

MADISON COUNTY BOARD OF SUPERVISORS
1st Day Annual Session – Tuesday, November 13, 2012

The Board convened at 10:30 a.m. in the Supervisors Chambers, second floor, County Office Building, Wampsville, New York with all members present.

Pledge of Allegiance.

On motion by Supervisor Cary, seconded by Supervisor Rafte, the minutes from the previous meeting were dispensed with and adopted as filed.

COMMUNICATIONS

1. Acknowledgment received from Assemblyman Bill Magee regarding our resolution no. 220-12 supporting the State Legislation to increase the sharing of the state 911 wireless surcharge.
2. Resignation received from Margaret Bloss, serving on the Community Services Board effective Nov. 1, 2012.

REPORTS

1. Madison County Mental Health Department Monthly Report – October 2012.
2. Financial Assurance for Madison County's East Side and West Side Landfill as of 12/31/11.
3. NYS Department of Transportation Single Audit Report for fiscal year ended 12/31/11.
4. Corporate Compliance Monthly Report for October 2012.

REPORTS OF COMMITTEES

| | |
|---|-----------------|
| Supervisors, Highway, Social Services, JTPA/WIA and Madison County Sewer District: | \$2,492,683.57 |
| Miscellaneous Accounts: | \$ 2,328,365.62 |

Chairman Becker was given a "Thought for Today" from Supervisor Reinhardt and with the budget being presented today wanted to share this with everyone:

**"In any moment of decision, the best thing you can do is the right thing,
the next best thing is the wrong thing, and the worst thing
you can do is nothing."**

UNFINISHED BUSINESS

Res. No. 318-12 – Acknowledging Introduction of Proposed Local Law No. 6 for the year 2012 and Calling for a Public Hearing. (Local Law Establishing Truth in Taxation in Madison County)

TABLED By; Supervisor Degear, 2nd by: Supervisor Monforte on Oct. 9, 2012.

Supervisor Degear offered the following amendment, seconded by Supervisor Suits and carried. The amendment with changes to the title, date and time of public hearing reads as follows:

RESOLUTION NO. 318-12

**ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 6
FOR THE YEAR 2012 AND CALLING FOR A PUBLIC HEARING**

WHEREAS, Supervisor Monforte has duly introduced proposed Local Law No.6 for the year 2012, entitled "A LOCAL LAW ESTABLISHING PROPERTY TAX BILL INSERT"; and

WHEREAS, a copy of said proposed local law has been furnished to each Supervisor;

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held on the proposed Local Law in the Chambers of the Board of Supervisors at the Madison County Office Building on November 27, 2012 at 10:00 a.m.; and

BE IT FURTHER RESOLVED, that the Clerk of the Board duly publish a notice of this hearing in the official newspapers of the County at least five days prior to the scheduled hearing date.

**COUNTY OF MADISON
LOCAL LAW NO. 6 OF THE YEAR 2012
A LOCAL LAW ESTABLISHING PROPERTY TAX BILL INSERT**

Be it enacted by the Madison County Board of Supervisors as follows:

Section 1. Title: This local law shall be known as "A Local Law Establishing Property Tax Bill Insert.

Section 2. Declaration of Intent: It is the intent of this law to provide a legal mechanism to ensure that citizens receive accurate tax bill information, county budget information and county sales tax information on an annual basis.

Section 3. Annual Property Tax Law Data: The Budget Officer and County Treasurer may identify the portion of each annual property tax bill dedicated to NYS Medicaid Mandate, NYS Welfare Mandate and NYS Mandates (other) with the taxing purpose section of each such bill and any other information affecting property taxes as determined by resolution of the Board of Supervisors.

Section 4. Tax Bill Flyer: The Budget Officer and County Treasurer may take any and all action necessary to cause a Tax Bill Flyer summarizing financial information regarding state and federal mandates to be included as an enclosure with each annual property tax bill. The Tax Bill Flyer may include the following sections:

- a. Standard statement defining mandate.
- b. Narrative summary of key financial impacts of State and Federal Mandates.
- c. A chart illustrating mandated portions of the County budget.

- d. A list of all the names, addresses and contact information of the Governor and federal and state legislators representing areas of the County of Madison.
- e. Information regarding the effect of sales tax revenue on the property tax levy.

Section 5. Severability: If any section, subsection, sentence, clause, phrase or other portion of this Local Law is for any reason declared unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such position shall be deemed severable and such unconstitutionality or invalidation shall not affect the validity of the remaining portions of this law, which shall remain in full force and effect.

