discusses the Owasco Lake Watershed Lake Association. He says the association requested \$700,000 in funding and received \$600,000 to work on different aspects of Owasco Lake. He says unfortunately they have not received anything yet but they are working on that. He says he has been researching for the past year and a half the culverts and the outflow at the Emerson side into the channel. He says they found that two of the culverts are plugged in the Emerson side. He says they are getting ready now to clean it out so there will be some flow. He says he attended the Inter County Association of Western New York which was held at the Greater Rochester International Airport. He says they have a representative from Albany from NYSAC that gives them a report of what is going on in Albany and with the Governor. He says that one of the highlights was the fact that the Governor and the State Department of Health banned the sale and possession of synthetic cannabinoids and bath salts in 2012. He says the Community Services Board and Alcohol & Substance Abuse Committee have been working on a daily basis to help in the area of treatments and solutions to slow this deadly piece down. He says we continue to see distribution and selling of synthetic drugs. He says the southern shore of Lake Ontario if the plan of 2014 goes into effect it could wipe out many of the areas on the southern shore of the lake.

Lattimore discusses CCPUSA and says we have indicated for our downtown campus that we should invite in the NYS Power Authority to review some of our uses. He says they used them in the city at his former position and they came up with tremendous savings in updating our building. He says he has emailed Duckett and others in regards to asking for a proposal from that organization. He says with all the solar that is out there now we should be pushing for that. He says he requests that hopefully we can put \$20,000 back into the budget for CCPUSA to do some of these different projects.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair – Attached

CHAIRMAN'S REPORT: Michael Chapman

Chapman says as a member of the Airport Authority Board they took a tour of the 174th Air National Guard Facility. He says more recently they have been better known for the training of unmanned aircraft more commonly known as drones. He says they are now training people from all over the world. He says it is pretty remarkable how far away these people are flying these things while sitting in Syracuse. He says if anyone is interested in the future the Colonel said he would be happy to host us if people were interested in taking a tour of the facility. He says he had the privilege of participating in another Eagle Scout ceremony. He says today he spent most of the day on the Regional Economic Development Meeting in Syracuse. He says while most of that information at this very moment remains

confidential. He can say that it is very pleasing to see a number of projects come from Cayuga County and will be moving along in the process. He mentions the nursing home and doing a request for development. He says there will be a meeting coming up again for regionalization to continue our talks. He has spoken with our colleagues in Oswego County and have shared the same questions looking for real numbers and what the benefits would be. He says Sheriff Gould organized a meeting with the Bureau of Indian Affairs, FBI, US Attorney's Office, State Police, Seneca County Law Enforcement and our own legal counsel. He says they had a telephone conference with the BIA about the present lack of agreement between the factions of the Cayuga Nation. He says DA Budelmann put together some language with the assistance of Valdina and hopefully there will be some agreement coming forth in the near future. He says if there is not based on what he has heard from the BIA, Cayuga County is in great shape. He also says that the Genoa Fire Department sent him a letter in regards to them turning 100.

APPOINTMENTS AND RE-APPOINTMENTS: None

Motion by Didio on communications, 2nd by Runkle, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

1. Town of Tyre, Notice of a Public Hearing ad Town of Tyre Board Meetings concerning Lago Resort and Casino Applications and Proposed Local Law No. 5 of 2015.
2. New York State Department of Taxation and Finance, list of certified 2015 State Equalization Rates.
3. Town of Tyre, Notice of Cancellation of Public Hearings on August 27, 2015 concerning Lago Resort and Casino Applications and Proposed Local Law No. 5 of 2015.

PRESENTATIONS: Tentative Budget Presentation- Suzanne Sinclair

Chapman asks about the tax levy. Sinclair explains that it is a 1.25 percent increase over 2015 tax levy. She says the tax levy in 2015 was 2.9 percent higher than the year before. Batman says based upon Chapman's comments it would be a lot easier if it was worded that the tax levy is 1.25 percent. Sinclair says that Spingler brought her good news about the budget today and would like her to share. Spingler says that next year is when the radio maintenance will hit the budget. She says they are looking at about \$375,000 for maintenance of the system and roughly \$87,000 for the master site. She says Niel Rivenburgh and herself have been working on grants. She says one of the grants they currently have which is a \$5.3 million dollar grant from the state. She says they have been able to reduce costs within that grant and she reached out to the state to find out if there was potential to use it for sustainment. She says sustaining the systems is too much money for counties to afford. She says she received some information today that they would allow it for sustainment. She says that we are going to hit the \$375,000 come January and asked if there was potential to use the money left over for that maintenance which they said yes. She says the only problem is that the grant ends in December so she asked for at least a 6 month extension. She says what would

happen is they would allow us to use maintenance within the first 6 months of 2016 so it would be about a \$175,000 savings on that maintenance cost. She says the other savings would come from the master site maintenance. She says they have paid the \$87,000 already but that was within the grant contract so she could submit it for reimbursement this year and next year. She says realistically she is looking at a total of about \$270,000 for the 2016 budget on top of \$87,000 for this year. Batman says a lot of the IT computer expenses were moved from departments to IT. He says he would like to see from each departments what their bottom line budget would be had that not been done. He asks how Sinclair defines capital. Sinclair responds something that is long term such as a road. She says it is something that will be built and improved so we don't have to look at it in a few years. Runkle asks about the increase in federal inmate, clerk's fees, etc. and if they are rate changes or volume changes. Sinclair says that they are volume changes. Runkle says a lot of the department heads came back reducing their contractual monies by \$1.1 million. He says then went into some other departments and got another \$1.4 million. He asks if those other departments have had a chance to take a look at the \$1.4 million that she is proposing. She says she passed out sheets to them before the meeting so they could see exactly what adjustments were made. Foley asks about the goals to maintain the level of service. He says in the scenarios listed it says to eliminate 6-15 positions. He asks if there are 6-15 positions that she could find to eliminate. Sinclair responds that she thinks it would be extremely difficult to cut positions at this point. She says we have eliminated as many vacant positions as we could and tried to not hire people when possible. She says one of the problems with simply eliminating expenditures is that the work doesn't really go away. She mentions that we also need to look at alternate sources of revenue. Foley asks if Sinclair will have recommendations on revenue sources. Sinclair responds that she can do that. Batman asks about the scenarios and says all of the budgets include the basic road maintenance. He says the question is how much to allocate for the capital improvements to the roads. Sinclair says it is not her budget but she would be working with Wethey on making sure that million dollars flowed through to capital type projects. Runkle asks Sinclair for Ways & Means next month to look at the balance sheet at the end of last year at our unrestricted fund balance. He says we have an estimate of \$19 million this year. He says and maybe give us some of the high level changes and better information of where they all came from.

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 8-25-15**

RESOLUTION NO. 248-15

08/25/15 AP Audit August 2015(A)

**AUTHORIZING THE COUNTY TREASURER TO PAY JULY 14-27, 2015 AUDIT
OF CLAIMS**

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **August 25, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$1,666,278.37, 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 16, 2014. Signed by Runkle, Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.

RESOLUTION NO. 249-15

08/25/15 AP Audit August 2015(B)

AUTHORIZING THE COUNTY TREASURER TO PAY JULY 28-AUGUST 10, 2015 AUDIT OF CLAIMS

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **August 25, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$1,277,455.89, 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 16, 2014. Signed by Runkle, Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.

RESOLUTION NO. 250-15

8.25.15 HR Safe Train Grant

RESOLUTION TO AUTHORIZE THE CHAIRMAN AND HUMAN RESOURCES ADMINISTRATOR TO RECEIVE GRANT FUNDS FOR THE PURPOSE OF CONDUCTING SAFETY TRAINING FOR COUNTY EMPLOYEES

BY: Hon. Chairman, Ways and Means.

WHEREAS, the Cayuga County has applied for and received a safety grant for 2015-2016 that would pay for required safety training for county employees, and

WHEREAS, The Hazard Abatement Board has awarded up to \$9,542 for use for safety training, and

WHEREAS, this grant will cover all of the instructional cost of the training; and

WHEREAS, the safety training is critical to assure safe work practices in the workplace,

WHEREAS, the Human Resources Department has accounted for the funds in their budget;

Now therefore be it:

RESOLVED, authorize the Chairman and Human Resources Administrator to receive the grant money on behalf of the County to provide the training necessary to maintain a safe work environment and to meet regulatory compliance.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.

RESOLUTION NO. 251
August 25, 2015 coa sales tax renewal 2015 rev4
INCREASING THE RATE OF TAXES ON SALES AND USES OF TANGIBLE
PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON
OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES,
PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE
STATE OF NEW YORK.

BY: Hon. Joseph Runkle, Chair Ways and Means Committee

Be it ENACTED by the County Legislature of the County of Cayuga, as follows:

Section 1. The first sentence of section two of Resolution No. 40 as enacted in nineteen hundred sixty eight, as amended, is amended to read as follows:

Section 2. Imposition of sales tax.

On and after June 1, 1968, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing September 1, 1992, and ending November 30, 2017, there is hereby imposed and there shall be paid an additional tax of one percent upon:

Section 2. Subdivision (f) of section three of Resolution No. 40 entitled "Imposition of Sales Tax" as enacted in nineteen hundred sixty-eight, as amended, is amended to read as follows:

(f) With respect to the additional tax of one percent imposed for the period commencing September 1, 1992, and ending November 30, 2017, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to September 1, 1992, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to May 1, 1992, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to August 31, 1992. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to September 1, 1992, any transaction which may not be subject to the additional tax imposed effective on that date.

SECTION 3. Section four of Resolution No. 40 as enacted in nineteen hundred sixty eight, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after September 1, 1992, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision

(c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering service described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2015, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

SECTION 5. Paragraph (B) of subdivision 1 of section 11 of Resolution No. 40 as enacted in nineteen hundred sixty-eight, as amended, is amended to read as follows:

(B) With respect to the additional tax of one percent imposed for the period beginning September 1, 1992, and ending November 30, 2017, in respect to the use of property used by the purchaser in this County prior to September 1, 1992.

SECTION 6. Subdivision b of section 14 of Resolution No. 40 as enacted in nineteen hundred sixty-eight, as amended, is amended to read as follows:

(b) Except as provided in subdivision (c) of this section, net collections distributed to the County by the State Comptroller attributable to the additional one percent rate of sales and compensating use taxes imposed for the period beginning September 1, 1992, and ending November 30, 2017, are set aside for County purposes and shall be available for any County purpose.

SECTION 7. This enactment shall take effect December 1, 2015.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.

RESOLUTION NO.252-15

August 25, 2015 RPS SEQRA real property 228.02-2-72.31

DETERMINING LEAD AGENCY STATUS, MAKING A DETERMINATION OF NO ENVIRONMENTAL SIGNIFICANCE, DECLARING A PARCEL OF CAYUGA COUNTY OWNED REAL PROPERTY SURPLUS AND AUTHORIZING THE TRANSFER OF SAID PROPERTY TO FRANK & SANDRA SELLEN (2/3)

BY: Mr. Joseph Runkle, Chair, Ways and Means

WHEREAS, Cayuga County (“the county”) owns a parcel of vacant real property in the Town of Genoa commonly known as Tax Map No. 228.02-2-72.31, see attached (the “Subject Parcel”); and

WHEREAS said Subject Parcel abuts and is adjacent to a parcel of real property owned by Frank & Sandra Sellen; and

WHEREAS, the neighboring owner, Frank & Sandra Sellen have expressed an interest in acquiring the Subject Parcel and the county has expressed an interest in disposing of property it owns and for which it has no present or future use; and

WHEREAS, Frank & Sandra Sellen have no specific plans to use the Subject Parcel of real property at this time and will simply take ownership of the Subject Parcel from the County (the “Project”); and

WHEREAS, the County is a local agency pursuant to the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the “Regulations”); and

WHEREAS, the County Planning Department tentatively classified the Project as an “unlisted action” as defined under the Regulations and prepared a short form Environmental Assessment Form, dated August 14, 2015 and attached hereto as Exhibit A (the “EAF”), to facilitate a review of the potential environmental impacts of the Project; and

WHEREAS, the County intends to serve as the lead agency to conduct a coordinated SEQRA review of the Project; and

WHEREAS, the County Legislature has carefully considered the nature and scope of the proposed Project, as set forth in the EAF, wishes to declare the Subject Parcel as surplus property and proceed with the transfer of municipal ownership of the Subject Parcel from the County to Frank & Sandra Sellen in full compliance with the SEQRA review requirements under the Regulations; NOW, THEREFORE BE IT

RESOLVED ON August 25, 2015 BY THE COUNTY LEGISLATORS OF CAYUGA COUNTY, NEW YORK, AS FOLLOWS:

1. The Project is classified under SEQRA as an Unlisted Action within the meaning of the Regulations and there are no Involved Agencies.
2. The County, there being no Involved Agencies for this Coordinated Review, declares itself lead agency with respect to the environmental review of the Project.
3. Upon consideration of the action, review of the EAF, the criteria contained in Section 617.7(c) of the Regulations, and all other supporting information and recommendations supplied by the County Planning Department, the County Legislature has made a reasonable determination that the Project, as proposed, will NOT have a significant adverse impact on the environment and therefore the County, acting as lead agency, finds and concludes that the Project will not result in any significant adverse impacts to the environment and hereby issues a Negative Declaration with respect to the Project.
6. Pursuant to § 617.12(b)(2) of the Regulations, the County Attorney is hereby directed to prepare and maintain on file a copy of the Negative Declaration.
7. Cayuga County hereby declares that the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.02-2-72.31 is hereby declared surplus real property.
8. Cayuga County hereby authorizes the transfer of the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.02-2-72.31 to Frank & Sandra Sellen, for the amount of \$200.00.
9. The Chairman of the Cayuga County Legislature is hereby authorized and directed to sign all the documents necessary and required to implement this transfer of the parcel to Frank & Sandra Sellen.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.

RESOLUTION NO. 253-15

August 25, 2015 RPS SEQRA real property 228.00-1-9.12 B

DETERMINING LEAD AGENCY STATUS, MAKING A DETERMINATION OF NO ENVIRONMENTAL SIGNIFICANCE, DECLARING A PARCEL OF CAYUGA COUNTY OWNED REAL PROPERTY SURPLUS AND AUTHORIZING THE TRANSFER OF SAID PROPERTY TO DAVID & MARIELEN LEONARD (2/3)

BY: Mr. Joseph Runkle, Chair, Ways and Means

WHEREAS, Cayuga County (“the county”) owns a parcel of vacant real property in the Town of Genoa commonly known as Tax Map No. 228.00-1-9.12, see attached (the “Subject Parcel”); and

WHEREAS a portion of said Subject Parcel abuts and is adjacent to a parcel of real property owned by David & Marielen Leonard; and

WHEREAS, the neighboring owner, David & Marielen Leonard has expressed an interest in acquiring a portion of the Subject Parcel which abuts their property and the county has expressed an interest in disposing of property it owns and for which it has no present or future use; and

WHEREAS, David & Marielen Leonard have no specific plans to use the Subject Parcel of real property at this time and will simply take ownership of a portion of the Subject Parcel from the County (the "Project"); and

WHEREAS, the County is a local agency pursuant to the New York State Environmental Quality Review Act ("SEQRA"), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the "Regulations"); and

WHEREAS, the County Planning Department tentatively classified the Project as an "unlisted action" as defined under the Regulations and prepared a short form Environmental Assessment Form, dated August 14, 2015 and attached hereto as Exhibit A (the "EAF"), to facilitate a review of the potential environmental impacts of the Project; and WHEREAS, the County intends to serve as the lead agency to conduct a coordinated SEQRA review of the Project; and

WHEREAS, the County Legislature has carefully considered the nature and scope of the proposed Project, as set forth in the EAF, wishes to declare the Subject Parcel as surplus property and proceed with the transfer of municipal ownership of the Subject Parcel from the County to David & Marielen Leonard in full compliance with the SEQRA review requirements under the Regulations; NOW, THEREFORE BE IT

RESOLVED ON August 25, 2015 BY THE COUNTY LEGISLATORS OF CAYUGA COUNTY, NEW YORK, AS FOLLOWS:

1. The Project is classified under SEQRA as an Unlisted Action within the meaning of the Regulations and there are no Involved Agencies.
 2. The County, there being no Involved Agencies for this Coordinated Review, declares itself lead agency with respect to the environmental review of the Project.
 3. Upon consideration of the action, review of the EAF, the criteria contained in Section 617.7(c) of the Regulations, and all other supporting information and recommendations supplied by the County Planning Department, the County Legislature has made a reasonable determination that the Project, as proposed, will NOT have a significant adverse impact on the environment and therefore the County, acting as lead agency, finds and concludes that the Project will not result in any significant adverse impacts to the environment and hereby issues a Negative Declaration with respect to the Project.
 6. Pursuant to § 617.12(b)(2) of the Regulations, the County Attorney is hereby directed to prepare and maintain on file a copy of the Negative Declaration.
 7. Cayuga County hereby declares that the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.00-1-9.12 is hereby declared surplus real property.
 8. Cayuga County hereby authorizes the transfer of a portion of the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.00-1-9.12 to David & Marielen Leonard, for the amount of \$125.00.
 9. The Chairman of the Cayuga County Legislature is hereby authorized and directed to sign all the documents Signed by Runkle, Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.
- necessary and required to implement this transfer of the parcel to David & Marielen Leonard.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.

RESOLUTION NO.254-15

August 25, 2015 RPS SEQRA real property 228.00-1-9.12

DETERMINING LEAD AGENCY STATUS, MAKING A DETERMINATION OF NO ENVIRONMENTAL SIGNIFICANCE, DECLARING A PARCEL OF CAYUGA COUNTY OWNED REAL PROPERTY SURPLUS AND AUTHORIZING THE TRANSFER OF SAID PROPERTY TO KENNETH & PATRICIA BURKE (2/3)

BY: MR. JOSEPH RUNKLE, CHAIR, WAYS AND MEANS

WHEREAS, Cayuga County (“the county”) owns a parcel of vacant real property in the Town of Genoa commonly known as Tax Map No. 228.00-1-9.12, see attached (the “Subject Parcel”); and

WHEREAS a portion of said Subject Parcel abuts and is adjacent to a parcel of real property owned by Kenneth & Patricia Burke; and

WHEREAS, the neighboring owner, Kenneth & Patricia Burke has expressed an interest in acquiring a portion of the Subject Parcel which abuts their property and the county has expressed an interest in disposing of property it owns and for which it has no present or future use; and

WHEREAS, Kenneth & Patricia Burke have no specific plans to use the Subject Parcel of real property at this time and will simply take ownership of a portion of the Subject Parcel from the County (the “Project”); and

WHEREAS, the County is a local agency pursuant to the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the “Regulations”); and

WHEREAS, the County Planning Department tentatively classified the Project as an “unlisted action” as defined under the Regulations and prepared a short form Environmental Assessment Form, dated August 14, 2015 and attached hereto as Exhibit A (the “EAF”), to facilitate a review of the potential environmental impacts of the Project; and

WHEREAS, the County intends to serve as the lead agency to conduct a coordinated SEQRA review of the Project; and

WHEREAS, the County Legislature has carefully considered the nature and scope of the proposed Project, as set forth in the EAF, wishes to declare the Subject Parcel as surplus property and proceed with the transfer of municipal ownership of the Subject Parcel from the County to Kenneth & Patricia Burke in full compliance with the SEQRA review requirements under the Regulations; NOW, THEREFORE BE IT

RESOLVED ON August 25, 2015 BY THE COUNTY LEGISLATORS OF CAYUGA COUNTY, NEW YORK, AS FOLLOWS:

1. The Project is classified under SEQRA as an Unlisted Action within the meaning of the Regulations and there are no Involved Agencies.
2. The County, there being no Involved Agencies for this Coordinated Review, declares itself lead agency with respect to the environmental review of the Project.
3. Upon consideration of the action, review of the EAF, the criteria contained in Section 617.7(c) of the Regulations, and all other supporting information and recommendations supplied by the County Planning Department, the County Legislature has made a reasonable determination that the Project, as proposed, will NOT have a significant adverse impact on the environment and therefore the County, acting as lead agency, finds and concludes that the Project will not result in any significant adverse impacts to the environment and hereby issues a Negative Declaration with respect to the Project.

6. Pursuant to § 617.12(b)(2) of the Regulations, the County Attorney is hereby directed to prepare and maintain on file a copy of the Negative Declaration.
 7. Cayuga County hereby declares that the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.00-1-9.12 is hereby declared surplus real property.
 8. Cayuga County hereby authorizes the transfer of a portion of the parcel of real property located in the Town of Genoa, commonly known as Tax Map No. 228.00-1-9.12 to Kenneth & Patricia Burke, for the amount of \$150.00.
 9. The Chairman of the Cayuga County Legislature is hereby authorized and directed to sign all the documents necessary and required to implement this transfer of the parcel to Kenneth & Patricia Burke.
- Signed by Runkle, Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.

RESOLUTION NO. 255-15

8.25.15 COA ACH NFS Leasing

THE COUNTY AGREES THAT IT WILL MAKE NO CLAIM AGAINST ANY EQUIPMENT WHICH IS LEASED BY NFS TO AUBURN COMMUNITY HOSPITAL UNDER ANY OF THE EQUIPMENT SCHEDULES TO THE LEASE IN ORDER TO SATISFY ANY FINANCIAL OR OTHER OBLIGATIONS OF AUBURN COMMUNITY HOSPITAL AS FROM TIME TO TIME MAY EXIST, WHETHER SECURED BY THE COUNTY'S LIENS OR OTHERWISE AND THAT THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE IS HEREBY AUTHORIZED AND DIRECTED TO EXECUTE THE DOCUMENTS REQUIRED TO IMPLEMENT THE INTENT OF THIS RESOLUTION

BY: Hon. Joseph Runkle, Chair Ways & Means Committee

WHEREAS, the Auburn Community Hospital desires to enter into a Master Equipment Lease with NFS Leasing to lease certain medical equipment, see attached; and

WHEREAS, NFS Leasing will hold a lien of the Equipment to be covered by the Lease Agreement; and

WHEREAS, NFS leasing's willingness to enter into the Lease is conditioned upon the County's agreement that it will at all times material to the Lease recognize NFS as the sole and exclusive owner of the Equipment described in the attached Master Lease Agreement leased to Auburn Community Hospital under the Equipment Schedules to the Lease; and

WHEREAS, the County agrees that it will make no claim against any Equipment which is leased by NFS to Auburn Community Hospital under any of the Equipment Schedules to the Lease in order to satisfy any financial or other obligations of Auburn Community Hospital as from time to time may exist, whether secured by the County's liens or otherwise; now therefor be it

RESOLVED, that the County's i will at all times material to the Lease to recognize NFS as the sole and exclusive owner of the Equipment described in the attached Master Lease Agreement leased to Auburn Community Hospital under the Equipment Schedules to the Lease; and be it further

WHEREAS, the County agrees that it will make no claim against any Equipment which is leased by NFS to Auburn Community Hospital under any of the Equipment Schedules to the Lease in order to satisfy any financial or other obligations of Auburn Community Hospital as from time to time may exist, whether secured by the County's liens or otherwise; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute the documents required to implement the intent of this resolution.

Signed by Baxter, Didio, Mahunik, Pecher and Whitman, all in favor.

RESOLUTION NO. 256-15

DATE: 08/25/15 OFA CCHN contract

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF THE OFFICE FOR THE AGING TO SIGN A CONTRACT
WITH CAYUGA COMMUNITY HEALTH NETWORK FOR HEALTH
PROMOTION SERVICES**

BY: Mr. Patrick Mahunik, Chair, Health & Human Services Committee, and
Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the Office for the Aging receives a federal Title IIID funding stream to provide evidence based health promotion programs to senior citizens in Cayuga County; and

WHEREAS, the Cayuga Community Health Network has a Chronic Disease Self-Management program which meets the Title IIID requirements and is willing to contract with the Office for the Aging to provide this service for the period September 1, 2015 through December 31, 2015 for a total of \$3,372; and

WHEREAS, funds were included in the 2015 Office for the Aging budget to pay for this service; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of the Office for the Aging are authorized and directed to enter into a contract with the above referenced subcontractor in an amount not to exceed the above referenced sum.

Signed by Mahunik, Bennet, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, and Whitman, all in favor.

RESOLUTION No. 257-15

(January 27, 2015) HD Allyn Foundation Donation

**AUTHORIZING THE DIRECTOR OF PUBLIC HEALTH TO ACCEPT A
ONE-TIME \$3,004.18 DONATION FROM THE ALLYN FOUNDATION TO
COVER THE COST OF PRODUCING DEVELOPMENTAL WHEELS AND
CHILD-FIND BROCHURES FOR THE HEALTH DEPARTMENT'S CHILDREN
WITH SPECIAL NEEDS PROGRAMS.**

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

WHEREAS, The Allyn Foundation has made a one-time donation to cover the costs of producing developmental wheels and Child-Find brochures for the Health Department's Children with Special Needs Programs; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Public Health be authorized to accept the donation of The Allyn Foundation in the amounts of \$3,004.18 to cover the costs of producing developmental wheels and Child-Find brochures; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to amend the Health Department's 2015 Budget in the following manner:

Increase Expenditure Account #A40104 54070	\$3004.18
Increase Revenue Account #A40100 42000	\$3004.18

Signed by Mahunik, Bennet, Farrell, Foley, Pecher, Reginelli, Runkle, Baxter, Didio, and Whitman, all in favor.

RESOLUTION 258-15

(August 25, 2015) HD Fill Registered Professional Nurse Position

AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL A REGISTERED PROFESSIONAL NURSE POSITION WITHIN THE HEALTH DEPARTMENT

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, there is a vacancy in a Health Program Coordinator position within the County Health Department, created in July 2015; and

WHEREAS, it has been determined a Registered Professional Nurse will better serve the needs of the Department; and

WHEREAS, there is a Registered Professional Nurse vacancy, position control # 2083, grade 17 at the County Health Department; and

WHEREAS, this position involves performing the daily operations of the Lead Poisoning Prevention grant; and

WHEREAS, additional duties will be assigned under the maternal child health, immunization and communicable disease control programs; and

WHEREAS, a portion of the position's salary is covered under a State funded grant: the Lead Poisoning Prevention grant; and

WHEREAS, sufficient funding exists in the Health Department's 2015 Budget to support this position; NOW, THEREFORE, BE IT

RESOLVED, that the Public Health Director is authorized to fill a Registered Professional Nurse position in the Health Department in a manner consistent with the rules at the salary for this position be set in accordance with current NYS Nurses Association contract, and the Compensation Plan be changed to reflect the change in salary for this position.

Signed by Mahunik, Bennet, Farrell, Foley, Pecher, Reginelli, Runkle, Baxter, Didio, and Whitman, all in favor.

RESOLUTION NO. 259-15

August 25, 2015 MHBudAdjustAug.2015

AMENDING THE MENTAL HEALTH 2015 BUDGET TO ADJUST STATE AID FUNDING FOR MULTIPLE CONTRACT AGENCIES

BY: Mr. Patrick Mahunik, Chairperson, Health and Human Services Committee

Mr. Joseph Runkle, Chairperson, Ways and Means Committee.

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

WHEREAS, additional state aid has been allocated to Unity House of Cayuga County, Inc. as an adjustment to funding and received by the County in 2015; and

WHEREAS, additional state aid has been allocated to Confidential Help for Alcohol and Drugs, Inc. as an adjustment to funding and received by the County in 2015; and

WHEREAS, additional state aid has been allocated to Cayuga Counseling Services as an adjustment to funding and received by the County in 2015; and

WHEREAS, Resolution 459-14 represented an amount to be allocated to Liberty Resources that has since been revised; and

WHEREAS, these 100% state funds were not included in the original 2015 budget and it is now necessary to reflect those dollars to allow the County to make payments to Unity House of Cayuga County, Inc., Liberty Resources, and Confidential Help for Alcohol and Drugs, Inc.; now, therefore, be it

RESOLVED, that the 2015 budget be modified as follows:

Increase line	A43430-43495 Cayuga Counseling Revenue by	\$399
Increase line	A43434-54314 Cayuga Counseling CCSI Expense by	\$276
Increase line	A43434-54312 Cayuga Counseling PP Expense by	\$123
Increase line	A43500-43501 Unity House OASAS Revenue by	\$29,412
Increase line	A43504-54316 Unity House ALCOH Contract Expense by	\$29,412
Increase line	A43460-43497 Unity House OMH Revenue by	\$2,006
Increase line	A43464-54313 Unity House CSS Expense by	\$1,202
Increase line	A43464-54322 Unity House Respite Expense by	\$388
Increase line	A43464-54321 Unity House Hous Expense by	\$277
Increase line	A43464-54320 Unity House S House Expense by	\$139
Increase line	A43500-43492 CHAD Revenue by	\$11,901
Increase line	A43504-54315 CHAD Contract Expense by	\$11,901
Revise line	A43450-41639 Liberty Resources Revenue	\$78,592
Revise line	A43454-54000 Liberty Resources Expense	\$78,592

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 Mahunik, Bennet, Farrell, Foley, Pecher, Reginelli, Runkle, Baxter, and Whitman, all in favor.

RESOLUTION NO. 260-15

8/25/15 HS HEAP/Cayuga Seneca Community Action Agency 2015

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO A CONTRACT WITH CAYUGA SENECA COMMUNITY ACTION AGENCY TO PERFORM ANY OUTREACH ACTIVITIES FOR THIS STATE MANDATED HEAP PROGRAM (100% FEDERALLY FUNDED), FOR THE PERIOD OF OCTOBER 19, 2015 THROUGH MARCH 31, 2016

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Low Income Home Energy Assistance Act of 1981 (Title XXVI of the Omnibus Budget Reconciliation Act) was signed into law to assist eligible households to meet the costs of home energy, said costs being 100% federally funded; and

WHEREAS, the State of New York will oversee the Low Income Home Energy Assistance Act of 1981 in accordance with the requirements of Section 2605 of said Act; and

WHEREAS, the Governor of the State of New York designated County Social Services Departments to carry out the purpose, functions and administration of the Low Income Energy Assistance Act of 1981 in the State of New York, which includes performing outreach activities; and

WHEREAS, in order to administer this program, it is necessary to contract with outside agencies to assume responsibility for outreach activities in connection with HEAP (which includes providing and manning outreach and intake sites for regular and emergency assistance) consistent with the State Plan and regulations; and

WHEREAS, Cayuga County desires to contract with Cayuga Seneca Community Action Agency to provide these services; and

WHEREAS, we will be receiving an administrative allocation to cover the total cost of the contract; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to enter into a contract (100% federally funded) with Cayuga Seneca Community Action Agency in the amount of \$76,831 for the period 10/19/15 – 3/31/16; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to amend the County's Social Services 2015 Budget when the administrative allocation is received from the State; and make any necessary journal & accounting entries to reflect additional HEAP funding upon receipt of notification and documentation from the County's Social Services Department.

Signed by Mahunik, Bennet, Pecher, Reginelli, Runkle, Baxter, Didio, and Whitman, all in favor.

RESOLUTION NO. 261-15

August 25, 2015 MH NP Contract Aug 2015

AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES AND THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN A CONTRACT FOR PSYCHIATRIC NURSE PRACTITIONER SERVICES.

WHEREAS, the Community Mental Health Center needs additional psychiatric services to meet the needs of Cayuga County residents; and

WHEREAS, Colleen Curr, NPP is available on a contractual basis; and

WHEREAS, the department has agreed to reimburse her for the costs associated with the formation of a PLLC as required by the County; and

WHEREAS, contracted services do not incur additional costs for fringe benefits and time off which result in lost revenue for the department; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to enter into an agreement with Colleen Curr, NPP, PLLC for the provision of psychiatric services at the rate of \$75 per hour.

Signed by Mahunik, Bennet, Pecher, Reginelli, Runkle, Baxter, Didio, and Whitman, all in favor.

Motion by Farrell to amend salary from up to \$64,000 to up to \$62,500, 2nd by Vitale, all in favor except Whitman, Pinckney, Runkle, Baxter and Chapman. Motion on resolution as amended, all in favor except Foley, Whitman, Pinckney, Baxter, Chapman, and Lattimore.

RESOLUTION 262-15

**(August 25, 2015) HD Amendment to Resolution 194-15 Fill Director of
Community Health Services**

**AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO RESET THE SALARY
FOR THE DIRECTOR OF COMMUNITY HEALTH SERVICES POSITION
WITH A RANGE OF UP TO ~~\$64,000~~ \$62,500**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, there is a Director of Community Health Services vacancy, position control #002038, at the County Health Department due to a vacancy occurring in June 2015; and

WHEREAS, this position involves direct responsibility for managing, coordinating and planning health services that are governed under: NYS Article 28, Diagnostic and Treatment Clinic; NYS Article 36, Licensed Home Care Services Program; as well as oversight of the Nurse Family Partnership Program; and

WHEREAS, the current salary set by Resolution 194-15 is \$58,000 annually; and

WHEREAS, the Public Health Director would like to amend Resolution 194-15 setting the salary with a range of up to ~~\$64,000~~ \$62,500; and

WHEREAS, sufficient funding exists in the Health Department's 2015 Budget to support this position; NOW, THEREFORE, BE IT

RESOLVED, that the salary for this position be set for up to ~~\$64,000~~ \$62,500 annually.

RESOLUTION NO. 263-15

(August 25, 2015) HS Reclassify Sr. Stenographer Position Services Unit

**AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO
RECLASSIFY THE SR. STENOGRAPHER POSITION IN SERVICES UNIT OF
DEPARTMENT OF SOCIAL SERVICES TO PRINCIPAL TYPIST POSITION**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, in an effort to support the overall functions of the Services Unit, the Sr. Stenographer has been assigned a variety of duties; and

WHEREAS, based on these recent assignments, the Civil Service Commission has reviewed these duties and is recommending the reclassification of the job to Principal Typist; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Community Services be authorized and directed to reclassify the position of Sr. Stenographer, Grade 9, to Principal Typist, Grade 13, in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it further

RESOLVED, that once the incumbent is permanent in the Principal Typist position, the Sr. Stenographer position will be abolished.

Signed by Mahunik, Bennet, Farrell, Foley, Pecher, Reginelli, Runkle, Baxter, Didio, and Whitman, all in favor.

RESOLUTION NO. 264-15**8-25-15 COL Adopt Harassment Policy****ADOPTING THE CAYUGA COUNTY POLICY: NON-DISCRIMINATION AND PROHIBITED HARASSMENT (SEXUAL, RACIAL, NATIONAL ORIGIN, AND OTHER FORMS OF PROHIBITED HARASSMENT) IN EMPLOYMENT FOR COUNTY EMPLOYEES AND DESIGNATING THE HUMAN RESOURCE ADMINISTRATOR AS THE "SEXUAL, RACIAL, NATIONAL ORIGIN AND OTHER FORMS OF PROHIBITED HARASSMENT OFFICER.**

BY: Hon. Michael Didio, Chairman Government Operations

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

WHEREAS, the County has policies, Section 45, Sexual Harassment and Section 47 Sexual, Racial and National Origin Harassment both policies adopted on 5-25-10, Resolution No. 255-10; and

WHEREAS, the County wishes to combine those policies and adopt the Non-Discrimination and Prohibited Harassment) Sexual, Racial, National Origin and Other Forms of Prohibited Harassment) Policy; and

WHEREAS, the County's Non-Discrimination and Prohibited Harassment) Sexual, Racial, National Origin and Other Forms of Prohibited Harassment Officer will be the Human Resource Administrator; now, therefore be it

RESOLVED, the County Legislature does hereby adopt the attached Policy; and be it further

RESOLVED, that said Policy be numbered Section 46 in the County Policy Manual and distributed by the Clerk of the Legislature to all County Department Heads; and it is further

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

Signed by Didio, Batman, Farrell, Foley, Runkle, and Vitale, all in favor.

RESOLUTION NO. 265-15**8.25.15 COA FILL ASST CO ATTY amend****AMENDING RESOLUTION 198-15 TO RESET THE SALARY OF THE ASSISTANT COUNTY ATTORNEY, POSITION CONTROL NUMBER SYS 0037.**

BY: HON. Michael Didio, Chairman, Government Operations Committee

HON. Joseph Runkle Chairman, Ways & Means Committee

WHEREAS, there is one vacant position in the County Attorney's Department effective July 22, 2015; and

WHEREAS, the position of Assistant County Attorney (position control number SYS 0037) is important to the continued operation of the office; and

WHEREAS, there is existing money budgeted in the A14201-51001 line of the 2015 County Attorney budget; and

WHEREAS, Resolution No. 198-15 authorized the filling of the position and the setting of the salary; and

WHEREAS, the two positions of Assistant County Attorney are comparable in the minimum qualifications and expected duties and the salaries of the two positions should be equal; now therefore be it

RESOLVED, that the salary for the Assistant County Attorney, position control number SYS 0037, be set at \$68,367.00 for 2015 and for the salary to be added to the 2015 Cayuga County Compensation Plan Part IV under position control number SYS 0037; and be it further

RESOLVED, that the County Attorney is hereby authorized to fill the position of Assistant County Attorney (Position control SYS-0037), in accordance with the Civil Service Rules and Regulations and the policies of the County of Cayuga; and be it further

RESOLVED, that Resolution No. 198-15 be amended to confirm to this resolution Signed by Didio, Batman, Farrell, Foley, Vitale, Baxter, Pecher, and Whitman, all in favor.

RESOLUTION NO. 266-15

August 25, 2015 PB CCWSA Inf Fund Req v1

**AUTHORIZING ALLOCATION OF BALANCE OF COUNTY
INFRASTRUCTURE FUND IN ACCOUNT A 19050 TO CAYUGA COUNTY
WATER AND SEWER AUTHORITY AS GRANT MATCHING FUNDS FOR THE
DEVELOPMENT OF A COUNTYWIDE COMPREHENSIVE WATER AND
SEWER PLAN**

BY: Mr. Paul Pinckney, Chair, Planning & Economic Development Committee
Mr. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, Resolution No. 370 of 1991 requested legislation by the New York State Legislature for Cayuga County to enact an additional 1% sales tax and appropriated funds from the sales tax increase to establish a separate fund or account of Infrastructure Related projects and economic development purposes; and

WHEREAS, Resolution No. 233 of 1995, authorized the use of Infrastructure Funds, distributed the balance and partially rescinded previous Resolutions concerning distribution of Infrastructure Funds altered and amended Resolution 370 of 1991 relating the distribution of the additional 1% sales tax collected between September 1, 1993 and August 31, 1995; and

WHEREAS, Resolution No. 156 of 2006, authorized the allocation of \$47,934.19 to be set aside in a revolving loan fund for local municipal projects to be administered by the Cayuga County Planning Department, upon such terms as may be determined by the Planning & Economic Development Committee, and further stipulated that Intermunicipal Agreements associated with the allocation of such funds shall be prepared by the Cayuga County Attorney and executed by the Chairman of the Legislature for the use of such funds; and

WHEREAS, this fund has been transferred into the Assigned Fund Balance Account #A 19050, with a current balance of \$50,417.60; and

WHEREAS, the Cayuga County Water and Sewer Authority (CCWSA) was created as a corporate governmental agency constituting a public benefit corporation and its purpose is to serve the people of Cayuga County; and as part of the CCWSA's enabling legislation, a district to be known as the "Cayuga County Water and Sewer Authority District" was established, which embraces all of the territory located within the Cayuga County; and

WHEREAS, the CCWSA's mission includes undertaking all necessary and reasonable actions within the district to conserve, preserve and protect the water supply to the district, including the making of plans and studies; and

WHEREAS, the CCWSA has identified a critical need for a countywide, comprehensive water and sewer plan; and

WHEREAS, prior comprehensive evaluations of water and sewer infrastructure were last completed in the mid-1960's; and

WHEREAS, the CCWSA intends to act as lead applicant and submit a planning grant application in support of a countywide, comprehensive water and sewer plan to the New York State Department of State (NYSDOS), under its Local Government Efficiency (LGE) Program, as part of the Year 2016 Consolidated Funding Application process; and

WHEREAS, the CCWSA will invite all municipalities in Cayuga County to be active participants in the development of a countywide, comprehensive water and sewer plan; and

WHEREAS, the NYSDOS LGE program has previously funded countywide, comprehensive water and sewer plans in other areas of New York State, and the LGE planning grant program requires a 50% local match and the maximum grant award is \$100,000; and

WHEREAS, the approximate cost to complete a thorough evaluation of water and sewer infrastructure needs in Cayuga County is estimated to be approximately \$150,000 to \$200,000; and

WHEREAS, the main objectives of completing a countywide, comprehensive water and sewer plan for Cayuga County include: development of an inventory of existing public water supply and sewer systems within the County, an evaluation of existing capacities and limitations, performance of a needs assessment, and identification of opportunities for partnering between various municipalities on projects and programs that will provide for the most efficient use of public dollars for infrastructure upgrades and improvements; and

WHEREAS, the development of a countywide, comprehensive water and sewer plan, is consistent with Resolution No. 156 of 2006, and allocation of the balance \$50,417.60 will be a critical step forward in securing the necessary local match required for the LGE planning grant program; NOW, THEREFORE BE IT

RESOLVED, by the Cayuga County Legislature as follows:

1. That there is a critical need for a countywide, comprehensive water and sewer plan.
2. That the information that will be contained in this plan will be beneficial to all municipalities within the County.
3. That allocation of the balance (\$50,417.60) remaining in the Infrastructure Fund under Account A 19050, for the development of a countywide, comprehensive water and sewer plan, is consistent with the original resolution that created the Infrastructure Fund and subsequent resolutions.
4. That, upon successful application for, and award of, New York State Department of State (NYSDOS) Local Government Efficiency (LGE) Program grant funds to the CCWSA for development of a countywide, comprehensive water and sewer plan, the County Attorney is hereby authorized and directed to prepare the necessary agreement(s) to allocate these funds to the Cayuga County Water and Sewer Authority for use as matching funds for the grant and the Chair of the Legislature is hereby authorized and directed to execute such agreements necessary to transfer such funds.
5. This resolution shall be in effect immediately upon adoption.

Signed by Batman, Baxter, Farrell, Foley, Lattimore, Reginelli, Runkle, Didio, Mahunik, Pecher, and Whitman, all in favor.

RESOLUTION NO. 267-15

8.25.15 PB CNTY-GROBER Rdwy Esmnt Cnty Ind Park v02

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE AN INDUSTRIAL UTILITY EASEMENT BETWEEN CAYUGA COUNTY AND BOB VEAL CORP. OVER CERTAIN COUNTY-OWNED LANDS WITHIN THE CAYUGA COUNTY INDUSTRIAL PARK FOR THE EXTENSION OF VARIOUS INDUSTRIAL PIPES AND UTILITY LINES BETWEEN THE CAYUGA MILK INGREDIENTS FACILITY AND THE GROBER FACILITY AND ADOPTING FINDINGS OF THE COUNTY PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT ("SEQRA")

BY: Mr. Paul Pinckney, Chair, Planning & Economic Development Committee
Mr. Joseph Runkle, Chair, Ways and Means Committee

WHEREAS, Cayuga County Legislative Resolution Number 293-12 on July 24, 2012 authorized the funding and construction of access and circulation roads within the Cayuga County Industrial Park (the "Park") in the Town of Aurelius (the "Industrial Park Roadway Project") and also authorized the transfer of ownership of certain real property parcels incorporating the Industrial Park Roadway Project roadway and associated utilities within the Park from the Cayuga County Industrial Development Agency ("CCIDA") to Cayuga County (the "County") to support industrial and business development within the Park; and

WHEREAS, by Warranty Deed recorded September 21, 2012 with the Cayuga County Clerk, the CCIDA transferred ownership of these various parcels within the Park to the County as part of the Industrial Park Roadway Project, including Tax ID Parcel #114.00-3-99.1 which has the street name of Eagle Drive; and

WHEREAS, the CCIDA has attracted to the Park, Grober, Inc., a value-added agricultural feed producer doing business as BOB VEAL CORP., a foreign business corporation duly formed and validly existing under the State of Delaware with offices at 5327 Watson Road, Elba, N.Y. 14058 ("BOB VEAL, CORP."), that is planning to develop a 60,000 square-foot feed ingredients processing and warehouse facility within the Park on a vacant industrial parcel situated due east of the existing Cayuga Milk Ingredients Facility and located on the eastern side of Eagle Drive (the "GROBER FACILITY"); and

WHEREAS, in order to provide for the conveyance of various agricultural processing materials and related supplies between the Cayuga Milk Ingredients Facility and the GROBER FACILITY via certain underground pipelines and related industrial utility infrastructure, which will be placed beneath the county-owned Eagle Drive, an Industrial Utility Easement across Tax ID Parcel #114.00-3-99.1 between the County and BOB VEAL, CORP. will be required (the "Easement"), such Easement more specifically shown and described on the proposed Cayuga County Easement dated _____ and attached hereto and made a part hereof (the granting of the Easement and installation of utilities collectively herein as the "Project"); and

WHEREAS, the County Attorney has prepared and reviewed said Easement and has approved the Easement as to form and content; and

WHEREAS, the County further desires to review the proposed Project pursuant to the State Environmental Quality Review Act, as codified under Article 8 of the Environmental Conservation Law and Regulations adopted pursuant thereto by the Department

of Environmental Conservation of the State (collectively, "SEQRA") and related Short Environmental Assessment Form ("EAF", attached hereto as Exhibit A) and issue a negative declaration (the "Negative Declaration");

WHEREAS, the Cayuga County Legislature wishes to provide said Easement to BOB VEAL CORP. for the nominal fee of \$1.00, in order to support the development of the GOBER FACILITY within the Park and the expansion of economic development, tax base and jobs in the County; now, therefore be it

RESOLVED, by the Cayuga County Legislature as follows:

Section 1. Based upon a review of the Project description and the EAF, the Project involves an "Unlisted Action" as said term is defined pursuant to SEQRA. The Cayuga County Legislature will serve as Lead Agency and conduct an uncoordinated review of the Project. Based upon the review by the County of the EAF and all related documents available to the County in connection with the Project, the County hereby finds that (i) the Project will result in no major impacts and, therefore, is one which may not cause significant damage to the environment; (ii) the Project will not have a "significant effect on the environment" as such quoted terms are defined in SEQRA; and (iii) no "environmental impact statement" as such quoted term is defined in SEQRA, need be prepared for this action. This determination constitutes a negative declaration for purposes of SEQRA. The County's findings are incorporated in Part II of the EAF; and

Section 2. The Chairman of the Legislature is hereby authorized and directed to execute the Easement and related documents as reviewed and approved by the Cayuga County Attorney to establish such Easement; and

Section 3. The Cayuga County Attorney is hereby authorized and directed to transmit and/or file such Easement as may be required to accomplish the intent of this Resolution; and be it further

RESOLVED, that this resolution shall be effective immediately.

Signed by Batman, Baxter, Farrell, Foley, Lattimore, Reginelli, Runkle, Didio, Mahunik, Pecher, and Whitman, all in favor.

RESOLUTION NO. 268-15

**8.25.15 PB award demand response energy curtailment v3Resolution
AwardING THE DEMAND RESPONSE ENERGY CURTAILMENT PROGRAM
REQUEST FOR PROPOSALS TO JOHNSON CONTROLS, INC. AND
AUTHORIZING THE CHAIRMAN TO EXECUTE A THREE-YEAR
ENERGYCONNECT DEMAND RESPONSE MASTER SERVICE AGREEMENT
BETWEEN CAYUGA COUNTY AND ENERGYCONNECT, INC., A JOHNSON
CONTROLS INC., COMPANY FOR CAYUGA COUNTY'S ENROLLMENT
AND PARTICIPATION IN DEMAND RESPONSE ENERGY
CURTAILMENT PROGRAMS.**

BY: Hon. Paul Pinckney, Chair Planning Committee

Hon. Joseph Runkle, Chair Ways & Means Committee

WHEREAS, the Cayuga County Public Utility Services Agency ("CCPUSA") recommended that the County investigate opportunities to participate in New York State Independent System Operations (NYISO) Demand Response Energy Curtailment Programs as a means to reduce County electric usage, costs and demand on the electric utility grid while generating significant additional revenue from participation in the NYISO programs; and

WHEREAS, the County of Cayuga released a Request for Proposal 2015-15 for Demand Response Energy Curtailment Programs on June 22, 2015 seeking information and proposals from professional Curtailment Service Providers managing Cayuga County's enrollment and participation in various Demand Response Energy Curtailment Programs; and

WHEREAS, six responses to RFP 2015-15 were received and reviewed by the County Administrator, CCPUSA Directors and County staff to determine a firm that represents both the greatest experience and qualifications combined with a program proposal to allow the County to maximize Demand Response program revenues with the least impact to operations; and

WHEREAS, the responses were reviewed by the Planning committee at its August 12, 2015 meeting with a recommendation from the County Administrator and County Auditor to proceed to award of contract with Johnson Controls, Inc.; and

WHEREAS, the Planning Committee recommends that Johnson Controls, Inc. be awarded the project, proposal attached, that will allow the Count to enroll and participate in the various Demand Response Programs; now therefore be it

RESOLVED, by the Cayuga County Legislature, as follows:

Section 1. The Chairman of the Legislature is hereby authorized and directed to execute a three-year EnergyConnect Demand Response Master Service Agreement between Cayuga County and EnergyConnect, Inc., a Johnson Controls Inc., company, to facilitate Cayuga County's enrollment and participation in Demand Response Energy Curtailment Programs;

Section 2. The Treasurer is authorized and directed to establish separate revenue and expense accounts to receive revenue from the Demand Response Programs and account for expenditures therefrom;

Section 3. This Resolution shall take effect immediately upon approval.

Signed by Pinckney, Baxter, Didio, Pecher, and Whitman, all in favor.

RESOLUTION NO. 269-15

8/25/2015 BLD Transfer Function 8 15 rev 5

AUTHORIZE A TRANSFER OF FUNCTION OF ONE FULL TIME MOBILE WORK CREW SUPERVISOR FROM THE DEPARTMENT OF SOCIAL SERVICES TO THE BUILDINGS AND GROUNDS DEPARTMENT AND AUTHORIZING THE AMENDMENT OF BUDGETS.

BY: Hon., Tucker M, Whitman, Chairman, Public Works Committee, and Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, a full time Janitor working for the Buildings and Grounds Department has submitted his resignation effective August 4, 2015, and

WHEREAS, in these difficult budget times departments have been asked to consider new and creative ways to accomplish the work of County Government, and

WHEREAS, the Superintendent of Buildings and Grounds believes that by completing a transfer of function of the full time Mobile Work Crew Supervisor from the Department of Social Services to the Buildings and Grounds Department many of the duties of the current janitor position could be accomplished by the Mobile Work Crew Supervisor and his crew; and

WHEREAS, transferring the Mobile Work Crew Supervisor to the Buildings and Grounds Department will allow for a revenue stream for the Buildings and Grounds Department; and

WHEREAS, the Superintendent of Buildings and Grounds believes the balance of work could be completed by hiring a part time Building Maintenance Mechanic; and

WHEREAS, funding for the Mobile Work Crew Supervisor Position would be from the current budget for the position in the Department of Social Services Account A60101 51001, Salaries Full Time, being transferred to Buildings and Grounds Budget Account A16201-51001, Salaries Full Time; now therefore be it

RESOLVED, that the following budget transfers are made;

Increase	A16201 51001	Salary	\$14,853
Increase	A16201 58003	Health Ins	\$1,840
Increase	A16201 58004	Dental Ins	\$132
Decrease	A60101 51001	Salary	\$14,853
Decrease	A60101 58003	Health Ins	\$1,840
Decrease	A60101 58004	Dental Ins	\$132
Increase	A60104 54118	Contr Agreem	\$13,482
Increase	A16200 41269	Bldg Reimb	\$13,482

RESOLVED, that the Transfer of Function for these positions described above be hereby ordered and initiated with the effective date of transfer to be **, **, 2015, or as soon as practicable as directed by the County Attorney; and be it further

RESOLVED, that the County Treasurer be hereby directed to post a certified list of employees pursuant to NYS Civil Service Law, Section 70.2, "As soon as practicable after the adoption of a law, rule, order or other action direction such a transfer of function, but not less than twenty days prior to the effective date of such transfer, the head of the department or agency from which such function is to be transferred shall certify to the head of the department or agency which such function is to be transferred a list of the names and titles of those employees substantially engaged in the performance of the function to be transferred, and shall cause copies of such certified list to be publicly and conspicuously posted in the offices of the department or agency from which such function is to be transferred, along with copies of this subdivision"; and be if further

RESOLVED, that the Superintendent of Buildings and Grounds, the Human Resources Administrator and the County Treasurer are hereby authorized to complete the necessary paperwork and budget transfers to carry out the intent of this resolution; and be it further

RESOLVED, that the Legislative Chairman be hereby authorized to enter into any agreements between these departments to implement the intent of this resolution; and be it further

RESOLVED, that the Transfer of Function be facilitated in accordance with NYS Civil Service Law, Cayuga County Civil Service Rules and Regulations, bargaining contracts, and the policies of the County of Cayuga; and be it further

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

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO.270-15

8/25/2015 BLD Replace Janitor w L form Rev 2b28 15

AUTHORIZING THE BUILDINGS AND GROUNDS DEPARTMENT TO HIRE A PART TIME BUILDING MAINTENANCE MECHANIC TO REPLACE A FULL TIME JANITOR.

BY: Hon., Tucker M, Whitman, Chairman, Public Works Committee, and
Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, a full time Janitor working for the Buildings and Grounds Department has submitted his resignation effective August 4, 2015, and

WHEREAS, in these difficult budget times departments have been asked to consider new and creative ways to accomplish the work of County Government, and

WHEREAS, the Superintendent of Buildings and Grounds believes that by completing a transfer of function of the full time Mobile Work Crew Supervisor from the Department of Social Services to the Buildings and Grounds Department many of the duties of the current janitor position could be accomplished by the Mobile Work Crew Supervisor and his crew; and

WHEREAS, transferring the Mobile Work Crew Supervisor to the Buildings and Grounds Department will be requested by means of a separate resolution; and

WHEREAS, the Superintendent of Buildings and Grounds believes the balance of work could be completed by hiring a part time Building Maintenance Mechanic; and

WHEREAS, funding for the part time Building Maintenance Mechanic will come from the Buildings and Grounds Budget Account A16201-51001 Salaries Full Time, with the appropriate funds transferred into Account A16201-51002 Salaries Part Time; now therefore be it

RESOLVED, the Superintendent of Buildings and Grounds is hereby authorized to fill the position of part time Building Maintenance Mechanic, position control number 0067413, in accordance with Civil Service rules, regulations and policies; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds the Human Resources Administrator and the County Treasurer are hereby authorized to complete the necessary paperwork and budget transfers to carry out the intent of this resolution.

Signed by Whitman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 271-15

(8/25/15) PT Dog Park Cap H 8 15 rev 2

AUTHORIZING THE CONSTRUCTION OF A DOG PARK AT EMERSON PARK AND AUTHORIZING THE COUNTY TREASURER TO ESTABLISH CAPITAL "H" "PROJECT NO. 15-04, EMERSON PARK DOG PARK, IN WHICH TO DEPOSIT ALL FUNDS ASSOCIATED WITH SAID PROJECT

BY: Tucker Whitman, Public Works Chairperson
Joseph Runkle, Ways and Means Chairperson

WHEREAS, the Cayuga County Parks Commission supported and the Cayuga County Legislature passed Resolution 212-12 "Authorizing the establishment of a Capital Reserve Fund for the Parks Department to collect money for a dog park at Emerson Park"; and

WHEREAS, CNYDOG has raised, through donations, approximately \$25,000 for the construction of a Dog Park at Emerson Park, with the majority of these funds deposited into the capital reserve; and

WHEREAS, the \$25,000 currently in the reserve account is believed to be more than enough for the fencing for the dog park; and

WHEREAS, CNYDOG intends to continue fund raising in order to make further improvements to the Dog Park such as water in the dog park area, which would not only enhance the Dog Park, but also make the whole area more desirable for the leisurely enjoyment of the public, and

WHEREAS, the Master Plan for Emerson Park developed by the Cayuga County Planning Department and supported by the Parks Commission and adopted by the Cayuga County Legislature per Resolution 138-15 included the Dog Park in this area on the Fleming Lakeshore side of the park (attachment 1), which is currently underutilized; and

WHEREAS, the Planning Department, with input from the Parks Department, the Park Commission and CNYDOG, has created a design (attachment 2) for the Dog Park that fits into the area, provides buffers for the lake, maintains the view shed and still allows other features mentioned in the Master Plan; now therefore be it

RESOLVED, the Cayuga County Legislature does hereby authorize the establishment of Capital "H" Project No 15-0*, Emerson Park Dog Park, for the construction of a Dog Park on the Fleming side of Emerson Park, with the source of funding to be the capital reserve established by Resolution No. 212-12; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to deposit the funds collected by the CNY Dog Owners Group into the Capital "H" project No. 15-04; and be it further

RESOLVED, that county planning, parks and purchasing are hereby authorized to oversee the construction of the dog park per the Cayuga County Purchasing Policy and Procurement Manual; 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 Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor, except Pinckney.

RESOLUTION NO. 272-15

8-26-15 PT Boat Launch Reject Bids RFP 2015 14

**AUTHORIZING THE REJECTION OF THE SINGLE BID RECEIVED FOR
RFP-2015-14 ARCHITECTURAL AND ENGINEERING SERVICES FOR THE
EMERSON PARK BOAT LAUNCH IMPROVEMENTS**

BY: MR. Tucker Whitman, Chairman, Public Works Committee, and
MR. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, Resolution No. 331-14 authorized the County Administrator to solicit bids for various portions of the Boat Launch Grant Project funded by NYSDOS Grant # C1000414; and

WHEREAS, the Superintendent of Buildings and Grounds reviewed the bid and found it was in excess of the budgeted amount for Architectural and Engineering Services; and

WHEREAS, the Superintendent of Buildings and Grounds believes we may have better results if we bid the project as a "design build" project rather than separating out the Architectural and Engineering Services; and

WHEREAS, the Director of Cayuga County Planning and the Superintendent of Buildings and Grounds also believe if we include the construction of the floating and permanent docks to be constructed with the \$75,000 promised by the Governor last year Dormitory Authority of the State of New York (DASNY) State and Municipal Facilities Program (SAM) Project ID #6564 SAM; and

WHEREAS, the representatives for both grants from the State of New York have agreed to allow this approach; now therefore let it be

RESOLVED, that the Cayuga County Legislature rejects the single bid received for RFP 2015-14; and be it further

RESOLVED, that the Cayuga County Legislature authorizes a new bid for design build of the entire Boat Launch Project.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 273-15

Date: August 25, 2015 HWY indx state snow14/15

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO SIGN THE AMENDMENT TO CHANGE THE ESTIMATED EXPENDITURE FOR NYS SNOW & ICE AGREEMENT FOR THE 2014-2015 SEASON AND AMEND HIGHWAY BUDGET

BY: Tucker Whitman, Chairman Public Works Committee

Joseph Runkle, Chairman Ways and Means Committee

WHEREAS, the County of Cayuga was under contract with the NYS DOT for Snow and Ice removal under Contract Agreement D0091816 for the 2014-2015 season; and

WHEREAS, \$890,000 was budgeted in Revenue Account D50100 43302 as an estimated reimbursement for the NYS Snow & Ice removal agreement; and

WHEREAS, due to the severity of the 2014-2015 winter season the State is providing an Index adjustment for additional revenue of \$43,906.58 to offset increased snow plowing costs and was not included in the original amount budgeted; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Highway Superintendent are hereby authorized to accept funding and that Revenue Account D50100 43302 (HIGH - SNOW REMOVAL - ST) be increased in the amount of \$43,906.58 making the total for account \$933,906.58; and be it further

RESOLVED, that the accounts listed below be increased as follows:

<u>Account</u>	<u>Original Budget</u>	<u>Increase</u>	<u>Revised Budget</u>
D51424 54103 – Salt(County)	\$ 210,000	\$ 33,000	\$ 243,000
D51444 54103 – Salt(State)	\$ 175,000	\$ 10,906.58	\$ 185,906.58

RESOLVED, that the Chairman of the Legislature and the Highway Superintendent are hereby authorized to accept and sign the Amendment to Change the Estimated Expenditure for Snow & Ice Agreement for the 2014/2015 snow season; 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 Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 274-15**Date: August 25, 2015 HWY TV snow contract 15-16****AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND HIGHWAY SUPERINTENDENT TO ENTER INTO A ONE YEAR AGREEMENT FOR SNOW AND ICE REMOVAL WITH TOWNS AND VILLAGES OF CAYUGA COUNTY**

BY: Tucker Whitman Chairman, Public Works Committee

Joseph Runkle, Chairman Ways and Means Committee

WHEREAS, the towns and villages within Cayuga County provide snow and ice removal for the county; and

WHEREAS, the current agreement was for one year and expires on June 30, 2015; and

WHEREAS, the county and towns desire to continue this operating procedure; and

WHEREAS, town and county officials met and discussed the contract, and agreed upon a flat 5% increase on all contract parts with no fuel and salt adjustment for the 2015-2016 season, and to negotiate annually for future seasons; now therefore be it

RESOLVED, to authorize the Chairman of the Legislature and the Highway Superintendent to enter into agreement with municipalities within the county to provide snow and ice removal for Cayuga County; be it further

RESOLVED, a 5% raise over the 2014-2015 contract totaling \$1,524,732.69 to be paid to the towns and villages for the 2015-2016 snow removal season; and be it further

RESOLVED, the County Attorney is to review agreements before signing.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 275-15**Date: September 23, 2014 HWY state snow agree 2014-2015****AUTHORIZING THE COUNTY CHAIRMAN TO SIGN THE SNOW REMOVAL AGREEMENT WITH NYS DOT FOR THE 2015-2016 SEASON**

BY: Tucker Whitman, Chairman, Public Works Committee

Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, The Public Works Committee has recommended that the County Highway Department continue to conduct snow removal operations on the State Highways; and

WHEREAS, the present agreement (agreement No. D009816) expired on June 30, 2015; and

WHEREAS, the State will compensate the County in the amount of \$638,896 for snow removal service for the 2015-2016 season; now therefore be it

RESOLVED, to authorize the Chairman of the Cayuga County Legislature to sign the Agreement to Extend Municipal Snow and Ice Control Agreement with the State of New York for the 2015-2016 season.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

Motion by Whitman to amend resolution title to remove the wording, “the parts of” & “under the control of the Unified Court System”, amend the fifth Whereas the dollar amount from \$295,682.00 to \$183,518.00, remove the last Whereas, amend the first Resolved to remove the wording, “being utilized by the Unified Court System”, 2nd by Batman, all in favor. Motion on resolution as amended, all in favor.

RESOLUTION NO. 276-15

8/25/2015 Bld Cleaning Agreement 2015-16

AUTHORIZING THE CHAIRPERSON OF THE CAYUGA COUNTY LEGISLATURE TO SIGN A ONE YEAR RENEWAL OF THE AGREEMENT WITH GDI SERVICES, INC. FORMALLY KNOWN AS MATRIX INTEGRATED FACILITY MANAGEMENT, JOHNSON CITY, NEW YORK FOR THE CLEANING OF CERTAIN COUNTY OWNED BUILDINGS AND TO AUTHORIZE AN RFP FOR ~~THE PARTS OF THE COURTHOUSE AND THE HISTORIC POST OFFICE UNDER THE CONTROL OF THE UNIFIED COURT SYSTEM~~

BY: Hon. Tucker M. Whitman, Chairman, Public Works Committee, and
Hon. Joseph Runkle, Ways & Means Committee.

WHEREAS, Resolution No. 271-13 authorized the Chairperson to enter into a one year agreement with Matrix Integrated Facility Management for the cleaning of the County owned buildings; and

WHEREAS, Resolution No. 172-14 recognized that Matrix Integrated Facility Management partnered with GDI Integrated Facility Services to form a new corporation called GDI Services Inc.; and

WHEREAS, the agreement with GDI Services Inc. is renewable for successive one (1) year periods for a maximum of three (3) years; and

WHEREAS, Resolution No. 252-14 authorized the Chairperson to enter into a second one year agreement with GDI Services Inc. for the period September 18, 2014 to September 17, 2015; and

WHEREAS, the vendor, GDI Services, Inc. has agreed to honor all terms and conditions of the existing agreement including the annual cost of ~~\$295,682.00~~ \$183,518.00; and

WHEREAS, the Superintendent of Buildings and Grounds and the Public Works Committee believe it is in the best interest of the county to renew the agreement for one (1) more year from September 18, 2015 through September 17, 2016; and

WHEREAS, the only areas that are demanding we find a new vendor to provide the cleaning services are the areas under the control of the Unified Court System; and

WHEREAS, the Unified Court System reimburses the county for the cleaning services; and

~~WHEREAS, those areas can, for the most part, be separated from the agreement and bid separately; now there for let it be~~

RESOLVED, that the County Administrator is hereby authorized and directed to issue an RFP for the cleaning in the Courthouse and the Historic Post Office ~~being utilized by the Unified Court System~~; and be further

RESOLVED, that the bids will be reviewed by the County Attorney, the County Administrator and the Superintendent of Buildings and Grounds with input from the Unified Court System to select the best qualified bidder; and be it further

RESOLVED, that the Chairperson of the Cayuga County Legislature is authorized and directed to sign any and all documents to carry out the intent of this resolution.

RESOLUTION NO. 277-16

8.25.15 PSAP Micro Maint Agr FL Comm 15

AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN A THREE YEAR CONTRACT RENEWAL WITH FINGER LAKES COMMUNICATIONS FOR THE MICROWAVE MAINTENANCE.

BY: Mr. Terrance Baxter, Chairperson, Judicial and Public Safety Committee
Mr. Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center utilizes Finger Lakes Communications to maintain all components of the New Emergency Communications System; and

WHEREAS, it is critical that all of these components function properly twenty-four hours per day, seven days per week without interruption; and

WHEREAS, Finger Lakes has submitted a renewal contract for the microwave maintenance in the amount of

WHEREAS, there is money in the 911 Communication System Budget Account Number 3020.4.0019 specifically for this purpose; and

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the annual contract renewal for a three- year period with Finger Lakes Communications for the amount of \$5250.00 monthly for the period of August 1, 2015 through July 31, 2018 ; and be it further

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

Signed by Baxter, Bennett, Didio, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 278-15

(August 25, 2015) DA.ATP Grant.2015

AUTHORIZING THE CONTINUATION OF THE DISTRICT ATTORNEY'S ENHANCED FELONY PROSECUTION PROJECT AND THE RECEIPT AND DISTRIBUTION OF AID TO PROSECUTION TO FUND SAME

BY: Hon. Terrance L. Baxter, Judicial & Public Safety, and
Hon. Joseph L. Runkle, Chairman, Ways and Means

WHEREAS, Cayuga County has been awarded \$29,200 Aid to Prosecution for the continuation of the District Attorney's Enhanced Felony Prosecution Project; and

WHEREAS, the grant contract period is 4/1/2015 thru 3/31/2016, and

WHEREAS, the District Attorney's Office has a 2015 Budget Revenue Account A11650 43029 State Aid – Aid to Prosecution; and

WHEREAS, effective 4/1/2015 the ADA "Job 2" 2015 Salaries need to be amended in Part IV of the 2015 Cayuga County Compensation Plan, and

WHEREAS, the Cayuga County Legislature supports enhanced criminal prosecution initiatives; now therefore, be it

RESOLVED, that Cayuga County accepts the \$29,200 Aid to Prosecution Award (\$23,582 – Salaries [A11651 61004]; \$5,618 - Fringe [A11651 58001 FICA 7.65% - \$1,804 & A11651-58002 Retirement - \$3,814])

RESOLVED, that pursuant to the Award Contract Budget of the District Attorney’s Enhanced Felony Prosecution Project, the following “Job 2 Salaries” will be added/amended to the 2015 base salary of:

A11651 61004 SALARY – ON-CALL (EFPP)

Position #004891-SYS (Chief Assistant District Attorney)	\$4,729
Position #004895-SYS (Assistant District Attorney)	\$5,058
Position #004892-SYS (STOP DWI Assistant District Attorney)	\$5,038
Position #004894-SYS (STOP VAW Assistant District Attorney)	\$4,438
Position #005252-SYS (Assistant District Attorney)	\$4,319
Position #004896-SYS (Assistant District Attorney)	\$0
TOTAL	\$23,582
FRINGE BENEFITS A11651 58001 FICA	\$1,804
FRINGE BENEFITS A11651 58002 RETIREMENT	\$3,814
TOTAL	\$5,618

RESOLVED, that the foregoing salary adjustments and fringe will be retroactive back to 4/1/2015; and it is further

RESOLVED, the Cayuga County Treasurer be authorized and is directed to make the necessary journal and accounting entries to accomplish the foregoing, and it is further

RESOLVED, that upon any discontinuance of the Aid to Prosecution monies set forth in the Grant Award Agreement between the NYS Division of Criminal Justice Services and Cayuga County for the continuation of the District Attorney’s Enhanced Felony Prosecution Project, the foregoing “Job 2 Salaries” added to the base salaries herein, shall be eliminated.

Signed by Baxter, Bennett, Didio, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 279-15

(08/25/2015) EMO Accept 2015 HazMat Grant

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES 2015 HAZARDOUS MATERIALS GRANT TO BE UTILIZED FOR SUSTAINMENT AND MAINTENANCE OF THE REGIONAL HAZARDOUS MATERIALS RESPONSE CAPABILITIES, AND TO SUPPORT HAZARDOUS MATERIALS REGIONAL RESPONSE WITH EQUIPMENT AND SUPPLIES DEEMED APPROPRIATE FOR CBRNE (CHEMICAL, BIOLOGICAL, RADIOLOGICAL, NUCLEAR, & EXPLOSIVE) RESPONSE, AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE EMERGENCY MANAGEMENT 2014 BUDGET (A 3640) BY CREATING A REVENUE AND A CONTRACTUAL LINE IN ORDER TO ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Terrance L. Baxter, Chairman, Judicial & Public Safety Committee, and Mr. Joseph L. Runkle, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services and our Regional Partners, Tompkins and Cortland County have been awarded a non-competitive, formula based grant for \$72,000.00 from the Division of Homeland Security & Emergency Services (DHSES) 2015 Hazardous Materials Grant Program to implement a local program of Hazardous Materials Equipment sustainment and maintenance; and,

WHEREAS, Cayuga County Office of Emergency Services has been named by the New York State Division of Homeland Security & Emergency Services and the Office of Fire Prevention and Control Hazardous Materials Bureau as the fiduciary agent for this these Grant funds; and,

WHEREAS, The New York State Division of Homeland Security & Emergency Services has specified that these Grant funds be utilized to establish and maintain a local mechanism for regional maintenance and sustainment program; therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it further

RESOLVED, that the County Administrator is authorized to advertise for bids for equipment not listed on NYS OGS Contract; and be it further

RESOLVED, upon bid completion of any bidding process the Chairman of the Legislature be authorized to enter into contracts with vendors in order to accomplish the goals and objectives set forth in the Grant Contract for the purchase of equipment without further Legislative Action; and be it also,

RESOLVED, the Cayuga County Treasurer's Office is hereby authorized and directed to create and amend the 2015 Emergency Management A3640 Budget in the following manner:

Create Revenue Account

A36470 44337 HOMELAND SECURITY HAZMAT 15	\$72,000.00
---	--------------------

Create Contractual Account

A36474 54536 HOMELAND SECURITY HAZMAT 15	\$72,000.00
---	--------------------

Signed by Baxter, Bennett, Didio, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 280-15

(08/25/2015) EMO2015SHSPGRANT

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT A NEW YORK STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT TO ENHANCE THE ALL HAZARDS PREPAREDNESS AND RESPONSE CAPABILITIES OF CAYUGA COUNTY, AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE EMERGENCY MANAGEMENT 2015 BUDGET (A 3640) BY CREATING A REVENUE AND A CONTRACTUAL LINE IN ORDER TO ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Terrance L. Baxter, Chairman, Judicial & Public Safety Committee, and
Mr. Joseph L. Runkle, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services applied for and the County was granted \$116,250.00 for a State Homeland Security Grant to enhance all hazards preparedness and response capabilities of Cayuga County by strengthening the County's ability to plan for, train for, respond to, and recover from all hazards emergencies and disasters.

WHEREAS, the funds from this Grant will be utilized to strengthen and enhance the County's capabilities through a comprehensive all hazards planning, training, response, mitigation and recovery approach, which will include advanced planning, backfill of first responders, while on training activities, and purchasing equipment to strengthen the all hazards response; Now therefore, be it.

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it further

RESOLVED, that the County Administrator is authorized to advertise for bids for equipment not listed on NYS OGS Contract; and be it further

RESOLVED, that the Chairman of the Legislature be authorized to enter into contracts with vendors in order to accomplish the goals and objectives set forth in the Grant Contract without further Legislative Action; and be it also

RESOLVED, the Cayuga County Treasurer’s Office is hereby authorized and directed to create and amend the 2015 Emergency Management A3640 Budget in the following manner:

Create Revenue Account	
A36470 44336 FED AID - SHSP 15.	\$116,250.00
Create Contractual Account	
A36474 54535 FED AID – SHSP 15	\$116,250.00

Signed by Baxter, Bennett, Didio, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 281-15
(8/25/2015) EMO2015EMPGGRANT

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT A NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FY2015 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) TO ENHANCE THE ALL HAZARDS PREPAREDNESS, MITIGATION, RESPONSE AND RECOVERY PROGRAMS AND CAPABILITIES OF CAYUGA COUNTY OFFICE OF EMERGENCY SERVICES, AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE EMERGENCY MANAGEMENT 2015 BUDGET (A 3640) IN ORDER TO ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Terrance L. Baxter, Chairman, Judicial & Public Safety Committee, and Mr. Joseph L. Runkle, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services and Cayuga County have been awarded a FY2015 Emergency Management Performance Grant (EMPG) for \$35,111.00 by the United States Division of Homeland Security Federal Emergency Management Agency and the New York State Division of Homeland Security & Emergency Services to enhance all hazards preparedness, mitigation, response and recovery capabilities in Cayuga County by strengthening the County’s ability to prepare for, plan for, train for, respond to, and recover from all hazards emergencies and disasters, and;

WHEREAS, the funds from this Grant, as outlined in the grant guidance, will be utilized to strengthen and enhance the County Office of Emergency Service’s capabilities through a comprehensive all hazards planning, preparedness, training, response, mitigation and recovery approach; Now therefore, be it.

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it further

RESOLVED, the Cayuga County Treasurer's Office is hereby authorized and directed to amend the 2014 Emergency Management A3640 Budget to accommodate acceptance of this grant in the following manor;

Utilize Existing Federal Aid Revenue Account A36400 44305 and adjust the revenue line for the \$35,111.00 grant.

Signed by Baxter, Bennett, Didio, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 282-15

(8/25/2015) EMO2015HMEPGRANT

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF EMERGENCY SERVICES TO ACCEPT A NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FY2015 REGIONAL HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT (HMEP) ON BEHALF OF CAYUGA AND CORTLAND COUNTY EMERGENCY SERVICES TO ENHANCE HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS, MITIGATION, RESPONSE AND RECOVERY PROGRAMS AND CAPABILITIES IN CAYUGA AND CORTLAND COUNTY, AND TO AUTHORIZE THE CAYUGA COUNTY TREASURER TO AMEND THE EMERGENCY MANAGEMENT 2015 BUDGET (A 3640) IN ORDER TO ACCEPT AND EXECUTE THE PURPOSES OF THE GRANT.

BY: Mr. Terrance L. Baxter, Chairman, Judicial & Public Safety Committee, and Mr. Joseph L. Runkle, Chairman, Ways & Means Committee.

WHEREAS, the Cayuga County Office of Emergency Services and Cortland County Department of Emergency Response have been awarded a Regional FY2015 Hazardous Materials Emergency Preparedness Grant (HMEP) for **\$7834.00** by the United States Department of Transportation and the New York State Division of Homeland Security & Emergency Services to enhance hazardous materials preparedness, mitigation, response and recovery capabilities in Cayuga and Cortland County by strengthening each County's ability to prepare for, plan for, train for, respond to, and recover from hazardous materials emergencies, and;

WHEREAS, the funds from this Grant, as outlined in the grant guidance, will be utilized to strengthen and enhance each County's hazardous materials capabilities through an approved Hazardous Materials training program; Now therefore, be it.

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services are hereby authorized to accept this Grant and to sign any and all documents necessary for acceptance and execution of the Grant; and be it further

RESOLVED, the Cayuga County Treasurer's Office is hereby authorized and directed to amend the 2015 Emergency Management A3640 Budget to accommodate acceptance of this grant in the following manor;

Create Revenue Account

A36470 44335 2015 HMEP GRANT \$7,834.00

Create Expense Account

A36474 54534 2015 HMEP GRANT \$7,834.00

Signed by Baxter, Bennett, Didio, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 283-15
8/25/15 SHR 2015 SLETPP
AUTHORIZING THE SHERIFF'S OFFICE TO ACCEPT FUNDING THROUGH
THE 2015 SLETPP (STATE LAW ENFORCEMENT TERRORISM PREVENTION
PROGRAM) GRANT FROM THE DIVISION OF HOMELAND SECURITY AND
EMERGENCY SERVICES TO SUPPORT PREVENTION AND PREPAREDNESS
EFFORTS AND AMEND THE 2015 SHERIFF'S GRANTS BUDGET TO
ACCEPT THE 2015 FUNDING

By: Mr. Terrance Baxter, Chair, Judicial & Public Safety Committee

Mr. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, the Sheriff's Office applied for and received funding of \$38,750 for a Grant from the Division of Homeland Security and Emergency Services to provide funding for the law enforcement community to support their terrorism and preparedness efforts; and

WHEREAS, all equipment and training through the Grant will require no match of funding by the County and will be 100% funded by the Department of Homeland Security; now therefore be it

RESOLVED, that the Chairman of the Legislature be authorized to sign the necessary documentation to accept the 2015 funding; and be it further

RESOLVED, that the Cayuga County Sheriff's Grant Budget be amended to increase A31130 44502 DHSES SLETPP 2015 by \$38,750, increase A31132 52100 EQUIPMENT TRACKABLE by \$27,388 and increase A31134 54236 LETPP PD TO OTHER GOVTS by \$11,362; and be it further

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

Signed by Baxter, Bennett, Didio, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION No: 284-15
Date: 8/25/15 SHR fill Jail Vacancy aug 2015
AUTHORIZE THE SHERIFF TO FILL ONE VACANT SHERIFF CUSTODY
OFFICER POSITION IN THE CUSTODY DIVISION OF THE CAYUGA
COUNTY SHERIFF'S OFFICE.

BY: Terrance Baxter, Chair, Judicial & Public Safety Committee

Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, a vacancy in the Cayuga County Sheriff's Office, Custody Division, will exist August 31, 2015 due to the retirement of a Sheriff Custody Officer (Position Control No. 001983-SYS); and

WHEREAS, it is mandated by the New York State Commission of Correction that the Cayuga County Sheriff's Department Custody Division maintain a certain number of Custody Officer Positions to comply with the minimum staffing complement as the services provided by these positions are critical for maintaining the safe, smooth and efficient operation of the Sheriff's Office Custody Division and due to this vacancy, reduces the minimum staffing to one below state mandates; and

WHEREAS, this position is designated and accepted in the 2015 Cayuga County Sheriff's Custody Salaries Operating Budget A31501 51001; now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill Sheriff Custody Officer Position Control No. 001983-SYS; and be it further

RESOLVED, the employee hired will be placed at the appropriate step within the Sheriff's Employee Association of Cayuga County (SEACC) Compensation Plan for 2012-2015; and be it further

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

Signed by Baxter, Bennett, Didio, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

Motion by Foley to amend resolution to change the wording in the 2nd whereas to "due to these vacancies" & "reduces the minimum staffing to below state mandates", 2nd by Baxter, all in favor.

RESOLUTION No: 285-15

Date: 8/25/15 SHR Fill 2 Jail Vacancies

AUTHORIZE THE SHERIFF TO FILL TWO VACANT SHERIFF CUSTODY OFFICER POSITIONS IN THE CUSTODY DIVISION OF THE CAYUGA COUNTY SHERIFF'S OFFICE

BY: Terrance Baxter, Chair, Judicial & Public Safety Committee

Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, two vacancies in the Cayuga County Sheriff's Office, Custody Division, will exist August 23, 2015 due to the resignation of two Sheriff Custody Officers (Position Control Nos. 001962-SYS and 007224-SYS); and

WHEREAS, it is mandated by the New York State Commission of Correction that the Cayuga County Sheriff's Department Custody Division maintain a certain number of Custody Officer Positions to comply with the minimum staffing complement as the services provided by these positions are critical for maintaining the safe, smooth and efficient operation of the Sheriff's Office Custody Division and due to ~~this~~ *these* vacancy, reduces the minimum staffing to ~~one~~ below state mandates; and

WHEREAS, these positions are designated and accepted in the 2015 Cayuga County Sheriff's Custody Salaries Operating Budget A31501 51001; now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill two Sheriff Custody Officer Positions (Position Control Nos. 001962-SYS and 007224-SYS); and be it further

RESOLVED, the employees hired will be placed at the appropriate step within the Sheriff's Employee Association of Cayuga County (SEACC) Compensation Plan for 2012-2015; and be it further

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

Discussion;

Baxter says he would like to refer to the meeting they had earlier in the month. He says that Larry Wilt came to the committee and explained that the doors were falling off the bus that is utilized to transport VA patients. He says he has had several calls from those patients discussing that. He says they have had to stop on 690 and slam the doors shut because they come unlatched or they stop and manually lift up the lift gate because it drifts down as they are going down the road. He says Wilt mentioned that he had \$20,000 dollars put aside for a vehicle.

Tuesday, August 25, 2015

245

Motion by Baxter to move \$25,000 dollars to Veterans Budget for the vehicle, 2nd by Lattimore.

Vitale says not that he wouldn't support that but he thinks Wilt needs to go out to bid to get the specs. Farrell says perhaps it can go back to committee. He says Sinclair and he had a discussion about this and Wayne County just received a grant to replace their bus but were also able to raise some funds. He says perhaps we could reach out to them to find out what avenue they went down. He says he is all for it but would just like a little more information. Whitman asks where the \$25,000 is coming from and Baxter says fund balance. Runkle says to have it come out of contingency. Baxter says wherever it is best to come from.

Motion by Batman to table to go back to committee next month, 2nd by Bennett, all in favor except Whitman, Baxter, Runkle and Lattimore.

Motion by Whitman to adjourn at 8:10PM, 2nd by Bennett, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
September 22, 2015 at 6:30PM**

CALL TO ORDER: Hon. Tim Lattimore, Deputy Chairman called the meeting to order at 6:30PM

ROLL CALL: Sheila Smith, Clerk of the Legislature all Legislators present except, Ryan Foley, Keith Batman, and Michael Chapman

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER: Moment of silence for the September 11th victims

DEATHS: Our sincere condolences to the families and friends of:
Paul O'Connor Jr., former Deputy Sheriff of Cayuga County

PROCLAMATIONS: Freedom from Workplace Bullies Week, October 18-24, 2015
Sheriff's Week in Cayuga County
National Disability Employment Awareness Month

PUBLIC BE HEARD:

If you wish to speak notify your Legislator, who will grant you privilege of the floor. You will be allowed to speak for 3 to 5 minutes. You must state your name and address. **Kevin Jones says his stepdaughter died of a heroin overdose on May 8, 2013. He says she was a very great person but started going through depression and picked up on heroin. He says she started going to treatment but the insurance company said that she did not really need any treatment. He says they wanted them to pay \$70.00 a day three times a week to get her treatment. He says he offered to do it but she would not allow it. He says she died about three weeks after that. He says there is an epidemic in the county. He says very little has changed since the taskforce came through Auburn last year. He says there has not been one new rehab brought into central New York or crisis center. He says detox is now even harder to get. He says that our kids are dying out there and it is affecting every level of society right now. He says he has talked to every congressman in this area and he has gone as far as he can. He is hoping maybe the legislature can help him. Lattimore says that we have had 16 heroin deaths in this county alone. He says there is a meeting at CC's tomorrow at 6:30 to try and make some headway.**

MINUTES: For Approval: 8-25-15- Attached, Motion by Didio, 2nd by Pinckney, all in favor.

CCC REPORT: Dr. Brian Durant- Attached

Didio asks Durant if we are any closer to student housing. Durant says a great deal of effort has been done and last year a study was done to look at the need and capacity. He says it came back that there is that need. He says one of his goals this year will be student housing. He says the next step in his mind is to do a full

evaluation of the services in place at the college to support a 24/7 learner. He says that we need to be sure that if we have student housing we have the learning and social environment for them to be successful. He believes they are well equipped to do that but it deserves an evaluation. He says they will then progress forward with their trustees to look at what time is the right decision to move to the next steps. He thinks all indications thus far say it could be a favorable project for the college. He says we just need to make sure we go about it the right way to make it a successful project. Lattimore says he attended the last board meeting and as a member of government operations they are invited every month to attend. He says he asked to speak for a moment at the meeting and some of the members were a little taken a back. He thinks elected/public officials should be recognized when they are participating in the meeting. He says if they come here they can speak to any subject they wish. Durant says they appreciated his comments. He says it is all about the procedure of it all. He says he was allowed to participate and had a good perspective so hopefully we answered any questions and thanks for attending.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Didio discusses the Inter County Association of Western New York and says this month's meeting is in Lake Placid for the NYSAC. He says therefor there will be no report on a specific meeting. He says they have a resolution meeting that is held during the three day period of the conference. He says next month's meeting is in Wayne County and he will be here to report it. He says the Alcohol & Substance Abuse Committee and everything that Mr. Jones has presented tonight is on top of the table. He says he does not have any quick answers for it. He says they do more than talk and they have to continue to talk to move forward. He says where we are going they are hoping will be in the best interest of all the families and kids in this area. He says it would be in the best interest of people here to attend tomorrow night at 6:00 PM at CC's to see if we can be of some service. He discusses the inspection committee and the blue-green algae in Owasco and Como Lake. He says some of it has been found to be toxic. He says they do have the DEC coming right out as soon as we call to test it. He says we just cannot get the answers right away that we need. He says if you check your Water & Sewer bill for this month you might see something in the right hand corner. He says the bill includes a Watershed Inspection Fee which says 0.063 percent of water use. He says to not be alarmed because that whole figure for the year will cost \$2.52 which will go in to help what we need as help on that lake.

Lattimore says he emailed some information on Blair Construction, located on North Street in Auburn. He says they made the spire for the top of the One World Trade Center and thinks the County should be very proud of that company. He says the Governor has taken Indian Point down by the city which produces about 25% of the city's power. He says it is clean power and probably the best power that can be produced for the environment. He says the Governor has ideas for micro grids and other things that he wants to do for the power, solar, and wind. He says we should keep an eye on it because it is critical to everyone to have clean and cheap power.

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair – No report received

CHAIRMAN'S REPORT: Michael Chapman

APPOINTMENTS AND RE-APPOINTMENTS: NONE

Motion by Didio to waive reading of communications, 2nd by Pecher, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

1. NYS Department of Taxation and Finance- List of Certified 2015 State Equalization Rates

CAYUGA COUNTY LEGISLATURE

RESOLUTIONS 9-22-15

RESOLUTION NO. 286-15

09/22/15 AP Audit September 2015(A)

**AUTHORIZING THE COUNTY TREASURER TO PAY AUGUST 11-24, 2015
AUDIT OF CLAIMS**

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **September 22, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$1,075,813.67, 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 16, 2014.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 287-15

09/22/15 AP Audit September 2015(B)

**AUTHORIZING THE COUNTY TREASURER TO PAY AUGUST 25-
SEPTEMBER 8, 2015 AUDIT OF CLAIMS**

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **September 22, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$1,024,622.01, 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 16, 2014.

Signed by Runkle, Baxter, Didio, Mahunik, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 288-15

9.22.15 COA matter of town of Throop rev 2

AUTHORIZING THE COUNTY ATTORNEY TO COMMENCE AN ACTION AGAINST THE TOWN OF THROOP AND VARIOUS TOWN OFFICIALS AND EMPLOYEES TO SEEK COMPLIANCE WITH THE NEW YORK CIVIL SERVICE LAWS, RULES AND REGULATIONS.

BY: Hon. Joseph Runkle, Chair Ways & Means Committee

WHEREAS, the Cayuga County Civil Service Commission has been attempting to seek and assist the Town of Throop, its officials and employees with compliance with the New York State civil Service laws rules and regulations since 2013; and

WHEREAS, various officials and employees of the Town of Throop have insisted incorrectly that the Town of Throop is not subject to the New York State Civil Service laws, rules and regulations as enforced by the Cayuga County Civil Service Commission; and

WHEREAS, a subpoena duces tecum was served upon the Town of Throop Supervisor, Town Clerk and Bookkeeper seeking testimony and the production of records and books before the County Civil Service Commissioners; and

WHEREAS, the Town of Throop, the Town Supervisor, Bookkeeper and Town Clerk refused and failed to comply with the subpoena duces tecum; and

WHEREAS, the Cayuga County Civil Service commission voted to pursue legal action against the Town of Throop, its various officers and employees to seek judicial intervention in enforcing the subpoena duces tecum and compliance with the New York State Civil Service laws, rules and regulations; and

WHEREAS, the Cayuga County Ways and Means committee was approached and recommends that the Cayuga County Legislature join with and support the Cayuga County Civil Service Commission in its efforts to seek compliance with the Civil Service laws, rules and regulations; now therefore be it

RESOLVED, that the Cayuga County Attorney is authorized and directed to commence one or more actions against the Town of Throop, its officers and employees to seek judicial intervention in enforcing the subpoena duces tecum and compliance with the New York State Civil Service laws, rules and regulations

Signed by Baxter, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 289-15

Date 9.22.15 RPS leavebank

AUTHORIZING THE CREATION OF A TEMPORARY LEAVE BANK FOR A CAYUGA COUNTY OFFICE OF REAL PROPERTY SERVICES EMPLOYEE

BY: Mr. Joseph Runkle, Chairperson Ways & Means Committee

WHEREAS, an employee of the Cayuga County Office Real Property Services is facing an extended leave due to an ongoing medical condition; and

WHEREAS, this employee has worked for the Cayuga County Office of Real Property Services for five years and has exhausted accruals; and

WHEREAS, a sick bank is requested to create a temporary leave bank at the request of fellow employee to address the immediate loss of income for the employee; now be it further

RESOLVED, that the Cayuga County Legislature authorizes this temporary leave bank; and be it further

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

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

Signed by Baxter, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 290-15

DATE: 09/22/15 OFA BIPAgSvSp

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF THE OFFICE FOR THE AGING TO CREATE/FILL AN AGING SERVICES SPECIALIST AND AMEND THE 2015 OFFICE FOR THE AGING BUDGET

BY: Mr. Patrick Mahunik, Chair, Health & Human Services Committee, and Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the Office for the Aging is charged with the responsibility of providing a single point-of-entry to provide information and assistance for long term care services through the NY Connects Long Term Care office; and

WHEREAS, the Office for the Aging has received additional funding through the NY Connects Balancing Incentive Program (BIP) to enhance these services in an effort to prolong placement of individuals into long term care facilities, thus saving Medicaid dollars; and

WHEREAS, in order to accomplish this goal it is necessary to hire an individual to screen clients and make appropriate referrals to various programs within the Long Term Care Office; and

WHEREAS, the additional funding will offset the increase in salary and fringe 100% with no additional county funds; and

WHEREAS, the Office for the Aging budget must be amended to reflect this change; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of Office for the Aging is hereby authorized to create/fill a F/T Aging Services Specialist; and be it further

RESOLVED, that the County Treasurer be authorized and directed to amend the Year 2015 Cayuga County Office for the Aging budget in the following manner:

Increase Revenue		
A67720 42772 State Aid OFA Programs		\$12,138
Increase Salary/Fringe		
A67721 51001 Full Time Salaries		\$ 9,900
A67721 58001 Social Security		\$ 758
A67721 58002 Retirement		\$ 1,188
<u>A67721 58005 Workers Comp</u>		<u>\$ 292</u>
Total Sal/Fringe		\$12,138

Signed by Mahunik, Bennett, Farrell, Foley, Pecher, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 291-15
9/22/2015 MHCcreateFillCMHProf9.2015
AUTHORIZING THE CREATION AND FILLING OF ONE COMMUNITY
MENTAL HEALTH PROFESSIONAL POSITION AT THE COMMUNITY
MENTAL HEALTH CENTER

BY: Patrick Mahunik, Chair, Health and Human Services Committee, and
Joseph Runkle Chair, Ways and Means Committee

WHEREAS, a Staff Social Worker (position code 2136) at the Community Mental Health Center (CMHC) has submitted a resignation; and

WHEREAS, the position must be filled in order to meet the needs of Cayuga County residents; and

WHEREAS, many of the clients served by the CMHC have co-occurring disorders, mental health and substance abuse; and

WHEREAS, it would be a benefit to many of our clients to work with a dually certified professional; and

WHEREAS, the Cayuga County Civil Service Commission has approved the job specifications for the title of Community Mental Health Professional which encompasses training and skill sets in both mental health and substance abuse services; and

WHEREAS, the position will generate fee for service revenue in excess of the total cost of the position; now, therefore, be it

RESOLVED, that one Community Mental Health Professional position be created and placed within Part I of the Cayuga County Compensation Plan under Mental Health at pay grade 30, and be it further

RESOLVED, that the Director of Community Services be authorized and directed to fill the position of Community Mental Health Professional in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County. Signed by Mahunik, Bennett, Farrell, Foley, Pecher, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 292-15
9/22/15 MH Contract LCSW2015
AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES AND THE
CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN A
CONTRACT FOR LICENSED CLINICAL SOCIAL WORK SERVICES.

WHEREAS, the Community Mental Health Center needs additional licensed clinical social work services in order to meet the need in the County; and

WHEREAS, Monica Lacey LCSW PLLC has expressed a willingness to provide services to the County on a contractual basis at the following rates:

\$65 per extended therapy visit as defined by Medicaid regulations
\$30 per extended therapy visit for individuals with private insurance
\$20 per hour spent in supervision; and

WHEREAS, contracted services do not incur additional costs for fringe benefits, and time off resulting in lost revenue for the department, or legacy retirement costs; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to enter into an agreement with Monica Lacey LCSW PLLC for

the provision of licensed clinical social work services not to exceed 21 hours per week. Signed by Mahunik, Bennett, Farrell, Foley, Pecher, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 293-15

(September 22, 2015) HS Fill Medicaid Examiner

AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO FILL A HUMAN SERVICES EXAMINER POSITION (100% FUNDED) IN THE MEDICAID UNIT OF SOCIAL SERVICES

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, there is a Human Services Examiner vacancy (position control #2142) in the Medicaid Unit of Social Services; and

WHEREAS, this position is necessary for the effective and efficient operation of the Medicaid Unit of Social Services; and

WHEREAS, this position is 100% state and federally funded; and

WHEREAS, sufficient funding exists in the 2015 Social Services' Budget to support this position; NOW, THEREFORE, BE IT

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

Signed by Mahunik, Bennett, Farrell, Foley, Pecher, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 294-15

9/22/2015 MH Create Fill CMH Prof 9.2015#2

AUTHORIZING THE CREATION AND FILLING OF ONE COMMUNITY MENTAL HEALTH PROFESSIONAL POSITION AT THE COMMUNITY MENTAL HEALTH CENTER DUE TO RE-ASSIGNED DUTIES

BY: Patrick Mahunik, Chair, Health and Human Services Committee, and
Joseph Runkle, Chair, Ways and Means Committee

WHEREAS, the Community Mental Health Center (CMHC) was awarded an increase in State Aid for Single Point of Access (SPOA) funding in recognition of the additional responsibilities expected of the Local Governmental Unit as the result of expanded Home and Community Based Services Waiver services; and

WHEREAS, these waiver services are designed to support eligible children in the community who might otherwise require residential care; and

WHEREAS, a Staff Social Worker (position code 5146) has been providing leadership for these efforts and will now be required to devote additional time to that function thereby reducing time available for direct care and reimbursable services; and

WHEREAS, the direct care function must be fulfilled in order to meet the needs of Cayuga County residents; and

WHEREAS, many of the clients served by the CMHC have co-occurring disorders, mental health and substance abuse; and

WHEREAS, it would be a benefit to many of our clients to work with a dually certified professional; and

WHEREAS, the Cayuga County Civil Service Commission will review the job specifications at their next meeting for the title of Community Mental Health Professional which encompasses training and skill sets in both mental health and substance abuse services; and

WHEREAS, the position will generate fee for service revenue in excess of the total cost of the position; now, therefore, be it

RESOLVED, that, pending Civil Service Commission approval, one Community Mental Health Professional position be created and placed within Part I of the Cayuga County Compensation Plan under Mental Health at pay grade 30, and be it further

RESOLVED, that the Director of Community Services be authorized and directed to fill the position of Community Mental Health Professional in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County. Signed by Mahunik, Bennett, Farrell, Foley, Pecher, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

**RESOLUTION NO. 295-15
9/22/2015 MH SPOA.StAid2015**

**AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO ACCEPT
ADDITIONAL STATE AID FUNDING FROM THE NEW YORK STATE OFFICE
OF MENTAL HEALTH FOR CHILDREN’S SERVICES**

BY: Mr. Patrick Mahunik, Chair, Health and Human Services Committee, and
Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the Community Mental Health Center of Cayuga County has been selected by the NYS Office of Mental Health to receive additional State Aid for Single Point of Access (SPOA) services for children commencing July 1, 2015; and

WHEREAS, in order to carry out the terms of this funding, the 2015 Mental Health Department budget must be amended so as to provide the appropriations and revenues necessary to implement the project; now, therefore, be it

RESOLVED, that the Director of Community Services be authorized to accept these funds in the annual amounts of \$43,360 (2015) and \$86,720 (2016); and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all necessary journal and accounting entries and to amend the Mental Health Department’s 2015 budget in the following manner;

Increase revenue A43100-43500 MH Reinvest	\$ 43,360
Increase expenditures A43101-51001 Salaries	\$ 27,540
Increase expenditures A43101-58002 Retirement	\$ 4,478
Increase expenditures A43101-58005 Wks Comp	\$ 888
Increase expenditures A43101-58001 Soc Security	\$ 2,123
Increase expenditures A43101-58003 Health Ins	\$ 3,538
Increase expenditures A43101-58004 Dental Ins	\$ 197
Increase expenditures A43104-54067 Conf Fees	\$ 500
Increase expenditures A43104-54070 Stat & Forms	\$ 300
Increase expenditures A43104-54074 Dept Expense	\$ 3,046
Increase expenditures A43104-54075 Telephone	\$ 250
Increase expenditures A43104-54112 Mileage	\$ 500

Signed by Mahunik, Bennett, Farrell, Foley, Pecher, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 296-15**DATE: 09/22/15 OFA B&Acontract****AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF THE OFFICE FOR THE AGING TO SIGN A CONTRACT
WITH BOYLE & ANDERSON P.C. FOR LEGAL SERVICES**

BY: Mr. Patrick Mahunik, Chair, Health & Human Services Committee, and
Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the Office for the Aging had contracted with a local attorney to provide legal services to senior citizens in Cayuga County as required by federal Title IIIB funding; and

WHEREAS, the current contractor is unable to complete this contract; and

WHEREAS, Boyle & Anderson, P.C. is willing to contract with the Office for the Aging to continue providing this service for the period October 1, 2015 through December 31, 2015 with the balance of the contract totaling \$4,233; and

WHEREAS, funds were included in the 2015 Office for the Aging budget to pay for this service; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Director of the Office for the Aging are authorized and directed to enter into a contract with the above referenced subcontractor in an amount not to exceed the above referenced sum.