Section 6. Effective Date: This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

RESOLUTIONS

By Supervisor Suits:

RESOLUTION NO. 323-12

WAIVING THE RULES FOR RESOLUTIONS

RESOLVED, that Rule 24 and Rule 24-A of the Madison County Board of Supervisors, to the extent requiring that all resolutions intended to be moved for adoption be filed with the Clerk not less than seven calendar days prior to the meeting, and copies mailed to all members with the meeting agenda; and to the extent providing that resolutions be filed with the Chairman of the appropriate legislative committee at least ten days prior to the meeting at which its introduction will be sought, be waived during this annual session so that all resolutions may be acted upon immediately. Nothing herein shall be construed to limit the ability to table resolutions until the next succeeding meeting pursuant to Rule 17.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Reinhardt:

RESOLUTION NO. 324-12

ACCEPTING TENTATIVE BUDGET AS FILED BY THE BUDGET OFFICER

WHEREAS, Cindy J. Edick, Madison County Budget Officer has on November 13, 2012, filed the fiscal year 2013 budget with the Clerk to the Board of Supervisors; and

WHEREAS, said 2013 tentative budget contains several amounts recommended for the conduct of fiscal year 2013 County Government;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors hereby acknowledge receipt of said budget; and

BE IT FURTHER RESOLVED, that in the event the Board of Supervisors fails to adopt by December 20, 2012, a budget for fiscal year 2013, the tentative budget with such changes, alterations, revisions, as shall have been made by resolutions of the Board of Supervisors, shall constitute the budget for fiscal year 2013 in accordance with Section 361 of the County Law.

Before a vote was taken, Chairman Becker called on County Treasurer and Budget Officer, Cindy Edick to read the 2013 Budget Message (on file). A vote on the resolution to accept the budget was then taken following the budget message as follows:

ADOTPED: AYES – 1500 NAYS – 0

RESOLUTION NO. 325-12

APPOINTING A COMMITTEE TO REVIEW THE 2013 TENTATIVE BUDGET

RESOLVED, that the Standing Finance, Ways and Means Committee of this Board, who were duly appointed by the Chairman and affirmed by the Board of Supervisors be and the same are hereby designated as the proper Committee to review the tentative budget for 2013, which said budget was filed with the Clerk to this Board on Tuesday, November 13, 2012.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 326-12

AUTHORIZING PUBLIC HEARING ON THE TENTATIVE BUDGET FOR MADISON COUNTY SEWER DISTRICT FOR 2013

RESOLVED, that the public hearing on the tentative budget for the Madison County Sewer District will be held at 9:30 a.m. on Tuesday, November 27, 2012; and

BE IT FURTHER RESOLVED, that pursuant to Section 271 of the County Law providing for the cost of improvements which will benefit each lot or parcel of land; the assessment roll has been filed in the office of the Clerk to the Board of Supervisors and is available for public inspection.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 327-12

AUTHORIZING PUBLIC HEARING ON THE TENTATIVE BUDGET FOR COWASELON WATERSHED DISTRICT FOR 2013

RESOLVED, that the public hearing on the tentative budget for the Cowaselon Watershed District will be held at 9:40 a.m. on Tuesday, November 27, 2012; and

BE IT FURTHER RESOLVED, that the annexed detailed statement of the estimated expenditures and revisions and the assessment roll heretofore submitted by the administrative agency heretofore appointed pursuant to Section 299-p of the County Law, which has been filed in the office of the Clerk to the Board of Supervisors and a summary of the entire budget is available for public inspection.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 328-12

AUTHORIZING PUBLIC HEARINGS ON THE TENTATIVE COUNTY BUDGET FOR FISCAL YEAR 2013

RESOLVED, pursuant to the provisions set forth in Section 359 of the County Law, public hearings on the tentative budget for fiscal year 2013 will be held on Tuesday, November 27, 2012 at the following times and locations:

- 9:50 a.m. Supervisors Chambers, Second floor, County Office Building #4, North Court Street, Wampsville, New York
- 7:00 p.m. Supervisors Chambers, Second floor, County Office Building #4, North Court Street, Wampsville, New York

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 329-12

LEVYING UNPAID WATER RENTS FOR ERIEVILLE WATER DISTRICT

WHEREAS, the Secretary of the Erieville Water District has filed with this Board a statement showing unpaid water bills in the Erieville Water District of the Town of Nelson;

NOW, THEREFORE BE IT RESOLVED, that under and pursuant to the provisions of Section 198 of the Town Law, said sums be and there hereby are levied against the property liable therefore and are hereby directed to be included in the 2013 tax levy of said Town of Nelson and that when paid shall be turned over to the Supervisor of the Town of Nelson.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 330-12