Signed by Mahunik, Bennett, Farrell, Reginelli, Foley, Pecher, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 297-15**(September 22, 2015) HD HRI Integrated Cancer Serv. 2015****AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF HEALTH DEPARTMENT TO RENEW THE CONTRACT WITH
HRI TO PROVIDE CLINICAL SERVICES FOR THE INTEGRATED CANCER
SERVICES PROGRAM**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Health Department's Integrated Cancer Services 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 Department be authorized to enter into a contract with Health Research, Inc. to accept federal funding for participation in the Integrated Cancer Services Program in the amount of \$24,000 for the period of June 30, 2015 through June 29, 2016; and be it further

RESOLVED, that the Director of Health Department be authorized to enter into subcontracts with agencies/individuals for the provision of clinical services for the Integrated Cancer Services Program 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 2015 Budget in the following manner:

Increase Appropriation Account #40234 54000	\$24,000
Increase Revenue Account #40230 43423	\$24,000

Signed by Mahunik, Bennett, Farrell, Foley, Reginelli, Pecher, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 298-15

9/22/15 IT BreachNotificationPolicy

ADOPTING THE CAYUGA COUNTY BREACH NOTIFICATION POLICY

BY: Michael Didio, Chairman, Government Ops

WHEREAS, the HIPAA Breach Notification Rule, 45 CFR §§ 164.400-414, requires HIPAA covered entities and their business associates to provide notification following a breach of unsecured protected health information; and

WHEREAS, in compliance with the demands by Federal regulatory authorities, Cayuga County is committed to safeguarding Personal Health Information (PHI) and all other forms of Personal Information (PI); and

WHEREAS, the Cayuga County Breach Notification Policy will provide a common standard for all staff regarding the processes and procedures for reporting a known or suspected information breach; and

WHEREAS, the County Attorney has reviewed this policy and has confirmed that it needs to be adopted; now, therefore be it

RESOLVED, that the County Legislature does hereby adopt the attached Breach Notification Policy, and be it further

RESOLVED, that the Policy be numbered Section 79 in the County Policy Manual and distributed by the Clerk of the Legislature to all County Department Heads; and be it further

RESOLVED, that the adopted policy be posted on the County's website by the Clerk of the Legislature; and be it further

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

Signed by Didio, Farrell, Foley, Lattimore, Runkle, and Vitale, all in favor.

RESOLUTION NO. 299-15

9-22-15 COL studentgovtsunset15

AUTHORIZING THE CLERK OF THE LEGISLATURE TO PAY THE SUNSET RESTAURANT FOR STUDENT GOVERNMENT DAY LUNCHESES FOR STUDENTS AND SCHOOL CHAPERONES.

BY: Michael Didio, Chairperson, Government Operations

Joseph Runkle, Chairperson of Ways & Means

WHEREAS, The Cayuga County Legislature will hold the annual Student Government Day on Tuesday October 27, 2015, with a luncheon to follow at the Sunset Restaurant; and

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

WHEREAS, funds have been appropriated in the adopted 2015 County Budget to pay for the lunches of the students and the School Chaperones attending Student Government Day; and

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

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

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

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

Signed by Didio, Farrell, Foley, Lattimore, Runkle, Vitale, Baxter, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 300-15

9.22.15 CCC Baumes gift of land

AUTHORIZING THE COUNTY OF CAYUGA TO ACCEPT A GIFT OF REAL ESTATE FROM MARTY BAUMES AND MARY BAUMES, SAID GIFT TO BE HELD IN TRUST FOR THE CAYUGA COMMUNITY COLLEGE AND AUTHORIZING AND DIRECTING THE CHAIRPERSON OF THE CAYUGA COUNTY LEGISLATURE TO EXECUTE DOCUMENTS TO IMPLEMENT THE INTENT OF THE RESOLUTION (2/3).

BY: Hon. Michael Didio, Chair Government Operations Committee

Hon. Joseph Runkle, Chair Ways & Means Committee

WHEREAS, Marty Baumes and Mary Baumes have agreed to donate certain real property to the County of Cayuga to be held in Trust for the benefit of the Cayuga Community College; and

WHEREAS, the property consisting of approximately 2.35 acres is a portion of 208 Grant Avenue, Auburn New York ,commonly known as Tax Map No. 109.65-1-3.1 see attached legal description; and

WHEREAS, the Cayuga Community College wishes to accept the gift and recommends to the County of Cayuga that it also accept the gift and hold said parcel in trust for the College pursuant to the New York State Education Law; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby accepts the generous gift from Marty Baumes and Mary Baumes consisting of approximately 2.35 acres which is a portion of 208 Grant Avenue, Auburn New York, commonly known as Tax Map No. 109.65-1-3.1 see attached legal description; and be it further

RESOLVED, that the real property consisting of approximately 2.35 acres which is described as a portion of 208 Grant Avenue, Auburn New York ,commonly known as Tax Map No. 109.65-1-3.1 be held by the County of Cayuga in trust for the Cayuga Community College pursuant to the New York State Education Law; and be it further

RESOLVED, that the Chairperson of the Cayuga County Legislature is hereby authorized and directed to execute any and all documents required to implement the intent of this resolution.

Signed by Didio, Farrell, Foley, Lattimore, Runkle, Vitale, Baxter, Mahunik, Pecher, Pinckney, and Whitman, resolution passed by 2/3 vote, all in favor except Bennett abstain, excused- Batman, Chapman, and Foley.

RESOLUTION NO. 301-15

September 22, 2015 PB designate CCCVB as TPA 2016

DESIGNATING THE CAYUGA COUNTY CONVENTION AND VISITORS BUREAU ("CCCVB") AS THE CAYUGA COUNTY TOURISM PROMOTION AGENCY ("CCTPA") FOR NEW YORK STATE GRANT FUNDING FOR THE 2016 STATE PROGRAM YEAR AND DESIGNATING THE PROGRAM

PROJECT DIRECTOR

BY: Mr. Paul W. Pinckney, Chair, Planning and Economic Development

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

WHEREAS, an New York State requires that an agency must be designated by resolution of the Cayuga County Legislature as the "Cayuga County Tourism Promotion Agency" or "CCTPA" for the specific purpose of making application to and receiving grants from most New York State grant programs; NOW THEREFORE, BE IT

RESOLVED, by the Cayuga County Legislature, that the Cayuga County Convention and Visitors Bureau is hereby designated as the Cayuga County Tourism Promotion Agency ("CCTPA") and is authorized to make application to receive grants on behalf of Cayuga County pursuant to the New York State Tourism Act for the 2016 Program Year; and be it further

RESOLVED, that Meg Vanek, Executive Director of the Cayuga County Convention and Visitors Bureau is hereby designated as the CCTPA Program Project Director. Signed by Pinckney, Baxter, Farrell, Foley, Lattimore, and Reginelli, all in favor.

RESOLUTION NO. 302-15

(9/22/15) PT Accept Donation Est Cap Museum Pole Barn 9 15 rev 3

AUTHORIZING THE ACCEPTANCE OF A DONATION OF \$100,000 FROM CATHY AND LLOYD O'HARA FOR THE DESIGN AND CONSTRUCTION OF A 100 FOOT BY 40 FOOT POLE BARN ADDITION TO THE WARD W. O'HARA AGRICULTURAL MUSEUM AND ALLOWING THE ESTABLISHMENT OF CAPITAL "H" PROJECT NO. 15-06, WARD W. O'HARA AGRICULTURAL MUSEUM DISPLAY BARN, TO RECEIVE THE FUNDS AND FROM WHICH TO PAY ALL EXPENSES FOR THE BUILDING.

BY: By: Tucker Whitman, Chairman, Public Works

Joe Runkle, Chairman, Ways and Means Committee

WHEREAS, Resolution No. 169-15 authorized the purchasing department to advertise for interested parties to submit proposals for the design and construction of the code compliant 100 foot by 40 foot pole barn, and

WHEREAS, Cathy and Lloyd O'Hara have agreed to donate a collection of antique farm equipment including tractors and implements and they have agreed to donate \$100,000 for the design and construction of a pole barn to house the equipment; and

WHEREAS, one of the Key Project components of the Emerson Park Master Plan was to "Enhance and Support the Ward W. O'Hara Agricultural Museum and the Dr. Joseph F. Karpinski Educational Center; and

WHEREAS, the Cayuga County Agricultural Museum Commission and the Park Commission agrees and supports accepting these generous gifts; and

WHEREAS, the low bidder on the project was Secor Lumber from Savannah, NY with a bid of \$64,316.89 for the building, the electrical and the 12' ceiling height (see attached L-Form); and

WHEREAS, Cayuga County Soil and Water District will do the site work and the trench for the electrical line for a price of \$19,000 for a total of \$83,316.89 leaving \$16,683.11 for the concrete floor, finishing the inside of the building and the concrete approaches to the building; and

WHEREAS, the Director of the Ag Museum and the Superintendent of Buildings and Grounds will explore another option for the site work per Cayuga County Purchasing Policy for a price not to exceed \$19,000; now, therefore be it

RESOLVED, that the Treasurer is authorized and directed to accept the generous donation from Cathy and Lloyd O'Hara and to establish Capital "H" Project No. 15-06, (Ward W. O'Hara Agricultural Museum Display Barn) for the project the source of funding for the Project is the donation and from which to pay bills related to the project; and be it further

RESOLVED, that the Parks Department is authorized and directed to acquire all necessary permits and approvals for the project; and be it further

RESOLVED, that the County Attorney is authorized and directed to draw up agreements with site vendor as determined by purchasing policy and Secor Lumber for the project; and be it further

RESOLVED, that the Chairman of the Cayuga county Legislature is authorized to sign all documents to carry out the intention of this resolution.

Signed by Whitman, Bennett, Pecher, Vitale, Baxter, and Pinckney, all in favor.

RESOLUTION NO. 303-15

Date: September 22, 2015 HWY Award Booth Rd Bridge

AWARDING MATERIALS FOR BOOTH ROAD BRIDGE REHABILITATION PROJECT OVER THE OWASCO INLET

BY: Tucker Whitman, Chairman, Public Works Committee

Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, Barton and Logudice prepared bid specifications for materials for the Booth Road Bridge rehabilitation project over the Owasco Inlet; and

WHEREAS, two bids were received; Chemung Supply Corporation and STS Steel, Incorporated submitted bids; and

WHEREAS, the STS bid was incomplete and did not have all the materials; and

WHEREAS, Chemung Supply Corporation had the lowest responsible bid with a cost of \$150,288.00, to supply the necessary materials to rebuild Booth Road Bridge, BIN# 3311620; and

WHEREAS, there is funding in the D51134 54107 (Bridge) account for said project materials in an amount not to exceed \$150,288.00; and be it

RESOLVED, that Chemung Supply Corporation, be contracted for the materials needed for the Booth Road Bridge Rehabilitation Project; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature sign all contracts, to implement the intent of this resolution; 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 Whitman, Mahunik, Pecher, Runkle, Didio, Baxter, and Pinckney, all in favor.

RESOLUTION NO. 304-15

Date: September 22, 2015 HWY purch service truck

**AUTHORIZATION FOR THE HIGHWAY SUPERINTENDENT TO PURCHASE
A 2016 SERVICE TRUCK**

BY: Tucker Whitman, Chairman, Public Works Committee

Joseph Runkle, Chairman, Ways and Means Committee

WHEREAS, in the 2015 Highway Department budget, funds were budgeted in Account No. DM51302 52002 for the purchase of one Service Truck with a utility body and crane; and

WHEREAS, the County can purchase the service truck with utility body and crane not to exceed \$75,000, from Onondaga County contract No. 2015-7974, thereby eliminating the cost and time of bidding; and

WHEREAS, this truck is necessary and critical components of the Highway Department for servicing county equipment as well as equipment owned by other municipalities; now therefore be it

RESOLVED, the Highway Superintendent is authorized to purchase a 2016 Ford F550 from VanBortel Ford from appropriated and budgeted funds in Account No. DM51302 52002; and be it further

RESOLVED, that the total cost of the service truck with a utility body and crane is not to exceed \$75,000, and be it further;

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries necessary to carry out the intent of this resolution and be it further;

RESOLVED, that a 1995 Chevrolet C3500, VIN# 1JBHC34F0SE230965, be declared surplus, auctioned with the proceeds to go into account DM51300-42665 EQUIPMENT

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 305-15

Date: September 22, 2015 HWY laundry contract

**AUTHORIZING THE HIGHWAY SUPERINTENDENT AND CHAIRMAN TO
EXTEND THE CONTRACT FOR LAUNDRY SERVICES FOR ONE
ADDITIONAL YEAR**

BY: Tucker Whitman, Chairman, Public Works Committee

Joseph Runkle, Chairman, Ways and Means Committee

WHEREAS, laundry was budgeted in the 2015 Highway budget at a cost of \$8,000 in account DM51304 54044 and \$1,200 in account DM51314 54044; and

WHEREAS, monies are used to provide clothing for the welder and mechanics at the Highway Department and Motor Pool; and

WHEREAS, the current contract for laundry services is up for renewal; and

WHEREAS, Coyne Textiles will extend current pricing for an additional year at no increased costs;
now, therefore be it

RESOLVED, to authorize the Highway Superintendent and Chairman to enter into a contract for laundry services for one year with Coyne Textiles; and be it further

RESOLVED, that the County Attorney will check the contract before the Highway Superintendent and Chairman of the Legislature sign it.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 306-15

9/22/15 HWY Summerhill MOU

AUTHORIZING THE CAYUGA COUNTY HIGHWAY SUPERINTENDENT TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE TOWN OF SUMMERHILL

WHEREAS, the Cayuga County and the Town of Summerhill each provide snow and ice removal in the Town of Summerhill; and

WHEREAS, Cayuga County and the Town of Summerhill desire to work more efficiently in plowing within the Town of Summerhill; and

WHEREAS, the parties believe that a Memorandum of Understanding is warranted to set forth their agreement on the provision of a shared service agreement; and

RESOLVED, that the Cayuga County Highway Superintendent is hereby authorized and directed to enter into a Memorandum of Understanding which sets forth the guidelines for the provisions shared plowing services.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 307-15

September 22, 2015 hwy/lwrspdlmtw-srd

AUTHORIZATION TO REQUEST LOWER SPEED LIMIT ON A PORTION OF WEEDSPORT SENNETT RD.

BY: Tucker Whitman, Chairman Public Works Committee

Joseph Runkle, Chairman Ways and Means Committee

WHEREAS, Weedsport Sennett Rd., County Route 12, is a County Highway located in the Towns of Sennett and Brutus; and

WHEREAS, a portion of this Highway near the hamlet of Sennett is posted at 35 mph and the rest of the road within the Town of Sennett is posted at 55 mph; and

WHEREAS, the Town of Sennett is in support of lowering the maximum speed limit on Weedsport Sennett Rd.; now therefore be it

RESOLVED, under Section 1622.1 of the Vehicle and Traffic Law, the County of Cayuga requests that NYSDOT establish a lower speed limit of 35 mph on a portion of Weedsport Sennett Rd., CR 12 beginning at house #7855 and ending house # 7934 and to reduce the speed limit from 55 to 40 mph house #7934 and ending at intersection with Shepherd Rd.; and be it further

RESOLVED, that the Cayuga County Highway Superintendent will submit a Form TE9 as well as this resolution to the NYSDOT for their approval.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 308-15
(9/22/15) PT amend resolution 271-15 Dog Park Cap H
AMENDING RESOLUTION 271-15 TO CHANGE THE CAPITAL "H"
PROJECT NUMBER TO 15-05

BY: Hon. Tucker Whitman, Public Works Chairperson
Hon. Joseph Runkle, Ways and Means Chairperson

WHEREAS, by Resolution 271-15 the Cayuga County Legislature did hereby authorize the establishment of Capital "H" Project No 15-04, Emerson Park Dog Park, for the construction of a Dog Park on the Fleming side of Emerson Park, with the source of funding to be the capital reserve established by Resolution No. 212-12; and

WHEREAS, it has been discovered that the resolution referenced a Capital "H" Project Number which was already in existence; and

WHEREAS, Resolution No. 271-15 must be amended to correct the use of a duplicate Capital "H" Number and to thereby void any confusion which might be created by having two projects utilize the same Capital "H" Project Numbers; now therefore be it

RESOLVED, that Resolution No. 271-15 is hereby amended to change the Capital Project Number from 15-04 to 15-05; and be it further

RESOLVED, that all of the other terms and conditions found at Resolution No. 271-15 shall remain the same.

Signed by Whitman, Mahunik, Pecher, Runkle, Baxter, Didio, and Pinckney, all in favor.

Motion by Pinckney to table, 2nd by Baxter, all in favor.

TABLED (Draft)
RESOLUTION NO. 309-15
9/22/2015 BLD CLEANING AGREEMENT CH AND HPO 2015-16
AUTHORIZING THE CHAIRPERSON OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN AN AGREEMENT FOR THE CLEANING OF THE
CAYUGA COUNTY COURTHOUSE AND THE HISTORIC POST OFFICE

BY: Hon. Tucker M. Whitman, Chairman, Public Works Committee, and
Hon. Joseph Runkle, Ways & Means Committee.

WHEREAS, Resolution No. 276-15 authorized and directed the County Administrator to issue an RFP for the cleaning of the Cayuga County Courthouse and the Historic Post Office; and

WHEREAS, RFP #ITB 2015-17 titled "Cleaning Services for various Cayuga County Buildings" was issued on August 26, 2015 with a due date of September 11, 2015; and

WHEREAS, by the time of the September Legislative meeting the results of the RFP will have been reviewed by the County Attorney, the County Administrator and the Superintendent of Buildings and Grounds with input from the Unified Court System to recommend the best qualified bidder; and

WHEREAS, County Attorney, the County Administrator and the Superintendent of Buildings and Grounds with input from the Unified Court System recommend an agreement with _____; now there for let it be

RESOLVED, that the Chairperson of the Cayuga County Legislature is authorized and directed to sign any and all documents to implement the intent of this resolution.

RESOLUTION NO. 310-15**9.22.15 PT pavilion acoustic project license agreement**

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO NEGOTIATE AND EXECUTE AN AGREEMENT TO PERMIT THE EMERSON FOUNDATION THROUGH THE ENTITY EMERSON PARK PAVILION, LLC TO LICENSE THE PAVILION FROM H&J HOSPITALITY, INC. AND THE COUNTY TO INSTALL ACOUSTICAL PANELS ON THE CEILING OF THE BALLROOM AND THE INSTALLATION OF SOUND ATTENUATORS IN THE DUCTWORK OF THE PAVILION HVAC SYSTEM.

(2/3).

BY: Hon. Tucker Whitman, Chairperson, and Public Works

Hon. Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, the Emerson Foundation and the County of Cayuga anticipate partnering for the renovation reconstruction and capital improvement of the Emerson Park Pavilion to License the Pavilion from H&J Hospitality, Inc. and the County to Emerson Park Pavilion, LLC for the purpose of permitting the Emerson Park Pavilion, LLC to install acoustical panels on the ceiling of the ballroom and the installation of sound attenuators in the ductwork of the HVAC system; now therefore be it

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to enter into negotiations with the Emerson Foundation, Emerson Park Pavilion, LLC, and H&J Hospitality, Inc. and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute a License Agreement between Emerson Park Pavilion, LLC, H&J Hospitality, Inc., and the County of Cayuga

RESOLVED, that this resolution shall take effect immediately

Signed by Whitman, Mahunik, Pecher, Runkle, Baxter, and Pinckney, all in favor.

RESOLUTION NO. 311-15**(08/26/15) PRO Fill Clerk-Part Time**

AUTHORIZATION TO FILL ONE (1) CLERK PART-TIME POSITION IN THE CAYUGA COUNTY PROBATION DEPARTMENT

BY: Terry Baxter, Chair, Judicial & Public Safety Committee, and

Joseph Runkle, Chair, Ways and Means Committee

WHEREAS, the position has been vacated by retirement, and

WHEREAS, the need to fill this position is now necessary to continue processing required clerical work and to maintain efficiency within the Probation Department; and

WHEREAS, there is existing money in the A31401-51002 line of the Probation Department budget to accommodate the wages of the Part Time Clerk; now, therefore be it

RESOLVED, that the Part Time Clerk position be filled in the Cayuga County Probation Department; and be it further

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

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 312-15

Date: 9/22/15 SHR DetLtVacancy

AUTHORIZE THE SHERIFF TO FILL THE DETECTIVE LIEUTENANT POSITION IN THE CRIMINAL INVESTIGATION DIVISION OF THE CAYUGA COUNTY SHERIFF'S OFFICE.

BY: Terrance Baxter, Chairman, Judicial & Public Safety Committee
Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, a vacancy in the Cayuga County Sheriff's Department Criminal Investigation Division has occurred due to the retirement of the Detective Lieutenant (Position Control No. 001925-SYS) effective September 30, 2015; and

WHEREAS, the services provided by the position of Detective Lieutenant are critical for smooth and efficient operations of the Sheriff's Office Criminal Investigation Division and maintaining safety and well-being in Cayuga County; and

WHEREAS, this position is clearly designated and accepted in the 2015 Cayuga County Sheriff's Law Enforcement Budget Line - Salaries Full Time (A31101 51001); now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill the Detective Lieutenant Position in the Criminal Investigation Division of the Cayuga County Sheriff's Office; and be it further

RESOLVED, the employee hired will be placed at the appropriate step within the Deputy Sheriff's Police Association Compensation Plan for 2012-2013; and be it further

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

Signed by Baxter, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 313-15

Date: 9/22/15 SHR FillDetDepShPos

AUTHORIZING THE CAYUGA COUNTY SHERIFF TO PROMOTE A DEPUTY SHERIFF TO A VACANT DETECTIVE POSITION IN THE CRIMINAL INVESTIGATION DIVISION AND TO BACKFILL THE DEPUTY SHERIFF VACANCY CREATED BY SAID PROMOTION

BY: Terrance Baxter, Chairman, Judicial & Public Safety Committee
Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, a Detective Position (Control No. 001915-SYS) in the Cayuga County Sheriff's Department Criminal Investigation Division has become vacant due to the promotion of said Detective to Detective Lieutenant (Control No. 001925-SYS); and

WHEREAS, a Deputy Sheriff presently employed with the Cayuga County Sheriff's Office who has yet to be determined will be transferring to the Criminal Investigation Division leaving a vacancy in the Road Patrol Division; and

WHEREAS, the services provided by the positions of Detective and Deputy Sheriff are critical for maintaining the smooth and efficient operations of the Cayuga County Sheriff's Office and maintaining safety and well-being in Cayuga County; and

WHEREAS, these positions are clearly designated and accepted in the 2015 Cayuga County Sheriff's Law Enforcement Budget Line - Salaries Full Time (A31101 51001); now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to promote a Deputy Sheriff to Detective and to backfill the Deputy Sheriff Position made vacant by said promotion; and be it further

RESOLVED, the employees hired will be placed at the appropriate step within the Deputy Sheriff's Police Association Compensation Plan for 2012-2013; and be it further

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

Signed by Baxter, Pinckney, Reginelli, Whitman, Runkle, Mahunik, and Pecher, all in favor.

Discussion:

Mahunik asks if this is something we can out off for a month so we can wrap our heads a little more around the budget. He asks the Sheriff if there is a reason that this has to be done tonight. Gould says that last year there was a position taken away from the Sheriff's Department. He says we are down to bare minimum right no. He says we have four who are on extended sick leave and two are leaving for the state troopers next month. He says that will leave us with 2 to 3 maximum on a shift. He says we need to start replacing our people. He says we have a recruit that wants to transfer in from Cortland County and if it passed we can bring him on very quickly. Lattimore asks if this would save us from having to train the person and Gould responds yes. Gould says they have an academy very seldom so this position could be open another year. Vitale says so if the transfer does not happen then it could not be filled until the next academy. Gould says correct unless there is another transfer by some chance. Bennett asks why not wait to move them up until the other two are out of the academy so we do not lose a road deputy. He says he would much rather have a road deputy then a detective right about now. Gould says if we do not get the transfer in it could be another year before we get someone on the road. Bennett says but if the detective slot gets filled we will lose a road deputy. Gould says we have talked about this for months and we really need to fill the detective position. Baxter thinks it is not the job of this group of people to run the department. He says he thinks the Sheriff's pints are valid and he calls the question.

Motion by Farrell to reintroduce LEG-1, 2nd by Bennett.

Discussion:

Farrell reiterates that LEG-1 is calling for the day of a public hearing. He thinks that the opportunity for the public to come and express their views on the tax levy cap we should all welcome the opportunity. He says if there are people here who are against raising it they will have the opportunity to vote down the resolution and the budget if it includes a tax cap they don't agree with.

Motion by Baxter to table LEG-1 to October, 2nd by Didio.

Discussion:

Baxter says that it would still give us the option to complete this if we so chose. He

says he has some concern with the missing legislators because it would not be a very valid vote at this point.

Mahunik just wants to make the point that this does nothing more than give people the opportunity to come speak to us about their agreement or disagreement. He does not think this body does any favors to anybody if we say the public should not come talk to us. He says pushing it off another month does nothing more than kick the can down the road. He would like to get the opinion of the public sooner rather than later because we are going to have to make some tough decisions come November and December. He says he does not support tabling this at this time. Pecher says there is nothing to stop the public from coming to any meeting and expressing their opinions. Baxter says he was not trying to kick the can down the road he was just trying to give the resolution the best opportunity to pass. Lattimore says that is a good point and he would like to have the full legislature. Vitale does not think anyone here should be speaking for anyone else so he calls the question.

Motion by Baxter to table LEG-1, 2nd by Didio, motion passed by majority vote, Ayes- Whitman, Vitale, Pinckney, Runkle, Pecher, Baxter, Lattimore, Didio, Noes-Farrell, Bennett, Reginelli, Mahunik, Excused, Batman, Foley, and Chapman, 490/199/194.

TABLED

RESOLUTION NO. 314-15

9/22/15 LEGLLA LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT rev
FIXING DAY AND NOTICE OF PUBLIC HEARING ON ADOPTING LOCAL
LAW NO. ____ FOR THE YEAR 2015, A LOCAL LAW TO OVERRIDE THE TAX
LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c. (2/3)

BY: CAYUGA COUNTY LEGISLATURE.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on September 22, 2015, a proposed local law entitled: "LOCAL LAW NO. ____ FOR THE YEAR 2015, A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c." Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning the proposed local law before the Cayuga County Legislature on October 27, 2015, at 10:00 A.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Motion by Didio to adjourn at 7:18PM, 2nd by Baxter, all in favor.

MINUTES
SPECIAL LEGISLATURE MEETING
WEDNESDAY, OCTOBER 14, 2015, 6:30PM
160 GENESEE ST, 6TH FLOOR,
CHAMBERS, AUBURN, NY 13021

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order at 6:31PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislator's present except Mahunik, Pinckney, Reginelli, and Vitale.

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PRESENTATION: 2016 Tentative Budget- Attached

Discussion:

Farrell asks about the sales tax estimation. He says the latest report that we received from Orman was showing we were down 0.1 percent over last year. He says we budget a 1 percent increase for this year. He says so we are behind what we had budgeted and if that stays true then we will pretty much break even with last year. He says but we are forecasting a 2 ½ percent increase from what was budgeted so in reality with are wishing for a 3 ½ percent increase in sales tax next which seems extreme. Sinclair says she went back through history and she based it on a historical trend over time. Farrell says he remembers the statistics but we are already close to the end of the year and we would be down one percent from what was budgeted. He says if we are looking at a 2.49 percent next year in reality we would be looking at 3 ½ from where we are in an actual budget rather than a proposed budget. He says that to him is something that is a little bit of wishful thinking. Sinclair says that is certainly something the legislature can address.

TOPIC: Department Budget Reviews
Legislative Board
Ways & Means
Government Operations
Planning

Discussions:

Pecher asks how \$10,000 was put in the budget for Bass Masters Tournament. Sinclair says there was a request to support the tournament and at the time it worked out dollar wise so she put it on there. She says it is certainly something that the legislature can address if they do not wish to do that. Pecher asks how it worked out dollar wise. Sinclair says at the time she was sitting at 1.25 percent but

now she is not. Chapman says with that in mind would she withdraw it from the sheet. Sinclair says those are suggestions made to the legislature and they can choose to amend it. Chapman says as far as he can recall the legislature never took any action to request and inclusion of \$10,000. Batman says that there has been a request and if there needs to be a request from a legislator, he so requests. He says the points made in the request were two separate requests. He says one is that they need the funds. He says last year they did not use the funds because they did not need them. He says they have a pretty good track record of fiscal responsibility. He says the second reason that they need it is any community effort like this it is important to show that there is community support. He says they need the support of the county and it helps them raise money. He says to make certain that they are in position to make additional funds seems to him very powerful. Chapman asks what committee has vetted that request. He says he knows Bass Masters brings a good crowd with them and it is good for the community. He says if it has not been run through committee and given a chance to be vetted and approved he does not think it should be on the table tonight. Batman asks if any of the proposed change shave gone through committee. Chapman says that we are in committee right now. Batman says in that case he is vetting this through committee right now. Chapman says this is not a matter we should waste time on at this present moment. Lattimore says if this \$10,000 can help this community in which we receive hotel/sales tax and net difference is that we are in the plus. He thinks it is good for us to spend the \$10,000. Chapman asks Westphal if something comes from an external request if it should be vetted in a resolution and given approval. Westphal says he is hesitating because if he understands what Batman is saying is some of the requests that are Sinclair's list have not been through committee. Chapman says he understands that but he thought with such items such as Clarity Connect and Union Springs. He says he believes they were fully discussed in committee and had resolutions. He asks why we would not follow same procedure this time. Westphal says the Clarity Connect example was done after the budget was passed so maybe there would be a different distinction.

Motion by Whitman to remove the \$10,000.00 for the Bass Masters Tournament (A10104-54074), 2nd by Didio, motion passed by majority vote; Ayes- Whitman, Farrell, Runkle, Pecher, Baxter, Bennett, Didio, and Chapman; Noes- Batman, Lattimore, and Foley; Excused- Vitale, Pinckney, Reginelli, and Mahunik; 490/167/226.

Discussions:

Farrell asks Sinclair to research what the ramification would be if we removed Options for Independence, Cayuga Seneca, and SAVAR from the budget completely. He says the Chairman's proposal goes so far but he would like to be educated as what would happen if they would all disappear rather than a reduction in some of them. He also saw the reduction in regards to CENTRO which he would also like a better education as far as how that works. He says he never realized that we had the ability to be able to say we would like that reduced. Sinclair says that makes two of us. She says she did some research into it. She says we have one contract with CENTRO that is really irrelevant to this line item which is for

personalized bus service between us and Wayne County. She says apparently there is not a contract with the Regional Transportation Authority that it is a statue. She says she has not had a chance to fins that. She says the letter that was sent to us was dated October 13, 2014. She says it had a statewide figure that was around \$794,000 of which we were responsible for a match of something like 5.11 percent. She says it was a \$40,000 and something quarterly expenditure which if you multiply by 4 comes out to \$163,200. She says it appears at least on the face of that a reduction of \$13,000 would be okay. She says she has not had a chance yet to go beyond that to know what the terms are of the statue. Chapman says he did some research and took it to the Treasurer's Office. He says we have been paying the lower amount of \$163,000 and then a larger number has appeared. He says there is no reason to pay the larger number. Farrell asks why when the budget was created that it went to the \$176,200. Sinclair says because that is what we did last year and the year before.

Motion by Runkle to accept all of the retirement and housekeeping changes to the budget, 2nd by Whitman, all in favor.

Discussion on Chairman's Legislative Changes:

Chapman would like to take out \$3,000.00 from Option for Independence (A10144-54136). Runkle asks why he feels we can take \$3,000 out. Chapman says the budget number he thinks reflected two accounts. He says the account he talked to Padlick about that has the balance for the handicap violations and that reflects total money spent on that organization. Marinelli says Padlick set it up as trust account and they send it on promoting not parking in handicap spots. She says the account we are discussing is specifically spent on ramps and specific requests for individuals. She says they do not always spend the \$5,000 and sometimes it is less. She says they do historically spend the money but it is optional. Chapman says if the majority is not in favor of this then we can skip it and all are in favor of not taking the money out.

Motion by Baxter to not remove \$30,000.00 (per Chapman's proposal) from the Cornell Cooperative Extension budget (A29804-54000), 2nd by Batman, all in favor except, Whitman, Foley, Pecher, and Chapman.

Discussion:

Farrell asks what the ramifications of a \$30,000 would be and Ververs answers positions/salaries. Lattimore asks Ververs how much it multiplies when the county gives a buck. Ververs responds it is about 2.5 times the appropriation. Baxter says last year's cut to Cornell was quite crippling. He says people are working a four day week instead of five. He says money that we cut Cornell must cut and it cost the extension double what we cut. He says that it is a place that provides services to needy people. Pecher believes that Cornell Co Op is basically pointless now-days. He says that it has outlived its need. Batman thinks we need to make the decision on whether or not we support it or not. Foley asks if we had to go the route of making cuts on positions if Sinclair has any recommendations for those we would cut. Sinclair says it is not a list that she has written down. She says she

would want to work with the departments and she is not interested in publishing anything. She says if the legislature decides they needs to cut positions then she will do that and she will work with the department heads to make sure her ideas are the least disruptive to their department. Foley says the reason he asks is because he does not want to take anything off the table and to have different options.

Motion by Farrell to remove \$13,000.00 from CENTRO (A56304-54000), 2nd by Runkle, all in favor.

Motion by Baxter to only cut from the prior year allocation by \$34,000.00 from Soil & Water (A87304-54000), 2nd by Didio.

Motion by Batman to strike the request to remove \$50,000.00 Soil & Water budget (A87304-54000), 2nd by Runkle.

Motion by Baxter to amend the motion to reduce the cut that is in the budget to \$34,000.00 instead of \$64,000.00 from the Soil & Water budget (A87304-54000), 2nd by Didio, motion defeated by show of hands.

Motion on original motion by Batman to strike the request to remove \$50,000.00 Soil & Water budget (A87304-54000), motion defeated by show of hands.

Discussion:

Chapman says that he added another \$50,000 to the cut. He says the amount of dollars that other counties throughout New York State provide to Soil & Water's and without a doubt Cayuga County is still in the lead. Lattimore says he knows other counties might not have the amount of agriculture business that we have and because of percentage we have ours will be larger. He says the lakes that are in jeopardy we need soil and water to maintain them. He says our lakes are more important than some of our other issues. Baxter says after a lot of discussion their cut was reduced to \$35,000 last year instead of \$68,000. He says the argument he had at that time was if we were going to wean them off we could do it a little slower than just taking those large amounts away. He says it was somewhat agreed in our discussions last year that we would take away \$35,000 away each year giving them time to stay on their feet. He thinks it would be a reasonable approach to go. Runkle asks Kierst how other counties can survive or what do they not do that our county does. Kierst says the general answer is that all of the programs are different. He says a lot of other counties are perfectly content with having two people working there, doing drainage tiles and surveying. He says the difference that might separate us form Wyoming County is the amount of fresh drinking water we have at our fingertips. He says our water is pretty important to protect. He says another difference is the way that it is labeled. He says the money is not really separated out it is an appropriation. He says other counties have other programs and different counties do different things.

Motion by Runkle to increase the Interest Earnings (A13250-42401) by \$9,000.00, 2nd by Didio, all in favor.

Motion by Farrell to not make any reduction in the Promotion of Industry (A80214-54000 & A80214-54084), 2nd by Foley, all in favor.

Motion by Baxter to put back in \$1,000.00 in Clerk of Legislature Supplies (A10404-54049) & \$1,734.00 in Department Expense (A10404-54074), 2nd by Lattimore, all in favor.

Motion by Runkle to put back in \$200.00 in Veterans Telephone (A65104-54075), 2nd by Farrell, all in favor.

Motion by Baxter to accept all changes made on Legislative Changes, 2nd by Whitman, all in favor.

Motion by Runkle to restore the \$340.00 removed from Veterans Budget, 2nd by Baxter, all in favor except Farrell, Didio, Bennett, and Batman.

Motion by Runkle to reduce Contingency to \$100,000.00, 2nd by Baxter.

Motion by Foley to amend the Contingency Account to \$0.00, no 2nd.

Motion on original motion by Runkle, motion passed, all in favor except Farrell, Foley, and Batman.

Motion by Chapman to reduce the Provision for Salary Adjustment (A10174-54000) by \$150,000.00, 2nd by Baxter, all in favor except Farrell and Batman.

Motion by Batman to increase the County Clerk Fees (A14100-41255) by \$30,000, 2nd by Runkle, all in favor.

Motion by Baxter to accept all changes thus far, 2nd by Bennett, all in favor.

RESOLUTION NO. 315-15
10/14/15 COL LEG Budget Recommendations 10-14-15
CHANGES ALTERATIONS OR REVISIONS BY THE LEGISLATURE
FOR THE 2016 PRELIMINARY BUDGET.

BY: Cayuga County Legislature

WHEREAS, the Cayuga County Legislature has reviewed the 2016 Preliminary Budget that was filed with the Clerk of the Legislature; and

WHEREAS, the Cayuga County Legislature has proposed certain changes, alterations or revisions, (attached) in the 2016 Preliminary Budget by identifying specific account lines that could be amended, added, or deleted; now, therefore, be it

RESOLVED, that the Legislature hereby adopts these proposed changes, alterations or revisions to 2016 Preliminary Budget as set forth on the attached; and, be it further

RESOLVED, that these changes, alterations or revisions, as adopted, be incorporated into the 2016 Preliminary Budget to be submitted to a Public Hearing to be held November 18, 2015.

**LEGISLATIVE CHANGES
PASSED BY LEGISLATURE
TO AMEND THE 2016 PRELIMINARY BUDGET**

	PAGE REVENUE	EXPENSE	NEW TOTAL
Retirement Decrease - Line 58002			
A Fund			
Account			
A10101		(1,007)	15,846
A10401		(938)	12,769
A11621		(548)	8,036
A11651		(6,737)	105,796
A11661		(718)	12,225
A11671		(402)	6,853
A11681		(632)	10,769
A11691		(1,039)	20,276
A11701		(254)	4,006
A11851		(287)	3,756
A12301		(2,051)	34,953
A13201		(341)	7,827
A13251		(4,867)	82,945
A13551		(2,614)	47,399
A14101		(3,698)	61,869
A14111		(3,221)	56,502
A14201		(4,103)	59,361
A14301		(1,856)	29,047
A14501		(1,068)	15,217
A14601		(1,112)	18,964
A16101		(2,036)	34,690
A16201		(4,239)	68,805
A30201		(12,036)	191,044
A31101		(10,208)	604,507
A31401		(7,697)	131,159
A31501		(13,966)	911,938
A33151		(80)	1,237
A36401		(1,913)	32,606
A40101		(12,673)	201,458
A40451		(3,067)	46,921
A40821		(2,524)	40,160
A43101		(22,499)	367,673
A43131		(1,788)	30,463
A60101		(51,759)	871,852
A65101		(394)	6,725
A66101		(485)	8,261

A67721	(3,780)	68,103
A71101	(2,016)	31,216
A71131	(245)	4,175
A73101	(1,098)	17,420
A75101	(318)	5,818
A80201	(5,062)	78,734

A Fund Totals	0	(197,376)
----------------------	---	-----------

**Total Impact on A Fund
Balance (197,376)**

CD Fund**Retirement Decrease - Line 58002**

CD63701	(3,080)	
CD63704 54118 Contractual Agreements	3,080	

CD Fund Totals	0	0
-----------------------	---	---

**Total Impact on CD Fund
Balance 0**

D Fund**Retirement Decrease - Line 58002**

D50101	(2,534)	40,031
D51101	(20,818)	346,421

TOTAL	0	(23,352)
--------------	---	----------

**Total Impact on D Fund
Balance (23,352)**

DM Fund**Retirement Decrease - Line 58002**

DM51301	(3,315)	53,359
DM51311	(947)	16,148

TOTAL	0	(4,262)
--------------	---	---------

**Total Impact on DM Fund
Balance (4,262)**

**LEGISLATIVE CHANGES
PASSED BY LEGISLATURE
TO AMEND THE 2016 PRELIMINARY BUDGET**

	PAGE	REVENUE	EXPENSE	NEW TOTAL
Treasurer				
Increase Labor Contract				
A13254-54142			74,600	74,600
TOTAL		0	74,600	
Re-Classify Oneida Indian Revenue				
A13250-42721		(432,000)		
A13250-43014		432,000		
TOTAL		0	0	
Decrease Professional Services				
A13254-54059			(3,938)	4,300
TOTAL		0	(3,938)	
Legislative				
Municipal Dues				
A10144-54132			12,000	12,000
TOTAL		0	12,000	
Bass Master Tournament				
A10104-54074			0	
TOTAL		0	0	
County Attorney				
Increase Misc Revenue				
A14200-41274		5,400		13,400
TOTAL		5,400	0	
Board of Elections				
Increase Shoe Box funds				
A14504-54073		0	137,078	192,658
TOTAL		0	137,078	
Sheriff's Department				
Re-Allocate car funding				
A31102-52006			16,000	31,500
A31502-52006			(16,000)	0
TOTAL		0	0	

District Attorney

Correct Salary error

A11691-51001	(22,000)	174,000
A11691-58001	(1,617)	12,789
A11691-58002	(4,713)	16,602
A11691-58005	(649)	5,133
TOTAL	0	(28,979)

E-911

Adjustments

A30204-54135	3,000	10,000
A30204-54019	500	6,000
A30204-54063	(265,000)	295,000
TOTAL	0	(261,500)

Veterans

PT Clerk

A65101-51002	14,076	54,060
A65101-58001	1,035	10,326
A65101-58005	415	4,144
TOTAL	0	15,526

Parks

Correct error

A71104-54012	(76,500)	8,500
TOTAL	0	(76,500)

OFA

POE grant adjustment

A67721-51001	39,945	433,093
A67721-58001	3,057	38,900
A67721-58002	4,195	76,078
A67721-58003	11,619	68,727
A67721-58004	395	3,949
A67721-58005	1,179	15,565
A67720-43771	60,390	213,656
	60,390	60,390

Total Impact on A Fund**Balance (137,113)**

D Fund

DM Fund

Fund Positions

TOTAL 0 0

**Total Impact on DM Fund
Balance** 0

**LEGISLATIVE CHANGES
PASSED BY LEGISLATURE
TO AMEND THE 2016 PRELIMINARY BUDGET**

	PAGE	REVENUE	EXPENSE	NEW TOTAL
Treasurer				
Increase Interest Earnings		9,000		20,000
A13250-42401				
TOTAL		9,000	0	
Legislative				
CENTRO				
A56304-54000			(13,000)	163,200
TOTAL		0	(13,000)	
Contingent				
A10164-54000			(25,000)	100,000
TOTAL		0	(25,000)	
Provision for Salary Adjustment				
A10174-54000			(150,000)	100,000
TOTAL		0	(150,000)	
Clerk of Legislature				
Increase Accounts				
A10404-54049			1,000	3,000
A10404-54074			1,734	2,800
TOTAL		0	2,734	

County Clerk

Increase Clerk Fees

A14100-41255	30,000		680,000
TOTAL	30,000	0	

Veterans

Increase Accounts

A65104-54075		200	1,100
A65104-54058		50	250
A65104-54067		140	800
A65104-54084		150	600
TOTAL	0	540	

Total Impact on A Fund

Balance	(223,726)
----------------	------------------

Motion by Chapman to set a date for a public hearing in regards to overriding the tax levy limit, 2nd by Baxter, motion defeated by majority vote; Noes- Runkle, Pecher, Lattimore, Didio, and Foley; Ayes- Whitman, Farrell, Batman, Baxter, Bennett, and Chapman; Excused- Vitale, Pinckney, Reginelli, and Mahunik; 294/363/226. (442 votes required for simple majority)

**MINUTES
SPECIAL LEGISLATURE MEETING
WEDNESDAY, OCTOBER 21, 2015, 6:30PM
160 GENESEE ST, 6TH FLOOR,
CHAMBERS, AUBURN, NY 13021**

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order at 6:31PM

ROLL CALL: Sheila Smith, Clerk of the Legislature all Legislators present except Hans Pecher and Tim Lattimore

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

TOPIC: Department Budget Reviews
Judicial & Public Safety
Public Works
Health & Human Services

Motion by Batman to take out \$174,000.00 of the 1.3 so our tax cap is 1.25 so when we ask how we are doing the answer will be what the draw on the fund balance is, 2nd by Foley, all in favor except Whitman, Didio, Baxter, and Chapman.

Motion by Farrell to reduce the sales tax to a one (1) percent increase over last year, 2nd by Runkle, motion passed by majority vote, all in favor.

Motion by Chapman to keep the \$103,370.00 in Buildings & Grounds Budget and move it from cleaning costs to the building maintenance line, 2nd by Whitman, motion passed by majority vote; Ayes – Whitman, Vitale, Pinckney, Runkle, Baxter, Bennett, Reginelli, Mahunik, Didio, and Chapman; Noes- Farrell, Batman, and Foley; Excused- Pecher and Lattimore; 604/170/109.

Discussion:

Farrell says our elevator costs from year to year are \$12,000.00 per building. He asks Duckett what that cost is for. Duckett says it is annual maintenance and some things that are not covered. He says last year we got reduced rates that is why we are in better shape. Farrell asks what the annual cost would look like if we replaced them all. Duckett says the sometimes he has found it is easier to maintain the old stuff. He says there would still need be a maintenance agreement. Foley asks if Duckett can still maintain some projects with just 50,000. Duckett says his point is that they can spend as little or as much but sooner or later something will happened and we need to pay the piper. Mahunik offers the suggestion that this is a no brainer to maintain the 103,000 and take care of our infrastructure. Foley asks Duckett if he can still maintain some projects he wants to improve upon with

just \$50,000.00. Duckett says we can spend as little or as much as the legislature chooses to spend. He says the buildings need to be maintained and he could definitely use the money.