LEVYING UNPAID WATER AND SEWER RENTS FOR LENOX WATER DISTRICT

WHEREAS, the Secretary of the Lenox Water District has filed with this Board a statement showing unpaid water bills in the Lenox Water District of the Town of Lenox, as attached:

NOW, THEREFORE BE IT RESOLVED, that under and pursuant to the provisions of Section 198 of the Town Law, said sums be and they hereby are levied against the property liable therefore and are hereby directed to be included in the 2013 tax levy of said Town of Lenox and that when paid shall be turned over to the Supervisor of the Town of Lenox.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 331-12

LEVYING UNPAID WATER RENTS FOR THE HAMLET OF GEORGETOWN

WHEREAS, the Supervisor from the Hamlet of Georgetown has filed with this Board a statement showing water bills in the Hamlet of Georgetown, as attached;

NOW, THEREFORE BE IT RESOLVED, that under and pursuant to the provisions of Section 198 of the Town Law, said sums be and they hereby are levied against the property liable therefore and are hereby directed to be included in the 2013 tax levy of said Hamlet of

Georgetown and that said amount when paid shall be turned over by the collector to the Supervisor of the Hamlet of Georgetown.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 332-12

LEVYING UNPAID WATER RENTS FOR NEW WOODSTOCK WATER DISTRICT

WHEREAS, the Secretary of the New Woodstock Water District has filed with this Board a statement showing unpaid water bills in the New Woodstock Water District in the Town of Cazenovia, as attached;

NOW, THEREFORE BE IT RESOLVED, that under and pursuant to the provisions of Section 198 of the Town Law, said sums be and they hereby are levied against the property liable therefore and are hereby directed to be included in the 2013 tax levy of said Town of Cazenovia and that when paid, shall be turned over to the Supervisor of the Town of Cazenovia.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 333-12

LEVYING UNPAID WATER RENTS FOR WELLINGTON AND MT. PLEASANT WATER DISTRICTS IN THE TOWN OF CAZENOVIA

WHEREAS, the Secretary of the Wellington Water District and Mt. Pleasant Water District has filed with this Board a statement showing unpaid water bills for those districts in the Town of Cazenovia, as attached;

NOW, THEREFORE BE IT RESOLVED, that under and pursuant to the provisions of Section 198 of the Town Law, said sums be and they hereby are levied against the property liable therefore and are hereby directed to be included in the 2013 tax levy of said Town of Cazenovia and that when paid, shall be turned over to the Supervisor of the Town of Cazenovia.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Degear:

RESOLUTION NO. 334-12

RESOLUTION OF APPRECIATION – RETIREE RECOGNITION

WHEREAS, the Madison County Board of Supervisors believes that County employees should be recognized for their faithful service to the public; and

WHEREAS, recognition of the distinguished service of certain County employees with upcoming retirements is in order,

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors hereby recognizes the dedicated contributions of Linda Fellows and Ruby Ward upon their retirement.

Linda S. Fellows
Ruby R. Ward

Public Health
Sheriff's

1988 – 2012
2001 - 2012

ADOPTED: AYES – 1500 NAYS – 0

Rosanne Lewis stepped forward for Health Director Eric Faisst and accepted a gift for Linda Fellows who could not be present today, stating the Ms. Fellows worked with children's health care needs, did a great job and will be greatly missed. Sheriff Al Riley also stepped forward and accepted a gift for Ruby Ward, who also could not be present. Sheriff Riley stated that Ms. Ward did a great job in the records department and will be missed dearly by all. Both were wished a happy retirement.

RESOLUTION NO. 335-12

**AUTHORIZING ATTENDANCE AT AN OUT-OF-STATE CONFERENCE
PLANNING**

WHEREAS, the National Association of Produce Market Managers (napmm) held a conference in Raleigh, North Carolina, from October 22 – 24; and

WHEREAS, Scott Ingmire, County Planning Director requested that Mary Ellen Rose, Planner, attend said conference; and

WHEREAS, expenses were funded by the CNY Regional Market Authority and through appropriations in the 2012 Planning Department budget; and

WHEREAS, this request has been reviewed and approved by the Planning, Economic Development, Environmental and Intergovernmental Affairs Committee and the Government Operations Committee,

NOW, THEREFORE BE IT RESOLVED that Mary Ellen Rose was authorized to attend said conference at County cost not to exceed \$90.00.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 336-12