Motion by Farrell to reduce the Buildings & Grounds Vacation Buyout line (A16201 51008) from \$10,250.00 to \$0.00, 2nd by Bennett, motion passed by majority vote, all in favor.

Discussion:

Farrell asks about the vacation buyout and if it contractual. Duckett says he questioned that himself and says it was based on 2014 when two people left. He says at this point we do not have anyone retiring but could potentially.

Motion by Farrell to reduce the Agricultural Museum Equipment Trackable line (A7112-52100) from \$10,000.00 to \$0.00, 2nd by Bennett, motion defeated by majority vote; Noes- Whitman, Runkle, Baxter, Didio, Foley, Chapman; Ayes- Vitale, Farrell, Pinckney, Batman, Bennett, Reginelli, and Mahunik; Excused- Pecher and Lattimore; 394/380/109.

Discussion on Highway Budget:

Chapman asks Sinclair about the maintenance on the roads and bridges. He says he 2014 we had over 2 million dollars and we seem to be going down. Sinclair says the infrastructure with the highway could use some work. Sinclair says she is not clear on what he is asking. Chapman asks why we are heading in that direction because now it is 1.6 million. Sinclair says this number is not one she believes she put in. Chapman asks about the paving line and it has only increased half a million. Sinclair says it was all about trying not to hit the fund balance too much and stay on the tax cap. Chapman asks Wethey if he has any comments or concerns. Marinelli asks Wethey if he spent more 2014 because of the extra CHIPS funding and the budget was increased to spend it. Pinckney asks Wethey about a wish list from one of the meetings that was about 6 or 7 million to do everything. He asks if that is a correct number and Wethey responds yes. He says so here we are trying to band aid it with \$500,000 for the roads. He says this is why we are never going to get caught up. Chapman says that is his point too because we need some bigger numbers if we are going to fix anything. Vitale says with contractual being down a little over \$700,000 and machine rental is almost \$600,000 so that difference was all in one line. He says Wethey didn't ask for anymore in machinery rental. He says in 2014 we did something different because just in that one line is where \$600,000 is. He says he is not so concerned if Wethey is saying he is not going to have to rent the machines that he rented then. He says to the increasing by only \$500,000 that he is sure there is not a single legislator here that would not put 2 million into paving our roads but we also have a responsibility to create a budget that fits where our resources are. He thinks increases by \$500,000 is the appropriate thing to do. Foley asks Wethey if there is any type of plan for 500,000 and Wethey says is paves about 5.5 to 6.5 miles of road. Batman says he would go back to what Mahunik said and what we need to do is look at all of our capital

needs and looking at windfall amounts which requires analysis and a plan. He says we did authorize a review of the roads and when it is done we decide what to do with the roads. He says his biggest concern is what we are spending on operations. Didio asks when he thinks it would be the best time to do this. Batman says when we have the analysis of the roads. Wethey says hoping by the end of the year we will have the results. Farrell asks about the paving line that was originally 3.5 million and was reduced to 2.5 million. He says so when we talked about talking the one million dollars out and adding it back into capital improvements we are putting 500,000 or a million back in the paving line. Sinclair says the labor is unknown and is all budgeted through highway till we are clear on where it will go. She says she recognizes the dire to need to improve roads but there will be separate parts to the capital plan. Runkle asks about a line called professional services that in 2014 we spent \$7,000 and this year adopted a \$60,000 budget and next year back to \$25,000. He asks what goes into it that makes it vary so much. Wethey says this year it jumped very high due to the one man plowing. Whitman asks about the paving line and the \$500,000 added back into it is coming from fund balance. Sinclair responds that it would be coming out of fund balance. Whitman says he agrees with Batman and does not like to see fund balance being used for yearly budget items.

Motion by Whitman to not take the \$500,000.00 out of fund balance and that it goes onto the tax levy, 2nd by Baxter.

Discussion:

Marinelli says there are separate fund balances for the D and the DM. She says to use the D or DM has no effect on the tax levy. She says if the motion is made it can be drawn out of their fund balance. She says the A fund balance would stay the same. Sinclair says if she understands correctly Whitman does not want to use any fund balance. Whitman says correct he does not want to use any fund balance to repair roads. Runkle suggest s waiting until the end of the session to decide where the money comes from because we are not changing the budget right now. Motion by Whitman to withdraw his motion until further time.

Discussion on Highway Budget:

Batman asks with 5110 line item in regards to snow plowing salaries. He says he understands this is a cautionary move to wait and see but he asks if there is any projection on what might be saved with one man plowing. He says the intent was to save funds. Sinclair says she has not done the calculation. Batman would like to see the numbers and take that amount and put it in contingency to track the savings that requires action if we do not save the money. He requests that we get those numbers in the future.

Chapman asks about the Highway Equipment Trucks line (DM51302-52002). Whitman asks Wethey if he needs \$700,000.00 to maintain the fleet then why he requested \$162,000.00. Wethey says that he did not. Whitman asks why it says that and Sinclair responds because she reduced it. Sinclair says she did it based on the

idea that those expenditures would fall in the capital category. Whitman says so the department request line in the budget does not reflect the department heads request. Sinclair says no it does not. Whitman asks if that is true for the whole budget and Sinclair says pretty much. Whitman asks why we have that line. Sinclair responds because it was done when she came in and she was not sure how the whole process was going to go. Whitman says so this body does not truly know what the department heads are requesting for their budget. Sinclair says that would be correct.

Motion by Whitman to increase Highway Equipment Trucks line (DM51302-52002) to \$700,000.00, 2nd by Baxter.

Motion by Batman to amend amount to \$350,000.00 and we put it in contingency so we can track the expenditure, no 2nd.

Whitman's original motion defeated by majority vote; Noes- Vitale, Farrell, Pinckney, Batman, Baxter, Bennett, Reginelli, Mahunik, Didio, Foley, and Chapman; Ayes- Whitman and Runkle; Excused- Pecher and Lattimore; 635/139/109.

Discussion on Whitman motion:

Batman asks when the capital replacement schedule was done. Wethey says he believes in 2013. Batman says we well may need to spend more than this but to look at it as a capital plan is a good one. He says one of the things that we talked about for this year are one person plowing and the possibility of contracting with the towns for repaving. He says if we do some of those things then our need for equipment will go down. Whitman agrees with Batman and that those are our hopes and dreams but if that doesn't happen then we will be right where we were with equipment. He says until we start seeing those savings roll in we need to keep maintaining business as usual. Chapman asks Wethey if we have pick up towns with more roads to plow and Wethey says that is correct. Chapman asks if we contracted out a little more paving this year and Wethey says correct. Chapman says it takes time to develop these plans and energy from the committee. He thinks we put be in a pretty precarious situation if we did not put more money into this line.

Motion by Chapman to increase Highway Equipment Trucks line (DM51302-52002) to \$350,000.00, 2nd by Whitman, motion defeated by majority vote; Noes- Vitale, Farrell, Pinckney, Batman, Baxter, Bennett, Reginelli, Mahunik, Didio and Foley; Ayes- Whitman, Runkle, and Chapman; Excused- Pecher and Lattimore; 560/214/109.

Discussion on Highways Budget:

Chapman asks Wethey about the building maintenance line on page 212. He says we had \$5,000.00 in 2014 and now we are going to bring it down to \$3,000.00. He asks if this is a reasonable number and how much he asked for. Wethey says he does not remember but he thinks probably around \$4,500.00. Vitale asks about the gas line and if the numbers are accurate. Runkle asks for the number for where we are year to date. Whitman says we do not know what Wethey requested for gas.

Wetthey responds that it is probably close to what he asked for. Whitman says he did not realize we did not know what the departments were requesting in this budget. He says he is scared to continue with it. Mahunik agrees and wants to know what the timeframe would be to get a budget that shows what the department really requested. Sinclair says she could do it fairly quickly. She says she did hand out sheets in the beginning of the process of changes. Runkle says our County Administrator is given the job to bring the Legislature a balanced budget per recommendations. He says she has sat down with department's heads and made changes. He says the department heads are here now so they can discuss the different areas. He says he would hope we do not delay the process by waiting for the departments actual requests. Mahunik does not disagree with the changes made but he would like to see what they were. He asks why the line is even there if it is not reflecting what they actually asked for. He would feel more comfortable going forward with that information. Chapman asks when she thought she could have numbers. Sinclair says she cannot say precisely but by Monday probably.

Motion by Didio to adjourn until we get the figures for the department heads actual requests at 7:43PM, 2nd by Reginelli, motion defeated by majority vote; Noes- Vitale, Farrell, Pinckney, Runkle, Batman, Baxter, Bennet, Reginelli, Foley, and Chapman; Ayes- Whitman, Mahunik, and Didio; Excused- Pecher and Lattimore; 626/148/109.

Motion by Runkle to reduce Highway Gas Line (DM51314-540320) from \$841,000.00 to \$600,000.00, 2nd by Didio.

Motion by Runkle to amend his motion to add that we reduce the Highway Dept Riem revenue line (DM51300-41272) by \$100,000.00, 2nd by Vitale.

Motion defeated by majority vote; Noes- Whitman, Farrell, Pinckney, Bennett, Reginelli, Mahunik, and Chapman; Ayes- Vitale, Runkle, Batman, Baxter, Didio, and Foley; Excused- Pecher and Lattimore; 389/385/109.

Motion by Batman to increase Weights & Measures Auto Expense line (A66104-54008) by \$2,000.00, 2nd by Runkle, motion passed by majority vote, all in favor.

Motion by Vitale to reduce Highway Fuel Oil line (DM51304-54031) from \$678,000.00 to \$578,000.00, 2nd by Didio, motion defeated by majority vote; Noes- Whitman, Farrell, Pinckney, Bennett, Mahunik, and Chapman; Ayes- Vitale, Runkle, Batman, Baxter, Reginelli, Didio, and Foley; Excused- Pecher and Lattimore; 337/437/109.

Motion by Bennett to eliminate the whole boat patrol unit, 2nd by Farrell, motion defeated by majority vote; Noes- Whitman, Vitale, Farrell, Pinckney, Runkle, Baxter, Reginelli, Mahunik, Didio, Foley, and Chapman; Ayes- Batman and Bennett; Excused- Pecher and Lattimore; 657/117/109.

Discussion:

Bennett does not believe it generates revenue or does what it is supposed to do out there. Gould respects Bennett's opinion but says without them there would be no safety patrols out there. He says last year our boat patrols saved two lives and those people would not be alive without it. He says the boat patrol is not out there to arrest everyone that violates the law. He says it cost the county \$55,000.00. He says that it is 50% reimbursed by the state. He says for \$55,000.00 we have 4 boats and we are the only people out on the lakes. He says this county has more fresh water lakeshore than any county in NYS. Didio asks how many arrests or violations were served this summer. Gould says he does not know the numbers exactly but there were arrests. He says they are mainly out there to assist the public and for their safety. Baxter says he really hopes the Sheriff does not put a boat patrol out there and say to bring back the money. He says they are there for the safety of the people and the most effective thing is the physical presence of them out there.

Motion by Chapman to reduce the Inmate Revenue to 1.1, 2nd by Didio, motion defeated by majority vote; all voting no except Whitman and Chapman; Excused-Pecher and Lattimore; 646/128/109.

Discussion:

Batman asks if there will be an associated decrease in expenditure. Gould says there will be as far as meals but that is all. He says it is mandated on the amount of cells it does not matter how many inmates are in there.

Discussion on DA Budget:

Chapman says we have not received copies of the quarterly reports sent to Albany. He asks if the reports reflect a certain amount of dollars. Budelmann says the reports have all been filed but he can get them to the legislature. Chapman says his questions was if the reports associate dollars. Budelmann says that they do show the costs. Chapman makes a request to see those going forward because the original deal was that the grants would pay for everything. Budelmann says they will scan all of the reports and send them out. Bennett asks Budelmann about the conference fees and why the amount asked for has gone up. Budelmann says he is not sure. Foley asks what the dollar amount of the local share we will get for the assigned council. Budelmann says he does not know it would be up to DSS. He points out this year the program generated a surplus of over \$36,000.00 but next year it is not going to generate as big of surplus.

Motion by Chapman to make the adjustments within the DA's Budget (attached), 2nd by Baxter.

Discussion on Chapman's motion:

Farrell asks if Marinelli has gotten a chance to wrap her head around it. Marinelli says yes basically the adjustment that will be made are increasing each revenue by \$63,844.00 and decreasing one expense account by \$799.00 which is based on the application just submitted. Farrell says so we do not know if the money is going to be there and Marinelli says we do not know. Sinclair says it might want

to be put off till after the 16th if the legislature is concerned because that is when the reward is supposed to be made. Farrell asks Marinelli where we are for 2015. Marinelli says for 2015 the one thing that is different is the \$60,000.00 in DS revenue that we

Motion by Batman to restore \$75,000.00 into the Provision for Salary Adjustment (A10174-54000), 2nd by Foley, motion defeated by majority vote; all voting no except Batman; Excused- Pecher and Lattimore; 706/68/109.

Motion by Chapman to set a public hearing date to discuss overriding the tax levy limit, 2nd by Baxter, motion passed by majority vote; Ayes- Whitman, Vitale, Farrell, Batman, Baxter, Bennett, Reginelli, Mahunik, and Chapman; Noes-Runkle, Didio, and Foley; Excused- Pecher and Lattimore; 589/185/109.

RESOLUTION NO. 316-15

**10/21/15 LEGLLA LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT rev
FIXING DAY AND NOTICE OF PUBLIC HEARING ON ADOPTING LOCAL
LAW NO. ____ FOR THE YEAR 2015, A LOCAL LAW TO OVERRIDE THE TAX
LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c. (2/3)
BY: CAYUGA COUNTY LEGISLATURE.**

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on October 21, 2015, a proposed local law entitled:

“LOCAL LAW NO. ____ FOR THE YEAR 2015, A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c. “

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning the proposed local law before the Cayuga County Legislature on November 18, 2015, at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute.

Motion by Chapman, 2nd by Whitman, all in favor.

RESOLUTION NO. 317-15

**10/21/15 COL LEG Budget Recommendations 10-21-15
CHANGES ALTERATIONS OR REVISIONS BY THE LEGISLATURE
FOR THE 2016 PRELIMINARY BUDGET.**

BY: Cayuga County Legislature

WHEREAS, the Cayuga County Legislature has reviewed the 2016 Preliminary Budget that was filed with the Clerk of the Legislature; and

WHEREAS, the Cayuga County Legislature has proposed certain changes, alterations or revisions, (attached) in the 2016 Preliminary Budget by identifying specific account lines that could be amended, added, or deleted; now, therefore, be it

RESOLVED, that the Legislature hereby adopts these proposed changes, alterations or revisions to 2016 Preliminary Budget as set forth on the attached; and, be it further

RESOLVED, that these changes, alterations or revisions, as adopted, be incorporated into the 2016 Preliminary Budget to be submitted to a Public Hearing to be held November 18, 2015, all in favor.

Chapman says he spoke with Westphal and there is a \$130,000.00 balance in the Tobacco which would lead us to remove \$30,000.00 and give to Veterans for purchase of van.

Motion by Baxter to adjourn at 9:19PM, 2nd by Didio, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
October 27, 2015 at (10:00AM)
Student Government Day**

WELCOME: In case of an emergency, please exit to the rear of the chambers. You will have to take the stairs down to the basement, turn right and exit through the rear door. Please note; the elevators will not function. If anyone is unable to use the stairway, please go to caucus room No. 2 located behind the chambers and emergency personnel will be notified.

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

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order at 10:00AM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislators present except excused Patrick Mahunik

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:
Jim Cornell, was a former employee of the Cayuga County Highway Department

Bill Irwin, volunteer for the Sterling Nature Center

Victor Del Favero, father of Deputy Sheriff Louis Del Favero and father-in-law of Sheriff Dave Gould

STUDENTS ASSIGNED TO LEGISLATORS:

<u>Legislator</u>	<u>Student</u>	<u>School</u>
Michael Chapman, Chair, District 2	Collin Saumier	Cato Meridian High School
Tucker Whitman, District 1	Devin Howell	Red Creek High School
Ben Vitale, District 3	Alexander Morgenthaler	Port Byron High School
Mark Farrell, District 4	Michaela Farrell	Weedsport High School
Paul Pinckney, District 5	Dan Baumes	Union Springs High School
Joseph Runkle, District 6	Jada Sterling	Weedsport High School
Keith Batman, District 7	Sam Nolan	Southern Cayuga High School
Hans Pecher, District 8	Mitch Fessenden	Southern Cayuga High School
Terry Baxter, District 9	Lexie Stoyell	Moravia High School
Joseph Bennett, District 10	Rob Stickler	Weedsport High School
Frank Reginelli, District 11	Brooke Stevens	Auburn High School
Patrick Mahunik, District 12	Lucas Maffei	Auburn high School
Timothy Lattimore, District 13	Juanita Vanderpool	Auburn High School

Legislator

Michael Didio, District 14
 Ryan Foley, District 15
 Sheila Smith, Clerk of Legislature
 Fred Westphal Co. Attorney
 Suzanne Sinclair, Co. Administrator

Student

Reed Chronis
 Jimmy Murry
 Allison Hallett
 Mike Henry
 Bennett Fraser

School

Auburn High School
 Auburn High School
 Union Springs High School
 Union Springs High School
 Jordan Elbridge High School

PROCLAMATIONS:**Breast Cancer Awareness Month**

Nancy Rose DiLorenzo Day in Cayuga County, Tuesday October 27,2015 “Celebrating 100 Years”

In Memory of Bill Irwin

William (Bill) Speck Day in Cayuga County, Tuesday, October 27, 2015

Chief William Marventano Day in Cayuga County

Domestic Violence Awareness Month in Cayuga County

PUBLIC BE HEARD:

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

MINUTES: For Approval: 9-22-15- Attached, Motion by Pinckney, 2nd by Baxter, all in favor.

CCC REPORT: Dr. Brian Durant- No report received

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS’ REPORTS:

Batman says that there will be full access to the Manure Working Group report. He says there a Public Hearing in regards to the report on November 16th at BOCES.

COUNTY ADMINISTRATOR’S REPORT: Suzanne Sinclair – Attached

CHAIRMAN’S REPORT: Michael Chapman

Chapman says he attended the Nurse Family Partnership Graduation. He says the Emerson Park Plan is moving forward. He says the work group has interviewed landscape architectural candidates and has made a choice, so once the paperwork is finalized their ideas will be put to paper. He discusses being approached by the metropolitan Water Board again from Onondaga County perhaps utilizing water from Onondaga for a second source. He says in knows the City of Auburn has had the recommendation for several years. He says there are parts of Cayuga County that are in need of good drinking water. He says hopefully we can discuss it further in upcoming committee meetings.

Motion by Farrell, 2nd by Runkle, all in favor except Vitale and Foley abstain.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga County Mental Health Subcommittee

Beth Dishaw, 3072 Main St., P.O. Box 67, Meridian, NY 13113, Term, 1/1/15 - 12/31/18
(unexpired term of Toni Turner)

Theresa Humennyj, 115 Washington St., Apt. 2, Auburn, NY 13021, Term, 1/1/16 – 12/31/19

Board of Health

Dr. Brian Brundage, 48 Willowbrook Drive, Auburn, NY 13021, Term, 10/27/15 – 12/31/16

CNY Regional Market Authority Board of Directors

Keith Batman, 3649 Keesee Rd., Moravia, NY 13118, Term, 10/27/15-4/27/15

Motion by Didio to waive the reading of communications, 2nd by Runkle, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

1. From Bond, Schoeneck, and King, re: Negative declaration for the Town of Tyre planned unit development district creation and site plan- Lago Resort and Casino.

2. Letter to Chairman from CCC President, in regards to CCC START-UP Designation Plan.

3. Letter to Smith from Syracuse Regional Airport Authority in regards to their 2015 Annual Report to the Community.

4. From Town of Tyre regarding proposed Lago Resort and Casino Project

5. Letter from Director of Bureau of Water Compliance regarding the Sewage Pollution Right to Know Act.

6. Letter from Department of Public Services in regards to Case 14-M-0565- Energy Affordability for Low-Income Utility Customers.

CAYUGA COUNTY LEGISLATURE

RESOLUTIONS 10-27-15

RESOLUTION NO. 318-15

10/27/15 APAudit October 2015(A)

**AUTHORIZING THE COUNTY TREASURER TO PAY SEPTEMBER 9-28, 2015
AUDIT OF CLAIMS**

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **October 27, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$1,103,954.17, 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 16, 2014.

Signed by Runkle, Baxter, Didio, Mahunik, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 319-15
10/27/15 AP Audit October 2015(B)
AUTHORIZING THE COUNTY TREASURER TO PAY
SEPTEMBER 29-OCTOBER 13, 2015 AUDIT OF CLAIMS

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **October 27, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$632,348.09, 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 16, 2014.

Signed by Runkle, Baxter, Didio, Mahunik, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 320-15
(October 27, 2015) HD Fill PT Lactation Peer Counselor WIC
AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL A PT
LACTATION PEER COUNSELOR POSITION IN THE HEALTH
DEPARTMENT'S WIC PROGRAM

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Health Department has a PT Lactation Peer Counselor position vacancy in their WIC Program, position control numbers 007063; and

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

WHEREAS, the State requires all WIC Programs to have two Part-Time Lactation Peer Counselors on staff to allow the agencies to extend their hours and allow for more flexibility in coverage of the aforementioned duties; and

WHEREAS, these positions are 100% funded through the WIC Program Grant; NOW, THEREFORE, BE IT

RESOLVED, that the Public Health Director be authorized and directed to fill the vacated PT Lactation Peer Counselor position in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga; and be it also

RESOLVED, that as these positions are 100% funded through the WIC Program Grant, if funding ceases, the positions will be abolished.

Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 321-15
(October 27, 2015) HD WIC Rent
AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO RENEW THE LEASE
AGREEMENT WITH CAYUGA COUNTY FOR SPACE AT THE HISTORIC
POST OFFICE BUILDING TO HOUSE THE WIC OFFICE/CLINIC FROM
OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2020

BY: Patrick Mahunik, Chairman of the Health & Human Services Committee
 Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, NYS Department of Health has contracted with the County Health Department to continue to operate the WIC Program for five more years (October 1, 2015 – September 30, 2020); and

WHEREAS, the Health Department’s WIC Program (office and clinic) has leased space in the Historic Post Office Building located at 157 Genesee Street, Auburn, NY from the County for many years, and currently occupies 2,404 sq. feet of space in the building at a rate of \$13.00 per square foot at an annual rate of \$31,252 which includes utilities; and

WHEREAS, the Health Department wishes to continue leasing this space for our WIC Program; NOW, THEREFORE, BE IT

RESOLVED, the Public Health Director be authorized to renew our lease with the County of Cayuga for space at the Historic Post Office Building, 157 Genesee St., Auburn, NY for the period October 1, 2015 – September 30, 2020 at an annual rate of \$31,252, unless changed or amended; and be it further

RESOLVED, that the lease payment be made from Account #40824 54065 of the Health Department Budget.

Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 322-15
October 27, 2015 HD WIC Renovationsrev
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE PUBLIC
HEALTH DIRECTOR TO UTILIZE UNALLOCATED FUNDS FROM THE WIC
PROGRAM BUDGET FOR NECESSARY OFFICE RENOVATIONS.

BY: Patrick Mahunik, Chairman of Health & Human Services Committee
 Joseph Runkle, Chairman of Ways & Means Committee

WHEREAS, Cayuga County Health Department operates the local Women, Infant and Children (WIC) program for eligible residents of Cayuga County; and

WHEREAS, WIC has released unallocated funds of **\$7,528.** and allowed other unexpected monies to be used towards renovations; now therefore be It

RESOLVED, that the Department be authorized to utilized these funds to make the necessary renovations to the WIC office/clinic space;

RESOLVED, that the Cayuga County Treasurer be authorized and directed to amend the Health Department’s 2015 budget in the following manner:

Increase Revenue Account A40820 43411	\$7,528
Increase Expenditure Account A40824 54125	\$23,156

Decrease Salary Account A40821 51001	\$12,300
Decrease Salary Account A40821 58003	\$3,328

and be directed to make the necessary journal and accounting entries to accomplish the same.
Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 323-15

(October 27, 2015) HD Radon Grant

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE PUBLIC HEALTH DIRECTOR TO ENTER INTO A CONTRACT WITH NYS DOH TO PROVIDE SERVICES FOR THE INDOOR RADON PROGRAM AND ACCEPT 100% FUNDING.

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the State has the authority to regulate and provide funding for the establishment and operation of an Indoor Radon Program and desires to contract with skilled parties possessing the necessary resources to provide such services; and

WHEREAS, the Cayuga County Health Department's Environmental Unit is able to provide such program services as needed to implement the Indoor Radon Program; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Public Health Director be authorized to enter into a contract with the NYS Department of Health for the 100% funded Indoor Radon Program covering the period July 1, 2015 through June 30, 2020; further authorize them to accept any additional funds that are made available; and be it also

RESOLVED, that the County Treasurer be authorized and directed to make the necessary journal and accounting entries to the 2015 Health Department Budget in the following manner:

Increase Appropriation Account A40314 54000	\$20,105
Increase Revenue Account A40310 43431	\$20,105

Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 324-15

(October 27, 2015) HD Bike/Pedestrian/Wheel Sport Safety 2015

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF PUBLIC HEALTH TO ENTER INTO A CONTRACT WITH NYS FOR THE BIKE/PEDESTRIAN/WHEEL SPORT SAFETY PROGRAM

BY: Patrick Mahunik, Chairman of the Health & Human Services Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the State has offered the Cayuga County Health Department a grant of \$13,725 for the period of October 1, 2015 through September 30, 2016 for the "Bike/Pedestrian/Wheel sport Safety Program," and

WHEREAS, our goal is to reduce the number of crashes, injuries and deaths on New York's roads; and

WHEREAS, it is our desire to participate in this project; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and the Director of Public Health be authorized to enter into a contract with New York State and accept funding in the amount of \$13,725 for the "Bike/Pedestrian/Wheel sport Safety Program" and accept any COLA funds associated, and be it further

RESOLVED, that the Director of Public Health be authorized to enter into a subcontract with the Cayuga County Council on Physical Fitness and any other necessary subcontracts 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 2015 budget in the following manner:

Increase Revenue Account #A40270 43427	\$13,725
Increase Appropriation Account #A40274 54000	\$13,725

Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 325-15

October 27, 2015 MH Satellite Offices 2015

AUTHORIZING THE CAYUGA COUNTY COMMUNITY MENTAL HEALTH CENTER TO ESTABLISH SATELLITE OFFICES IN THE UNION SPRINGS SCHOOL DISTRICT AND THE CAYUGA-ONONDAGA BOCES

BY: Patrick Mahunik, Chair, Health and Human Services Committee, and Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, a number of children and youth are served by the Cayuga County Community Mental Health Center; and

WHEREAS, it would be beneficial to make these services available in additional locations; and

WHEREAS, the Union Springs School District and BOCES have expressed an interest in providing a location for CMHC services; and

WHEREAS, the Community Services Board has recommended that the CMHC establish satellite offices in both of these schools; now, therefore, be it

RESOLVED, that the Director of Community Services be authorized to sign a Memorandum of Understanding with the Union Springs School District and with the Cayuga-Onondaga BOCES for the establishment of a satellite office in each of these schools.

Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 326-15

October 27, 2015 MH CayugaCenters10.15

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF COMMUNITY SERVICES TO CONTRACT WITH CAYUGA CENTERS FOR THE PROVISION OF FUNCTIONAL FAMILY THERAPY

BY: Patrick Mahunik, Chair, Health and Human Services Committee, and Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, there is a need for community based services for youth and families; and

WHEREAS, Functional Family Therapy is a specialized program offering family intervention for youth exhibiting conduct disorders, violence, and substance abuse or at risk for developing those behaviors; and

WHEREAS, there is State Aid which can be re-allocated to provide these services; and

WHEREAS, the Community Services Board has recommended that Cayuga Centers be engaged to provide Functional Family Therapy; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Community Services be authorized to enter into a contract with Cayuga Centers for the provision of Functional Family Therapy at a cost of \$9,352.35 per month; 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 Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 327-15

October 27, 2015 MH BudAdjustProfSvc 10.2015

AMENDING THE MENTAL HEALTH 2015 BUDGET TO ADJUST HEALTH HOME REVENUE AND FEES

BY: Mr. Patrick Mahunik, Chairperson, Health and Human Services Committee

Mr. Joseph Runkle, Chairperson, Ways and Means Committee.

WHEREAS, the Cayuga County Community Mental Health Center is required to pay an administrative fee to Health Homes, based on a percentage of fees generated; and

WHEREAS, the revenue generated by care managers in the department has exceeded the amount projected in the 2015 budget; and

WHEREAS, it is therefore necessary to adjust the 2015 Mental Health Department budget to allow for the payment of these fees; now, therefore, be it

RESOLVED, that the 2015 budget be modified as follows:

Increase line A43130-41624 MH INT CS Revenue by	\$ 7,000
Increase line A43134-54059 Prof Svcs Expense by	\$ 7,000

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 Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 328-15

Oct 27, 2015 MH FillMHTA.Oct.2015

AUTHORIZE THE FILLING OF ONE VACANT PART-TIME MENTAL HEALTH THERAPY AIDE POSITION IN THE MENTAL HEALTH DEPARTMENT DUE TO A RESIGNATION

BY: Mr. Patrick Mahunik, Chair, Health and Human Services Committee, and

Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, there is a vacant part-time Mental Health Therapy Aide position, code 2131, in the Mental Health Department as the result of a resignation; and

WHEREAS, the State of New York has established Health Homes in response to recommendations from the NYS Medicaid Redesign Team. A Health Home is a care management model intended to improve care coordination, service integration, control health care costs and improve health outcomes for Medicaid enrollees with high-cost and complex chronic conditions that often result in inpatient care; and

WHEREAS, the Cayuga County Community Mental Health Center operates these care management services; and

WHEREAS, there is one (1) vacant part-time Mental Health Therapy Aide position in the 2015 Mental Health Department budget. This position (position code 2131) can provide care management services to individuals in need identified by the NYS Office of Mental Health and the Department of Health; and

WHEREAS, the position is reflected in the 2015 County Budget, line A43131-51002, and is funded through state aid and revenues generated by the position; now, therefore, be it

RESOLVED, that the Director of Community Services be authorized and is hereby directed to fill one part-time Mental Health Therapy Aide position in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 329-15

10/27/2015 MHAgmt Neuroscience2015rev

**AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES AND THE
CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO RESCIND
RESOLUTION 159-15 AND TO SIGN AN AGREEMENT WITH
ST. ANDREWS NEUROSCIENCE, LLC.**

WHEREAS, the Community Mental Health Center must provide psychiatric services; and

WHEREAS, a former psychiatrist resigned from a part-time contracted position and Resolution 159-15 authorized an agreement with another entity to provide those services. That entity was not able to provide a psychiatrist to meet our needs therefore the agreement has not been executed; and

WHEREAS, another provider, St. Andrews Neuroscience LLC, has been identified as able to provide psychiatric services; therefore, be it

RESOLVED, that Resolution 159-15 be rescinded and that the Chairman of the Legislature and the Director of Community Services be authorized to enter into an agreement with St Andrews Neuroscience at a rate not to exceed **\$175.00** per hour for the provision of psychiatric services to clients served by the Community Mental Health Center.

Signed by Mahunik, Bennett, Farrell, Foley, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 330-15
Oct 27, 2015 MH DSRIP Oct. 2015
AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO SIGN
ANY AND ALL AGREEMENTS THAT ARE RELATED TO MENTAL HEALTH
SERVICES IN THE DELIVERY SYSTEM REFORM INCENTIVE
PAYMENT PROCESS.

BY: Mr. Patrick Mahunik, Chair, Health and Human Services Committee, and
 Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the Delivery System Reform Incentive Payment (DSRIP) process is the main mechanism by which New York State is restructuring the health care delivery system in response to the Medicaid Redesign Team Waiver Amendment; and

WHEREAS, this restructuring process is progressing rapidly and timely participation in a Performing Provider System (PPS) is necessary for an agency to be eligible to receive funds. There are two of these systems active in our region: the Finger Lakes Performing Provider System (FLPPS) and the Central New York Care Collaborative; now, therefore, be it

RESOLVED, that the Director of Community Services be authorized to sign any and all mental health related agreements with the Finger Lakes Performing Provider System (FLPPS) and the Central New York Care Collaborative pertaining to DSRIP. Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 331-15
(October 27, 2015) HS Amend 2015 Social Services Budget
AUTHORIZING THE COUNTY TREASURER TO AMEND THE 2015 CAYUGA
COUNTY SOCIAL SERVICES BUDGET

BY: Patrick Mahunik, Chairman of the Health & Human Services Committee
 Joseph Runkle, Chairman of the Ways and Means Committee

WHEREAS, after the submission of the 2015 Social Services Budget, it has been determined that additional software licenses need to be purchased in the Social Services Department; and

WHEREAS, funds are available for transfer in other Social Services accounts due to unexpected under spending; NOW, THEREFORE BE IT

RESOLVED, that the County Treasurer be authorized and directed to make the following transfers within the 2015 Social Services Budget:

Appropriation Accounts:

Increase #A60104 54018 Computer Software	\$25,000
Decrease #A61004 54059 Professional Services	\$25,000

and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Mahunik, Bennett, Farrell, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 332-15
(10/27/2015) IT IMAGE MATE Maintenance Agreement
AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN THE
RENEWAL AGREEMENT FOR ANNUAL SUPPORT
FOR IMAGE MATE SOFTWARE

BY: Michael Didio, Chairman Government Ops

WHEREAS, the County requires annual maintenance and support for it Image mate Online;

WHEREAS, Systems Development Group, Inc., is the provider and licensor of said maintenance;

WHEREAS, this agreement is funded in line item A113554 54059 in the amount of \$2000.00; now therefore, be it

RESOLVED, that the Support and License agreement be approved and effective October 1, 2015 through September 30, 2016.

RESOLVED, that the Cayuga County treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, Baxter, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 333-15
(October 27, 2015) IT Frontrunner ICS Phone system maintenance agreement
AUTHORIZING TO ENTER INTO PHONE SYSTEM MAINTENANCE
AGREEMENT WITH FRONTRUNNER NETWORK SYSTEMS CORP
(ICS TELECOM).

BY: Michael Didio, Chairman of the Government Operations Committee

Joseph Runkle, Chairman of the Ways and Means Committee

WHEREAS, Cayuga County's telephone system operates on equipment that owned by the County; and

WHEREAS, this equipment is highly technical and requires on-going maintenance in order to ensure that it is functioning properly; and

WHEREAS, the most cost effective way to obtain this maintenance is through a maintenance service agreement; and

WHEREAS, the County has selected Frontrunner Network Systems Corp. (ICS Telecom) to provide the necessary service required to maintain the phone system., NOW THEREFORE BE IT;

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized to enter into a support service agreement for \$13,773.60 and a software assurance contract for \$6,608.04 with Frontrunner Network Systems Corp. for the period of 11/27 2015 thru 11/26/2016; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, Baxter, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 334-15
10-27-15 COL standardwkdycorrect
STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED
AND APPOINTED OFFICIALS, CORRECTION

BY: Michael Didio, Chairman, Government Operations Committee

WHEREAS, New York State adopted a new regulation 315.4 for additional reporting requirements for elected or appointed officials that more clearly defines the process for reporting time worked for those officials who are members of the New York State Retirement System elected or appointed on or after August 12, 2009; and

WHEREAS, a three month record of work activities was submitted to the Clerk of the Legislature by those officials that do not maintain a daily record of actual time worked; and

WHEREAS, Resolution no. 164-15 was passed on 5-26-15 for Standard Work Day Reporting, two corrections need to be made; record of time for Human Resources and appointment end date for County Clerk Office; now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, that the Cayuga County Legislature hereby establishes the following as standard work days for elected officials and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body: **see attached**; and it is further

RESOLVED, that the redacted copy of the resolution which does not show the employees last four digits of their social security number or registration number shall be posted on the Cayuga County website for a minimum of 30 days and that a certified copy of the resolution and affidavit of posting be filed with the Office of the State Comptroller within 45 days of adoption.

Signed by Didio, Batman, Farrell, Foley, Lattimore, and Runkle, all in favor.

RESOLUTION NO. 335-15
(10/27/15) PT Dog Park Naming 10 15 rev4
AUTHORIZING NAMING OF THE DOG PARK AT EMERSON PARK THE
LAKESIDE DOG PARK

BY: Michael Didio, Chair Government Operations Committee

WHEREAS, The Central New York Dog Owners Group (CNYDOG) raised thru donations enough funds to pay for the installation of a dog park at Emerson Park, and

WHEREAS, Resolution #271-15 of Cayuga County Legislature authorized the construction of a Dog Park at the Fleming Lakeshore Area at Emerson Park, and

WHEREAS, quotes for the installation of fencing for the dog park were received, and award of work has been made and payment is to be made from Cap H# 15-05, and

WHEREAS, the CNYDOG has considered names for the dog park and recommends "Lakeside Dog Park", and

WHEREAS, the Parks Commission recommends approval of the name which is consistent with the intent of Cayuga County's naming policy established by Resolution 255-10, which requires naming to be related to the service provided; now therefore be it

RESOLVED, that the Cayuga County Legislature does hereby name the dog park at Emerson Park, the "Lakeside Dog Park".

Signed by Batman, Farrell, Foley, Lattimore, and Runkle, all in favor.

RESOLUTION NO. 336-15
(10/27/15) PT Emerson Park Road Names 10 15 rev4
AUTHORIZING NAMING OF EMERSON PARK ROADS FOR EMERGENCY
SERVICES DISPATCH PURPOSES

BY: Michael Didio, Chair Government Operations Committee

WHEREAS, Emerson Park contains 135 acres of land, with land on the east side of the Owasco River (including Deauville Island) located in the Town of Owasco, and land on the west side of the Owasco River located in the Town of Fleming; and

WHEREAS, according to the Owasco and Fleming Fire Departments, emergency services dispatch has on multiple occasions, encountered difficulty with identifying in which of the two fire districts the emergency was located and which fire department to dispatch; and

WHEREAS, the Cayuga County Planning Department and Owasco and Fleming Fire Departments, requested the Parks Commission consider naming of roads within Emerson Park to help ensure that emergency responders arrive as quickly as possible and limit confusion as to location; and

WHEREAS, the Commission consulted with Planning and the Owasco Fire Department Chief and chose names that would provide the best description of the emergency, using the outlet as a dividing line and adding east and west to the road names as recommended; and

WHEREAS, the road names are consistent with the Cayuga County's naming policy established by Resolution 255-10; now therefore be it

RESOLVED, the Cayuga County Legislature does hereby authorize roads in Emerson Park be named as follows in an effort to provide clarity as to location for emergency services dispatch:

- a. Emerson Park Drive (main entry/exit)
- b. Boat Launch Drive East (main boat launch)
- c. Deauville Drive (the road across the island between the bridges)
- d. Circle Drive West (entry off of traffic circle)
- e. Canoe Launch Drive West (access road off West Lake Road)

Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, Baxter, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 337-15
(10/27/15) CC-DMV CASHIER PT
AUTHORIZES CAYUGA COUNTY CLERK TO FILL A PART TIME CASHIER
IN THE MOTOR VEHICLE DEPARTMENT.

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

MR. JOSEPH RUNKLE, Chairperson, Ways and Means Committee

WHEREAS, there will be a Part Time Cashier position vacancy on October 9, 2015 in the Motor Vehicle Bureau and that the Part Time Cashier position provides essential services to the Motor Vehicle Department and to the County; and

WHEREAS, the funding for this Part Time DMV Cashier position #1835 has been appropriated in the 2015 Department of Motor Vehicle Salary Account (A14111-51002) in the amount of \$15,532 (\$19.61-probation; \$19.76 hourly); now therefore be it

RESOLVED, that Cayuga County Clerk Susan Dwyer be authorized to fill the position of Motor Vehicle Cashier with a part time position with no fringe except those mandatory by statute and according to the Cayuga County Compensation Plan, Part II- Non- Bargaining in the title Motor Vehicle Cashier PT; and be it further

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

RESOLVED, that the Cayuga County Treasurer is hereby authorized to make the necessary journal entries & adjustments to accomplish the same.

Signed by Didio, Farrell, Batman, Vitale, Baxter, Mahunik, Whitman, Pinckney, and Pecher, all in favor.

RESOLUTION NO. 338-15

October 27, 2015 PB EmParkDesignServicesAward v2

AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL DESIGN SERVICES FOR EMERSON PARK MASTER PLAN PROJECTS AND ESTABLISHING A CAPITAL H ACCOUNT FOR ADMINISTRATION OF FUNDS ASSOCIATED WITH DESIGN AND PROJECT DEVELOPMENT

BY: Mr. Paul Pinckney, Chair, Planning & Economic Development Committee

Mr. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, Resolution No. 138-15 of 2015 approved and adopted the Emerson Park Master Plan which called for development of certain priority projects within the Park and recommended securing the long-term professional services of a landscape architecture firm to assist the County with the design and development of high quality public space with Emerson Park; and

WHEREAS, the Planning Department Staff prepared a formal Request for Qualifications for Emerson Park Design and Project Development Services (the "Emerson Park RFQ") which was circulated through a direct solicitation of Statement of Qualifications from five (5) local and regional professional landscape architecture firms whose work focuses on the design and development of creative, high quality public park and civic spaces; and

WHEREAS, County organized a 7-member RFQ Review Committee including members of the County Parks Commission, Parks Staff, County Administration, Planning Staff and other interested parties and charged the RFQ Review Committee with the responsibility to review all complete RFQ submissions and make a recommendation to the County Legislature for award of a professional services contract to a preferred firm deemed most qualified; and

WHEREAS, the Emerson Park RFQ established five (5) criteria which the RFQ Review Committee utilized to evaluate and select a qualified design consultant for this project, including: (1) Prior Similar Experience [15%]; (2) Past Performance on Project Development [25%]; (3) Approach to Project Design and Development [30%]; (4) Project Team Member Qualifications [15%]; and (5) Overall Project Creativity and Team Presentation Skills [15%]; and

WHEREAS, the RFQ Committee reviewed all the four (4) proposal submissions received, conducted interviews with three of the prospective firms, and evaluated and ranked the prospective firms relative to the RFQ review criteria; and

WHEREAS, the RFQ Committee has determined that Trowbridge, Wolf, Michaels Landscape Architecture, of Ithaca, N.Y., represented the single firm that most closely aligns with the RFQ review criteria and therefore is the firm recommended by the RFQ Committee to the County Legislature for an award of an ongoing contract for professional services; and

WHEREAS, the County wishes to establish an associated Capital H Account for the purpose of receiving and expending future funding for design and development of priority park development projects within Emerson Park, as such funds may be secured by the County from time to time from local, state and federal resources; NOW, THEREFORE BE IT

RESOLVED, by the Cayuga County Legislature as follows:

1. The Chairman of the Legislature is hereby authorized and directed to execute a contract for Professional Services with Trowbridge, Wolf, Michaels Landscape Architecture for landscape architecture design and project development services for Emerson Park, with such contract subject to review and approval by the County Attorney as to final form and content; and
2. The County Treasurer is hereby authorized and directed to establish a Capital H Account in order to receive, administer and expend funding for park design and project development work with funds secured by the County from time to time from local, state and federal resources, thereby allowing design work to proceed as funds are available; and
3. This resolution shall be in effect immediately upon adoption.

Signed by Pinckney, Batman, Baxter, Farrell, Runkle, Didio, Mahunik, Pecher, and Whitman, all in favor.

RESOLUTION NO. 339-15

Date: 10/27/15 BLD Budget Court Tenant Work 10 15

**AMENDING THE 2015 COUNTY BUDGET TO ALLOW THE COURT
“TENANT” WORK TO BE COMPLETED IN COUNTY COURTHOUSE AND
THE HISTORIC POST OFFICE WITH THE COST TO BE REIMBURSED BY
THE STATE OF NEW YORK**

BY: Tucker Whitman, Chairperson, Public Works

Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, each year the court system requests certain improvements to the court facilities owned by Cayuga County; and

WHEREAS, New York State reimburses Cayuga County for these “Tenant Work” improvements; and

WHEREAS, for 2015-2016 Court Tenant Requests total \$9,250 including improvements to the Historic Post Office in the amount of \$375 and the Courthouse in the amount of \$8,875 that must be completed before 3/31/16; and

WHEREAS, in order to allow these improvements to be made the Construction/Renovation Account #A16234-54178 for the Historic Post Office would need to be increased by \$375 and the Construction/Renovation Account #A16214-54178 for the Courthouse would need to be increased by \$8,875 for a total of \$9,250; and

WHEREAS, to offset this increased cost the Court Reimbursement Revenue Line Account #A16230-43021 will also need to be increased by \$9,250; now therefore be it

RESOLVED, that the Cayuga County Budget Director and Cayuga County Treasurer are hereby authorized and directed to increase the Construction/Renovation Account A16234-54178 for the Historic Post Office by \$375 and to increase the Construction/Renovation Account #A16214-54178 for the Courthouse by \$8,875, for a total of \$9,250 and to increase the Court Reimbursement Revenue Line Account #A16230-43021 by \$9,250; and be it further

RESOLVED, that if these projects are not completed by the end of 2015 the remaining funds will be rolled into the 2016 budget.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 340-15

10/27/2015 Bld Cleaning Agmt CH and HPO 2015-16Rev

**AUTHORIZING THE CHAIRPERSON OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN AN AGREEMENT FOR THE CLEANING OF TWO
COUNTY BUILDINGS THE CAYUGA COUNTY COURTHOUSE AND THE
HISTORIC POST OFFICE**

BY: Hon. Tucker M. Whitman, Chairman, Public Works Committee, and
Hon. Joseph Runkle, Ways & Means Committee.

WHEREAS, Resolution No. 276-15 authorized and directed the County Administrator to issue an RFP for the cleaning of the Cayuga County Courthouse and the Historic Post Office; and

WHEREAS, RFP #ITB 2015-17 titled Cleaning Services for various Cayuga County Buildings was issued on August 26, 2015 with a due date of September 11, 2015; and

WHEREAS, by the time of the September Legislative meeting the results of the RFP will have been reviewed by the County Attorney, the County Administrator and the Superintendent of Buildings and Grounds with input from the Unified Court System to recommend the best qualified bidder; and

WHEREAS, County Attorney, the County Administrator and the Superintendent of Buildings and Grounds with input from the Unified Court System recommend an agreement with the low bidder and current provider of the services GDI Services. Inc.; now there for let it be

RESOLVED, that the Chairperson of the Cayuga County Legislature is authorized and directed to sign any and all documents to implement the intent of this resolution.

Signed by Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 341-15

10.27.15 NH budget adjustment rev

**AUTHORIZING A BUDGET ADJUSTMENT OF THE SUM OF \$19,500.00 FOR
REPAIRS AT THE CAYUGA COUNTY NURSING HOME BUILDING.**

BY: Hon. Tucker Whitman, Chair Public Works Committee
Hon. Joseph Runkle, Chair Ways & Means Committee

WHEREAS, the County House Road property formerly operated as the County Nursing Home has areas in need of repair, including windows, sidewalk and electric as well as other areas that may become known; and

WHEREAS, the Building & Grounds Department requires funds to accomplish such repairs; and

WHEREAS, the sum of \$19,500 was received from the sale of articles from this location; and

WHEREAS, the Public Works Committee recommends that the sum of \$19,500 be the appropriated to the Buildings and Grounds Account in support of the needed repairs at the County Nursing Home building; now therefore be it

RESOLVED, that the following budget adjustment be made:

Increase A16250 42770 Unclassified Revenue	\$19,500
Increase A16254 54012 Building Maintenance	\$19,500

; and be it further

RESOLVED, that the Director of the Buildings and Grounds department is hereby authorized and directed to make the required repairs to the Cayuga County Nursing Home building, in accordance with County Policies and Procedures; and be it further

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

Signed by Whitman, Mahunik, Runkle, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 342-15

Date: October 27, 2015 HWY wintertemp2015

AUTHORIZATION TO HIRE SEASONAL LABORERS

FOR 2014-2015 SNOW SEASON

BY: Tucker Whitman, Chairman, Public Works Committee

Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, during the past several winter seasons individuals have been hired to cover the phones and radios during weekends and holidays; and

WHEREAS, it is more cost effective to staff the weekends and holidays with temporary personnel as compared to paying permanent personnel overtime; and

WHEREAS, seasonal laborers required from mid-November to the middle to end of April for weekends and holidays; now therefore be it

RESOLVED, that the County Highway Superintendent be authorized to hire seasonal Laborer employees for the mid-November to the end of April time frame, and be it further

RESOLVED, that these personnel be paid at an hourly rate of \$10.00 for 1st&2nd shift and not to exceed \$10.50 per hour for 3rd shift, without benefits; from Accounts D51421 51005 & D51441 51005 (Seasonal Salaries); 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 Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 343-15
10/27/15 SHR-Amend312/313-15
AMENDING RESOLUTIONS 312-15 AND 313-15 TO REFLECT THE
CORRECT DEPUTY SHERIFF'S POLICE ASSOCIATION
COMPENSATION PLAN

BY: MR. Terrance Baxter, Chairman, Judicial & Public Safety Committee

MR. Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, it was approved by Resolution Nos. 312-15 and 313-15 to fill positions in the Criminal Investigation Division and Road Patrol Division that have become vacant in the Cayuga County Sheriff's Office; and

WHEREAS, said Resolutions incorrectly stated that the employees hired would be placed at the appropriate step within the Deputy Sheriff's Police Association Compensation Plan for 2012-2013; now therefore be it

RESOLVED, that Resolution Nos. 312-15 and 313-15 are amended to correctly reflect that the employees hired would be placed at the appropriate step within the Deputy Sheriff's Police Association Compensation Plan for 2014 - 2016; and be it further

RESOLVED, that said portions of the Resolution not herein modified shall remain as resolved in Resolution Nos. 312-15 and 313-15.

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 344-15
Date: 10/27/15 ShrFillJailVacancy
AUTHORIZE THE SHERIFF TO FILL ONE VACANT SHERIFF CUSTODY
OFFICER POSITION IN THE CUSTODY DIVISION OF THE CAYUGA
COUNTY SHERIFF'S OFFICE.

BY: Terrance Baxter, Chair, Judicial & Public Safety Committee

Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, a vacancy in the Cayuga County Sheriff's Office, Custody Division, will exist November 30, 2015 due to the retirement of a Sheriff Custody Officer (Position Control No. 001961-SYS); and

WHEREAS, it is mandated by the New York State Commission of Correction that the Cayuga County Sheriff's Department Custody Division maintain a certain number of Custody Officer Positions to comply with the minimum staffing complement as the services provided by these positions are critical for maintaining the safe, smooth and efficient operation of the Sheriff's Office Custody Division and due to this vacancy, reduces the minimum staffing to one below state mandates; and

WHEREAS, this position is designated and accepted in the 2015 Cayuga County Sheriff's Custody Salaries Operating Budget A31501 51001; now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill Sheriff Custody Officer Position Control No. 001961-SYS; and be it further

RESOLVED, the employee hired will be placed at the appropriate step within the Sheriff's Employee Association of Cayuga County (SEACC) Compensation Plan for 2012-2015; and be it further

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

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 345-15

10/27/15 She Prisoner Housing Agmnt

AUTHORIZING THE CAYUGA COUNTY SHERIFF TO ENTER AN AGREEMENT WITH OTHER COUNTIES WITHIN NEW YORK STATE AS MAY BE NECESSARY FOR THE TEMPORARY HOUSING OF INMATES

BY: Hon. Terrance Baxter, Chair, Judicial and Public Safety Committee, and Hon. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, various situations occur that require a county jail to seek immediate housing for an inmate in its custody in another county jail; and

WHEREAS, the Cayuga County Jail is authorized pursuant to Correction Law Section 504 and willing and able to receive and keep the prisoner of another county; now therefore be it

RESOLVED, that the Cayuga County Sheriff shall be authorized to enter into Prisoner Housing Agreements at the request of another county within New York State for a daily fee of \$90.00 per prisoner; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries necessary to accomplish the terms of any said Agreement.

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 346-15

(10/27/15) EMO MOU American Red Cross rev

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF EMERGENCY SERVICES TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE CENTRAL NEW YORK CHAPTER OF THE AMERICAN RED CROSS FOR THE RELOCATION AND STORAGE OF DISASTER RELIEF TRAILER AND SUPPLIES CONTAINED IN SAID TRAILER AT THE CAYUGA COUNTY PROPERTY KNOWN AS THE FIRE TRAINING GROUNDS, AT 14 QUARRY ROAD, AUBURN.

BY: MR. TERRANCE BAXTER, Chairman, Judicial & Public Safety Committee

WHEREAS, the Cayuga County Office of Emergency Services and the Cayuga County Chapter of the American Red Cross are long time partners in disaster preparedness, mitigation, response, and recovery; and

WHEREAS, recent structural changes in the American Red Cross has resulted in the closing of the local chapter office and consolidation of services in Cayuga County to the Central New York Chapter of the American Red Cross; and

WHEREAS, both Cayuga County Emergency Services and the Central New York Chapter of the American Red Cross recognize that it remains vital for Cayuga County to retain local American Red Cross disaster assets, and the Central New York Chapter of the American Red is willing and able to maintain said assets locally; now therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director of Emergency Services be authorized and directed to enter into Memorandum of Understanding (MOU attached) with the Central New York Chapter of the American Red Cross to execute the intentions of the resolution.

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 347-15

**10/27/15 COLLEG Set Public Hearing to Adopt Budget 2016 rev
SETTING DATE FOR PUBLIC HEARING ON THE 2016 PRELIMINARY
COUNTY BUDGET, WITH ANY CHANGES, ALTERATIONS OR REVISIONS.**

BY: Cayuga County Legislature

WHEREAS, a Preliminary County Budget for the year 2016 has been prepared and was presented by the Budget Officer of the County of Cayuga; and

WHEREAS, the Cayuga County Legislature made changes, alterations or revisions to the 2016 Preliminary Budget at its meetings of October 14, 2015 and October 21, 2015; now, therefore, be it

RESOLVED, that the 2016 Preliminary Budget as changed, altered or revised by Resolution No. _____ and by resolution No. _____, reflecting appropriations, revenues and resultant effects for the year 2016, shall be submitted to a public hearing as required by Section 359 of the County Law and that the Clerk of the Legislature is hereby authorized to prepare 100 copies of the budget pursuant to law; and be it further

RESOLVED, that the salaries of the Legislators shall be as follows:

Chairman	\$30,000
Vice Chairman	11,600
Legislators	10,100
Additional for Chairs of Standing Committees	2,000

And be it further

RESOLVED, that the salaries for the Elected Officials and Appointed Officials be set as outlined in Part III of the Cayuga County Compensation Plan (attached); and be it further

RESOLVED, that a public hearing on the budget for the year 2016 is set for **November 18, 2015, at 6:00 PM**, at the Cayuga County Legislative Chambers and that the Clerk of the Legislature is hereby instructed to advertise same pursuant to law.

Signed by Vitale, Batman, Baxter, and Bennett, all in favor.

MOTION NO. 348-15

OCTOBER 27, 2015

Motion by Pinckney to forgive a constituent's delinquent tax bill, 2nd by Didio, all in favor except Whitman.

Motion by Pinkney to adjourn at 10:36AM, 2nd by Foley, all in favor.

**MINUTES
SPECIAL LEGISLATURE MEETING
WEDNESDAY, NOVEMBER 18, 2015, 6:00PM
160 GENESEE ST, 6TH FLOOR, CHAMBERS, AUBURN, NY
13021**

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order at 6:02PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislators present

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

TOPIC: Public Hearing on the 2016 County Budget 6:00PM opened at 6:02PM

PUBLIC TO BE HEARD:

Jim Beckwith— President of OWLA says the lakes are single biggest and best asset that Cayuga County has. He says it is important for it to be a top priority and increase different organizations that help the lake. He says the budget needs to really be increased for Soil & water.

Terry Lattimore says he seen the degradation of the lake. He says we need to change our thinking because if we lose the lake we will lose everything in the county. He says Soil and Water is a critical aspect of the solution to make the lake correct.

Ed Wagner- Supervisor for Town of Owasco wants to encourage the legislature to restore and increase funding. He says for him it is all about the drinking water and we need to protect it.

Rick Nelson says we need to spend more money now he believes the federal or state might come down with mandates to provide better solutions for our officially impaired lake.

Julie Lockhart- resident of Owasco— she says she just moved recently and it is so lovely. She wants to urge the legislators that ignoring the problem does not make it go away. She says you have to ask questions to people who know the answers. She sees a need for education and communication. She talks about the toxic levels and the complexity of the issues.

Deb McCormick – City Council-says we have a beautiful place that we need to take care of. She says Soil and Water does so much for the County and provide a lot of services. She says to cut funds on the watershed inspection program would be a step backwards. She says it is very serious what is going on with the lake and so much of our economy depends on our natural resources.

Michael Broughton is concerned on the direction the legislature has taken with property taxes. He says the City/County school tax bill is outrageous. He says it represents 7 percent of his gross income.

Dan Soules discusses the lake and it is probably the most important reason his family is here He says we have to protect this water and if we do not take care of the water we have nothing to pull people here. He says there is \$330 million on the lake of property taxes and if we took care of the lake it could be increased by 20 percent. He says it is a major investment but he would bet on the lake.

Andy Riendfleisch says we need to publicize that we have these great lakes. He would ask the county to support the Bass Masters Tournament. He says they will work hard to make sure that the legislature get that money back.

Motion by Didio to restore the \$64,852.00 to Soil & Water (comes from fund balance), 2nd by Baxter.

Discussion:

Batman says we have to find ways on focusing our money to improve the quality of the lake but he is not sure if restoring it to Soil & Water is the best way to do it. He says this is a state, city, and federal problem and perhaps we should pursue the towns and city to see if they can contribute to the \$64,000.

Pecher says he is opposed to restoring the money because we have no control of the soil and water district and we are funding at a higher rate than most. Pinckney disagrees and says he has seen the department getting chopped at the knees severely. He says there is not much waste out there at all. Didio says to one cannot compare Cayuga County to other counties Soil and Waters because we have much more work to be involved in.

Motion by Vitale to move \$64,852.00 out of contingency instead of fund balance, 2nd by Lattimore, defeated by majority vote; Noes- Whitman, Farrell, Pinckney, Runkle, Baxter, Bennett, Mahunik, Lattimore, Didio, and Foley; Ayes- Vitale, Batman, Pecher, Reginelli, and Chapman, 562/321.

Discussion:

Farrell asks what if the funds were focused more on the Owasco Watershed. Kierst says there is going to be a lot to go into the condition of the lake. He says they sent it grants and they received 5 out of the 9 but 4 are for Cayuga and 1 is for Owasco. Whitman asks what we are going to get for the money. Kierst says it will not fix it. Whitman says we will probably get a study but we need to really try to fix it. Mahunik says his concern is contingency and the impact it would have on grant funding.

Kierst says end of the day \$64,000.00 out of our budget will cut someone. He says they seek money for implementation. Mahunik says he agrees with Whitman about not using fund balance.

Motion by Didio to restore the \$64,852.00 to Soil & Water (comes from fund balance), 2nd by Baxter, passed by majority vote; Ayes-Farrell, Pinckney, Runkle, Batman, Baxter, Reginelli, Mahunik, Lattimore, Didio, Foley; Noes- Whitman, Vitale, Pecher, Bennett, and Chapman; 580/303.

**RESOLUTION NO. 349-15
11/18/15 COL LEG Budget Recommendations 11-18-15
CHANGES ALTERATIONS OR REVISIONS MADE BY THE LEGISLATURE AT
THE PUBLIC HEARING HELD ON NOVEMBER 18, 2015 ON THE 2016
PRELIMINARY BUDGET.**

BY: Cayuga County Legislature

WHEREAS, the Cayuga County Legislature has reviewed the 2016 Preliminary Budget that was filed with the Clerk of the Legislature; and

WHEREAS, the Cayuga County Legislature has proposed certain changes, alterations or revisions, (attached) in the 2016 Preliminary Budget by identifying specific account lines that could be amended, added, or deleted; now, therefore, be it

RESOLVED, that the Legislature hereby adopts these proposed changes, alterations or revisions made by the Legislature at the Public Hearing held on November 18, 2015 on the 2016 Preliminary Budget as set forth on the attached; and, be it further

RESOLVED, that these changes, alterations or revisions, as adopted, be incorporated into the 2016 Budget to be submitted to the Legislature to be held November 24, 2015.

Motion by Chapman to move that we take \$350,000.00 from the DM fund balance and move it to the Trucks line (DM51302-52002), 2nd by Baxter, all in favor except Batman and Farrell.

Motion by Pinckney to put \$10,000.00 into a Legislative account to help Springport do the Bass Master Tournament out of the Contingency Account, 2nd by Didio.

Motion by Mahunik to amend it have a provision that if they do not need to draw down those funds that it automatically reverts back to the county, 2nd by Pinckney, all in favor.

Motion on the motion as amended, passed by majority vote; Ayes- Vitale, Farrell, Pinckney, Runkle, Batman, Baxter, Bennett, Reginelli, Mahunik, Lattimore, Didio, Foley, and Chapman; Noes- Whitman and Pecher; 769/114.

Motion by Runkle to increase the Treasurer's Account (A13250-454032) by \$127,302.00 and to increase the Principal/Interest on Debt Account by the same amount (A97104-5400), 2nd by Baxter, all in favor except Batman.

Motion by Vitale to decrease Road Machinery Diesel Sales (DM51300-42302) by \$100,000.00 and decrease Road Machinery Fuel Oil by \$250,000.00, 2nd by Baxter, all in favor.

Motion by Pinckney to put \$25,000.00 into CCPUSA from the fund balance, 2nd by Baxter, all in favor except Farrell, Whitman, Bennett, and Chapman.

Motion by Pinckney to give CCPUSA \$27,500.00 as a matching fund for the NYSERDA Grant into contingency and earmark it (will come from fund balance), 2nd by Baxter, all in favor except Farrell, Vitale, Bennett, Batman, and Chapman. Motion by Batman to amend the motion that the legislature has to approve and review the concept and the specifications of any application that goes in before withdrawal on the money, 2nd by Runkle, failed by show of hands, all opposed except Batman.

Discussion:

Lynch says under this particular grant to NYSERDA the county would have to be the applicant to be eligible. He says the body would have to vote to apply for those funds because they would be the applicant. Batman says that is helpful but his concern is that we have a review prior to the application. Whitman says he feels we have the option whether to fund it or not. He feels this seems like another level of micromanagement. He says they put a lot of effort into it and they seek our approval and we have the option to say whether or not we are interested. Batman says that is exactly his point because they have gone through all the effort and then we do not agree with the application.

Motion by Runkle to increase funding to Cayuga Community College by \$102,000.00 from the fund balance, 2nd by Didio, Bennett abstains

Discussion:

Foley thinks it is important that we support the college but his only concern is that they did not come and ask for it. He says DeCinque did not come and ask for funds. He says the way it lines up with budgets is the college formulates their budget in mid-summer and we do ours now. He says unless they come and ask for it we cannot give it to them when they need it to formulate their budget. He says he does support it in general. Mahunik says he is not against the college in any way, shape, or form but his concern is that enrollment is down this year and we are going to make that up with the \$102,000.00 contribution. He says problem with that is going into the future we can never back down from that investment and Westphal says that is correct. He says he would rather the college come to us and tell us what they need the money for instead of adding it to their budget. Farrell points out with the drop on enrollment we are seeing a drop in the revenue from the chargebacks from the college. He says we already kind of assisting the college by reducing the revenue they are supposed to give us.

Batman calls the question.

Motion by Runkle to increase funding to Cayuga Community College by \$102,000.00 from the fund balance, 2nd by Didio, Bennett abstains, motion defeated by show of hands, all against except Baxter, Runkle, and Foley.

Motion by Batman to reduce the Central Garage Gas Line (DM51314-54032) by \$116,000.00, reduce the Dept Reim Line (DM51300-41272) by \$19,720.00 and the High Agency Line (DM51300-41282) by \$96,280.00, 2nd by Baxter, all in favor.

Motion by Chapman, 2nd by Whitman, motion failed by show of hands, 8-noes and 7-eyes.

DEFEATED

DEFEATED

DEFEATED

RESOLUTION NO. 350-15

11/18/15 LEG COALLA LOCAL LAW

TO OVERRIDE THE TAX LEVY LIMIT ADP

TO ADOPT LOCAL LAW NO. ____ FOR THE YEAR 2015, A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c. (2/3)

BY: CAYUGA COUNTY LEGISLATURE.

WHEREAS, Local Law No. ____ for the year 2015, a Local Law to override the Tax Levy limit established in general municipal law §3-c.

WHEREAS, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on said Local Law No. ____ for the year 2015 on November 18, 2015 at 6:00 P.M.; now, therefore be it

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. ____ for 2015,

“LOCAL LAW NO. ____ FOR THE YEAR 2015, A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c. “

RESOLVED, that the Clerk of the County Legislature publish notice of the adoption of the proposed 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.

**STATE OF NEW YORK, COUNTY OF CAYUGA,
LOCAL LAW NO. ____ FOR THE YEAR 2015**

**A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN
GENERAL MUNICIPAL LAW §3-c.**

BE IT

ENACTED by the County Legislature of the County of Cayuga as follows:

SECTION 1. LEGISLATIVE INTENT.

The Cayuga County Legislature has determined it may be necessary to override the limit on the amount of real property taxes that may be levied by the County of Cayuga for the coming fiscal year 2016 pursuant to General Municipal Law §3-c.

SECTION 2. OVERRIDE OF TAX LEVY LIMIT.

Upon the adoption of this local law, the Cayuga County Legislature is hereby authorized to override the tax levy limit for the coming fiscal year 2016 to allow the County of Cayuga to adopt a budget for the fiscal year 2016 that may require a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

SECTION 3. LEGAL AUTHORITY.

The authority to override the tax levy limit is authorized by General Municipal Law § 3-c (5), which expressly authorizes a local government, such as Cayuga County, to override

the tax levy limit for the coming fiscal year 2016 by the adoption of a local law approved by vote of sixty percent (60%) of the total voting power of its governing body, the Cayuga County Legislature.

SECTION 3. EFFECTIVE DATE.

That this Local Law shall take effect immediately, in accordance with the provisions of the Municipal Home Rule of the State of New York.

Motion by Chapman to go into executive session at 8:11PM for purpose of litigation, 2nd by Baxter, all in favor.

Motion by Didio to adjourn at 8:35PM, 2nd by Lattimore, all in favor.

**MINUTES
SPECIAL LEGISLATURE MEETING
THURSDAY, NOVEMBER 19, 2015, 6:00PM
160 GENESEE ST, 6TH FLOOR,
CHAMBERS, AUBURN, NY 13021**

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order to 6:02PM

ROLL CALL: Sheila Smith, Clerk of the Legislature all Legislator's present

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

PROCLAMATION:

William (Bill) Speck Day in Cayuga County, Thursday, November 19, 2015

TOPICS:

Information on grid system

Russell discusses the project says is trying to address compensation. He says in the external review they looked primarily at department heads feeling that if we were competitive in that area the rest of the program would have the subordinates fall into place. He says in terms of being internally competitive they utilized a point system. He says the point system is designed to provide a rational basis for determining how positions compare with each other. He says it is not an exact science but it is a process to look at position and how they rank with each other. He says during that process there were several suggestions from the legislature on how the point system they obtained could be made better. He says it will be a very effective tool for new positions as they are established. He says when they went to that process they gave the opportunity for department heads to participate. He says it was a new experience for a lot of them but they did a fair and reasonable job. He says they have subsequently taken some time to go through those and smooth that out a little bit. He says he has had conversations with individual department heads and with some other folks in the organization to get some organizational history on those positions. He says they have made some modifications since the original grid. He says some modifications were not vetted with the original group. He says points and surveys are good but they are not an exact science. He says that cost has to be a factor. He says after going through the process they have tried to look at making sure positions were located with similar positions. He says this is an ongoing process and a slow process. He does not think the process ends tonight. He thinks this is going to be an ongoing thing. He says appropriateness for the organization is the responsibility of the legislature.

Chapman asks if evaluations and span of duties receive a certain value in the process. Russell responds that span of duties do. He says the pointing system had certain elements that had to do with how much responsibilities they have, decision making level, level of immediate supervision, and what overall level of supervision. He says with regard to evaluation he has two observations on that, first, recall back to the earlier discussion of this with the pay scale which is step up with a number of steps. He says the idea is that the people would move through those steps assuming that they had an adequate performance review and it would be basically a merit based system. He says that puts a significant amount of responsibility on the committees who are responsible for the oversight of those positions. He says with regard to the initial placement his idea was to get an initial structure in place so he did not integrate what a person's current circumstance would relate to how they be placed. He says that he would think would be the responsibility of the oversight committee or the legislature.

Lattimore says that the grid system is kind of complicated and we have a new board coming on the 1st of the year. He says would it be better to do this after the 1st of the year so everybody understands the grid. Baxter says anyone that is sitting out here now has been working with these people for at least two years. He says it is something we should continue with and take responsibility of doing. Runkle agrees and says it is something the county has needed for years. Lattimore says if we did nothing there is compensation in the budget right now so they will not go without it. Chapman says some of what we see on the grid for a proposed increase seems a little bit high at this time. He says it would require more money be added to the budget. He says as Russell mentioned the responsibility falls to the legislature. He thinks we have a group of people listed that we know very well who have not received any compensation. He says maybe we could come up with a short list of people who need immediate attention and then others who could be looked at in a second round before we adjourn for the year. He says maybe we could limit the adjustments and then continued study of the grid and then further adjustments made later. Russell says he has a document that is sorted by the smallest to the largest adjustments.

Batman thinks it is important to separate individuals from the positions in this case. He says what the grid attempts to do is to place a position relative to other positions not individuals relative to other individuals. He says if we have positions that are unfairly compensated then those require attention. He says the other issue is how the people in those positions are doing. He says the thing that we can do now perhaps is take the positions that are clearly out of synch in terms of salary where they should be. He says those are the ones that we need to focus on. Chapman asks Batman if he is saying that he would move the pay scale according to the grid by position. Batman says he does not understand the question. Chapman says what he heard Batman say was that we should look at the position using this grid and make sure the position is in the right compensation position. Batman says he remains unclear. He says for example if a grade 4 is \$45,000-\$50,000 and we have a position that is making \$40,000 and we agree the person is underpaid they should be compensated. He says we need to decide what is fair pay then we can

decide if the persons are meeting the minimum standards of the job. He says what we want to do right now is look objectively, regardless of personalities, if what we pay people for a certain job is adequate. Russell says he thinks he understands what Batman is saying. He says the idea here is to properly compensate the position for what the responsibilities are. He says the challenge with that comes with the implementation. He says at that point we do have individuals who are impacted by that so compression can be created. He says for example if someone is beyond Step 1 and between 1&2 and perhaps someone who has an equally responsible position comes on at Step 1 and then the other person is not adjusted. Batman understands the issue but he does not think it is a concern in this context. He says this is a two-step process. He says today we identified people who are below the scale that need to be adjusted. He says the oversight committees in the next few months can address those kinds of issues Russell is talking about. He says compression is not necessarily a bad thing. He says if a person comes in and does a great job and they move up in pay grade while the other person does not there is nothing wrong with compressing those salaries. He says his only point is that these are two totally separate issues and to not confuse them. He says the point is to make certain that people are paid at least the minimal amount they should be. Whitman agrees with Batman but his concern is when these pay grade increases are implemented if it is going to be a 1st of the year implementation. Russell says his thought is that they would be a July 1st basis.

Runkle asks if there are any instances in the grid where some folks are working 35 hours per week and some are working 40. Russell says there are some situations where some departments' standard work week is 40, 37.5, and some 35. He thinks at the department head level everyone he is aware of works more than 40 hours in a week. He says it is not something we addressed in the process. Runkle asks if anyone knows how the county got to this point where full-time can be 35, 37.5, and 40. Marinelli says some were new departments and it was created that way. She says it is much harder to change what we currently have but newer departments just started out working more. She also wants to point out that someone might have the title as confidential secretary but it is not necessarily all they do. She says she does not think enough time has been taken to look at everyone's job duties to see if that is the proper title. She says there are people who have worked here a long time and we cannot say this is their title, this is what they do, and this is their grade on the grid. She thinks there is a varying level of work and skill that we are calling the same people. She says that will take more time to figure out all of that.

Vitale says we have had some time to look at the information and he would like to see a short list of people who need to have a bump. He says we need to find a method in order to get some of the people that really deserve more the compensation. He says we really need to get the grade level even with the pay level. He says even if we get half way there and then put it on the agendas for all the committees to look at each individual within their committee. Whitman agrees with Vitale that if we do it in committees it would be a good way to break it up and we might get more done.

Chapman says there are 11 department heads that based on the information we have in front of us that need to that possibly need an adjustment. He wonders if we cannot concentrate on that core group first and then work on a secondary group after that. Farrell thinks the employees have been watching us take positions one at a time and the morale is such because we are saying some are more important than others. He says he would like to move it on also and he is looking at about 25 employees where we are only talking under \$1,000 dollars. He agrees this is going to take a lot of time and more than this evening. He says for the sake of showing some kind of compensation and respect to our employees to take all of the ones that are under the \$1,000 dollar limit right off the table which eliminates about 25 that we have to consider. He says then we move into the raises between the amounts of \$1,000-\$2,000, \$2,000-\$3,000, etc. and break it down into those groups. He says if we broke these down into those groups and put them into the committees in December and did the executive session to discuss the group of employees who are looking for raises between the amounts \$4,000-\$6,000. He says that committee can dissect those and we can come up with a dollar figure. He says we are not going to be able to decide by the end of the year whether or not the person is going to get the 25% raise but let's come up with a figure of compensation that at least we can work on. He says at least we are not telling those employees to it back and wait while we take care of one group. He says at least we can put respect on all levels and do something for them in the immediate future. Russell says that information is available and it we can look at it if it is the will of the legislature. Farrell says that is his recommendation and he would like to put it in the form of a resolution. Chapman asks Farrell if he is making that a motion and Farrell responds yes.

Motion by Farrell on the above statements, 2nd by Bennett.

Discussion:

Runkle says this presumes that we are blessing the grid which we have not done. Farrell says it does not presume and that is what he is trying to say. He says when we individualize these in committee the grid can be brought up. Batman says he would like a reinstatement of the motion.

Farrell says he would like to break the positions down by pay raise and as he said those under \$1,000 dollars we take off the table at this time. He says break down all those individuals according to this supposed to get between the amounts of \$1,000-\$2,000, \$3,000-\$4,000, \$5,000-\$6,000, and then everyone that is over \$6,000. He says to take those positions put them into the committee in December in executive session and come up with a dollar figure that we feel would justify not getting them where they need to be but showing them some kind of compensation by the end of the year. Runkle says his concern is when we go to committee we do not talk about the performance of the person. Vitale thinks it would be helpful for Russell to give us a spreadsheet for the lowest to highest adjustments that need to be made. He says he would also like to see the grade levels compared because he does not think there will be a huge difference but a helpful tool to look at.

RESOLUTION NO: 351-15
11.19 15

BY: Legislator Mark Farrell

Legislator Joseph Bennett

WHEREAS, the Cayuga County Legislature has been considering compensation adjustment plans for non-bargaining employees; and

WHEREAS, the Cayuga County Legislature has received a non-bargaining compensation plan report with proposals at its November 19, 2015 meeting; and

WHEREAS, the Cayuga County Legislature wishes to have the report and the proposals contained therein considered deliberately; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby refers the November 19th report and the proposals contained therein to the Legislature's Standing Committees for consideration, each utilizing said plan as a guide for its discussions on specific compensation adjustments for non-bargaining employees; and

RESOLVED, that each Standing Committee shall consider the positions contained in the departments under its scope during their December committee meetings for the purpose of making recommendations for compensation adjustments for non-bargaining employees; and

RESOLVED, that the Standing Committees shall report these recommendation to the Ways and Means Committee at its December meeting for consideration and deliberation; and

RESOLVED, that the Ways & Means Committee shall submit its recommendations to the full Legislature for consideration at the December 15, 2015 Legislature meeting.

All in favor of Farrell's motion, except Whitman.

Motion by Foley to adjourn at 6:59PM, 2nd by Reginelli, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
NOVEMBER 24, 2015 AT 6:30PM**

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order at 6:35PM

ROLL CALL: Sheila Smith, Clerk of the Legislature all Legislators present

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:

Ralph Gray, worked as a Special Patrol Officer at the Cayuga County Court House

Peter S. Corning, son of Judge Peter E. Corning

David Buckingham, retired Court House Special Deputy and retired Auburn Police Officer

Donnie Short, former Highway Superintendent and General Foreman

PROCLAMATIONS:

Employee Learning Week in Cayuga County, December 7-11, 2015

PUBLIC BE HEARD:

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

MINUTES: For Approval: 10-14-15, 10-21-15, and 10-27-15- Attached, Motion by Didio, 2nd by Bennett, all in favor.

CCC REPORT: Dr. Brian Durant- Attached

Discussion:

Foley says this past week we were trying to increase the college's fund. He says Runkle proposed about a \$100,000.00 increase. He says he wanted to get Durant's take on it and maybe next year if he could possibly be coming to the legislature to increase the county share. He says that because some of the legislators had voted against it because the college had not asked. Durant says they certainly appreciate the advocacy. He says from his perspective they are in the early stages of developing next year's budget for the college. He says we certainly are still exploring the idea of regionalization and looking at that prospect as a way to help support our bonding in the future. He says as he has mentioned before we are serving above 60% of students who are not from Cayuga County. He says we

certainly need to look at all avenues for increased funding and support in absence of it coming from the local level at the county. He says we need to look at the state level otherwise we are putting it on the backs of our students.

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

Didio reports on the Watershed Inspection Committee. He says the second ditch trap was installed. He says the committee has been discussing putting in regular press releases on the operations we discuss on a monthly basis. He says they do not feel the information is getting out to the public.

Batman reports that they had their public meeting to get comments on the Manure Management Plan. He says that it was well attended and a number of comments. He says the group is working on taking those comments and incorporating them into the plan. He says the formal plan for endorsement will be coming forward to this body in the next couple of months. He says if anyone has not looked at the draft to take a look at it. He says if anyone has comments to let Didio or himself know.

Lattimore- Attached to end of minutes is Lattimore's proposed Reshore America- Advantage Auburn and Clean Energy Program Employment & Capitalization Metrics

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair – Attached Chapman asks what the status is on the Employee Forum Program. Sinclair says it is kind of in a quiet mode. She says she has had a couple of questions neither of which are really appropriate for publication generally so they were not. She says it is out there in the employee portal and she hopes people will take advantage of that.

CHAIRMAN'S REPORT: Michael Chapman Chapman says he attended the Airport Authority meeting in the early part of November. He says in June there will be an air show coming to Hancock Field.

Motion by Didio on appointments, 2nd by Reginelli, all in favor.

APPOINTMENTS AND RE-APPOINTMENTS:

Cayuga County Water Quality Management Agency

Carl Wiezalis, 206 Fire Lane #7, Cato, NY 13080, Term, 11-24-15 to (members serve until the watershed association they represent submits a new nomination)

Cayuga County Water and Sewer Authority

Robert Reohr, 1513 Great Gully Rd, Union Springs, NY 13160, Term-01/01/16 -12/31/18

Francis Mitchell, 355 St Route 34B, King Ferry, NY 13081, Term -01/01/16-12/31/18

Paul Dudley, 11194 Bonta Bridge Rd, Meridian, NY 13113, Term-01/01/16-12/31/18

William McVea, 14948 West Bay Rd, Sterling, NY 13156, Term-01/01/16-12/31/16

Motion by Didio to waive reading of communications, 2nd by Reginelli, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

1. Letter to Chapman from Barbara Lewis (sister) and Patricia Shortslef (cousin) of Bill Irwin. The letter is in regards to thanking the legislature for recognizing Bill with a proclamation.
2. Media Release form the Sheriff's Office in regards to the Cayuga Nation of New York.
3. Letter from the DOT in regards to the County requesting a lower speed limit along Weedsport-Sennett Road. They state that a formal investigation will be conducted at the subject location and there will be notification after the investigation is done on the results.
4. Letter from the Town of Moravia in regards to the construction of the Verizon Wireless Site.
5. Several letters from Dave Gould to his Officers and others for jobs well done.

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 11-24-15**

RESOLUTION NO. 352-15

11/24/15 AP Audit November 2015(A)

**AUTHORIZING THE COUNTY TREASURER TO PAY OCTOBER 14-26, 2015
AUDIT OF CLAIMS**

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **November 24, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$348,028.59, therefore be it RESOLVED, that the Clerk of this Legislature file a certified list of claims so audited with the County Treasurer, and be it further

RESOLVED, that the County Treasurer be and he hereby is authorized and directed to pay the several claims so audited and charge the amounts to the several appropriations made therefore in the County Budget finalized on December 16, 2014.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 353-15

11/24/15 AP Audit November 2015(B)

**AUTHORIZING THE COUNTY TREASURER TO PAY
OCTOBER 27-NOVEMBER 9, 2015 AUDIT OF CLAIMS**

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **November 24, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$789,525.81, 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 16, 2014.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 354-15

11.17.15 TRE Hoyt Real Property rev 3

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO EXECUTE DOCUMENTS TRANSFERRING A PARCEL OF REAL PROPERTY COMMONLY KNOWN AS 1661 HOUGHTALING ROAD, CATO, NEW YORK, ALSO KNOWN AS TAX MAP NUMBER 44.00-1-4.21, IN THE TOWN OF VICTORY BACK TO RANDALL B. HOYT AND CONNIE L. HOYT

BY: Hon. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, Randall B. Hoyt and Connie L. Hoyt formerly owned a parcel of real property commonly known as 1661 HOUGHTALING ROAD, CATO, NEW YORK, also known as TAX MAP NUMBER 44.00-1-4.21, IN THE TOWN OF VICTORY (hereinafter, the "Parcel"); and

WHEREAS, by Treasurer's Tax Deed dated May 13, 2015, the Cayuga County Treasurer conveyed the Parcel to the County of Cayuga; and

WHEREAS, on June 24, 2015 (the "Petition Date"), the Hoyts filed a petition for relief under chapter 13 of the United States Bankruptcy Code with the United States Bankruptcy Court for the Northern District of New York (the "Bankruptcy Court"); and

WHEREAS, as of the Petition Date, the Hoyts owed the County \$17,113.69 in pre-petition real property taxes in connection with the Parcel (the "Real Property Taxes"); and

WHEREAS, on June 24, 2015, the Hoyts filed their Chapter 13 Plan (the "Plan") with the Bankruptcy Court, which Plan proposes to pay the Real Property Taxes in full over the thirty-six (36)-month term of the Plan; and

WHEREAS, on August 27, 2015, the Hoyts commenced an Adversary Proceeding under sections 522(h) and (i) of the United States Bankruptcy Code seeking to avoid the transfer of the Parcel to the County and an order directing the return of the Parcel to the Hoyts; and

WHEREAS, the County seeks to resolve the Adversary Proceeding by returning the Parcel to the Hoyts pursuant to sections 522(h) and (i) of the Bankruptcy Code in exchange for the treatment of the County's claim for Real Property Taxes under the Plan; and it is hereby

RESOLVED, that the Cayuga County Legislature hereby agrees to re-convey the parcel of land commonly known as 1661 HOUGHTALING ROAD, CATO, NEW YORK, also known as TAX MAP NUMBER 44.00-1-4.21, IN THE TOWN OF VICTORY, to Randall B. Hoyt and Connie L. Hoyt pursuant to sections 522(h) and (i) of the United States Bankruptcy Code; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature, and such other County representative(s) as the Chairman may designate, are hereby authorized and directed to execute the documents required to implement the intent of this Resolution, including, without limitation, the documents required to transfer title to the Parcel to Randall B. Hoyt and Connie L. Hoyt.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 355-15
(11/24/15) RPS Prorate Cost to Towns16
PRORATE COSTS OF SERVICES PROVIDED TO TOWNS

BY: Joseph Runkle, Chairman, Ways & Means Committee

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

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

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

RESOLVED, that the Office of Real Property Services is hereby authorized to prorate the cost back to the Towns on service performed by the County in the amount of \$107,427.08. This total is computed on one-third salary plus fringes of the Department of Real Property staff. This cost is then prorated back to the towns by the number of parcels per town; and it is

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

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 356-15
(11/24/15) TRE SpringportTaxCollection
RESOLUTION TO ACCEPT AGREEMENT TO COLLECT TAXES FOR THE
TOWN OF SPRINGPORT FOR THE 2016 TAX YEAR

BY: Mr. Joseph Runkle, Chairman Ways and Means Committee

WHEREAS, the Town of Springport Town Board contracted with the County of Cayuga County Treasurer in order to collect the Town and County taxes for the 2015 Tax Year; and

WHEREAS, the Town of Springport Town Board was pleased with the collection process in 2015; and

WHEREAS, the Town of Springport Town Board is interested in contracting with the County of Cayuga County Treasurer again in order to collect the Town and County taxes for the 2016 Tax Year; and

WHEREAS, the Cayuga County Treasurer wishes to enter into an agreement with the Springport Town Board to collect the Town and County Taxes for the Town of Springport for the 2016 Tax Year; and now be it

RESOLVED, that the Cayuga County Legislature approves the Agreement between the Town of Springport and the County of Cayuga for the Cayuga County Treasurer to assume full responsibility for collection of the 2016 Town and County Taxes for the Town of Springport.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

**RESOLUTION NO. 357-15
(11/24/2015) RPS Nov Mortgage Tax**

AUTHORIZE THE COUNTY TREASURER TO PAY MORTGAGE TAX

BY: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, it appears from the final report of Sue Dwyer, as County Clerk of Cayuga County, that there has been paid to the County Treasurer the sum of **\$482,528.50**, the same being the net amount collected from the taxation of mortgages for the period April 1, 2015, to September 30, 2015; and

WHEREAS, there is in the County Treasurer's Account No. T-58, the amount of **\$482,528.50** which should be distributed among the City of Auburn and the Towns and Villages of the County; now therefore be it

RESOLVED, that the County Treasurer be directed and required to pay the sum of **\$482,528.50** to the City of Auburn and the several Towns and Villages of the County of Cayuga in the following amounts:

City of Auburn	\$ 125,019.18	Montezuma	\$ 4,847.67
Aurelius	\$ 17,669.41	Moravia	\$ 13,261.86
Cayuga Vlg	\$ 1,316.37	Moravia Vlg	\$ 4,853.90
Brutus	\$ 16,103.86	Niles	\$ 9,854.11
Weedsport Vlg	\$ 8,308.63	Owasco	\$ 40,897.85
Cato	\$ 21,835.83	Scipio	\$ 11,512.15
Cato Vlg	\$ 750.34	Sempronius	\$ 4,778.77
Meridian Vlg	\$ 838.70	Sennett	\$ 38,464.89
Conquest	\$ 3,538.16	Springport	\$ 16,710.04
Fleming	\$ 20,418.00	Union Springs Vlg	\$ 6,023.08
Genoa	\$ 11,012.59	Sterling	\$ 11,364.28
Ira	\$ 11,334.74	Fair Haven Vlg	\$ 7,470.17
Cato Vlg	\$ 609.85	Summerhill	\$ 6,639.21
Ledyard	\$ 15,968.13	Throop	\$ 14,774.84
Aurora Vlg	\$ 3,499.27	Venice	\$ 7,137.70
Locke	\$ 9,538.80	Victory	\$ 9,275.03
Mentz	\$ 4,511.85		
Port Byron Vlg	\$ 2,389.23		
		Grand Total	\$ 482,528.50

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 358-15
(11/24/15) RPS College Chargeback
AUTHORIZE DIRECTOR OF REAL PROPERTY SERVICES TO APPORTION
COMMUNITY COLLEGE COSTS FOR TAX PURPOSES

BY: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, The Cayuga County Treasurer's has provided figures to be levied back against several municipalities; now therefore be it

RESOLVED, that the Office of Real Property Services is hereby authorized to charge the several municipalities, on the 2016 county/town tax bills, the costs as certified by the County Treasurer for Community College purposes as follows:

College Chargebacks

City of Auburn	134,863.04	Town of Moravia	61,420.69
Town of Aurelius	28,452.35	Town of Niles	10,936.82
Town of Brutus	54,555.99	Town of Owasco	29,698.32
Town of Cato	23,125.00	Town of Scipio	12,856.87
Town of Conquest	22,372.90	Town of Sempronius	20,805.31
Town of Fleming	17,042.39	Town of Sennett	34,955.06
Town of Genoa	27,892.32	Town of Springport	12,125.38
Town of Ira	10,156.78	Town of Sterling	16,890.05
Town of Ledyard	23,179.69	Town of Summerhill	19,773.99
Town of Locke	44,091.98	Town of Throop	11,024.86
Town of Mentz	26,941.88	Town of Venice	10,706.34
Town of Montezuma	9,143.59	Town of Victory	13,191.11
Total			676,202.71

Signed by Runkle, Baxter, Didio, Mahunik, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 359-15
(11/24/2015) RPS 2500 Correction of Error
AUTHORIZING CORRECTIONS OF REAL PROPERTY TAXES IN THE
AMOUNT OF \$2,500 OR LESS BY THE COUNTY TREASURER

BY: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, New York State Real Property Tax Law allows the County Legislature to delegate to the County Treasurer responsibility for making corrections and refunds of Real Property Taxes where the amount of the correction does not exceed \$2,500; and

WHEREAS, delegating that responsibility creates greater efficiency, saves taxpayer dollars by streamlining the process which takes less time of County personnel and ensures faster service to the effected property owners; now, therefore be it

RESOLVED, that pursuant to Sections 554 and 556 of the New York State Real Property Tax Law, the Cayuga County Legislature hereby authorizes the County Treasurer for the County of Cayuga to perform the duties of issuing refunds or corrections of taxes due as provided in said Real Property Tax Law Sections, where the recommended refund or correction is \$2,500 or less; and be it further

RESOLVED, that action by the County Treasurer is to be based on a sworn affidavit by the local assessing authority (Town Assessor) and the written report and recommendation of the Cayuga County Director of Real Property Tax Services; and be it further

RESOLVED, that the Director of Real Property Services will submit a monthly report for the precluding month to the Legislative Ways and Means Committee containing the: township; parcel number; owner; reason for correction; and the dollar amount of the correction or refund; and be it further

RESOLVED, that this resolution shall take effect immediately and is effective through the 2016 calendar year.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 360-15
11/24/15 RPS adopt equalization rates
TO ADOPT EQUALIZATION RATES FOR THE APPORTIONMENT OF THE
2016 COUNTY TAX LEVY

By: Joseph Runkle, 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 2016 Cayuga County tax levy.

City of Auburn	100.00	Town of Moravia	99.00
Town of Aurelius	96.00	Town of Niles	100.00
Town of Brutus	100.00	Town of Owasco	85.00
Town of Cato	98.00	Town of Scipio	81.00
Town of Conquest	92.00	Town of Sempronius	100.00
Town of Fleming	36.54	Town of Sennett	88.24
Town of Genoa	100.00	Town of Springport	84.00
Town of Ira	96.00	Town of Sterling	100.00
Town of Ledyard	100.00	Town of Summerhill	99.00
Town of Locke	100.00	Town of Throop	100.00
Town of Mentz	92.00	Town of Venice	95.00
Town of Montezuma	86.00	Town of Victory	96.00

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 2016 be obtained and made on the basis of such percentages.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 361-15
(11/24/15) RPS Omitted Tax 2016
AUTHORIZING THE LEVY OF OMITTED TAXES

By: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, pursuant to Real Property Tax Law Section 520, an individual becomes liable for a pro rata tax when a property transfer takes place after the taxable status date, on formerly wholly or partially exempt property; now, therefore be it

RESOLVED, the following omitted taxes in the amount of \$23,782.61 shall be levied against the property owners in their respective municipalities who are liable for said tax; and be it further

Omitted Tax		Omitted Tax	
Municipality	Amt	Municipality	Amt
Aurelius	103.85	Niles	219.34
Cato	820.47	Owasco	2,720.99
Conquest	460.61	Scipio	1,173.21
Fleming	1,655.92	Sempronius	160.08
Genoa	881.33	Sennett	7,185.10
Ira	40.24	Springport	418.55
Ledyard	826.46	Sterling	922.73
Locke	1,263.53	Summerhill	77.88
Montezuma	808.06	Throop	1,589.27
Moravia	1,954.82	Victory	500.17
GRAND TOTAL		23,782.61	

RESOLVED, that the levies shall be in accord with filed forms dealing with the above-mentioned penalty tax, which have been approved by the respective Town Assessor.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 362-15

11.24.15 HR Temp Clerk Fill

AUTHORIZE THE HUMAN RESOURCES ADMINISTRATOR TO CREATE AND FILL A TEMPORARY CLERK POSITION

BY: Hon. Joseph Runkle, Chairman, Ways and Means.

WHEREAS, a Human Resources Associate will be leaving for a medical procedure on November 30, 2015 and will be absent for a minimum of 2 months; and

WHERE AS, this time is a particularly busy time of year requiring full staff to perform the tasks associated with contract changes, salary changes, annual payroll certification and other related end of year activities; and

WHERE AS, this absence will place a considerable demand on the remaining staff for support and administrative duties; and NOW THEREFORE BE IT

RESOLVED, that the Human Resources Administrator and Chairman be authorized to create and fill a Temporary Clerk position at a Grade 3, annual salary of \$30,752 not to exceed 3 months; and further BE IT

RESOLVED, this temporary vacancy can be funded from within the current year budget. BE IT

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

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 363-15
11.24.15 CCC Capital Budget 2015-2016 rev4
APPROVING 2016-2017 CAPITAL BUDGET SUBMISSION FOR CAYUGA
COMMUNITY COLLEGE

BY: Mr. Joseph Runkle, Chairperson, Ways and Means Committee

WHEREAS, Cayuga County Legislature has reviewed and approved the Cayuga Community College Budget for the 2015-2016 academic year by Resolution No. 239-15; and

WHEREAS, the Cayuga Community College presented its proposed 2016-2017 Capital Budget to the Cayuga Community College Board of Trustees on November 18, 2015 (copy attached); and

WHEREAS, the SUNY Capital Budget submission lists three new capital submissions:

Technology building Remediation and functional relocation	9,460,000.00
Purchase and renovation of River Glen	10,000,000.00
Site and Facility Upgrades	3,600,000.00
Total	\$23,060,000.00

and

WHEREAS, Cayuga Community College has presented its proposed Capital Budget for the 2016-2017 academic year to the Ways & Means Committees of the Cayuga County Legislature; and

WHEREAS, pursuant to New York State Education Law, the State of New York is responsible for fifty (50) percent of such capital project costs and the local sponsor is responsible for fifty (50) percent of the cost of the capital project costs, should the projects move forward; and

WHEREAS, said Cayuga County Ways and Means committee recommends to the Cayuga County Legislature the approve of the Community College Capital Budget Submission for the 2016-2017 academic year in the amount of \$23,060,000.00; now, therefore, be it

RESOLVED, that Cayuga County Legislature hereby approves and adopts the Community College Capital Budget Submission for the 2016-2017 academic year in the amount of \$23,060,000.00.

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 364-15
11.24.15 COA tasc funds va van
AUTHORIZING THE ACCEPTANCE OF THE SUM OF \$35,000.00 FROM THE
CAYUGA COUNTY TASC FOR THE SPECIFIC PURPOSE OF ASSISTING
THE CAYUGA COUNTY VETERANS OFFICE IN PURCHASING A VAN.

WHEREAS, the Cayuga County TASC by Resolution dated 13 November 2015 authorized the transfer of the sum of \$35,000.00 from its fund balance to the Cayuga County Veterans Office for the specific purpose of assisting that Office in purchasing a replacement transport van; and

WHEREAS, the Cayuga County acknowledges receipt of the gift of funds and thanks the Cayuga County TASC for its generosity; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby accepts the gift of the sum of \$35,000.00 from Cayuga County TASC and hereby agrees to apply said monies to the purchase of a van for the Cayuga County Veterans Office; and be it further

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

Signed by Runkle, Baxter, Didio, Mahunik, Pinckney, and Whitman, all in favor.

RESOLUTION NO.365-15
11/24/15 W&M NONBARGAIN-2015-16
AUTHORIZING SALARY ADJUSTMENTS FOR PART II and PART IV OF THE
COUNTY OF CAYUGA COMPENSATION PLAN FOR NON BARGAINING
EMPLOYEES FOR THE YEARS 2015 and 2016.