REAPPOINTING AN ELECTION COMMISSIONER

WHEREAS, in accordance with the provisions of Section 3-204 of the Election Law, Kenneth J. Kunkel, Jr., Chairman of the Madison County Republican Committee, has made and filed with this Board a certificate recommending the appointment of Lynne M. Jones of the Town of Fenner, Madison County, New York, as the Republican member of the Board of Election Commissioners of Madison County,

NOW, THEREFORE BE IT RESOLVED that said certificate is accepted and that Lynne Jones be and hereby is appointed as Election Commissioner for a term of four years commencing January 1, 2013.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 337-12

REAPPOINTING AN ELECTION COMMISSIONER

WHEREAS, in accordance with the provisions of Section 3-204 of the Election Law, Michael P. Oot, Chairman of the Madison County Democratic Committee, has made and filed with this Board a certificate recommending the appointment of Laura P. Costello of the Town of Fenner, Madison County, New York, as the Democratic member of the Board of Election Commissioners of Madison County,

NOW, THEREFORE BE IT RESOLVED that said certificate is accepted and that Laura Costello be and hereby is appointed as Election Commissioner for a term of four years commencing January 1, 2013.

Because the Board of Supervisors did not received the re-certification from the Democratic party reappointing Laura Costello, Supervisor Goldstein made a motion to TABLE this resolution, seconded by Supervisor Shwartz and carried.

RESOLUTION NO. 338-12

AUTHORIZING THE CHAIRMAN TO MODIFY AN AGREEMENT WITH TIME WARNER CABLE FOR HIGH SPEED INTERNET SERVICE

WHEREAS, the County entered into an agreement with Time Warner Cable (Resolution # 208-12) on July 10, 2012 for internet service for the County campus; and

WHEREAS, to increase the security of the County network and those networks connected to it is has been recommended to increase our static IP addresses from 5 to 13 so a DMZ (Demilitarized Zone) can be set up to segregate non-County workstations; and

WHEREAS, the cost of the additional IP addresses needed is \$15.00 per month which would bring the cost total cost of internet service to \$346.99 per month; and

WHEREAS, the additional funds needed are allocated in the Information Technology Budget; and

WHEREAS, the Government Operations Committee has reviewed and approved the renewal of this agreement,

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Board be and hereby is authorized to modify the agreement with Time Warner Cable of Syracuse, New York for high speed internet service, a copy of which is on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisors Degear and Reinhardt:

RESOLUTION NO. 339-12

AUTHORIZING THE MODIFICATION OF THE 2012 ADOPTED COUNTY BUDGET

WHEREAS, the 2012 County budget for hospital and medical claims for active employees and retirees under the age of 65 reflected an increase in premium equivalent rates of 8.5%; and

WHEREAS, the amount budgeted in 2012 for these claims reflected a decrease from the prior year due to decreases in the number of participants resulting from a reduction in the County's workforce; and

WHEREAS, even with fewer participants in the County's healthcare plan, the hospital and medical claims expense for 2012 has increased by over 30% as compared with the prior year; and

WHEREAS, this increase is largely due to several high claimants, combined with increased costs resulting from healthcare reform, such as: coverage for preventive care, dependents being eligible to remain on their parents' healthcare plan to age 26, and the elimination of lifetime limits; and

WHEREAS, over the past two (2) years, the County has taken measures to reduce the cost of providing healthcare for its employees and retirees by transitioning to ProAct as its pharmacy benefit manager, offering the voluntary CanaRx program for brand name maintenance drugs, and engaging EBS-RMSCO as its third party administrator for medical claims; and

WHEREAS, although these measures have proven effective, they are not enough to mitigate the spike in actual hospital and medical claims experience during 2012.

NOW, THEREFORE, BE IT RESOLVED that the 2012 Adopted County budget be modified as follows:

General Fund

9061 Hospital & Medical Insurance

| | <u>From</u> | <u>To</u> |
|---|--------------------|--------------------|
| <u>Expense</u> | | |
| A9061.8600 Excellus Medicare Premiums | \$ 541,329 | \$ 545,806 |
| A9061.8603 Payment of Non-Participation | 30,000 | 25,000 |
| A9061.8604 Premiums on HMO's | 47,462 | 46,596 |
| A9061.8605 Dental TPA Expense | 14,965 | 13,953 |
| A9061.8606 Dental Claims Expense | 356,681 | 340,000 |
| A9061.8608 Teamsters Benefit Fund | 573,649 | 584,871 |
| A9061.8609 Health Benefits Consultant Expense | 31,200 | 30,000 |
| A9061.8610 CanaRx Prescription Expense | 44,000 | 36,500 |
| A9061.8611 ProAct Prescription Expense | 1,931,255 | 1,800,000 |
| A9061.8612 Medical Premiums EBS-RMSCO | 265,490 | 323,000 |
| A9061.8613 Medical Claims EBS-RMSCO | <u>4,005,523</u> | <u>5,700,000</u> |
| Totals | <u>\$7,841,554</u> | <u>\$9,445,726</u> |
| Control Total | | <u>\$1,604,172</u> |
| A599 Appropriated Fund Balance | <u>\$6,334,988</u> | <u>\$7,939,160</u> |
| Control Total | | <u>\$1,604,172</u> |