BY: Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, the County of Cayuga and the Deputy Sheriff's Police Association, have agreed on a new Collective Bargaining Agreement for years 2014 - 2016; and

WHEREAS, the County of Cayuga and the Unit of Cayuga Local 806, Civil Service Employees Association, Inc., Local 1000 have agreed on a new Collective Bargaining Agreement for years 2015 - 2018; and

WHEREAS, the County desires, to provide a monetary consideration for Part II and Part IV Non Bargaining employees for the years 2015 and 2016, except as stated below; and

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

RESOLVED, that except as stated hereafter, the annual salaries for PART II and PART IV, NON BARGAINING EMPLOYEES for the year 2015, retro-active to 1/1/2015, and for the year 2016 shall be adjusted as set forth below:

Effective 1/1/15, 1.5% shall be added to all 2014 base wages and salaries, including steps; longevity amounts and the Increment/Longevity columns shall not be increased; and be it further

Effective 1/1/16, 1.75% shall be added to all 2015 base wages and salaries, including steps; longevity amounts and the Increment/Longevity columns shall not be increased; and be it further

RESOLVED, that the following exceptions shall apply due to the position already receiving an increase in 2015, was newly created in 2015 or the position was filled by a new incumbent in 2015: EXCEPTIONS FOR 2015:

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

A. ALL ELECTED OR APPOINTED FIXED TERM OFFICIALS IN PART III (EXCEPT AS OTHERWISE PROVIDED BY LOCAL LAW):

- | | |
|--|---|
| 1. Director of Real Property Tax Service | 13. Indigent Defendant, Administrator, PT |
| 2. Civil Service, Commissioner, Chairperson PT | 14. Indigent Defendant, Deputy Admin, PT |
| 3. Civil Service, Commissioner, PT | 15. County Auditor |
| 4. Clerk to the Legislative Board | 16. Legislative Chairperson |
| 5. Coroner | 17. Legislative Majority Leader |
| 6. County Administrator | 18. Legislative Minority Leader |
| 7. County Attorney | 19. Legislator |
| 8. County Clerk | 20. Legislative Committee Chairs |
| 9. County Highway Superintendent | 21. Legislative Vice Chairman |
| 10. County Treasurer | 22. Sheriff |
| 11. District Attorney | 23. Director of Community Services |
| 12. Elections, Commissioner, PT | 24. Public Health Director |

- B. EMPLOYEES REPRESENTED BY NYSNA PART I, CSEA PART I, SEACC Part I, DEPUTY SHERIFF POLICE ASSOCIATION PART I
 - C. JAIL PHYSICIAN, PART TIME
 - D. COURT ATTENDANT, PART TIME
 - E. SPECIAL PATROL OFFICER, PART TIME
 - F. ALL SEASONAL EMPLOYEES IN ALL DEPARTMENTS
 - G. MEDICAL CONSULTANT, JOB 2 (PHD)
 - H. 100% FUNDED JOB 2'S in DISTRICT ATTORNEY'S OFFICE
 - I. LABORER PT at MINIMUM WAGE (Parks & Trails position only);
 - J. ELECTION INSPECTOR, INSPECTOR POLL MANAGER, VOTING MACHINE TECHNICIAN
 - K. ASSISTANT COUNTY ATTORNEY (POSITION #0037)
 - L. GRANT PROGRAM COORDINATOR
 - M. CHIEF INFORMATION OFFICER
 - N. COORDINATOR OF SERVICES FOR CHILDREN WITH SPECIAL HEALTH CARE NEEDS
 - O. DIRECTOR OF COMMUNITY HEALTH SERVICES
 - P. UNDER SHERIFF
 - Q. DEPUTY HUMAN RESOURCES ADMINISTRATOR
 - R. PROBATION DIRECTOR
 - S. ASSISTANT DISTRICT ATTORNEY (POSITION #3095)
 - T. SUPERVISING STAFF PSYCHIATRIST
- ;and be it further

EXCEPTIONS FOR 2016

- A. ALL ELECTED OR APPOINTED FIXED TERM OFFICIALS IN PART III (EXCEPT AS OTHERWISE PROVIDED BY LOCAL LAW)

1. Director of Real Property Tax Service	13. Indigent Defendant, Administrator, PT
2. Civil Service, Commissioner, Chairperson PT	14. Indigent Defendant, Deputy Admin, PT
3. Civil Service, Commissioner, PT	15. County Auditor
4. Clerk to the Legislative Board	16. Legislative Chairperson
5. Coroner	17. Legislative Majority Leader
6. County Administrator	18. Legislative Minority Leader
7. County Attorney	19. Legislator
8. County Clerk	20. Legislative Committee Chairs
9. County Highway Superintendent	21. Legislative Vice Chairman
10. County Treasurer	22. Sheriff
11. District Attorney	23. Director of Community Services
12. Elections, Commissioner, PT	24. Public Health Director
- B. EMPLOYEES REPRESENTED BY NYSNA PART I, CSEA PART I, SEACC Part I, DEPUTY SHERIFF POLICE ASSOCIATION PART I
- C. JAIL PHYSICIAN, PART TIME
- D. COURT ATTENDANT, PART TIME
- E. SPECIAL PATROL OFFICER, PART TIME
- F. ALL SEASONAL EMPLOYEES IN ALL DEPARTMENTS
- G. MEDICAL CONSULTANT, JOB 2 (PHD)
- H. 100% FUNDED JOB 2'S in DISTRICT ATTORNEY'S OFFICE
- I. LABORER PT at MINIMUM WAGE (Parks & Trails position only);
- J. ELECTION INSPECTOR, INSPECTOR POLL MANAGER, VOTING MACHINE TECHNICIAN
- K. DIRECTOR OF COMMUNITY HEALTH SERVICES

- L. DEPUTY HUMAN RESOURCES ADMINISTRATOR
 - M. ASSISTANT COUNTY ATTORNEY (POSITION #0037)
 - N. ASSISTANT DISTRICT ATTORNEY (POSITION #3095)
 - O. SUPERVISING STAFF PSYCHIATRIST
- ;and be it further

RESOLVED, that, except as otherwise stated herein, that non bargaining unit employees that are part time employees and temporary employees, shall be paid in accordance with PART I, PART II and/or PART IV of the Compensation Plans as applicable for 2015, as above modified, and under no circumstances shall they be allowed to exceed Step 1 of the Compensation Plans nor shall they be paid longevity and/or increments with the exception of LPN PT in the CCNH, PHD and CMH Departments; and be it further

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

Signed by Runkle, Baxter, Didio, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 366-15

11.24.15 HR WM award Personnel/Civil Service Software System

RESOLUTION AWARDING THE PERSONNEL/CIVIL SERVICE SOFTWARE SYSTEM REQUEST FOR PROPOSALS TO CATALOG AND COMMERCE SOLUTIONS, LLC. AND AUTHORIZING THE CHAIRMAN TO EXECUTE THE AGREEMENT BETWEEN CAYUGA COUNTY AND CATALOG AND COMMERCE SOLUTIONS, LLC.

BY: Hon. Joseph Runkle, Chair Ways & Means Committee

WHEREAS, Cayuga County current civil service software system has become obsolete; and

WHEREAS, the County of Cayuga released a Request for Proposal 2015-20 for Personnel/Civil Service Software System on October 29, 2015 seeking proposals; and

WHEREAS, one response(s) to RFP 2015-20 were received, reviewed; and

WHEREAS, the response submitted by Catalog and Commerce Solutions, LLC. meets the requirements set forth in RFP 2015-20.; and

WHEREAS, the implementation is a budgeted expense and will be paid for in line item A16104 54018 in the amount of \$29,750.00; and now therefore, be it;

RESOLVED, The Chairman of the Legislature is hereby authorized and to execute Statement of Work between Cayuga County and Catalog and Commerce Solutions, LLC., to implement a new Personnel/Civil Service Software System ;

RESOLVED, That the Cayuga County treasurer be authorized and directed to make the necessary journal and accounting entries to accomplish the same.

Signed by Baxter, Didio, Mahunik, and Pinckney, all in favor.

Motion by Chapman to amend, remove the County Administrator and the County Auditor from the resolution, 2nd by Whitman, all in favor, except Farrell, Vitale and Foley voting no. Motion as amended, all in favor.

**RESOLUTION NO. 367-15
(11/24/15) COALL Increase salary Apptd-Elected Fixed Term FIXrev3
FIXING DAY AND NOTICE OF PUBLIC HEARING ON A LOCAL LAW
PROVIDING FOR SALARY INCREASES FOR CERTAIN COUNTY
OFFICERS AND OFFICIALS APPOINTED OR ELECTED FOR A FIXED
TERM, DURING THEIR TERM.**

BY: Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, there has been duly presented and introduced at a meeting of this County Legislature held on December 15, 2015, a proposed local law entitled:

“A LOCAL LAW PROVIDING FOR SALARY INCREASES FOR CERTAIN COUNTY OFFICERS AND OFFICIALS APPOINTED OR ELECTED FOR A FIXED TERM, DURING THEIR TERM.”

Now, therefore, be it

RESOLVED, that a public hearing shall be held concerning the proposed local law before the Cayuga County Legislature on December 15, 2015, at 6:00 P.M., at the Chambers of the Cayuga County Legislature, County Office Building, 160 Genesee Street, Auburn, New York, and the Clerk of the Cayuga County Legislature is hereby directed to give due legal notice of said public hearing as provided by statute. The provisions of this Local Law are subject to permissive referendum.

**STATE OF NEW YORK
COUNTY OF CAYUGA**

**LOCAL LAW NO. ____ FOR THE YEAR 2015
A LOCAL LAW PROVIDING FOR SALARY INCREASES FOR CERTAIN
COUNTY OFFICERS AND OFFICIALS APPOINTED OR ELECTED FOR A
FIXED TERM, DURING THEIR TERM.**

BE IT

ENACTED by the County Legislature of the County of Cayuga, as follows:

Section 1. The County of Cayuga has entered into resolutions to provide salary increases for all non-bargaining employees and Department Heads of the County. It is the intent hereof to provide comparable increases for certain County officers and officials elected or appointed for a fixed term, during their term of office, in accordance with Section 201 of County Law.

Section 2. Effective January 1, 2015 and January 1, 2016, the salary for the following fixed-term positions shall be as follows:

Position	2015	2016
1. Civil Service, Commissioner, Chairperson PT	11,798	12,005
2. Coroner	16,480	16,768
3. Clerk – Legislative Board	51,121	N/A
4. County Attorney	111,022	N/A
5. Civil Service, Commissioner, PT	9,935	10,108
6. <i>County Administrator</i> REMOVED	96,425	98,112
7. County Clerk	69,957	N/A
8. Elections, Commissioner, PT	12,371	12,587
9. Indigent Defendant, Administrator, PT	13,829	14,071

10. Indigent Defendant, Deputy Admin. PT	7,262	7,389
11. County Auditor	57,654	58,663
REMOVED		
12. County Treasurer	72,665	73,937
13. County Highway Superintendent	71,996	73,256
14. Public Health Director	86,275	87,785
15. Director of Real Property Tax Services	66,498	67,661
16. Sheriff	81,200	82,621

Section 3. The provisions of this Local Law are subject to permissive referendum.

RESOLUTION NO. 368-15

11.24.15 MH Cayuga centers preventive respite rev

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO CONTRACT WITH CAYUGA CENTERS FOR THE PROVISION OF PREVENTIVE RESPITE

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Department of Mental Health has up to \$40,000 in 100% State Aid to spend in 2015; and

WHEREAS, the Department wishes to contract for respite services at Cayuga Centers for \$195 per day; and

WHEREAS, the Community Services Board approved the allocation at its October 22, 2015 meeting; and

WHEREAS, Cayuga Centers is currently a respite provider for the Department of Social Services; and

WHEREAS, respite stays are proven helpful for hospital step-downs, crisis management and insuring the safety of individuals in psychiatric crisis; and NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services are authorized and directed to enter into a contract with Cayuga Centers to provide respite services at Cayuga Centers for \$195 per day for the contract period of December 1, 2015 through December 31, 2016; and be it further

RESOLVED, that these services be paid from Account #A43100 43500 of the 2015 Department of Mental Health Budget.

Signed by Mahunik, Bennett, Foley, Lattimore, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION 369-15

(November 24, 2015) HS Purchase Two Vehicles

AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO PURCHASE TWO VEHICLES FOR DEPARTMENT OF SOCIAL SERVICES

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services is in need of replacing two vehicles that were unexpectedly taken off the road due to mechanical issues; and

WHEREAS, Chautauqua County advertised and received sealed bids from various car dealerships and the Cayuga County Department of Social Services will utilize the bid received from Joe Basil Chevrolet, Depew NY, as they can provide the appropriate vehicles; and

WHEREAS, these vehicles are used on a daily basis to transport children, make home visits for preventive services and foster care cases, child protective cases and other department business ; and

WHEREAS, funds are available within the Department of Social Services' budget that can be transferred in order to make this purchase; NOW, THEREFORE, BE IT

RESOLVED, that the treasurer is authorized to make the following budget transfer:

Increase	A60102 52001	\$38,450
Decrease	A61294 54000	\$38,450

And be it further

RESOLVED, that the Director of Community Services be authorized to purchase, under Chautauqua County's bid, the following vehicles as noted below:

<u>Account #</u>	<u>Quantity</u>	<u>2016 Car Make & Model</u>	<u>Approximate Purchase Price</u>
Human Services 60102 52001	2	Chevy Malibu	\$38,450

Signed by Mahunik, Bennett, Foley, Lattimore, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 370-15

(November 24, 2015) HS FFFS Funding 2015

AMENDING THE SOCIAL SERVICES 2015 BUDGET TO ACCEPT 100% FEDERAL FUNDING FROM THE FLEXIBLE FUND FOR FAMILY SERVICES (FFFS)

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Social Services Department has received 100% Federal FFFS funding (Flexible Fund for Family Services) and of this funding \$314,000 will be used to support employment related services and supportive services for TANF eligible applicants and recipients in order to assist them to stay off of public assistance or enable them to reduce the amount of assistance they are receiving; and

WHEREAS, it is necessary to amend the 2015 Social Services Budget in order to accept this funding; NOW, THEREFORE BE IT

RESOLVED, that the Cayuga County Treasurer be authorized and directed to amend the Social Services Department's 2015 Budget in the following manner, and make the necessary journal and accounting entries to accept the new FFFS funds:

Increase Acct. #A60604 54000	\$314,000
Increase Acct. #A60600 44615	\$314,000

and be it further

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

Signed by Mahunik, Bennett, Foley, Lattimore, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 371-15

(November 24, 2015) HS Hillside R&R MAPPS Foster Parents 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO A CONTRACT
WITH HILLSIDE CHILDREN'S CENTER FOR THE RECRUITMENT,
TRAINING AND RETENTION OF FOSTER PARENTS

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
 Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services (DSS) currently collaborates with Hillside Children's Center (HCC) in an effort to recruit, train and retain foster parents serving particular groups of children and youth; and

WHEREAS, HCC leadership works with the DSS leadership to develop an overall approach to drawing on the mutual strengths of HCC and DSS in the recruitment and training of foster parents; and

WHEREAS, HCC participates in the planning, and then is responsible for, the delivery of community-outreach oriented recruitment activities and also is involved in the MAPPS (Model Approach to Partnership in Parenting) Program, which is recommended by the Office of Children and Family Services as a pre-certification training program for prospective foster parents; and

WHEREAS, HCC currently has embedded two Foster Family Specialists at the County's DSS to provide home-finding services in conjunction with DSS staff; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services be authorized to enter into an agreement with Hillside Children's Center for the recruitment, training and retention of foster parents for the period January 1, 2016, to December 31, 2016 at the cost of \$128,377.81; and be it further

RESOLVED, that these expenses be paid from account #60104 54059 of the 2016 Social Services Budget.

Signed by Mahunik, Bennett, Foley, Lattimore, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 372-15

(November 24, 2015) HS Create & Fill 2 Part-Time
Transportation Aide Positions

AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO CREATE
AND FILL 2 PART-TIME TRANSPORTATION AIDE POSITIONS IN THE
SERVICES UNIT OF SOCIAL SERVICES

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
 Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Transportation Aide in this unit supervises client visits, transports clients to critical appointments, and transports foster children to related appointments; and

WHEREAS, there is an increasing number of clients and foster children requiring transportation to said various appointments and the addition of 2 Part-Time Transportation Aides will help to meet this need; and

WHEREAS, in the absence of the Transportation Aides, these duties fall to the caseworkers to do, which often results in overtime in order to meet all case requirements; and

WHEREAS, the Transportation Aide positions are 75% state and federally funded;
NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Community Services be authorized and directed to create and fill 2 Part-Time Transportation Aide positions, in accordance with Civil Service Rules and Regulations and the policies of the County of Cayuga.

Signed by Mahunik, Bennett, Foley, Lattimore, Pecher, Reginelli, Runkle, Baxter, Didio, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 373-15

11/24/2015 COL NightQuarantineDogs

**AUTHORIZING THE CONTINUATION OF THE NIGHT QUARANTINE ON
DOGS IN CAYUGA COUNTY.**

BY: Hon. Michael Didio, Chair, Government Operations Committee.

WHEREAS, the present night quarantine on dogs will soon expire, and

WHEREAS, it is the desire of this committee and the Cayuga County Legislature to have the night quarantine on dogs continued; therefore be it

RESOLVED, that this Legislature hereby orders that the night quarantine on dogs be continued until December 31, 2016 in accordance with Section 122 of the New York State Agriculture and Markets Law which defines "night" as between sunset and one hour after sunrise; and be it further

RESOLVED, that a certified copy of this resolution be forwarded to the New York State Commissioner of Agriculture and Markets, the Town Clerks of the twenty three Towns of the county and the City Clerk of the City of Auburn; and be it further,

RESOLVED, that the Clerk of the Legislature shall publish a copy of this resolution in our officially designated newspapers.

Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, and Vitale, all in favor.

RESOLUTION NO. 374-15

11-24-15 ADM Auctionextend

**AUTHORIZING THE AND CHAIRMAN TO EXTEND THE CONTRACT FOR
AUCTIONS INTERNATIONAL FOR ONE ADDITIONAL YEAR**

BY: Mike Didio, Government Operations Committee

Joseph Runkle, Chairman, Ways and Means Committee

WHEREAS, Resolution # 283-12 authorized the acceptance of Auctions International to be the vendor for the sale of surplus items, and

WHEREAS, the current contract for Auctioning services is up for renewal; and

WHEREAS, Auctions International will extend the current proposal for an additional year at no increased costs; now, therefore be it

RESOLVED, to authorize the Chairman to enter into a contract for Auctioning services for one additional year with Auctions International; and be it further

RESOLVED, that the County Attorney will review the contract before the Chairman of the Legislature signs the agreement.

Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, Vitale, Baxter, Mahunik, Pecher, Pinckney, and Whitman, all in favor.

RESOLUTION NO. 375-15
11/24/15 COL annexfinalmeet15
DESIGNATING DECEMBER 15, 2015, AS THE DATE OF THE FINAL
MEETING OF THE CAYUGA COUNTY LEGISLATURE FOR
THE FISCAL YEAR 2015.

BY: Hon. Michael Didio, Chairman, Government Operations
 Hon. Joseph Runkle, Chairman, Ways and Means Committee.

WHEREAS, at the November 24, 2015 meeting of the Cayuga County Legislature, it was agreed that the final meeting of the year be held on, December 15, 2015; now, therefore, be it

RESOLVED, that it is hereby confirmed that this December 15, 2015 meeting is hereby designated to be the final meeting of the Cayuga County Legislature for the fiscal year 2015, subject to the right of the Chairman to call a special meeting, if necessary. Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, and Vitale, all in favor.

RESOLUTION NO. 376-15
11/24/15 PT surplus garbage truck 11 15 rev
DECLARING THE COUNTY OWNED GARBAGE TRUCK IN THE PARKS AND
TRAILS DEPARTMENT SURPLUS PROPERTY AND AUTHORIZING ITS
DISPOSAL PURSUANT TO COUNTY POLICY

BY: Tucker Whitman, Public Works Chairperson
 Joseph Runkle, Ways and Means Chairperson

WHEREAS, the County owns a 1989 Chevy garbage truck, VIN 1GBK7D1G9KV100129, located in the Parks and Trails Department which is used for collection and disposal of garbage from Emerson Park; and

WHEREAS, the truck is in need of a minimum of \$1,500 and potentially over \$3,000 in repairs and although it has relatively low miles of 90,356, it is very worn-out will likely continue to be costly to repair; and

WHEREAS, the Parks Department has been utilizing dumpster service and has found that it meets their needs; now therefore be it

RESOLVED, that the 1989 Chevy garbage truck VIN 1GBK7D1G9KV100129, located in the Parks and Trails Department be declared surplus property and that it be disposed of pursuant to County Policy.

Signed Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 377-15
Date: November 24, 2015 Hwy fillMEOL2479
AUTHORIZATION FOR SUPERINTENDENT OF HIGHWAYS TO FILL A
MOTOR EQUIPMENT OPERATOR – LIGHT (2479) WITHIN THE
HIGHWAY DEPARTMENT

BY: Tucker Whitman, Public Works Committee
 Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, a Motor Equipment Operator Light position was vacated on November 6, 2015 due to resignation; and

WHEREAS, this MEO – Light position is critical to the operation of the highway department's operations; and

WHEREAS, this position (Position Control #002479) has been budgeted for the entire year of 2015; now therefore be it

RESOLVED, to authorize the Highway Superintendent to fill this open position 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 Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 378-15

Date: November 24, 2015 hwyfillautomechdeisel3071

**AUTHORIZATION FOR SUPERINTENDENT OF HIGHWAYS TO FILL AN
AUTO MECHANIC DIESEL POSITION WITHIN THE
HIGHWAY DEPARTMENT**

BY: Tucker Whitman, Public Works Committee

Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, an Auto Mechanic Diesel position was vacated due to resignation; and
WHEREAS, this Auto Mechanic Diesel position is critical to the Highway's fleet maintenance; and

WHEREAS, this position (Position Control #003071) has been budgeted for the entire year of 2015; now therefore be it

RESOLVED, to authorize the Highway Superintendent to fill this open position 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 Whitman, Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 379-15

Date: 12/22/15 PT Pavilion Repairs 12 15

**TITLE OF PROPOSED RESOLUTION: AUTHORIZING EXPENDITURE OF
FUNDS FROM CAPITAL RESERVE ACCOUNT NO. A-18838 PAVILION
BUILDING AND EQUIPMENT, FOR IMPROVEMENTS TO THE PAVILION
LOADING DOCK AREA**

BY: Tucker Whitman, Chairperson, Public Works

Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, Resolution 503-10 authorized a Limited Use License Agreement with H and J Hospitality Inc. and specified the establishment of an "interest earning accrual managed by the County to be used for facility improvement, equipment replacement, new equipment and small wares" per Section C paragraph b; and

WHEREAS, Resolution 80-14 authorized the establishment of Capital Reserve Account No A-18838 Pavilion Building and Equipment, to comply with resolution No. 503.10; and

WHEREAS, Several times over the past couple of years, there has been damage found to the pavilion roof area near the loading dock at the west end of the pavilion after deliveries to the pavilion have been made; and

WHEREAS, extending the loading dock area would put the delivery area away from

the roof of the building and alleviate any further damage to the building, and a set of double doors on the west end of the building do not close well and are in need of replacing; and

WHEREAS, the Capital Reserve Account No A-18838 Pavilion Building and Equipment has a balance of \$41,186.11; and

WHEREAS, the improvements will not exceed \$25,000 and are consistent with the intent of the Capital Reserve, now therefore be it

RESOLVED, the County Legislature hereby authorizes the Cayuga County Treasurer to transfer \$25,000 from Capital Reserve Account No. A-18838 Pavilion Building and Equipment to the Building Maintenance Account for Emerson Park , Account # A71104-54012; and be it further

RESOLVED, that the Parks and Trails Department is hereby authorized to proceed with hiring a contractor in accordance with the County's purchasing policy, to make the needed improvements at a cost not to exceed \$25,000; 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 Whitman, Mahunik, Pecher, Runkle, Baxter, Didio, and Pinckney, all in favor.

RESOLUTION NO. 380-15

Action Date 11.24.15 911 pt ESD fill rev 2

AUTHORIZATION TO FILL A VACANT PART-TIME EMERGENCY SERVICES DISPATCHER POSITION DUE TO A RESIGNATION.

BY: Mr. Terrance Baxter, Chairperson, Judicial and Public Safety Committee

Mr. Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently has one vacant Part-Time Emergency Services Dispatcher position due to a resignation; and

WHEREAS, it is necessary to fill the Emergency Services Dispatcher positions for continuity of services; and

WHEREAS, there is money in the 911 budget account A30201 51001 to fund positions; now therefore be it

RESOLVED, that position (#1892) be filled, and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher position from the existing Civil Service list; and be it further

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

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 381-15

Action Date 11.24.15 911 ft ESD fill rev 2

AUTHORIZATION TO FILL A VACANT EMERGENCY SERVICES DISPATCHER POSITION DUE TO A VOLUNTARY RESIGNATION.

BY: Mr. Terrance Baxter, Chairperson, Judicial and Public Safety Committee

Mr. Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently has one vacant Full-Time Emergency Services Dispatcher position due to a resignation; and

WHEREAS, it is necessary to fill the Emergency Services Dispatcher positions for continuity of services; and

WHEREAS, there is money in the 911 budget account A30201 51001 to fund positions; now therefore be it

RESOLVED, that position (#1913) be filled, and that the 911 Administrator be hereby authorized to fill the vacant Emergency Services Dispatcher position from the existing Civil Service list; and be it further

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

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 382-15

11/24/15 SHR Deputy Contract Rate

AUTHORIZING THE CAYUGA COUNTY SHERIFF TO CHARGE A RATE OF \$70.00 AN HOUR FOR DEPUTY SHERIFFS WORKING PURSUANT TO AGREEMENTS ENTERED INTO WITH MUNICIPALITIES, FIRE DEPARTMENTS, SCHOOL DISTRICTS, ORGANIZATIONS AND OTHER ENTITIES

BY: Hon. Terrance Baxter, Chair, Judicial and Public Safety Committee, and
Hon. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Sheriff has been authorized by the Cayuga County Legislature to contract with municipalities, fire departments, school districts, organizations and other entities to provide police services through Resolutions 178-03 and 216-03; and

WHEREAS, the rate of pay for these services will be set at \$70.00 per hour; now therefore be it

RESOLVED, that the Cayuga County Sheriff shall be authorized to enter into contract agreements with municipalities, fire departments, school districts, organizations and other entities to provide police services for a charge of \$70 per hour for the years 2016 – 2020; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make the journal and accounting entries necessary to accomplish the terms of any said Agreement.

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Whitman, Runkle, and Mahunik, all in favor.

RESOLUTION NO. 383-15

11/24/15 SHR Range MOU

AUTHORIZING THE CAYUGA COUNTY SHERIFF TO ENTER MEMORANDUMS OF AGREEMENT WITH OTHER LAW ENFORCEMENT AGENCIES FOR USAGE OF THE CAYUGA COUNTY SHERIFF'S WEAPONS RANGE

BY: Hon. Terrance Baxter, Chair, Judicial and Public Safety Committee, and
Hon. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, other law enforcement agencies often request to utilize the Cayuga County Sheriff's Weapons Range for firearms training of its personnel needing such; and

WHEREAS, the Cayuga County Sheriff's Office is willing to permit these law enforcement agencies utilization of the Weapons Range at dates and times mutually agreed upon between the parties and pursuant to terms and conditions set forth by the Cayuga County Sheriff's Office; now therefore be it

RESOLVED, that the Cayuga County Sheriff shall be authorized to enter into Memorandums of Agreement with other law enforcement agencies to utilize the Cayuga County Sheriff's Weapons Range.

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 384-15

11/24/15 SHR TempLeaveBank

**AUTHORIZING THE CREATION OF A TEMPORARY LEAVE BANK FOR A
CAYUGA COUNTY SHERIFF'S EMPLOYEE**

BY: MR. TERRANCE BAXTER, Chairman, Judicial & Public Safety Committee

MR. JOSEPH RUNKLE, Chairman, Ways & Means Committee

WHEREAS, an employee of the Cayuga County Sheriff's Office has a serious illness requiring treatment that will necessitate extended leave for treatment and recovery; and

WHEREAS, this employee has worked for Cayuga County since December 11, 1996 and due to this illness will have exhausted all leave time accruals that will result in loss of income beginning approximately the pay period of December 18, 2015; and

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

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

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

All other leave shall have been exhausted by the employee.

All County employees may be permitted to donate personal, vacation or compensation time in no less than half-day increments, at any amount up to a grand total of ninety-five work days

All leave donations shall be in writing on a standardized leave bank form,

Leave time shall be used by the employee in accordance with the SEACC contract, using one full day from each donation before additional days are utilized from donors making multiple day donations.

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO: 385-15

Date: 11/24/15 ShrFillJailVacancy

AUTHORIZE THE SHERIFF TO FILL ONE VACANT SHERIFF CUSTODY OFFICER POSITION IN THE CUSTODY DIVISION OF THE CAYUGA COUNTY SHERIFF'S OFFICE.

BY: Terrance Baxter, Chair, Judicial & Public Safety Committee
Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, a vacancy in the Cayuga County Sheriff's Office Custody Division exists due to the transfer of a Sheriff Custody Officer (Position Control No. 001995-SYS) to the Cayuga County Sheriff's Office Road Patrol; and

WHEREAS, it is mandated by the New York State Commission of Correction that the Cayuga County Sheriff's Department Custody Division maintain a certain number of Custody Officer Positions to comply with the minimum staffing complement as the services provided by these positions are critical for maintaining the safe, smooth and efficient operation of the Sheriff's Office Custody Division and due to this vacancy, reduces the minimum staffing to one below state mandates; and

WHEREAS, this position is designated and accepted in the 2015 Cayuga County Sheriff's Custody Salaries Operating Budget A31501 51001; now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill Sheriff Custody Officer Position Control No. 001995-SYS; and be it further

RESOLVED, the employee hired will be placed at the appropriate step within the Sheriff's Employee Association of Cayuga County (SEACC) Compensation Plan for 2012-2015; and be it further

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

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 386-15

11/24/15 SHR Roch Psych Agmnt.

AUTHORIZE THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE SHERIFF OF CAYUGA COUNTY TO RENEW THE AGREEMENT WITH THE COUNTY OF MONROE FOR SECURITY SERVICES FOR INMATES HOUSED AND TREATED AT ROCHESTER PSYCHIATRIC CENTER FORENSIC UNIT

BY: MR. TERRANCE BAXTER, Chairman, Judicial & Public Safety Committee
MR. JOSEPH RUNKLE, Chairman, Ways & Means Committee

WHEREAS, Cayuga County has the periodic need to have Cayuga County Jail Inmates treated and housed at the Rochester Psychiatric Unit in Monroe County, as these services are not available in Cayuga County; and

WHEREAS, the Monroe County Sheriff provides security services at the aforesaid Unit and the County of Cayuga has an existing Agreement under section 508 of the Correction Law which expires December 31, 2015; and

WHEREAS, the County of Monroe has submitted a renewal Agreement for the aforesaid security services and the County of Cayuga is desirous of renewing said Agreement with the County of Monroe for a period of five years at the rate of \$140.00 per day per inmate; and

WHEREAS, sufficient funds have been appropriated in the 2016 Sheriff's Custody Division Budget Line A31504 54036 designated "Doctors and Hospitals" to pay for these services; now therefore be it

RESOLVED, that the Chairman of the Legislature and the Sheriff are hereby authorized to execute the necessary documents to effect the renewal of this Agreement for the period of January 1, 2016 through December 31, 2020; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to make payment pursuant to the terms of the Agreement and to make the journal and accounting entries necessary to accomplish the same.

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

RESOLUTION NO. 387-15

11.24.15 911 Software Spillman

AUTHORIZING THE CHAIRPERSON OF THE LEGISLATURE TO SIGN A CONTRACT WITH SPILLMAN TECHNOLOGIES INC. TO PROVIDE CAD, MAPPING, RECORDS MANAGEMENT, AND AVL SERVICES TO PUBLIC SAFETY AGENCIES IN CAYUGA COUNTY.

BY: Mr. Terrance Baxter, Chairperson, Judicial and Public Safety Committee
Mr. Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, the Cayuga County 911 Center currently utilizes New World Systems for Computer Aided Dispatch, Records Management, Mapping, and Automatic Vehicle Locator (AVL) services, and

WHEREAS, the CAD Team in Cayuga County has vetted several vendors with common technologies and Spillman Technologies was selected as the vendor of choice; and

WHEREAS, through the 2013 Public Safety Answering Point (PSAP) Grant and Round 4 of the Statewide Interoperability Emergency Communications Grant (SICG) Cayuga County has received funding to implement new systems; and

WHEREAS, the total contract cost is \$1,970,936.00; and

WHEREAS, there is money in the 911 Communication System Budget Account Number A30200 44807 and Capital H Project Number 16-01 for this purpose; now therefore be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a contract with Spillman Technologies Inc. for the amount of \$1,970,936.00 for the period of December 1, 2015 through November 30, 2023; and be it further

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

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Whitman, Runkle, Mahunik, and Pecher, all in favor.

**RESOLUTION NO. 388-15
(11/17/2015) DA LEAVE BANK.2015**

**AUTHORIZING THE CREATION OF A TEMPORARY LEAVE BANK FOR A
CAYUGA COUNTY DISTRICT ATTORNEY'S OFFICE EMPLOYEE**

BY: Terrance L. Baxter, Judicial & Public Safety, and
Joseph L. Runkle, Chairman, Ways and Means

WHEREAS, an employee of the Cayuga County District Attorney's Office is facing a leave due to an acute medical condition; and

WHEREAS, this employee has worked for the Cayuga County District Attorney's Office for 2½ years and has exhausted all accruals; and

WHEREAS, a sick bank is hereby requested to create a temporary leave bank at the request of a fellow employee to address the immediate loss of income for the employee; now be it further

RESOLVED, that the Cayuga County Legislature authorizes the creation of this temporary leave bank; and be it further

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

All other leave shall have been exhausted by the employee.

All County employees may be permitted to donate personal, compensatory, or vacation time, in no less than full day increments, at any amount up to a grand total of ninety-five work days.

All leave donations shall be in writing on a standardized leave bank form.

Leave time shall be used by the employee at a rate of one full day from each donation before additional days are utilized from donors making multiple day donations.

Signed by Baxter, Didio, Pinckney, Whitman, Runkle, Mahunik, and Pecher, all in favor.

Motion by Chapman to have winning bidder remove the shed, chain link fence, generator, and any other equipment, leaving only the foundation, 2nd by Vitale, all in favor. Motion as amended all in favor.

**RESOLUTION NO. 389-15
11/24/15 ADM democato tower**

**AUTHORIZING THE COUNTY TO ACCEPT A BID FOR THE DEMOLITION
OF THE RADIO TOWER LOCATED IN THE VILLAGE OF CATO**

BY: Terrance Baxter, Judicial & Public Safety Chairman
Joseph Runkle, Ways & Means Chairman

WHEREAS, the Administrator's office sent out specification packages to local, New York State and nationally based firms for the demolition of the radio tower located in the Village of Cato; and,

WHEREAS, five (5) firms responded with sealed proposals; and,

WHEREAS, the following bids were received:

Contractor	Amount	Other info
Crisafulli Trucking	\$49,980.00	Vendor wants the County to Pay
Cedar Creek Farms, Inc.	\$3,495.00	Vendor will pay county
Allstate Tower, Inc.	\$23,450.00	Vendor wants the County to pay
Pyramid Network Services, LLC	\$28,500.00	Vendor wants the County to pay

and,

WHEREAS, Cedar Creek Farms located in Cato, NY is able to provide the necessary services per specifications of RFP 2015-21, be it

RESOLVED, that the bid be awarded to Cedar Creek Farms as a revenue to the county in the amount of \$3,495.00 and be it further

RESOLVED, that the County Treasurer make the journal entries to accomplish this transaction.

MOTION NO. 390-15

Motion by Pinckney to repeal Resolution No. 159-13 (Effective January 1, 2016, Medical, Health and Dental Insurance benefits will be available for Cayuga County Legislators, their Family or dependents on that condition that the Legislator pays one hundred per-centum (100.00) of the Medical, Health and Dental Insurance premium), 2nd by Didio.

Discussion:

Pinckney asks Westphal if it is conflicting with our United Healthcare situation. Westphal says it is his opinion that it is conflicting with the Affordable Care Act. Pinckney asks if moving forward if we are doing disenchantment or are we going the right direction. Westphal says he thinks repealing the resolution would clear up any misunderstandings that the federal government may have with what the intent is of the legislature. He says if it is not on the books then there is no reason for anybody to criticize the resolution. Mahunik says he would assume this could go through committee in December. Pinckney asks when the payments are due for the legislators going off the insurance. Westphal says the treasurer's office says the premiums for January are due in December which is next month. Baxter says he believes that the Obama

Care Law says that people have to be offered the medical insurance it doesn't say thing about what percentage they have to pay of it. Westphal says his understanding is that the insurance has to be available under the same terms and conditions. He says what this resolution does is changes the terms and conditions by requiring that the legislators and family pay 100% of the premium whereas other full-time employees of the county only have to pay an employee share. Chapman says Peter Jones has indicated that they did not find in their research any differentiation or special circumstance for elected persons.

Motion by Mahunik to table and send through committee, 2nd by Bennett, all in favor, except Vitale, Batman, Pinckney and Lattimore voting no, passed. Motion tabled.

Discussion:

Vitale says he has been considering what are plan for going to each separate committee and doing some of this work. He says he has thought a little bit differently that if each committee is going to review the people under their department then it will be done a little bit differently in each committee. He says he would like us to come up with a plan on doing that a little bit differently after January

1st. he says what is in front of the Legislators tonight is something he would like to move forward on and it would be effective January 1, 2016. He says what he did was took the minimum salary for each grade of the County Employees and the people who were below the minimum grade he determined what the difference was and he took 40% of that.

Vitale proposes on the last column of the spreadsheet that 40% of the difference between the minimum grade and their current salary and all together the total is \$69,788.00 dollars. He says we have what he believes is around \$90,000.00 dollars' worth of savings through our retirement system this year. Chapman says it is quite a bit more than that and says it is more like \$590,000.00. Vitale says his thinking is doing this before the end of the year it takes effect January 1st it would give the legislature time in the first early months of 2016 to take an appropriate look at all of the positions, grade placements, and step placements. He says he continues to disagree with the whole grid as it is done presently. He says as a basis he would look to using the grade placements that we have on the sheets to at least get a start toward reconciling some of the differences that we have here.

MOTION NO. 391-15

Motion by Vitale as of January 1, 2016, do the pay increases that are on the last column of the spreadsheet (40%) and make it available for anyone that does not have it at this time, 2nd by Batman.

Discussion:

Chapman asks if Vitale is starting with what people have at their current salary and Vitale says yes. He asks Vitale if he realizes that in 2015 many of these folks would receive the 1.5 and 1.75 in 2016. He says that will bring the current salary up to another level. Vitale responds that is particularly why he is not recommending more than 40-50%. He thinks the 40% gives us enough leeway that once the other salary increases come into effective then in early 2016 we can see all those numbers specifically. He says it will give us enough leeway to make appropriate adjustments at that time. Chapman says as long as we keep in mind going forward this is only a guide. He says it is arguable that there is a number of people here that are in the wrong step or grade. Vitale agrees and says it is definitely needs to be reviewed in early 2016. Whitman says he is confused of what we agree on and what we do not agree on. He says he is having a hard time just throwing money at employees to maybe make them happy while we try to figure something out. He says he would rather figure it out and get a process instead. He says how we know that 40% is not more than we are going to agree on for the first step with some of them. He says he would rather do something orderly or intelligently. Baxter says he disagrees and says we have been intelligently putting this off for a while and it is time to do something. He says we are not throwing money we are just trying to get somewhere in the ballpark of where we need to be.

**Motion by Baxter to amend the motion to go to the 50%, 2nd by Pinckney, all in favor, except Runkle, Pecher, Whitman and Farrell voting no. Passed.
Motion as amended, all in favor.**

Discussion:

Farrell says he agrees with Vitale on the concept and it might very well be where we end up. He says he also agrees with Russell's statement that our employees are our most valuable asset and if so then they deserve the fact that the legislators would show up to the committees in December and give it the attention that it needs. He does not agree with the complete list and that is why he does not want to see a summation like this put together without conversations taken place. Pinckney says he would support what Baxter has said but if we were going to do this thoroughly it should have been done a long time ago. He says if we are not going to move swiftly and set dates then we should go with the 50% to have some movement. Mahunik says he thinks there has been a lot of work done and to get 15 people to agree to this is a pretty tall order. He thinks making the motion to go to 50% is appropriate and gives us room to go back to committee which he encourages in December. He thinks we need to make some kind of movement on this and then we can go on and reexamine any existing questions. Runkle agrees with Farrell and thinks it should be decided in committee. Batman says Vitale's motion is not a review of positions based upon what individual legislators know about the person who does that work or how. He says what we are saying here is that there are certain positions that are way under paid and other are not too bad. He says by going the 40-50% does not eliminate the review at all it is narrowing the gap. Mahunik says as a point of caution the discussions in committee should not be about individual department heads it should be about the position. He says it is not an evaluation tool it is getting people where they should be.

Motion as amended, all in favor except Whitman.

Discussion:

Whitman to cut a position out of the budget that would save the County \$126,301.00 dollars. He says the County survived without it and it is a relatively new position in this County and he does not think the County needs it to run. He says we have other people that can fill in and we have done without the position in between people being in it. He says he does not see it as a necessity and it would be a great savings.

DEFEATED

DEFEATED

DEFEATED

MOTION NO. 392-15

Motion by Whitman to abolish position, line A12301-51001, \$95,000, Social Security, \$6,983, Retirement, \$15,865, Health Insurance \$5,256, Dental \$395 and Workers Comp for \$2,802, 2nd by Didio.

Defeated by Majority vote, all opposed, except Whitman voting yes.

Motion to go into executive session by Foley at 7:25PM, 2nd by Mahunik, all in favor except Batman, Lattimore, Vitale, Whitman, and Bennett.

Tuesday, November 24, 2015

345

Motion to come out of executive session by Baxter at 7:35PM, 2nd by Whitman, all in favor.

Motion to go into executive session by Didio at 7:42PM, 2nd by Pinckney, all in favor.

Motion to come out of executive session by Didio at 8:05PM, 2nd by Lattimore, all in favor.

Motion to adjourn at 8:05PM, 2nd by Pinckney, all in favor.

**MINUTES
CAYUGA COUNTY LEGISLATURE
December 15, 2015 at 6:00PM**

CALL TO ORDER: Hon. Michael Chapman, Chairman called the meeting to order at 6:06PM

ROLL CALL: Sheila Smith, Clerk of the Legislature all Legislators present except Pinckney

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

DEATHS: Our sincere condolences to the families and friends of:

PUBLIC HEARING: 6:00PM - Adopting a Local Law providing for salary increases for certain County Officers and Officials appointed or elected for a fixed term, during their term.

PROCLAMATIONS: None

PUBLIC BE HEARD:

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

MINUTES: For Approval: 11-18-15, 11-19-15, & 11-24-15- Attached, Motion by Didio, 2nd by Baxter, all in favor.

CCC REPORT: Dr. Brian Durant- No report

COMMITTEE REPORTS & INDIVIDUAL LEGISLATORS' REPORTS:

COUNTY ADMINISTRATOR'S REPORT: Suzanne Sinclair – No report received

CHAIRMAN'S REPORT: Michael Chapman

APPOINTMENTS AND RE-APPOINTMENTS:

Board of Health:

Dr. Cassandra Archer, 161 Genesee St. Suite 203, Auburn, NY 13021, Term, 1-1-16 to 12-31-18

Dr. John Cosachov, 77 Nelson St., Suite 230, Auburn, NY 13021, Term, 1-1-16 to 12-31-18

Mental Health Subcommittee:

Sara Cashin, 1130 Corporate Dr., Auburn, NY 13021, Term, 1/1/16 -12/31/19

Martin Centers, 15 Myrtle Avenue, Apt. 1, Auburn, NY 13021, Term 1/1/13-12/31/16
(Unexpired term)

AG & Farmland Protection Board:

Jeff Ten Eyck, 384 Champlin Rd., Groton, NY 13073 term, 1-1-16 to 13-31-19

Soil & Water Conservation District (Board of Directors)

James Young, 4549 Rte. 34B, Union Springs, NY 13160, Term, 1-1-16 to 12-31-18

Steve Nemeec, 3999 Carver Rd., Moravia, NY 13118, Term, 1-1-16 to 12-31-16

Raymond Lockwood, JR, 1877 State Rte. 326, Auburn, NY 13021, Term 1-1-16 to 12-31-18

CCIDA:

Gina Speno, 16 Hidden Greens Rd., Weedsport, NY 13166, Term, 1-1-16 to 12-31-17

Herb Marshall, 8016 Powers Rd., Port Byron, NY 13140, Term, 1-1-16 to 12-31-17

Ward O’Hara Ag Museum

Patricia Messina, 10 French Avenue, Auburn, NY 13021, Term, 1-1-16 to 12-31-18

Motion by Didio to waive reading of communications, 2nd by Baxter, all in favor.

COMMUNICATIONS & ANNOUNCEMENTS:

1. **Thank you letter to the legislature from Arise thanking them for their continued support of the program.**
2. **Letter from Hospice asking for a donation to their annual “Light up a Life” appeal.**

**CAYUGA COUNTY LEGISLATURE
RESOLUTIONS 12-15-15**

PULLED

**PULLED
RESOLUTION NO. 393-15**

PULLED

12.15.15 COA CIN COOPERATION AGREEMENT rev 3

ACCEPTING AND AGREEING TO THE CAYUGA NATION OF NEW YORK (THE “NATION”) PROPOSED COOPERATION AGREEMENT WITH CAYUGA COUNTY PURSUANT TO WHICH CERTAIN GRANT PAYMENTS BY THE NATION TO THE COUNTY WOULD BE APPLIED TO 2015 AND 2016 REAL PROPERTY TAXES ATTRIBUTED TO NINE (9) PARCELS OF REAL PROPERTY OWNED BY THE NATION IN THE COUNTY OF CAYUGA THAT ARE NOT THE SUBJECT OF THE NATION’S TRUST APPLICATION CURRENTLY PENDING WITH THE BUREAU OF INDIAN AFFAIRS.

WHEREAS, the Nation, through its federally recognized representatives, Mr. Clint Halftown and Mr. Tim Twoguns, has proposed a Cooperation Agreement between the Cayuga Nation and Cayuga County regarding real property that it owns in Cayuga County (see attached); and

WHEREAS, the proposed Cooperation Agreement, as presented to the County on December 10, 2015, is applicable to the nine (9) parcels of real property titled to the Nation in Cayuga County; and that are not the subject of the Nation’s trust application currently pending with the Bureau of Indian Affairs; and

WHEREAS, the proposed Cooperation Agreement requires that the grant payments made pursuant thereto be applied, on a dollar-for-dollar basis, towards the real property taxes owed for the year in which payments are made (2015 and 2016), with any excess applied to assessments for prior years. Further, the proposed Cooperation Agreement requires that no amount may be applied towards interest and penalties; Now therefore be it

RESOLVED, that the Cayuga County Legislature hereby accepts and approves the Cooperation Agreement proposed by the Nation for real property that it owns in Cayuga County for the years 2015 and 2016, on the following terms and conditions:

The grant payments made pursuant to the Cooperation Agreement shall be applied, on a dollar-for-dollar basis, towards the real property taxes owed for the year in which payments are made (2015 and 2016), as detailed on the attached spreadsheet, with any excess applied to assessments for prior years.

Further, no amount of the monies or surplus may be applied towards interest and penalties.

And be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute the Cooperation Agreement proposed by the Nation for real property that it owns in Cayuga County for the years 2015 and 2016

RESOLUTION NO. 394-15

12/15/15 AP Audit December 2015(A)

AUTHORIZING THE COUNTY TREASURER TO PAY NOVEMBER 10 THRU NOVEMBER 23, 2015 AUDIT OF CLAIMS

BY Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **December 15, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$1,548,198.06, 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 16, 2014.

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO. 395-15

12/15/15 AP Audit December 2015(B)

AUTHORIZING THE COUNTY TREASURER TO PAY NOVEMBER 24 THRU DECEMBER 7, 2015 AUDIT OF CLAIMS

BY: Hon. Joseph L. Runkle, Chairman, and Ways and Means Committee

WHEREAS, The Legislature did at its regular meeting on **December 15, 2015**, audit claims against the County of Cayuga in the aggregate sum of \$638,126.85, 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 16, 2014.

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO. 396-15

**12.15.15 COA ach authorize operating fund withdrawal
APPROVING AND CONSENTING TO THE WITHDRAWAL BY THE AUBURN
COMMUNITY HOSPITAL OF THE SUM OF \$152,000.00 FROM THE
OPERATING FUND AND AUTHORIZING THE CHAIRMAN OF THE CAYUGA
COUNTY LEGISLATURE TO EXECUTE DOCUMENTS.**

BY: Hon. Joseph Runkle, chair Ways & Means Committee

WHEREAS, the Cayuga County Development Corporation and U.S. Bank National Association, as trustee, entered into an Indenture of Trust in connection with the issuance of its Tax-Exempt revenue bonds and its Taxable revenue bonds in August 2013; and

WHEREAS, the Auburn Community Hospital has requested that Cayuga County Legislature approve a disbursement of the sum of \$152,000.00 from the Operating Fund established under the Trust Indenture for the Cayuga County Development Corporation bond issue for the purpose of paying for a portion of the cost of a new magnetic resonance imaging machine for the hospital; and

WHEREAS, the request has been reviewed and it is the recommendation of the Ways and Means Committee that Auburn Community Hospital's request that Cayuga County Legislature approve a disbursement of the sum of \$152,000.00 from the Operating Fund established under the Trust Indenture for the Cayuga County Development Corporation bond issue for the purpose of paying for a portion of the cost of a new magnetic resonance imaging machine for the hospital be approved; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby approves the Auburn Community Hospital's request that Cayuga County Legislature approve a disbursement of the sum of \$152,000.00 from the Operating Fund established under the Trust Indenture for the Cayuga County Development Corporation bond issue for the purpose of paying for a portion of the cost of a new magnetic resonance imaging machine for the hospital; and be it further

RESOLVED, that the chairman of the /Cayuga County Legislature is hereby authorized and directed to execute the docs required to implement the intent of this resolution. Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO. 397-15

**12/15/2015 TRE update invest policy15
ADOPTING RESOLUTION FOR ANNUAL UPDATE TO CAYUGA COUNTY
INVESTMENT POLICY**

By: Mr. Joseph Runkle, Chairman Ways and Means Committee

WHEREAS, pursuant to *Section 212 of County Law and Section 10 of the General Municipal Law*; the County needs to update its investment policy annually; and

WHEREAS, the list of banks and the amount held on deposit, found in Section VII, Designation of Depositories, requires amendment; now, therefore, be it

RESOLVED, that the attached **CAYUGA COUNTY INVESTMENT POLICY**, which includes the designation of banks, be updated and approved, effective January 1st, 2016.

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO. 398-15
12/15/15 COL yearend.W&M15
AUTHORIZING ACCOUNTS PAYABLE YEAR END ADJUSTMENTS –2015
OPERATING BUDGET

BY: Hon. Joseph Runkle, Chairman Ways and Means Committee

WHEREAS, provisions of the Federal Single Audit Act and regulations of the State Comptroller require Cayuga County to utilize modified accrual as the basis for governmental fund accounting; and

WHEREAS, modified accrual accounting principles require that the County accrue accounts payable so expenditures are generally reflected in the period for which goods or services are received; and

WHEREAS, application of this principle may result in the over-expenditure of certain individual line item expenditures and revenues particularly in areas where spending is mandated by State and Federal laws and requirements; now, therefore be it

RESOLVED, that the Cayuga County Legislature hereby authorizes and directs the County Treasurer to make adjusting entries to provide sufficient appropriations to avoid individual line item deficits upon the accrual of year-end accounts payable, provided that said entries do not result in an increase in total appropriations approved by the County Legislature for 2015; and, be it further

RESOLVED, that said adjusting entries shall be subject to approval of the Chairman of the Legislature, Chairman of Ways and Means Committee and County Administrator who shall upon completion of the year-end closing, report the same to the County Legislature.

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO. 399-15
12/15/15 COL signtaxrolls15
APPROVE THE TAXES AS EXTENDED AND AUTHORIZE THE CHAIRMAN
AND THE CLERK OF THE LEGISLATURE TO SIGN THE TAX ROLLS.

BY: Hon. Joseph Runkle, Chairman, Ways & Means Committee.

RESOLVED, that the several taxes extended upon the tax rolls of the County be approved by the County Legislature, and be it further

RESOLVED, that the Chairman and the Clerk of the Legislature be and are hereby authorized and directed to sign the warrants attached to said rolls as provided by the Tax Law of the State of New York and deliver the said rolls to the respective Supervisors for transfer to their respective Collectors.

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO. 400-15
12/15/15 COL AnnexTaxWarrant15
DESIGNATING DECEMBER 15, 2015, AS THE DATE TO ANNEX THE TAX
WARRANT.

BY: Hon. Joseph Runkle, Ways and Means Committee.

WHEREAS, pursuant to section 904 of the Real Property Tax Law of the State of New York the county Legislative body shall annex to or, in the case of assessment rolls prepared in accordance with the provisions of article fifteen-C; now, therefore, be it

RESOLVED, that December 15, 2015 is the date when, pursuant to Section 904 of the Real Property Tax Law of the State of New York, this Legislature hereby orders that there shall be annexed to the Tax Rolls of the constituent towns and city of this County, the warrant described in Section 904 of the Real Property Tax Law, under the Seal of this Legislature signed by the Chairman of the Legislature and the Clerk of the Legislature, authorizing and directing the collecting officers of the city and towns to collect from the several persons, corporations and other entities named in said Tax Roll, the amounts listed opposite their respective names, together with any interest or penalties thereon prescribed by law, ON or BEFORE the first day of February, 2016.
Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION: 401-15
(12/15/15) RPS village tax relevy 2016
LEVY RETURNED VILLAGE TAXES & AUTHORIZE THE COUNTY
TREASURER TO PAY SAME

BY: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, Cayuga County Local Law #3 for 1987 provides for the collection of certain Delinquent Village Taxes by the County of Cayuga; now, therefore be it

RESOLVED, that the following claims from the various Villages within Cayuga County, including 7 percent added by the County Treasurer, be audited and allowed and the same be placed upon the Tax Assessment Rolls, and added to the tax on the various parcels for the amounts shown on the Returned Village tax forms which are filed in the County Treasurer's Office by the various Village Tax Collectors and Treasurers in the County of Cayuga, and be it further

RESOLVED, that the County Treasurer be authorized and directed to pay the various Villages the amounts returned by each and to retain the 7 percent penalty as indicated:

Village	Village Tax & Penalty	7% County Fee	Total Relevy
Aurora	2,640.02	184.80	2,824.82
Cato in Cato	2,733.51	191.33	2,924.84
Cato in Ira	4,148.89	290.41	4,439.30
Cayuga	21,139.54	1,479.74	22,619.28
Fair Haven	7,972.56	558.07	8,530.63
Meridian	4,263.87	298.46	4,562.33
Moravia	21,026.45	1,471.85	22,498.30
Port Byron	26,367.06	1,845.72	28,212.78
Union Springs	16,955.43	1,186.90	18,142.33
Weedsport	17,483.58	1,223.86	18,707.44
Totals	124,730.91	8,731.14	133,462.05

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO: 402-15
(12/15/15) RPS relevel school 16
LEVY RETURNED SCHOOL TAX AND AUTHORIZE COUNTY TREASURER
TO PAY SAME

BY: Joseph Runkle, Chairman, Ways and Means Committee

WHEREAS, Real Property Tax Law Article 13 §1330 provides for the collection of Delinquent School taxes by Cayuga County; and

WHEREAS, various schools in Cayuga County have returned 2015 delinquent school taxes; and

WHEREAS, Cayuga County has added a seven percent relevel penalty; and now therefore be it

RESOLVED, that the claims from the various school districts in Cayuga County, including seven (7) percent added by the Treasurer, be audited and the same be placed upon the 2016 County/Town Tax Rolls by assessing the taxes due on the various tax parcels as filed with the County Real Property and County Treasurer's Offices by the various School Tax Collectors, and be it further

RESOLVED, that the County Treasurer be authorized and directed to pay the several districts the amounts returned as indicated. **(See Attached)**

SUMMARY OF SCHOOL DISTRICTS RETURNED TAXES
BY TOWN FOR 2016 TAX YEAR

Aurelius	\$164,899.93
Brutus	325,004.38
Cato	259,696.99
Conquest	124,724.49
Fleming	44,127.44
Genoa	148,326.25
Ira	125,515.70
Ledyard	173,417.23
Locke	107,715.29
Mentz	126,569.50
Montezuma	79,244.93
Moravia	141,338.42
Niles	225,616.94
Owasco	34,020.23
Scipio	128,153.39
Sempronius	100,737.60
Sennett	236,442.25
Springport	180,535.68
Sterling	364,457.00
Summerhill	113,357.75
Throop	145,414.54
Venice	73,361.44
Victory	\$118,167.07
Grand Total	3,540,844.44

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION: 403-15
(12/15/15) RPS Annual Budget 2016 rev2
LEVY TAXES PROVIDED FOR IN THE ADOPTED ANNUAL BUDGETS OF
THE TOWNS AND FIRE DISTRICTS OF CAYUGA COUNTY

By: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, New York State Real Property Tax Law (Section 900) and Town Law (Section 115) directs the County to levy taxes in the amounts specified in the annually adopted budgets of each town and fire district, and

WHEREAS, a duly certified copy of the annual budget of each of the several Towns, Special Districts and Fire Districts of the County of Cayuga for the fiscal year beginning January 1, 2016 has been submitted to the County; now, therefore be it

RESOLVED, that there shall be and hereby are taxes levied based upon the taxable value of real property situated in each of the Towns, in the amounts indicated and as specified in the budgets adopted in each of the respective Towns within the County (see attached list of budgets); and be it further

RESOLVED, that there shall be and hereby is assessed and collected from the real property within the respective fire protection districts and other special districts in the amounts indicated for the purpose of such districts as specified in the respective adopted annual budget (see attached).

Annual Town Budgets for the 2016 Tax Year							
(amount to be raised by taxes as listed in town budgets)							
12/15/2015							
Town	Highway Outside	General Outside	Total Outside	Highway Townwide	General Fund Townwide	Total Townwide	Grand Total to Raise
Aurelius	-	-	-	-	253,801	253,801	253,801
Brutus	-	-	-	180,927	115,260	296,187	296,187
Cato	-	-	-	112,447	431,708	544,155	544,155
Conquest	-	-	-	84,501	48,455	132,956	132,956
Fleming	-	-	-	-	-	-	-
Genoa	-	-	-	156,500	44,500	201,000	201,000
Ira	-	-	-	239,870	231,964	471,834	471,834
Ledyard	-	-	-	-	94,041	94,041	94,041
Locke	-	-	-	301,365	143,161	444,526	444,526
Mentz	-	47,000	47,000	-	224,540	224,540	271,540
Montezuma	-	-	-	76,222	66,627	142,849	142,849
Moravia	-	-	-	137,660	272,921	410,581	410,581
Niles	-	-	-	90,500	-	90,500	90,500
Owasco	-	-	-	61,062	61,062	122,124	122,124
Scipio	-	-	-	243,406	-	243,406	243,406
Sempronius	-	-	-	198,530	28,650	227,180	227,180
Sennett	-	-	-	-	-	-	-
Springport	-	-	-	-	80,220	80,220	80,220
Sterling	-	-	-	193,932	394,173	588,105	588,105
Summerhill	-	-	-	357,865	21,246	379,111	379,111
Throop	-	-	-	181,200	-	181,200	181,200
Venice	-	-	-	312,000	174,800	486,800	486,800
Victory	-	-	-	354,890	51,539	406,429	406,429
Totals	-	47,000	47,000	3,282,877	2,738,668	6,021,545	6,068,545

Fire and Special District Levy's			Total Taxable Value	Amount to Raise
District Code	Town	District Description		
FD201	Aurelius	Fire District	259,301,713	276,749.00
LD201		Elmhurst Light	11,050,880	3,200.00
LD202		Mullen Drive Light	2,750,300	900.00
SD201	(units)	Elmhurst Sewer	87.50	15,384.00
SD203	(units)	Sewer District 2	179.50	0.00
SD205	(units)	AURCAY15 SEWER CC	175.50	80,730.00
WD201		Water 1	68,473,491	64,634.00
WD202		Water 2	64,366,056	12,000.00
WD205	(units)	AURCAY15 WATER CC	269.00	107,400.00
WD206	(with Fleming)	Co Water District 3 Phase 1A	10,982,129	13,989.02
FP221	Brutus	Fire Protection	122,364,843	97,881.00
LD221	(units)	Shadybrook Light	1138700.00	2,670.00
WD221	(units)	Eastern Brutus Water Dist 2	702.00	158,000.00
WD 223	(units)	Water District 3	16.00	8000.00
WD 224	(units)	Water District # 4	6.00	3500.00
WD226	(units)	Water District # 6	4.00	400.00
WD227	(units)	Water District # 7	47.04	9350.00
WD228	(units)	Water District # 8	83.00	25750.00
WD229	(units)	Water District # 9	48.00	22300.00
SD221	(units)	Sewer District # 1	4.00	1100.00
FD241	Cato	Fire Protection, Meridian	84,808,377	84,032.90
FD242		Fire Protection, Cato	19,599,873	23,802.00
FD243		Fire Protection, Weedsport	30,963,589	21,318.10
AM241	town & two vlgs	Ambulance Service	127,534,080	32,627.00
FP261	Conquest	Fire Protection	91,365,717	88,000.00
LD261		Conquest Light	2,613,460	1,500.00
LD262		Spring Lake Light	2,188,000	1,200.00
FP281	Fleming	Fire Protection	92,683,458.00	207,050.00

LD281		Lakeview Light	1,020,840.00	1,000.00
LD282		Lake Avenue Light	752,960.00	650.00
LD283		Owasco Terrace Light	21.00	650.00
SD281	(units)	General Sewer (special)	675.00	40,760.00
SD282	(units)	Sewer O&M	670.00	176,000.00
WD281	(units)	Water #1 (special)	963.25	157,785.00
WD282	(with Aurelius)	Co Water District 3 Phase 1A	147,010.00	491.98
WD283	(units)	Water O&M	945.25	100,000.00
WD286	units	Water District # 6	56.40	30,978.65
DD281	units	Forest Hill Drainage	14.00	650.00
SL281		Seymour Library	63,948,627.00	80,262.34
FD301		Fire District, King Ferry	107,801,031.00	59,137.64
FD302		Fire District, Genoa	101,272,804.00	114,099.52
LD301		King Ferry Light	8,543,019.00	4,000.00
LD302		Genoa Light	12,967,058.00	7,000.00
WD301		Genoa/King Ferry Water	29,943,547.00	34,000.00
FP321	Ira	Fire Protection, Ira	64,561,396.00	84,556.00
FP322		Fire Protection, Cato	31,493,900.00	39,065.00
LD321		Light	1,138,405.00	2,500.00
Fire and Special District Levy's				
District Code	Town	District Description	Total Taxable Value	Amount to Raise
FD341	Ledyard	Fire District, King Ferry	22,598,881.00	12,397.33
FD342		Fire District, SLV	47,902,681.00	38,461.29
FD343	(town)	Fire District Aurora/Ledyard	93,703,155.00	103,468.71
FD344	(village)	Fire District Aurora/Ledyard	56,071,623.00	61,915.29
AM341	(town)	Southern Cay. Ambulance	66,430,565	23,146.00
FD361	Locke	Fire District	81,916,525.00	142,879.00
LD361		Light	10,625,328.00	6,998.00
FP381	Mentz	Fire Protection	49,327,552.00	86,686.00
WD382	(units)	Mentz Water 2 CC	50.00	1,000.00

WD383	(units)	Mentz Water 2 OM	50.00	6,431.00
FD401	Montezuma	Fire District	52,771,015.00	97,700.00
	(units)	Montezuma Water CC	243.00	4,000.00
FD422	Moravia	Fire District, Joint (town)	96,616,956.00	112,962.60
FD423		Fire District, Joint (village)	53,442,935.00	62,484.40
FD441	Niles	Fire District, Three Town	236,109,488.00	286,601.25
GR441	(units)	Garbage & Refuse	809.25	71,500.00
FD461	Owasco	Fire District	317,470,430.00	408,360.00
SD461		Sewer 1 OM	147,064,467.00	411,436.00
SD464		Sewer 1 CC	156,948,944.00	19,307.00
SD466	(units)	Sewer 2 CC	244.00	53,654.32
SD467		Sewer 2 OM	56,322,274.00	15,300.00
SD469	(units)	Sewer 2 Gindpu SPEC	PRE CALC	5,288.34
SD470	(units)	Sewer 2 GravLin SPEC	PRE CALC	900.00
SD471	precalculated	Sewer 2 Grind Pum OM	PRE CALC	24,000.00
SD472	precalculated	Sewer 1 M/H CC SPEC	995	30,039.58
SD473	(units)	Sewer 1 Rehab CC #1	994.50	51,690.43
SD474	(units)	Sewer 1 Rehab CC #2	244.00	12,682.22
SL461		Seymour Library	317,667,630.00	171,396.97
WD461		Water 1 OM	278,486,774.00	57,848.00
WD462	(units)	Water 1 FL7 CC SPEC	10.50	4,090.38
WD463	(units)	Water 1 FL9 CC SPEC	27.00	7,822.34
WD464		Water 1 CC	289,678,151.00	255,011.18
FD481	Scipio	Fire District, SLV	116,977,936.00	115,953.27
FD501	Sempronius	Fire District, Three Town	74,824,594.00	90,825.75
FD521	Sennett	Fire District	331,252,511.00	373,662.00
LD521		Light District, Sennett	16,129,943.00	2,900.00
LD522		Light District, Butera Drive	7,261,556.00	1,100.00
SD522	UNITS	Sewer O & M	318.50	288,350.00
SD525		Sewer Capital Project	36,076,602.00	22,481.00

SL521	Seymour Library	110,170,933.00	57,259.91
WD522	Water 2	60,478,333.00	37,624.00
WD523	Water 3 service	29,033,826.00	28,040.00
WD525	Water 5	3.50	651.00
WD526	Water 6	4,622,177.00	5,878.00
WD528	Water 6 ext	4,901,115.00	4,000.00
WD529	Water 1 Capital Project	44,567,605.00	20,875.00
WD530	Water 3 Capital Project	30,713,476.00	6,750.00
WD532	Water Debt Extension	18.00	9,500.00
WD533	Water 6 Ext curr user Cap Cost	8,621,399.00	2,835.00
WD534	Water 6 ext non user Cap Cost	22,528,012.00	52,981.00
Fire and Special District Levy's			
District CodeTown	District Description	Total Taxable Value	Amount to Raise
WD535	Water 6 ext non user O & M	24,200,412.00	18,609.00
WD536	Water 2 ext curr user Cap Cost	61,025,449.00	38,501.00
WD538	Water 6 Ext 2007 Cap Cost	3,663,500	17,000.00
WD539	WATER EQUIPMENT FEE	PRE CALC	59,988.32
WD540	Water 7 OM	1,572,546	380.00
FD541	Fire District, town	115,533,083.00	142,710.68
FD542	Fire District, village	57,765,716.00	71,354.32
SD541	Sewer District 1	386.00	103,540.21
SD542	Sewer District 1 ext 1	41.00	10,997.79
WD541	Water District 1	386.00	95,657.49
WD542	Water District 1 ext 1	41.00	10,160.51
WD543	Water District 1 ext 2	16.00	10,016.28
WD544	Water District # 2	311.00	194,691.43
WD546	WD 2 Vac. Agricul	79.00	19,480.64
WD547	WD 2 Vac. Residential	4.00	1,012.65
FP561	Fire Protection, Fair Haven #1	75,055,261.00	66,092.00
FP562	Fire Protection, Fair Haven #2	29,901,500.00	30,215.00
Sterling			

FP563	Fire Protection, Fair Haven #3	16,544,233.00	16,842.00
LD561	Light District, Sterling	3,631,871.00	1,800.00
LD562	Light District, Martville	4,267,062.00	2,000.00
SD561vlg	County Sewer Phase 1A	71.70	15,558.90
SD561tov	County Sewer Phase 1A	1.00	217.00
SD562vlg	County Sewer Phase 1B	239.30	51,928.10
SD563vlg	County Sewer Phase 2	140.70	30,531.90
SD563tov	County Sewer Phase 2	67.20	14,582.40
SD565tov	County Sewer Phase 4	11.00	2,387.00
SD565vlg	County Sewer Phase 4	178.20	38,669.40
SD567vlg	Co. Sew Phase 1c-1e	166.30	36,087.10
SD567tov	Co. Sew Phase 1c-1e	13.80	2,994.60
WD561	Sterling Water 1	131.00	53,130.00
FP581	Fire Protection	67,279,393.00	28,643.00
FD601	Fire District	125,989,951.00	155,324.00
WD601	Water District 1	39,935,015.00	110,200.00
WD603	Water District 1 Ext 1	97.00	50,825.00
FD621	Fire District, SLV	70,951,329.00	59,965.44
FD622	Fire District, Genoa	17,429,427.00	20,670.48
FD623	Fire District, King Ferry	6,433,463.00	3,715.03
LD621	Light District, Poplar Ridge	6,499,099.00	180.00
FP641	Fire Protection, Victory	55,808,151.00	72,797.00
FP642	Fire Protection, Cato	4,034,141.00	5,100.00
FP643	Fire Protection, Red Creek	13,874,100.00	17,831.00
LD641	Light District, Victory	52.00	1,400.00
LD642	Light District, Westbury	34.00	500.00

Signed by Baxter, Didio, and Pecher, all in favor.

**RESOLUTION NO. 404-15
(12/15/2015) RPS water sewer relevy 16-revised
LEVY UNPAID WATER AND SEWER BILLS – SEVERAL TOWNS AND
CAYUGA COUNTY SEWER AND WATER AUTHORITY**

BY: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, pursuant to Section 198 of Town Law, several Towns have turned in listings of delinquent water and sewer rents to be relevied on the County & Town tax roll/ bill; and

WHEREAS, pursuant to Section 1199 of Public Authorities Law, the Cayuga County Sewer and Water Authority has submitted a listing of delinquent water bills to be relevied on the County & Town tax bill; now, therefore be it

RESOLVED, that the following amounts in the respective districts representing unpaid water and sewer bills in the various Towns be levied against property owners in their respective Towns who are liable for service charges and unpaid water and sewer bills as claimed by the Water Department of the City of Auburn or their respective Town, pursuant to Section 198 of Town Law and Section 1199 of Public Authorities Law.

Unpaid Water and Sewer Charges Relevied onto County Tax Bill			
Municipality	Town Water and/or Sewer Relevy	CCWSA Water and/or Sewer Relevy	Town Relevy Total
Aurelius	15,039.40	1786.86	16,826.26
Brutus	383.53	4808.48	5,192.01
Fleming	37,815.22		37,815.22
Genoa	8,915.43		8,915.43
Locke	8,733.81		8,733.81
Mentz		6335.22	6,335.22
Montezuma			0.00
Owasco	90,518.94		90,518.94
Springport	40,347.68		40,347.68
Sennett	6,696.22	1018.89	7,715.11
Throop	2,036.65	13789.45	15,826.10
Sterling		14935.7	14,935.70
Victory		346.17	346.17
Totals	\$210,486.88	\$43,020.77	\$253,507.65

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

**RESOLUTION NO. 405-15
(12/15/15) RPS CCSWA tax levy 2016
AUTHORIZING THE LEVY OF TAXES FOR THE CCSWA IN COUNTY
WATER DISTRICT 3 & SEWER DISTRICT 2 FOR SEVERAL TOWNS**

BY: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, New York State Finance Law requires the legislative body to annually approve the rates, ad valorem or unit based, for taxes to be levied in water and sewer districts; and

WHEREAS, the Director of Operations of the Cayuga County Water and Sewer Authority presented rates and ad valorem taxes in Water District 3 and Unit based taxes in Sewer District 2; and now therefore be it

RESOLVED, that the following amounts in the respective towns, representing the capital cost outlay and operation and maintenance for the Cayuga County Water and Sewer Authority Water Districts 3, and Sewer District 2 be collected for the 2016 tax roll, are hereby approved:

<u>WATER DISTRICT 3</u>		<u>SEWER DISTRICT 2</u>	
Aurelius	\$13,989.02	Sterling	\$192,956.40
Fleming	\$491.98		
	\$14,481.00		

Total \$ 207,437.40

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO. 406-15

12.15.15 COA ratify universal settlement act rev 3

AUTHORIZING THE VALIDATION AND RATIFICATION OF THE ACTS OF THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE IN EXECUTING A RELEASE AND OTHER DOCUMENTS REQUIRED TO ACCEPT THE TERMS AND CONDITIONS OF A UNIVERSAL SETTLEMENT AGREEMENT FOR THE SETTLEMENT OF MEDICAID RATE LAWSUITS AND APPEALS.

BY: Joseph Runkle, Chairman Ways and Means Committee

WHEREAS, ASSI, Inc. and the Cayuga County entered into a Transfer Agreement dated July 30, 2013 and a Transition Plan dated December 5, 2013 related to the Cayuga County Nursing Home; and

WHEREAS, the Transfer Agreement and Transition Plan set forth the rights duties and responsibilities of the parties prior to and subsequent to the transfer date of January 1, 2014; and

WHEREAS, effective January 1, 2014, ASSI, Inc. assumed the Cayuga County's provided number and commenced a lease of the facility known as the Cayuga County Nursing Home; and

WHEREAS, on or about November 23, 2015 the State of New York and representatives of the nursing home industry reached an agreement on the final terms and conditions for the Universal Settlement of Medicaid rate lawsuits and appeals; and

WHEREAS, Cayuga County, as the former owner and operator, and ASSI/LORETTO desire to enter into an agreement which sets forth the various rights and obligations of the parties to the Universal Settlement monies applicable to the Cayuga County Nursing Home which will thereby permit the parties to execute the necessary releases, stipulation and agreements required to participate in the Universal Settlement; and

WHEREAS, ASSI/LORETTO and Cayuga County negotiated an agreement to accept and distribute the proceeds of the Universal Settlement attributed the Cayuga County Nursing Home (attached); and

WHEREAS, due to the requirement that the documents be negotiated, executed and filed on or before December 12, 2015, the Chairman of the Cayuga Legislature informed the Judicial and Public Safety Committee and a majority of the Cayuga County Legislature of the proposed settlement and they approved the settlement and negotiations of a side agreement between the County and ASSI/LORETTO; and

WHEREAS, the Cayuga County Legislature, being fully informed of the fact and the acts, hereby wishes to legalize, ratify and validate the actions of the Chairman of the Cayuga County Legislature in settling the claims and executing a side agreement between the County of Cayuga and ASSI/LORETTO; now therefore be it

RESOLVED, that the Cayuga County Legislature, pursuant to County Law Section 227 hereby legalizes, ratifies and approves the actions of the Chairman of the Cayuga County Legislature in negotiating and executing documents for the Universal Settlement agreement and a side agreement between the County of Cayuga and ASSI/LORETTO to the final terms and conditions for the Universal Settlement.

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

RESOLUTION NO. 407-15

DATE: 12/15/15 OFA amendmealcontract

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE AN AMENDED CONTRACT WITH ADVANCED INSTITUTIONAL SUPPORT SERVICES FOR PROVISION OF MEALS FOR THE CAYUGA COUNTY OFFICE FOR THE AGING SENIOR NUTRITION PROGRAM

BY: Mr. Patrick Mahunik, Chair, Health & Human Services Committee, and Mr. Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, the County and Advanced Institutional Support Services (the "Contractor") previously entered into an agreement dated January 1, 2011 pursuant to which the Contractor agreed to provide certain food services to specific elderly populations of the County as described in the Agreement; and

WHEREAS, the County and the Contractor previously amended the agreement on January 1, 2015 pursuant to its terms to keep in effect the cost of providing food during the period of January 1, 2015 through December 31, 2015 of Four dollars and 56/100 (\$4.56) per meal;

Now therefore, be it

RESOLVED, that the Chairman of the Legislature is authorized to amend the contract with Advanced Institutional Support Services to extend the contract period for one year, effective January 1, 2016 through December 31, 2016; and be it further

RESOLVED, that during January 1, 2016 through December 31, 2016, the County shall pay Four Dollars and 70/100 (\$4.70) per meal unless it is mutually agreed upon by both parties to amend the price during this time period.

Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 408-15

(December 15, 2015) HD Fingerlakes Dog Protection 2016

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE DIRECTOR OF PUBLIC HEALTH TO RENEW THE CONTRACT BETWEEN FINGER LAKES DOG PROTECTION AGENCY, INC. AND THE COUNTY OF CAYUGA

BY: Patrick Mahunik, Chairman of the Health & Human Services Committee Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, Finger Lakes Dog Protection Agency, Inc. has a contract with Cayuga County, which will expire December 31, 2015, to provide rabies and other designated vector borne viruses or diseases affecting animals control services including responding

to calls to capture potentially rabid animals; euthanizing, preparing, and shipping animals for rabies or other designated vector borne viruses or diseases testing; confining stray, biting cats or dogs for observation; and collecting, preparing, and shipping mosquitoes and other insects for testing; and

WHEREAS, it is the desire of the Cayuga County Health Department to renew this contract for the period January 1, 2016 through December 31, 2016; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Public Health be authorized to renew the contract with Finger Lakes Dog Protection Agency, Inc. as follows:

On-call rate \$25.63/day

Hourly rate \$26.14/hr.

Specimen preparation \$25.63 (except for bird preparation, \$12.80)

Euthanasia \$16.65/prep

Confinement of animals for 10-Day Confinement \$10.24/day

Mileage will be contingent on the IRS Standard Rate

100% reimbursement for costs involved in shipping specimens

and be it further

RESOLVED, that payment for these services be made from Account #A40104 54123, of the 2016 Health Department budget.

Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 409-15

(December 15, 2015) HD SPCA Contract 2016

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF PUBLIC HEALTH TO ENTER INTO A CONTRACT WITH THE
FINGER LAKES SPCA OF CNY TO PROVIDE RABIES
VACCINATION CLINICS**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

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

WHEREAS, in order to accomplish this, it is our desire to contract with the Finger Lakes SPCA of CNY to provide these clinics at a cost not to exceed \$2500 plus the cost of vaccine and syringes; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Public Health be authorized to renew the contract with Finger Lakes SPCA of CNY for the period January 1, 2016 through December 31, 2016 to provide these mandated services; and be it further

RESOLVED, that payment for these services will be from Account #A-----40104 54123, of the 2016 Health Department Budget

Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 410-15

(December 15, 2015) HD Venesky D&TC 2016

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF PUBLIC HEALTH TO RENEW OUR CONTRACT WITH JACK
VENESKY, CPA, FOR AUDITING AND CONSULTING SERVICES FOR THE
HEALTH DEPARTMENT'S DIAGNOSTIC AND TREATMENT CENTER**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Health Department desires to obtain professional accounting and auditing services for its Diagnostic and Treatment Center Program to properly compile & audit the AHCF-1 (D&TC) Medicaid Cost Reports to be filed with the New York State Department of Health (NYSDOH) for the cost reporting years 2015, 2016 and 2017 when the NYSDOH issues the requests for each year; and

WHEREAS, we have successfully utilized the services of Mr. Venesky, CPA, for Medicaid Cost Reports in the past; NOW, THEREFORE BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Public Health be authorized to renew the 3-year contract from January 1, 2016 through December 31, 2018 with Jack Venesky, CPA, at an annual cost of \$7,500 for preparation and audit of the cost report.

The expenditure will be funded through Account #A40104 54059 of the Health Department's respective Budgets.

Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 411-15

(Dec. 15, 2015) HD Immunization Grant (IAP) 2016

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF PUBLIC HEALTH TO ENTER INTO A CONTRACT WITH
NYS DEPARTMENT OF HEALTH TO ACCEPT FUNDING FOR IAP GRANT**

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the New York State Department of Health has awarded a grant in the amount of \$40,013 to the Cayuga County Health Department for the continued support of our Immunization Action Plan for the year April 1, 2016 through March 31, 2017; and

WHEREAS, the Health Department's 2016 Budget will have to be amended to accept this funding; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Public Health be allowed to renew the contract with the NYS Department of Health for the period April 1, 2016 through March 31, 2017, accept funding in the amount of \$40,013 and accept any additional COLA funds relative to this program; and be it further

RESOLVED, that the Director of Public Health be authorized to enter into any subcontracts necessary to complete the goals of the grant; and be it further

RESOLVED, that the Cayuga County Treasurer be authorized and directed to make all necessary journal and accounting entries to amend the Health Department's 2016 budget in the following manner:

Increase Revenue Account #A40150 43415 \$40,013
 Increase Expenditure Account #40154 54000 \$40,013
 Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 412-15

December 15, 2015 MH CayugaCenters12.15

**AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE
 AND THE DIRECTOR OF COMMUNITY SERVICES TO CONTRACT WITH
 CAYUGA CENTERS FOR THE PROVISION OF FAMILY BASED RESPITE**

BY: Patrick Mahunik, Chair, Health and Human Services Committee, and
 Joseph Runkle, Chair, Ways and Means Committee.

WHEREAS, there is a need for community based services for youth and families;
 and

WHEREAS, Family Based Respite is a valuable resource in avoiding hospitalization
 or long term placement or may serve as a bridge between inpatient care and the child's
 return to home; and

WHEREAS, there is State Aid which can be re-allocated to provide these services;
 and

WHEREAS, Cayuga Centers provides respite services in a manner that is flexible in
 meeting the needs of the community; now, therefore, be it

RESOLVED, that the Chairman of the Cayuga County Legislature and the Director
 of Community Services be authorized to enter into a contract with Cayuga Centers for
 the provision of Respite Services for children and youth; 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 Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and
 Didio, all in favor.

RESOLUTION NO. 413-15

12/15/15 MHagencycontracts12.2015

**AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES AND THE
 CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE TO SIGN
 CONTRACTS WITH VARIOUS HUMAN SERVICE AGENCIES FOR
 SERVICES TO INDIVIDUALS WITH DISABILITIES**

BY: Mr. Patrick Mahunik, Chair, Health and Human Services Committee

Mr. Joseph Runkle, Chair, Ways and Means Committee.

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

WHEREAS, appropriations are included in the Cayuga County Community Mental
 Health Center budget for the year 2016 for various programs; now, therefore, be it

RESOLVED, that the Director of Community Services and the Chairman of the
 Cayuga County Legislature be authorized to sign on behalf of the Local Governmental
 Unit various contracts for services to individuals with disabilities with the following
 agencies:

Tuesday, December 15, 2015

365

AGENCY	DISABILITY	PROGRAM	AMOUNT	LINE ITEM
Seneca Cayuga ARC	OPWDD	All Services	106,398	43514.54340
Cayuga Centers	MH	All Services	141,491	43474.54000
Cayuga Counseling	MH	PP	45,041	43434.54312
	MH	CCSI	35,020	43434.54314
Contact	MH	All Services	30,034	43484.54000
CHAD	OASAS	All Services	316,724	43504.54315
Unity House	OASAS	Halfway House	268,359	43504.54316
	MH	CSS	52,060	43464.54313
	MH	ITEG	73,324	43464.54317
	MH	S HOUS	23,071	43464.54320
	MH	HOUS	46,151	43464.54321
	MH	RESPITE	23,676	43464.54322
Liberty Resources	MH	Crisis Services	95,828	43454.54000

Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 414-15

December 15, 2015 MHFillSSW.Dec.2015

**AUTHORIZING THE FILLING OF ONE STAFF SOCIAL WORKER (CMH)
POSITION AT THE COMMUNITY MENTAL HEALTH CENTER**

BY: Patrick Mahunik, Chair, Health and Human Services Committee, and
Joseph Runkle, Chair, Ways and Means Committee

WHEREAS, Resolution #294-15 authorized the filling of a Community Mental Health Professional position at the Community Mental Health Center; and

WHEREAS, the department has not been able to identify a suitable candidate to date; and

WHEREAS, the need for a Masters level therapist continues; and

WHEREAS, there is an unfilled Staff Social Worker position code (#2136) as a result of resignation and that title would be a suitable substitute; and

WHEREAS, as in the case of the Community Mental Health Professional, this position will also generate fee for service revenue in excess of the total cost of the position; now, therefore, be it

RESOLVED, that, should the Community Mental Health Professional title remain vacant, the title of Staff Social Work (CMH) may be filled instead; and be it further

RESOLVED, that the Director of Community Services be authorized and directed to fill the position of Staff Social Worker under the terms of this resolution and in accordance with the Cayuga County Civil Service Rules and Regulations and the policies of Cayuga County.

Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 415-15
(December 15, 2015) HS Chapel House 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF COMMUNITY SERVICES TO ENTER INTO A 2-YEAR THE
CONTRACT WITH CHAPEL HOUSE
(TEMPORARY HOMELESS SHELTER FOR MEN)

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
 Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, Chapel House opened a facility that offers temporary shelter to men in need; and

WHEREAS, this shelter has provided service to those income eligible individuals in need of shelter; and

WHEREAS, in accordance with Social Services Regulations, a local DSS is required to provide temporary shelter for eligible homeless families and individuals who are financially eligible and have no housing resources available to them; and

WHEREAS, the costs incurred by the local district are State reimbursed at 29%;
 NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services enter into a 2-year contract with Chapel House for the period January 1, 2016 through December 31, 2017 at a rate of \$36/diem, per person; and be it further

RESOLVED, that these expenditures will be paid out of account #A6140 54000 of the 2016 Human Services Budget.

Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 416-15
(December 15, 2015) HS Aurora of CNY Contract 2016
AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE AND THE
DIRECTOR OF COMMUNITY SERVICES TO EXTEND THE CONTRACT
WITH AURORA OF CENTRAL NEW YORK, INC. FOR 2 MORE YEARS FOR
INTERPRETING SERVICES

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee
 Joseph Runkle, Chairman of the Ways & Means Committee

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

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

WHEREAS, there is funding in the Social Services' 2016 budget to provide for these services; NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Legislature and the Director of Community Services extend the Contract with Aurora of Central New York, Inc. for two more years at the rate of \$45.00 per hour for the period of January 1, 2016 through December 31, 2017 unless the terms of the contract are further amended or changed; and be it further

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

Social Services: Account #A60104 54059

Signed by Farrell, Foley, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor

RESOLUTION NO. 417-15

(December 15, 2015) HS Cayuga Counseling ABAWD 2016

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 TEMPORARY ASSISTANCE RECIPIENTS AND ABLE BODIED ADULTS W/OUT DEPENDENTS (ABAWD)

BY: Patrick Mahunik, Chairman of the Health & Human Service Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services must provide an employment experience to recipients of Temporary Assistance Benefits; and

WHEREAS, NYSOTDA has notified Departments of Social Services in New York State that the work-exempt waiver for ABAWD expires 12/31/15 and Districts must develop and implement a process to provide a work experience to these recipients for the purpose of maintaining SNAP benefits; and

WHEREAS, Cayuga County presently has a contract with Cayuga Counseling Services to operate a community service sentencing program; NOW, THEREFORE, BE IT

RESOLVED, that the Department of Social Services desires to contract with Cayuga Counseling Services to provide employment experiences for these populations consistent with NYS OTDA and Federal SNAP regulations and that the Chairman of the Legislature and the Director of Community Services be allowed to enter into a contract with Cayuga Counseling Services, Inc. to provide these services 1/1/16 thru 12/31/16 in an amount not to exceed \$53,704.00

Signed by Mahunik, Bennett, Farrell, Lattimore, Pecher, Reginelli, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 418-15

(December 15, 2015) HS Create & Fill one Part-Time

Residential Safety Inspector

AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO CREATE & FILL ONE PART-TIME RESIDENTIAL SAFETY INSPECTOR IN THE SERVICES UNIT OF THE DEPARTMENT OF SOCIAL SERVICES

BY: Patrick Mahunik, Chairman of the Health & Human Services Committee

Joseph Runkle, Chairman of the Ways & Means Committee

WHEREAS, the Department of Social Services, by regulation, must ensure that new and existing foster homes are in substantial compliance with all applicable provisions of State and local law, ordinances, rules and regulations concerning health and safety; and

WHEREAS, in order for these foster home inspections to be completed on an annual basis, it is necessary to provide this type of service; and

WHEREAS, the Residential Safety Inspector position is 75% state and federally funded; NOW, THEREFORE, BE IT

RESOLVED, that the Director of Community Services be authorized and directed to create and fill one Part-Time Residential Safety Inspector position at a rate of \$23.00/hr., in accordance with Civil Services Rules and Regulations and the policies of the County of Cayuga.

Signed by Mahunik, Farrell, Foley, Pecher, Reginelli, Baxter, and Didio, all in favor.

RESOLUTION NO. 419-15
12/15/15 COL organizeleg2016
TO FIX DATE, TIME AND PLACE OF THE MEETING TO ORGANIZE THE
CAYUGA COUNTY LEGISLATURE FOR 2016.

BY: Hon. Michael Didio, Government Operations Committee.

WHEREAS, Section 151 of Article 4 of New York State County Law requires the Cayuga County Legislature, by resolution duly adopted during the month of December of each year, to fix the date, time and place to organize the Legislature; now, therefore be it

RESOLVED, that the Cayuga County Legislature shall meet for the purpose of organizing the Legislature and choosing a Chairman on the 4th day of January, 2016 at 6:00 P.M., in the Legislative Chambers on the Sixth Floor of the Cayuga County Office Building, 160 Genesee Street in the City of Auburn, New York.

Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, and Vitale, all in favor.

RESOLUTION NO. 420-15
12/15/15 COL Designating Newspapers16
DESIGNATING NEWSPAPERS TO PUBLISH COUNTY MATTERS
FOR THE YEAR 2016

BY: Hon. Michael Didio, Chairman, Government Operations Committee.

WHEREAS, Section 214, Subdivision 2, of the County Law directs that the Cayuga County Legislature shall annually designate at least two (2) newspapers for publication of all local laws, notices and other matters required by law to be published during fiscal year 2016. NOW, BE IT

RESOLVED, that the Cayuga County Legislature does hereby designate the following newspapers for that purpose:

Republican Register, (Community Newspaper) Moravia, New York

Wayuga, (Lake Shore News), Red Creek, New York

The Citizen, Auburn, New York

Signed by Didio, Batman, Farrell, Foley, Lattimore, Runkle, and Vitale, all in favor.

RESOLUTION NO. 421-15
December 15, 2015 PB HHW BUDGET AMENDMENT 15 rev
AUTHORIZING THE CAYUGA COUNTY TREASURER TO AMEND THE 2015
PLANNING BUDGET DUE TO THE INCREASED COSTS OF THE CAYUGA
COUNTY HAZARDOUS WASTE AND RECYCLING PROGRAMS.

BY: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee

Hon. Joseph Runkle, Chair, Ways and Means Committee

WHEREAS, Cayuga County has had a household hazardous waste program for twenty years to collect hazardous materials including chemicals and electronics to protect public health and the environment; and

WHEREAS, the national lead glass market for old TV picture tubes and CRT computer monitors has crashed; and

WHEREAS, the cost to properly recycle these were \$21,800 over last year's cost prior to the America Recycles Day in November; and

WHEREAS, there is still a need to recycle these properly to prevent roadside dumping and other improper disposals; and

WHEREAS, the Cayuga County Planning Department has negotiated with the vendors, acquired one corporate sponsor, received a grant and asked for voluntary donations at the last two electronics collection events to work to keep the program costs within the budget; and

WHEREAS, the household hazardous waste budget needs to be amended to increase the revenue to add the sponsorship, grant and donations to the program; the expenditures need to be increased to cover increased expenses;

WHEREAS, \$2,800.00 in funds have been transferred from Planning Department Accounts to assist in covering the budget gap;

WHEREAS, an additional amount of \$2,500.00 is needed to cover these recycling costs. NOW, THEREFORE, BE IT

RESOLVED by the Legislature of the County of Cayuga:

1. The County Treasurer be authorized and directed to make the following budget amendment:

Increase Revenue Account #A80200 42118	\$10,340.00
Decrease State Training School Account #A61294 54000	\$2,500.00
Increase Expense Account #A80200 54164	\$12,840.00

2. That the County Treasurer is hereby authorized to make the journal and accounting entries necessary to accomplish the same; and

3. That this resolution shall take effect immediately.

Signed by Pinckney, Batman, Baxter, Farrell, Lattimore, Reginelli, Runkle, Didio, and Pecher, all in favor.

RESOLUTION NO. 422-15

(12/22/15) ET CSCAA Job readiness

AUTHORIZING THE CHAIRMAN OF THE CAYUGA COUNTY LEGISLATURE AND THE DIRECTOR OF THE CAYUGA COUNTY EMPLOYMENT & TRAINING DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE CAYUGA-SENECA COMMUNITY ACTION AGENCY TO OPERATE A JOB READINESS PROGRAM.

BY: Paul Pinckney, Chairperson, Planning and Economic Development Committee
Joseph Runkle, Chairperson, Ways and Means Committee

WHEREAS, The Cayuga-Seneca Community Action Agency has made funds available to the Cayuga County Employment and Training Department to provide Job Readiness Training for the time period 12/1/15 – 12/31/16, AND

WHEREAS, \$5,775 of funding is available for providing Job Readiness Training, AND

WHEREAS, The Cayuga County Employment & Training Department was selected by the Cayuga-Seneca Community Action Agency to operate said program, NOW THEREFORE BE IT

RESOLVED, That the Chairman of the Cayuga County Legislature and the Director of the Cayuga County Employment & Training Department, upon review of the County Attorney, be and hereby are authorized to enter into agreement with the Cayuga-Seneca Community Action Agency to provide Job Readiness Training, AND BE IT FURTHER

RESOLVED, The cost of said program will 100% funded by the Cayuga-Seneca Community Action Agency.

Signed by Pinckney, Batman, Baxter, Farrell, Lattimore, Reginelli, Runkle, Didio, and Pecher, all in favor.

RESOLUTION NO. 423-15
December 15, 2015 PB HHW 2016BUDGET AMENDMENT
AUTHORIZING THE AMENDMENT OF THE 2016 PLANNING BUDGET DUE
TO THE INCREASED COSTS OF THE CAYUGA COUNTY HAZARDOUS
WASTE AND RECYCLING PROGRAMS.

BY: Hon. Paul Pinckney, Chair, Planning and Economic Development Committee

Hon. Joseph Runkle, Chair, Ways and Means Committee

WHEREAS, Cayuga County has had a household hazardous waste program for twenty years to collect hazardous materials including chemicals and electronics to protect public health and the environment; and

WHEREAS, the national lead glass market for old TV picture tubes and CRT computer monitor glass has crashed, greatly increasing the costs to properly recycle these older units; and

WHEREAS, there is still a need to recycle these properly to prevent roadside dumping and other improper disposal; and

WHEREAS, the Cayuga County Planning Department will seek to acquire corporate sponsors, additional grants and continue to ask for voluntary donations at electronics collection events to limit the program costs, as was successfully done in the second half of 2015; and

WHEREAS, the household hazardous waste budget needs to be amended to increase the revenue line to add sponsorships, grants and donations to the program; as well as the expenditure need to be increased to cover increased expenses to recycle old TVs and monitors; NOW, THEREFORE, BE IT

RESOLVED by the Legislature of the County of Cayuga:

1. The 2016 Cayuga County Budget is amended by:

Changing Revenue Account #A80200 42118 from \$18,000 to \$30,000

Changing Expense Account #A80200 54164 from \$36,000 to \$48,000; and

2. That this resolution shall take effect immediately.

Signed by Baxter, Foley, Reginelli, Runkle, Didio, and Pecher, all in favor.

RESOLUTION NO. 424-15
12/15/15 PT Cato Brutus Trail Cap H 07-02
AUTHORIZING THE TRANSFER OF YEAR END 2015 CATO-FAIR HAVEN
TRAILS CONTRACTUAL BUDGET FUNDS IN AN AMOUNT NOT TO
EXCEED \$3,015.09 TO CAPITAL H FUND 07-02 TO BE USED AS MATCHING
FUNDS FOR IMPROVEMENTS TO THE CATO-BRUTUS TRAIL AS
REQUIRED BY THE TRANSPORTATION ENHANCEMENT PROGRAM (TEP)
GRANT FOR THE PROJECT.

BY: Tucker Whitman, Chairperson, Public Works

Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, in 2007 Cayuga County was selected to receive funding under the Transportation Enhancement Program (TEP) to be used to enhance the Cato-Brutus Trail; AND

WHEREAS, Resolution 341-07 identifies the acceptance of the funding and the obligations of the County, and

WHEREAS, as a recipient of the TEP funding, the County is committed to \$79,750 in material, in-kind labor and cash, and

WHEREAS, Resolution 341-07 authorized and directed the Cayuga County Treasurer to establish Capital "H" 07-02 entitled Cato- Brutus Trail Grant in an amount not to exceed \$260,040.00; and

WHEREAS, it is anticipated that the 2015 Cato-Fair Haven Contractual budget account A71154-54000 will have a balance of \$3,015.09 or less, now therefore be it

RESOLVED, that the Cayuga County Treasurer is hereby directed to transfer into Capital "H" 07-02, remaining funds not to exceed \$3,015.09 from the 2015 Cato-Fair Haven Contractual budget account A71154-54000 to be used toward the County's matching obligation as recipient of the TEP funding.

Signed by Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 425-15

(12/15/15) BLD Elevator Agreements 12 15

**APPROVING NEW ELEVATOR MAINTENANCE AGREEMENTS WITH
THYSSENKRUPPELEVATOR CORP.**

BY: Tucker Whitman, Chairperson, Public Works

Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, the current one year agreements with ThyssenKrupp Elevator Corp. were approved by resolution 59-15; and

WHEREAS, proposed 2016 budget for Buildings and Grounds Accounts A16204-54026, A16214-54026, A16224-54026 and A16234-54026 contains funds to pay of maintenance agreements and service to our elevators, and

WHEREAS, the Superintendent of Buildings and Grounds and the Building Maintenance Supervisor agree that ThyssenKrupp Elevator Corp. have provided the County with good service; and

WHEREAS, ThyssenKrupp Elevator Corp., was a NYS OGS State Bid Vendor for our area last year and while the new bid has not been finalized they have agreed to keep the prices the same for 2016; now therefore be it

RESOLVED, that the County Attorney is hereby instructed to review the attached agreements to verify that they are acceptable from a legal perspective, and be it further

RESOLVED, that the Chairman of the County Legislature is hereby authorized to sign the new agreements with ThyssenKrupp Elevator Corp.; and be it further

RESOLVED, that the Superintendent of Buildings and Grounds and the Building Maintenance Supervisor are hereby authorized and instructed to oversee the agreements. Signed by Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 426-15

12/15/2015 BLD Transferring Nursing Home Contractual Funds 12 15 REV

**TRANSFERRING FUNDS REMAINING IN THE 2015 NURSING HOME
CONTRACTURAL BUDGET ACCOUNTS ORG A16254 INTO THE
BUILDINGS RESERVE FUND ACCOUNT NUMBER A-18860**

BY: Hon. Tucker M. Whitman, Chairman, Public Works Committee, and

Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, the County of Cayuga issued a Request for Development Proposals, RFDP 2015-19, on October 13, 2015 for the sale or lease of the former Cayuga County Nursing Home; and

WHEREAS, due date for proposals is December 1, 2016; and

WHEREAS, it is anticipated that funds may be required to make improvements or modify the building to meet the needs of a potential proposer; and

WHEREAS, there is currently approximately \$82,063 remaining in the 2015 contractual accounts for the Nursing Home, Org A16254, to cover these potential costs and no time remaining before the end of the budget year; and

WHEREAS, the recommendation of the Superintendent of Buildings and Grounds **and the Public Works Committee** any remaining funds in the 2015 nursing home contractual accounts Org A16254 be **transferred into Buildings reserve fund account number A-18860** in an amount not to exceed \$82,063; now therefore be it

RESOLVED, the Cayuga County Treasurer is hereby authorized and directed **transfer** any and all any remaining funds in the 2015 nursing home contractual accounts Org A16254 into the **Buildings reserve fund account number A-18860** in an amount not to exceed \$82,063; and be it further

RESOLVED, **except as otherwise provided by law, expenditures from this Reserve fund shall be made only for the purpose for which the reserve Fund is established and no expenditure shall be made from this Reserve Fund without the approval of Cayuga County Legislature, 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 Whitman, Pecher, Runkle, Baxter, and Didio, all in favor.

RESOLUTION NO. 427-15

12/15/15 BLD Transferring Funds Bld's Reserve Fund 12 15

**TRANSFERRING FUNDS TO THE BUILDINGS RESERVE FUND FOR
GENERAL IMPROVEMENT OF COUNTY OWNED BUILDINGS AND
GROUNDS**

BY: HON. TUCKER M. WHITMAN, CHAIRMAN, Public Works Committee, and Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, The General Municipal Law Section 6-c permits the County of Cayuga to establish Capital Reserve Funds, to accumulate moneys to finance the improvement, construction or reconstruction of County owned buildings and grounds; and

WHEREAS, the Cayuga County Legislature did establish a Buildings Reserve Fund in January 2012 with Resolution 42-12; and

WHEREAS, the Cayuga County Legislature added to the Buildings Reserve Fund in December 2013 with Resolution 489-13; and

WHEREAS, the Buildings Department did not expend all of the monies appropriated to the 2015 Buildings and Grounds Contractual Accounts; now therefore be it

RESOLVED, that under the recommendation of the Superintendent of Buildings and Grounds and the Public Works Committee and with the support the Ways and Means Committee and the Cayuga County Legislature, the Cayuga County Treasurer is hereby authorized and directed to transfer an amount not to exceed \$88,000.00 into the Buildings reserve fund account number A-18860, the source of funding to be funds remaining in Contractual Accounts under the following Buildings and Grounds Org's, A16204, A16214, A16224 and A16234; and be it further

RESOLVED, except as otherwise provided by law, expenditures from this Reserve fund shall be made only for the purpose for which the reserve Fund is established and no expenditure shall be made from this Reserve Fund without the approval of Cayuga County Legislature and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law, 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 Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 428-15
12/15/15 BLD Awarding Electrical Energy Bid 2016rev
AWARDING THE BID FOR ELECTRICAL ENERGY FOR VARIOUS
COUNTY ACCOUNTS

BY: Hon., Tucker M, Whitman, Chairman, Public Works Committee, and
Hon. Joseph Runkle, Chairman, Ways and Means Committee

WHEREAS, The Cayuga County Purchasing Policy requires any purchase in excess of \$20,000 to use New York State contract, County contract or Group Purchasing contract or to go out for Sealed Bid; and

WHEREAS, there are many ESCO's approve by the New York State Public Service Commission that could possibly bid; and

WHEREAS, since there is only a short window to accept the bid and that a special Legislature meeting does not have to convene to approve the Electrical Energy bid this Resolution proposes to give the authority to the Chairman of the Cayuga County Legislature to award the Electrical Energy Bid to the lowest responsible bidder or to reject the bids and go out for rebids until the natural gas bid is awarded; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby authorizes the Chairman of the Cayuga County Legislature to award the Electrical Energy Bid to the lowest responsible bidder or to reject the bids and go out for rebids until the electrical energy bid is awarded; and be it further

RESOLVED, that a list of all bidder and their bids will be attached to this resolution; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature may sign any and all Electrical Energy contracts, to implement the intent of this resolution; 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 Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 429-15
12/15/15 BLD Awarding Natural Gas Bid 2016
AWARDING THE BID FOR NATURAL GAS FOR VARIOUS
COUNTY OWNED BUILDINGS

BY: Hon., Tucker M, Whitman, Chairman, Public Works Committee, and
 Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, The Cayuga County Purchasing Policy requires any purchase in excess of \$9,999.99 to use New York State contract, County contract or Group Purchasing contract or to go out for Sealed Bid; and

WHEREAS, the Counties contract for Natural Gas will expire on December 31, 2015; and

WHEREAS, In researching, The Natural Gas ESCO's will only hold prices for 3 days due to the market fluctuation and the best day for gas pricing is on a Wednesdays; and

WHEREAS, there are many ESCO approve by the New York State Public Service Commission that could possibly bid; and

WHEREAS, since there is only a three day window to accept the bid and so that a special Legislature meeting does not have to convene to approve the Natural Gas bid this Resolution proposes to give the authority to the Chairman of the Cayuga County Legislature to award the Natural Gas Bid to the lowest responsible bidder or to reject the bids and go out for rebids until the natural gas bid is awarded; now therefore be it

RESOLVED, that the Cayuga County Legislature to give the authority to the Chairman of the Cayuga County Legislature to award the Natural Gas Bid to the lowest responsible bidder or to reject the bids and go out for rebids until the natural gas bid is awarded; and be it further

RESOLVED, that a list of all bidder and their bids will be attached to this resolution; and be it further

RESOLVED, that the Chairman of the Cayuga County Legislature may sign any and all Natural Gas contracts, to implement the intent of this resolution; 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 Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 430-15
December 15, 2015 HWY amend bdg cont plow
AUTHORIZATION TO AMEND THE 2015 CAYUGA COUNTY HIGHWAY
BUDGET FOR CONTRACT PLOWING

BY: Tucker Whitman, Chairman, Public Works Committee
 Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, in the 2015 Highway budget, a total of \$1,333,140 was budgeted for Contract Plowing (D51424 54105); and

WHEREAS, it is necessary to amend the 2015 Highway Budget to reflect the increased cost of Contract Plowing due to the increase cost of the contracts with the Towns for snow and ice removal Resolution(# 274-15) ; now therefore be it

Tuesday, December 15, 2015

375

RESOLVED, that the County Treasurer be and is hereby authorized and directed to provide for transfer of funds in the following manner:

<u>Appropriations Account</u>	<u>Original Amount</u>	<u>Increase</u>	<u>Decrease</u>	<u>New Amount</u>
D51424 54105 - Cont Plowing	\$1,333,140	\$77,000		\$1,410,140
D51134 54107 - Bridge	\$268,000		\$77,000	\$191,000

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 Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 431-15
December 15, 2015 HWY bid ext 2016
RESOLUTION TO EXTEND CERTAIN BID ITEMS

BY: Tucker Whitman , Chairman Public Works Committee
Joseph Runkle, Chairman Ways and Means Committee

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

WHEREAS, these items were bid in 2014 and 2015; and

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

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

RESOLVED, to approve the extension of the following 2014,15 bids for Highway Equipment and Materials:

Pipe / Pipe Arch	Guide Rail
Sign Posts	Bituminous Concrete
Base Stabilization	Transit Mix Concrete

And any other material bids the Superintendent deems cost effective to extend; and be it further

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

Signed by Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 432-15
December 15, 2015 HWY bid auth 2016
AUTHORIZING THE COUNTY ADMINISTRATOR’S OFFICE AND THE
COUNTY HIGHWAY SUPERINTENDENT TO ADVERTISE AND RECEIVE
SEALED BIDS FOR THE PURCHASE OF MACHINERY, MATERIALS,
TOOLS, EQUIPMENT, FUEL AND EQUIPMENT RENTALS.

BY: Tucker Whitman, Chairman Public Works Committee
Joseph Runkle, Chairman Way and Means Committee

WHEREAS, certain supplies will have to be purchased during 2016 for the County Highway Department; and

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

WHEREAS, under Section 103 of the General Municipal Law all purchases of over \$20,000 have to be by public advertising and sealed bids; And

WHEREAS, the Cayuga County Highway Department is currently seeking to advertise and receive sealed bids for Sign Materials, Pavement Markings, Sign Faces & Blanks, Striping, Hot in Place Pavement Recycling, Liquid Calcium, Stone, Sand, Liquid Asphalt, Gasoline, Diesel Fuel, and Equipment Rental; now therefore be it

RESOLVED, that the Clerk of the Legislature and County Highway Superintendent, be and is hereby authorized and directed, as specified in Section 133 of the Highway Law and Section 103 of the Municipal Law, to advertise and receive sealed bids for machinery, tools, equipment, implements, materials and supplies not limited to the following items: Sign Materials, Pavement Markings, Sign Faces & Blanks, Striping, Hot in Place Pavement Recycling, Liquid Calcium, Stone, Sand, Liquid Asphalt, Gasoline, Diesel Fuel, and Equipment Rental.

Signed by Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 433-15

12/22/2015 BLD COB AC Maintenance agreement 12 15

**AUTHORIZATION TO ENTER INTO A PREVENTIVE MAINTENANCE
AGREEMENT FOR THE CHILLER IN THE COUNTY
OFFICE BUILDING AC SYSTEM**

BY: Hon. Tucker Whitman, Public Works Committee, and

Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, the Centrifugal Chiller is intricate piece of equipment for the County Office Building AC system and the County does not have an employee that is trained or certified to work on the Chiller part of this system, and

WHEREAS, the Chiller unit was refurbished in 2009 and since that time has been covered by Preventive Maintenance Agreements with with McQuay Factory Service (now Daikin Applied) for preventive service as authorized by resolutions 708-09 and 41-13; and

WHEREAS, the agreement is going to expire on 12/31/15; and

WHEREAS, the new 3 year Agreement annual cost will increase from \$4,929.00 per year to \$5,025 for 2016, \$5,124 for 2017 and \$5,226 for 2018 for a cost difference of around 2% per year; and

WHEREAS, there is funding in account A16204 54001 to cover this agreement; now therefore be it

RESOLVED, that the County enter into a preventive maintenance agreement with Daikin Applied for preventive maintenance on the Chiller part of the AC system, at an annual cost as specified above until December 31, 2018; and be it further

RESOLVED, that the Chairperson of the Cayuga County Legislature is authorized and directed to enter into a 3 year agreement with Daikin Applied; 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 Batman, Bennett, Mahunik, Pecher, Runkle, Vitale, Baxter, and Didio, all in favor.

RESOLUTION NO. 434-15

Action Date 12.15.15 911 dep admin fill rev

AUTHORIZATION TO CREATE AND FILL THE POSITION OF DEPUTY ADMINISTRATOR IN THE CAYUGA COUNTY E-911 CENTER.

BY: Mr. Terry Baxter, Chairperson, Judicial and Public Safety Committee

Mr. Joseph Runkle, Chairperson, Ways & Means Committee

WHEREAS, the Civil Service Commission has classified the position of Deputy 911 Administrator which creates an additional level of supervision in the 911 Center; and

WHEREAS, Cayuga County E-911 Center has been working to improve their training process, staffing levels, and is working on restructuring the department chain of command; and

WHEREAS, it is critical that we ensure that the appropriate policies and procedures are followed and having an individual maintaining both the training and daily operations of the call center floor more intimately is important to the goals of the center; now therefore be it

RESOLVED, that the Cayuga County Legislature approve the creation of Deputy 911 Administrator and set the salary at \$54,754; and be it further

RESOLVED, that monies are taken from the 911 budget, including fringe benefits, calculations based on single health insurance; and be it further

RESOLVED, that the position be filled in accordance to the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

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

Signed by Baxter, Didio, Pinckney, Reginelli, Vitale, and Runkle, all in favor.

RESOLUTION NO. 435-15

(12/15/2015) EMO FILL ADMIN OFFICERS

AUTHORIZING THE DIRECTOR OF EMERGENCY SERVICES TO FILL ONE VACANT FULL TIME ADMINISTRATIVE OFFICER EMERGENCY SERVICES POSITION CREATED DUE TO A RETIREMENT.

BY: Mr. Terrance L. Baxter, Chairman, Judicial & Public Safety Committee, and

Mr. Joseph L. Runkle, Chairman, Ways & Means Committee.

WHEREAS, a full time vacancy in the Cayuga County Emergency Management Office has been created by the November 25, 2015 retirement of an Administrative Officer (ES), Position Control # 002090; and

WHEREAS, this position is vital to continuity of operations of the Emergency Management Office and the Emergency Medical Services program for Cayuga County; and

WHEREAS, this position will have been vacant in excess of thirty days, while awaiting the applicable Civil Service Position Exam and appropriate Civil Service list and canvass; and

WHEREAS, the funding for this position is allocated in the remaining 2015 and the is allocated in the 2016 Emergency Management Budget (A36401); now, therefore, be it

RESOLVED, that the Director of Emergency Services be hereby authorized and directed to fill the vacant full time position of Administrative Officer (ES), Position Control # 002090 in accordance to the Cayuga County Civil Service Rules and Regulations and the Policies of the County of Cayuga; and be it further

RESOLVED, that the employee hired will be placed at the appropriate step within the Civil Service Employee Association (CSEA) Compensation Plan.

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Runkle, and Pecher, all in favor.

RESOLUTION NO. 436-15

12/15/15 SHR Fill Jail Vacancy

AUTHORIZE THE SHERIFF TO FILL ONE VACANT SHERIFF CUSTODY OFFICER POSITION IN THE CUSTODY DIVISION OF THE CAYUGA COUNTY SHERIFF'S OFFICE.

BY: Terrance Baxter, Chair, Judicial & Public Safety Committee

Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, a vacancy in the Cayuga County Sheriff's Office, Custody Division, will exist December 31, 2015 due to the retirement of a Sheriff Custody Officer (Position Control No. 004725-SYS); and

WHEREAS, it is mandated by the New York State Commission of Correction that the Cayuga County Sheriff's Department Custody Division maintain a certain number of Custody Officer Positions to comply with the minimum staffing complement as the services provided by these positions are critical for maintaining the safe, smooth and efficient operation of the Sheriff's Office Custody Division and due to this vacancy, reduces the minimum staffing to one below state mandates; and

WHEREAS, this position is designated and accepted in the 2015 Cayuga County Sheriff's Custody Salaries Operating Budget A31501 51001; now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill Sheriff Custody Officer Position Control No. 004725-SYS; and be it further

RESOLVED, the employee hired will be placed at the appropriate step within the Sheriff's Employee Association of Cayuga County (SEACC) Compensation Plan for 2012-2015; and be it further

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

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Runkle, and Pecher, all in favor.

RESOLUTION NO. 437-15
12/15/15 SHR FillRNJailVacancy
AUTHORIZING THE CAYUGA COUNTY SHERIFF TO FILL ONE VACANT
REGISTERED PROFESSIONAL NURSE POSITION IN THE CUSTODY
DIVISION OF THE CAYUGA COUNTY SHERIFF'S OFFICE

BY: Mr. Terrance Baxter, Chair, Judicial & Public Safety Committee
Mr. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, inmates that become ill while under the care and custody of the Sheriff of Cayuga County are treated onsite by one of two Registered Professional Nurses staffed by the Cayuga County Sheriff's Office; and

WHEREAS, a vacancy in the Cayuga County Sheriff's Office, Custody Division, has occurred due to the retirement of one of the Registered Professional Nurses (Position Control No. 001992-SYS) effective February 9, 2016; and

WHEREAS, this position is mandated by the NYS Department of Correction and is designated and accepted in the 2015 Cayuga County Sheriff's Custody Salaries Operating Budget A31501 51001; now therefore be it

RESOLVED, that the Sheriff be hereby authorized and directed to fill a Registered Professional Nurse (Position Control No. 001992-SYS); and be it further

RESOLVED, the employee hired will be placed at the appropriate step within the Sheriff's Employee Association of Cayuga County (SEACC) Compensation Plan for 2012-2015; and be it further

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

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Runkle, and Pecher, all in favor.

RESOLUTION NO. 438-15
12/15/15 SHR Deputize Agmnts
GRANTING THE CAYUGA COUNTY SHERIFF AND THE CAYUGA COUNTY
LEGISLATIVE CHAIRMAN THE AUTHORITY TO ENTER AGREEMENTS
WITH OTHER MUNICIPALITIES AND AGENCIES TO DEPUTIZE LAW
ENFORCEMENT OFFICERS PURSUANT TO NYS COUNTY
LAW SECTION 654

BY: Hon. Terrance Baxter, Chair, Judicial and Public Safety Committee, and
Hon. Joseph Runkle, Chair, Ways & Means Committee

WHEREAS, pursuant to NYS County Law § 654 the Sheriff may in his discretion deputize the police officers or peace officers of cities, towns, villages and special districts and agents of societies incorporated for the purpose of prevention of cruelty to animals, for the purpose of authorizing an arrest without a warrant outside the territorial limits of such city, town, village or special district, when such crime or infraction was committed within such territorial limits in the presence of such officer; and

WHEREAS, the Cayuga County Sheriff and the Cayuga County Legislative Chairman wishes to execute agreements with such municipalities and agencies to deputize their officers when certain situations arise that necessitate such; now therefore be it

RESOLVED, that the Cayuga County Sheriff and the Cayuga County Legislative Chairman shall be authorized to enter into the aforementioned agreements to effect NYS County Law § 654.

Signed by Baxter, Bennett, Didio, Pinckney, Vitale, Runkle, and Pecher, all in favor.

RESOLUTION NO. 439-15**12/15/15 ACReappointmentrev2****APPOINTING ADMINISTRATOR INDIGENT DEFENDANTS, PART TIME,
AND DEPUTY ADMINISTRATOR INDIGENT DEFENDANTS, PART TIME**

BY: MR. TERRANCE BAXTER, Chairman, Judicial & Public Safety Committee

MR. JOSEPH RUNKLE, Chairman, Ways & Means Committee

WHEREAS, the position of Administrator Indigent Defendants, Part Time is a one (1) year fixed term appointment; and

WHEREAS, Lloyd E. Hoskins has held the position as Administrator since January 1, 1994; and

WHEREAS, the Judicial and Public Safety Committee is recommending the re-appointment of Lloyd E. Hoskins to fill this position; and

WHEREAS, the position of Deputy Administrator Indigent Defendants, Part Time is a one (1) year fixed term appointment; now, therefore, be it

RESOLVED, that Lloyd E. Hoskins is hereby appointed as Administrator Indigent Defendants, Part Time, to serve for one (1) year term commencing January 1, 2016 and ending December 31, 2016, and be it further

RESOLVED, that the salary for the Administrator Indigent Defendant, Part Time and Deputy Administrator, Indigent Defendants, Part Time for the 2016 calendar year is set by Resolution No. ____; and be it further

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

Signed by Baxter, Didio, Reginelli, Runkle, Whitman, and Pecher, all in favor.

RESOLUTION NO. 440-15**12-15-15 COR keyliverytransagmnt****AUTHORIZING THE CHAIRPERSON OF THE CAYUGA COUNTY
LEGISLATURE TO SIGN A TRANSPORTATION AGREEMENT
WITH KEY LIVERY, INC.**

BY: Hon. Terrance Baxter, Judicial & Public Safety,

Hon. Joseph Runkle, Chairman, Ways and Means

WHEREAS, the Cayuga County Coroner's Office requires services in providing transportation services for decedents to and from Onondaga County Medical Examiner's Office; and

WHEREAS, Key Livery, Inc., has provided such services in the past for the Cayuga County Coroner's Office; and

WHEREAS, the Coroner's Office requests that a contract be renewed with Key Livery, Inc. to provide such services; and

WHEREAS, the monies are presently budgeted in the 2016 Coroner's Office; now therefore be it

RESOLVED, that the Chairperson of the Cayuga County Legislature is hereby authorized and directed to execute a contract with Key Livery, Inc. to provide transportation services for the Cayuga County Coroner's Office.

Signed by Baxter, Bennett, Didio, Pinckney, Reginelli, Vitale, Runkle, and Pecher, all in favor, Farrell abstains.

RESOLUTION NO. 441-15
12/15/2015 COA salarycock clkleg coatty ida idadep
ESTABLISHING THE SALARY FOR THE CAYUGA COUNTY CLERK, CLERK
OF THE LEGISLATURE, COUNTY ATTORNEY, INDIGENT DEFENDANT
ADMINISTRATOR AND INDIGENT DEFENDANT DEPUTY
ADMINISTRATOR.

BY: Hon. Michael Chapman, Chairman
 Hon. Joseph Runkle

WHEREAS, it is the duty and obligation of the Cayuga County Legislature to establish

Compensation for officers, pursuant to Section 201 of the County Law; and

WHEREAS, it is necessary to establish the salary for the Cayuga County Clerk, Clerk of the Legislature, County Attorney, Indigent Defendant Administrator and Indigent Defendant Deputy Administrator, commencing January 1, 2016; now, therefore be it

RESOLVED, that compensation in the form of an annual salary for the Cayuga County Clerk, Clerk of the Legislature, County Attorney, Indigent Defendant Administrator and

Indigent Defendant Deputy Administrator are hereby established as follows:

County Clerk	January 1, 2016 - December 31, 2016	\$73,937
Clerk of the Legislature	January 1, 2016 - December 31, 2016	\$52,500
County Attorney	January 1, 2016 - December 31, 2017	\$112,965
Indigent Defendant Adm.	January 1, 2016 - December 31, 2016	\$15,029
Indg. Defendant Dep. Adm.	January 1, 2016 - December 31, 2016	\$8,262

And be it further

RESOLVED, that the Cayuga County Treasurer is hereby directed to make the necessary accounting and journal entries.

Signed by Chapman, Runkle, Reginelli, Batman, Vitale, Pecher, Lattimore, Farrell, Baxter, Didio, Pinckney, Bennett, and Foley, all in favor.

MOTION NO. 442-15

Motion by Chapman to reduce the Property Tax Levy in the 2016 Preliminary Budget from \$38,806,544 to \$38,635,189, a reduction of \$171,355, by reducing the Worker's Compensation insurance expense accounts under each department object code 58005, 2nd by Baxter, all in favor.

MOTION NO. 443-15

Motion by Vitale to amend Motion 391-15 to exclude the elected, appointed, and contract positions that are on the grid (Clerk of Legislature, County Attorney, County Auditor, Director of Public Health, Director of Real Property Tax Services, and Highway Superintendent), 2nd by Baxter, all in favor.

MOTION NO. 444-15

Motion by Chapman to remove the E-911 Deputy Administrator from the grid as it is a vacant position, to change 911 Administrator from grade 8 scale to grade 9, Chief Assistant District Attorney from grade 13 to grade 11, Deputy County Treasurer from grade 11 to grade 8, and all Confidential Secretaries placed on the

salary scale for the purposes of this salary adjustment (Confidential Secretaries in the DA's office to move from grade 5 to grade 4), 2nd by Baxter, all in favor by majority vote, except Farrell, Pinckney-excused.

RESOLUTION NO.445-15

12.15.15 COA repeal resol 159-13 rev1

REPEALING RESOLUTION NO. 159-13, WHICH STATES THAT, "EFFECTIVE JANUARY 1, 2016, MEDICAL, HEALTH AND DENTAL INSURANCE BENEFITS WILL BE AVAILABLE FOR CAYUGA COUNTY LEGISLATORS, THEIR FAMILY OR DEPENDENTS ON THAT CONDITION THAT THE LEGISLATOR PAYS ONE HUNDRED PER- CENTUM (100.00) OF THE MEDICAL, HEALTH AND DENTAL INSURANCE PREMIUM."

BY: Hon. Michael Didio

Seconded by: Hon. Timothy Lattimore

WHEREAS, Resolution No. 159-13, provides that, "Effective January 1, 2016, Medical, Health and Dental Insurance benefits will be available for Cayuga County Legislators, their family or dependents on that condition that the Legislator pays one hundred per- centum (100.00) of the Medical, Health and Dental Insurance premium"; and

WHEREAS, the Affordable Care Act requires companies the size of Cayuga County with health insurance plans to offer health insurance to all employees who average 30 hours or more weekly based on the prior period; and

WHEREAS, the County, in order to be in compliance with the Affordable Care Act, is concerned that Resolution No. 159-13 may be considered as not offering affordable health insurance to legislators on the same terms and conditions as health insurance is offered to other full time county employees; now therefore be it

RESOLVED, that the Cayuga County Legislature hereby repeals Resolution No. 159-13, effective immediately.

Motion by Foley to table resolution to repeal Resolution No. 159-13 and allow it to be discussed next year.

Discussion:

Baxter says if we table till next year the payment will cease January 1. Didio believes payment was due today so sooner we do this the better. Lattimore asks Westphal if we are in compliance with this. Mahunik says we should follow the law but we need to understand what the law is. Pecher does not think this issue will benefit the tax payers and it is unnecessary. He says not being in full compliance is a cost of \$3,000 per person and it is \$5,500 per policy. Foley says we might potentially get fined also people can sue us. Westphal says those are the two that stand out. Batman clarifies the violation would be denying 15 people insurance not just the 3 so the fine could potentially be multiplied by 15. Baxter thinks resolution should be passed. He says if we go against the law we would be giving away money for no purpose at all. Foley says his reason for tabling is he is not sure what the legislators feeling is on the resolution and it might fail. Foley asks Westphal asks what would happen if we did not repeal tonight. Westphal says he cannot predict when the federal government would do something.

Resolution 445-15 -passed by majority vote; Ayes- Whitman, Vitale, Batman, Baxter, Reginelli, Lattimore, Didio, and Foley; Noes- Farrell, Runkle, Pecher, Bennett, Mahunik, and Chapman; Excused- Pinckney; 452/369/62.

Motion by Runkle to amend LEG-2 to take \$98,821.00 from the fund balance and move it to the provision for salary adjustment account, 2nd by Baxter. Motion by Runkle to amend his motion to move the \$53,600.00 from the insurance lines to the appropriate salary lines to reduce the draw on the fund balance, 2nd by Baxter, all in favor, by show of hands except Farrell, Whitman, Bennett, and Mahunik.

**RESOLUTION NO. 446-15 12/15/15 COL LEG Adopt Budget 2016
12-16-15**

ADOPTING THE CAYUGA COUNTY BUDGET FOR 2016

BY: Cayuga County Legislature

WHEREAS, the Budget Officer of the County of Cayuga in compliance with County Law, Section 354, has prepared and filed with the Clerk of the Cayuga County Legislature a Tentative 2016 Budget; and

WHEREAS, the Cayuga County Legislature by Resolution No. 315-15 of October 18, 2015, by resolution

No. 317-15 of October 21, 2015 and by Resolution No. 349-15 of November 18, 2015 made changes, alterations or revisions to the 2016 Preliminary Budget; and

WHEREAS, the provisions of County Law, Section 358, have been complied with by the Cayuga County Legislature and pursuant to County Law, Section 359, a public hearing was held on **November 18, 2015** after advertisement as required by law; now, therefore, be it

RESOLVED, that the Preliminary 2016 Budget, as heretofore amended, be and hereby is adopted by this Legislature as the budget for the year 2016.

Resolution 446-15- passed by majority vote; Ayes- Vitale, Runkle, Batman, Baxter, Benentt, Reginelli, Lattimore, Didio, Foley, and Chapman; Noes- Whitman, Farrell, Pecher, and Mahunik; Excused- Pinckney; 609/212/62.

RESOLUTION NO. 447-15

(12/15/15) COA LL Increase salary Apptd-Elected Fixed Term ADT

ADOPTING A LOCAL LAW PROVIDING FOR SALARY INCREASES FOR CERTAIN COUNTY OFFICERS AND OFFICIALS APPOINTED OR ELECTED FOR A FIXED TERM, DURING THEIR TERM.

BY: Hon. Joseph Runkle, Chairman, Ways & Means Committee.

WHEREAS, Local Law No. 3 for the year 2015, "A LOCAL LAW PROVIDING FOR SALARY INCREASES FOR CERTAIN COUNTY OFFICERS AND OFFICIALS APPOINTED OR ELECTED FOR A FIXED TERM, DURING THEIR TERM."; and

WHEREAS, pursuant to law and after proper notice having been given, the County Legislature held a public hearing on said Local Law No. 3 for the year 2015 on December 15, 2015 at 6:00 P.M.; now, therefore be it

ENACTED, that the Cayuga County Legislature does hereby adopt Local Law No. 3 for 2015, A LOCAL LAW PROVIDING FOR SALARY INCREASES FOR CERTAIN COUNTY OFFICERS AND OFFICIALS APPOINTED OR ELECTED FOR A FIXED TERM, DURING THEIR TERM.”; and be it further

RESOLVED, that the Clerk of the County Legislature publish notice of the adoption of the proposed 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; and be it further

RESOLVED, that the provisions of this Local Law are subject to permissive referendum

**STATE OF NEW YORK
COUNTY OF CAYUGA
LOCAL LAW NO. 3 FOR THE YEAR 2015
A LOCAL LAW PROVIDING FOR SALARY INCREASES FOR CERTAIN
COUNTY OFFICERS AND OFFICIALS APPOINTED OR ELECTED FOR A
FIXED TERM, DURING THEIR TERM.**

BE IT

ENACTED by the County Legislature of the County of Cayuga, as follows:

Section 1. The County of Cayuga has entered into resolutions to provide salary increases for all non-bargaining employees and Department Heads of the County. It is the intent hereof to provide comparable increases for certain County officers and officials elected or appointed for a fixed term, during their term of office, in accordance with Section 201 of County Law.

Section 2. Effective January 1, 2015 and January 1, 2016, the salary for the following fixed-term positions shall be as follows:

<u>Position</u>	<u>2015</u>	<u>2016</u>
1. Civil Service, Commissioner, Chairperson PT	11,798	12,005
2. Coroner	16,480	16,768
3. Clerk – Legislative Board	51,121	N/A
4. County Attorney	111,022	N/A
5. Civil Service, Commissioner, PT	9,935	10,108
6. County Administrator	96,425	98,112
REMOVED		
7. County Clerk	69,957	N/A
8. Elections, Commissioner, PT	12,371	12,587
9. Indigent Defendant, Administrator, PT	13,829	14,071
10. Indigent Defendant, Deputy Admin. PT	7,262	7,389
II. County Auditor	57,654	58,663
REMOVED		
12. County Treasurer	72,665	73,937
13. County Highway Superintendent	71,996	73,256
14. Public Health Director	86,275	87,785
15. Director of Real Property Tax Services	66,498	67,661
16. Sheriff	81,200	82,621

Section 3. The provisions of this Local Law are subject to permissive referendum.

Signed by Runkle, Baxter, Didio, and Pecher, all in favor, except Farrell, Foley, Whitman, and Batman.

RESOLUTION NO. 448-15
12/15/15 COL ctytax2016
DIRECTING THE LEVY OF TAX AGAINST THE CITY OF AUBURN FOR
COUNTY PURPOSES FOR 2016

BY: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, the total amount of taxes levied against the County of Cayuga for the year 2016, in accord with Section 360 of the County Law, and pursuant to the duly adopted County Budget for 2016 in which the City of Auburn participates is **\$ 38,635,189.00** and

WHEREAS, apportionments of this amount to all municipalities have been made and determined by applying the equalization table as adopted by Resolution No. **360-15** on November 24, 2015; now therefore be it

RESOLVED, that the City of Auburn's share of County Taxes is computed to be **\$8,313,097.00** for 2016, which is directed to be levied against city properties; and be it further

RESOLVED, effective January 1, 2016, there is due and payable to the Cayuga County Treasurer by the City of Auburn residents for County Tax Purposes for 2016, the following amount A430 charges covering expenses related to the preparation and mailing of tax bills to city residents for county taxes, a total of **\$3,556.64** to be spread on the County tax bills going to city property owners; and be it further

RESOLVED, that the proportionate share for the City of Auburn for the Community College charges per Resolution No. **358-15**, duly adopted on **November 24, 2015** is **\$ 134,863.04**, due and payable to the County Treasurer to be itemized on the county tax bills going to city property owners; and be it further

RESOLVED, that the Clerk of the Legislature be and is hereby directed to deliver and file with the City of Auburn, a certified copy of this resolution.

RESOLUTION NO. 449-15
(12/15/15) RPS extend levy 2016
AUTHORIZING THE DIRECTOR OF REAL PROPERTY TAX SERVICES TO
EXTEND THE LEVY OF TAXES, ESTABLISH RATES FOR THE SAME AND
RELEVY UNPAID ITEMS

BY: Joseph Runkle, Chairman, Ways & Means Committee

WHEREAS, the Director of Real Property Tax Services has received from various municipal subdivisions of Cayuga County a report of delinquencies in the payment of village and school taxes, unpaid water and sewer services as provided by the various municipal subdivisions including the CCSWA; and

WHEREAS, the Director of Real Property Tax Services has received adopted budgets for each of the Towns of Cayuga County including special districts establishing a real property tax levy for each; and now, therefore be it

RESOLVED, that the Director of Real Property Tax Services is hereby authorized as follows:

- a. To relevy on the appropriate properties any delinquencies in the aforementioned categories and additionally to relevy the appropriate amounts submitted by resolution of the towns and/or villages.

b. To set the rates for town purposes, including special districts, and for County tax purposes, said amounts being based on **Resolution No. 446-15** adopting the County budget for 2016, approved by the Cayuga County Legislature on December 15, 2015, and resolutions passed by the other 32 municipal subdivisions of the County, adopting their respective budgets for 2016; and be it further

RESOLVED, that the Director of Real Property Tax Services shall furnish, in a timely manner, to the County Legislature and various town supervisors a list of the tax rates for town, county and special districts.

Signed by Runkle, Baxter, Didio, and Pecher, all in favor.

Motion by Whitman to adjourn at 7:09PM, 2nd by Baxter, all in favor.

**MINUTES
SPECIAL LEGISLATURE MEETING
TUESDAY, DECEMBER 22, 2015, 6:00PM
160 GENESEE ST, 6TH FLOOR,
CHAMBERS, AUBURN, NY 13021**

CALL TO ORDER: Hon. Michael Chapman, Chairman called meeting to order at 6:07PM

ROLL CALL: Sheila Smith, Clerk of the Legislature, all Legislators present except Farrell and Lattimore

PLEDGE OF ALLEGIANCE:

MOMENT OF PRAYER:

COMMUNICATIONS:

- 1. Letter from Chad R. Hayden, Village Attorney, in regards to the proposed agreement between Cayuga County and Clint Halftown**
- 2. Letter from Joseph J. Heath, Attorney at Law, in regards to Cayuga Nation and Unauthorized Tax Agreement**

RESOLUTION:

12-15-LEG-1

Accepting and agreeing to the Cayuga Nation of New York (the "Nation") proposed Cooperation Agreement with Cayuga County pursuant to which certain grant payments by the Nation to the County would be applied to the 2016 Town/County (including the re-levied 2015-2016 Village and 2015-2016 School taxes), 2016-17 Village and 2016-17 School real property taxes attributed to nine (9) parcels of real property owned by the Nation in the County of Cayuga that are not the subject of the Nation's trust application currently pending with the Bureau of Indian Affairs. **Motion by Chapman, 2nd by Baxter.**

PUBLIC TO BE HEARD:

David Dresser is a consultant on Indian Affairs for Seneca. Attached are two documents that were read from by Dresser.

Bud Shattuck- Attached

Marilyn Baader- Attached

Discussion:

Batman asks if we can start by understanding who was in this room when this was negotiated. Chapman says this is a proposal and there were requests and changes made. He says he met in October with representatives from the Village of Union

Springs, the Town of Springport and Mr. Batman was present and an update was given. He says in the last meeting members present were Mr. Spillane, Gould Westphal, Halftown, Two Guns, Dan French (Attorney), and himself. Batman asks prior to the meeting who was in the room. Chapman says there has been a number of meetings and conference recalls where they have also spoken with the BIA. Batman clarifies that at the October meeting and one statement that was made by Chapman was that any discussions going forward were not going to involve any givebacks, quid pro quo, or anything restricting the county of any other municipalities. He says when they asked if it would be possible for others to participate he says Chapman made the statement that the Cayuga's would not talk to anyone but him. He says this body has appreciated on those rare occasions when we have heard some general information but that is hardly being up to speed. He says the reasons that is so important and one of the problems with the agreement is that it is being done without the input of the municipalities, this body or members of the public that are affected which is a major issue. Pinckney says as far as the BIA he says it seems there has not been much movement as far as recognition and he is puzzled to why that has not been done. He says if any of the legal counsel can give us an update life would a lot easier with the recognition from the BIA once and for all.

Call into Mr. Rivera- Chapman asks Rivera on whether or not Halftown has authority to enter into the agreement and whether it would be good, bad or indifferent. Rivera says as a mediator for this he says it would be good because they are authorized. He says they are the component in Cayuga County of the last federally recognized government for Cayuga Nation which consists of Clint Halftown, Gary Wheeler, and Tim Twoguns. He says that is also who they are negotiating with around their issue. He says they have the governmental authority to enter into governmental relations with the county. He says he encouraged that this legislature takes this move for public safety and security in the county.

Runkle asks Westphal what risks legal or unforeseen that he would see for the County in signing this. Westphal says if he is asking for legal advice he would suggest that Spillane and himself talk because we might be getting into areas of strategy and he would not like to disclose that here. He says from what he has heard though Mr. Rivera thinks Halftown has the authority to enter into this type of agreement. Chapman asks counsel to correct him if he is wrong but Cayuga County is not recognizing any special recognition. He says for him it appears to be an opportunity to alleviate the pressure for this body to stop taking money from every other taxpayer and making Union Springs, Springport, and the school system whole. He says he does not see anything more complicating than that. He says there is nothing binding here in the sense of a contract that we would have the ability to enforce. He says anybody can walk away at any time. He says it appears that this is a fresh start and an offer to get the taxes paid. He says this body will have the opportunity in 2016 to meet with Mr. Halftown and his counterparts to maybe enhance an agreement for the future.

Tuesday, December 22, 2015

389

Motion by Mahunik to go into executive session at 6:44PM, 2nd by Bennet, all in favor.

Motion by Runkle to come out of executive session at 7:02PM, 2nd by Didio, all in favor.

Motion by Chapman to amend the Cooperation Agreement, page 2, Section (1), replacing the word shall with should, 2nd by Didio, all in favor of amendment.

Motion by Batman to caucus at 7:08PM

Meeting called back to order at 7:25PM

Motion by Batman to amend resolution to strike paragraph 3, 2nd by Foley, motion defeated by majority vote, Noes- Whitman, Runkle, Pecher, Baxter, Didio, and Chapman; Ayes- Vitale, Pinckney, Batman, Bennett, Reginelli, Mahunik, and Foley; Excused- Farrell and Lattimore; 390/394/99.

Motion on resolution as amended passed by majority vote; Ayes- Whitman, Runkle, Pecher, Baxter, Bennett, Mahunik, Didio, Foley, and Chapman; Noes- Vitale, Pinckney, Batman, and Reginelli; Excused- Farrell and Lattimore; 537/247/99.

RESOLUTION NO. 450-15

12.21.15 COA CIN COOPERATION AGREEMENT rev 9

ACCEPTING AND AGREEING TO THE CAYUGA NATION OF NEW YORK (THE "NATION") PROPOSED COOPERATION AGREEMENT WITH CAYUGA COUNTY PURSUANT TO WHICH CERTAIN GRANT PAYMENTS BY THE NATION TO THE COUNTY WOULD BE APPLIED TO THE 2016 TOWN/COUNTY (INCLUDING THE RE-LEVIED 2015-2016 VILLAGE AND 2015-2016 SCHOOL TAXES), 2016-17 VILLAGE AND 2016-17 SCHOOL REAL PROPERTY TAXES ATTRIBUTED TO NINE (9) PARCELS OF REAL PROPERTY OWNED BY THE NATION IN THE COUNTY OF CAYUGA THAT ARE NOT THE SUBJECT OF THE NATION'S TRUST APPLICATION CURRENTLY PENDING WITH THE BUREAU OF INDIAN AFFAIRS

WHEREAS, the Nation, through its recognized representatives, Mr. Clint Halftown and Mr. Tim Twoguns, has proposed a Cooperation Agreement between the Cayuga Nation and Cayuga County regarding certain real property that it owns in Cayuga County (see attached spreadsheet); and

WHEREAS, the proposed Cooperation Agreement, (attached) as presented to the County on December 22, 2015, is applicable to the nine (9) parcels of real property titled to the Nation in Cayuga County and that are not the subject of the Nation's trust application currently pending with the Bureau of Indian Affairs (hereinafter referred to as the "Properties"); and

WHEREAS, the proposed Cooperation Agreement provides that the grant payments made pursuant thereto shall be applied, on a dollar-for-dollar basis, towards the real property taxes assessed against the Properties for the 2016 Town/County (including the re-levied 2015-16 Village and 2015-16 School taxes), 2016-17 Village and 2016-17

School real property taxes, with any excess monies held in a Trust and Agency Account as a credit for the benefit of the Nation if the Cooperation Agreement is renewed, or returned to the Nation prior to December 31, 2016, if the Agreement is terminated or is not renewed; Now therefore be it

RESOLVED, that the Cayuga County Legislature hereby accepts and approves the Cooperation Agreement (attached) proposed by the Nation for real property that it owns in Cayuga County for the years 2015 and 2016, on the following terms and conditions: The grant payments made pursuant to the Cooperation Agreement shall be applied, on a dollar-for-dollar basis, towards the real property taxes assessed against the Properties for the 2016 Town/County (including the re-levied 2015-16 Village and 2015-16 School taxes), 2016-17 Village and 2016-17 School real property taxes, as detailed on the attached spreadsheet, with any excess monies held in escrow as a credit for the benefit of the Nation if the Cooperation Agreement is renewed, or returned to the Nation prior to December 31, 2016, if the Agreement is terminated or is not renewed; And be it further

RESOLVED, that the Chairman of the Cayuga County Legislature is hereby authorized and directed to execute the Cooperation Agreement proposed by the Nation; and be it further

RESOLVED, that the Cayuga County Treasurer is hereby authorized and directed to establish a Trust and Agency Account to receive and disburse the monies as set forth in the Cooperation Agreement to be applied to pay the 2016 Town/County (including the re-levied 2015-2016 Village and 2015-2016 School taxes), 2016-17 Village and 2016-17 School real property taxes attributed to the Properties, as detailed in the attached spreadsheet, as they become due and payable pursuant to New York State Real Property Tax Law; 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.

Cooperation Agreement Between Cayuga County and the Cayuga Nation of New York

General Principles

This Cooperation Agreement Between Cayuga County and the Cayuga Nation of New York (this "Agreement") has its origins in the historic Silver Covenant Chain of Friendship, which dates back to the formation of the United States and its government-to-government treaty relationship with the Cayuga Nation, as well as with the other members of the Haudenosaunee Confederacy.

The term "chain of friendship" refers to a series of treaties made between the Haudenosaunee nations and the United States, including the 1794 Treaty of Canandaigua. The Haudenosaunee decided that the chain should be represented by silver because it is a white and pure metal, symbolizing the sincerity and great value attached to the bonds of friendship so created between Indian and non-Indian nations.

The word "covenant" means a mutual exchange of promises by the parties. In other words, the importance of both parties keeping their word in an agreement.

The word "chain" is meant to encourage the parties to meet frequently to "polish the chain" (*i.e.*, renew the covenants to each other), in order to keep the chain bright and free from tarnish. By meeting together on a regular basis and re-pledging their friendship, the words of the treaties will remain intact for both parties.

Consistent with the spirit of friendship embodied in the Silver Covenant Chain, the

Cayuga Nation desires, within the framework of this Agreement, to assist its neighbors with the education of their children and the provision of governmental services to all citizens by making periodic grant payments to Cayuga County. This Agreement is also an opportunity for Cayuga County and the Cayuga Nation to work together in a manner consistent with the Silver Covenant Chain.

The Timing and Amount of the Grant Payments

The Cayuga Nation will make grant payments in four installments to Cayuga County and, through the County, to the local municipalities and school districts where the Nation has re-acquired land within its reservation boundaries, defined by the 1794 Treaty of Canandaigua. The amount of each installment and the date on which it will be paid are as follows:

December 31, 2015	\$75,000
April 1, 2016	\$25,000
July 1, 2016	\$25,000
October 1, 2016	\$25,000

These grant payments are being made with respect to nine (9) properties currently owned and possessed by the Cayuga Nation in Cayuga County that are not the subject of the trust land application currently pending before the Bureau of Indian Affairs (the "Properties").

This Agreement will take effect upon its execution by both parties, after adoption of a Resolution by the Cayuga County Legislature authorizing such execution, and will run through 2016. Prior to the end of 2016, the Nation and the County will meet to discuss whether this Agreement shall be renewed and, if so, on what terms.

This Agreement shall terminate immediately in the event the Village of Union Springs is successful in its litigation against the Nation's Class II gaming facility.

No restrictions are placed on the use of the grant payments; however, the following conditions must be continually satisfied to receive these grants:

- (1) Cayuga County and each municipality ~~shall~~ *should* maintain a government-to-government relationship with the Cayuga Nation, in the spirit of the covenant chain of friendship; and
- (2) The tax assessor (or other appropriate official) for Cayuga County and each affected Municipality and school district shall credit 100% of any grant payments made by the Nation against the 2016 Town/County property taxes (including any re-levied 2015-16 Village and School taxes) and the 2016-17 Village and the 2016-17 School property taxes assessed against the Properties, with any excess monies (a) held in escrow as a credit for the benefit of the Nation if the Agreement is renewed, or (b) returned to the Nation prior to December 31, 2016, if it is not renewed or it is terminated prior to such date.

Motion by Bennett to adjourn at 7:35PM, 2nd by Didio, all in favor.