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Salka:

RESOLUTION NO. 340-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AGREEMENTS WITH HAMILTON SCHOOL DISTRICT FOR THE PRESCHOOL PROGRAM

WHEREAS, Madison County is responsible for administering the Preschool programs beneficial to children with special needs; and

WHEREAS, services for these children are provided either through program or itinerant services; and

WHEREAS, the County reimburses for these services under a contractual agreement and in turn submits claims for reimbursement either through Medicaid or New York State Department of Education; and

WHEREAS, a new agreement needs to be added to provide 1:1 Teacher aide services to children; and

WHEREAS, the Public Health Services Committee feel it is expeditious to enter an agreement with Hamilton School District to provide 1:1 Teacher Aide service @ \$7.50/half hour; and

NOW, THEREFORE BE IT RESOLVED that the Chairman of The Board of Supervisors be and is hereby authorized to enter into an agreement with the Hamilton School District, as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisors Salka and Reinhardt:

RESOLUTION NO. 341-12

AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT TO RENEW THE CHILDHOOD LEAD POISONING PREVENTION GRANT AND MODIFYING THE 2012 BUDGET

WHEREAS, Madison County Public Health Department has been notified by New York State Department of Health of their approval for renewal of the Childhood Lead Poisoning Prevention Program budget and work plan for the period of October 1, 2012 through September 30, 2013, and

WHEREAS, State and Federal funding for this grant will extend the existing contract for the period of 10/1/12-09/30/13, this grant is identified by the following:

| | |
|----------------------|---|
| Awarding Agency: | Health Resources and Services |
| Pass-through Agency: | New York State Department of Health |
| Catalog #: | 93.994 |
| Programs Name: | Childhood Lead Poisoning Prevention Program |
| Contract No.: | C-026517 Amendment No.: X-C-026517-2 |
| Grant Extension: | 10/1/12-09/30/13 |

Federal Funds: 43.02%
 Grant total: \$35,352

WHEREAS, the remaining 56.98% of the grant is New York State funded,

WHEREAS, both Board of Health and the Public Health Services Committee supports the Health Department's involvement in this initiative,

NOW, THEREFORE BE IT RESOLVED, that the Chairman of The Board of Supervisors be and is hereby authorized to enter into an agreement with The New York State Department of Health as is on file with The Clerk of The Board.

BE IT FURTHER RESOLVED that the 2012 Adopted County Budget be modified as follows:

Public Health Department

A4012 Prevent

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|---------------------------------|--------------------|------------------|
| A4012.41037 Lead Grant Expenses | \$ 8,011 | \$16,798 |
| Control Total | | <u>\$ 8,787</u> |

| <u>Revenue</u> | <u>From</u> | <u>To</u> |
|---|--------------------|------------------|
| A3401.6540 State Aid Lead Poisoning Grant | \$23,181 | \$28,188 |
| A4401.1090 Fed. Aid Lead Poisoning Grant | <u>17,021</u> | <u>20,801</u> |
| Total | <u>\$40,202</u> | <u>\$48,989</u> |
| Control Total | | <u>\$ 8,787</u> |

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 342-12

AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT MODIFICATION AND MODIFYING THE 2012 ADOPTED COUNTY BUDGET

WHEREAS, the Office of Mental Health has approved funding for Liberty Resources to expand its Supported Housing Program; and

WHEREAS, these additional funds result in 100% State Aid for 2012 to Liberty Resources Behavioral Healthcare, Inc.;

NOW, THEREFORE, BE IT RESOLVED that the 2012 Adopted County Budget be modified as follows:

General Fund

4316 Mental Health - Liberty Resources

| <u>Revenue</u> | <u>From</u> | <u>To</u> |
|--------------------------------------|--------------------|------------------|
| A3490.3086 St. Aid Liberty Resources | <u>\$23,028</u> | <u>\$26,865</u> |
| Control Total | | <u>\$ 3,837</u> |

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|--------------------------------------|--------------------|------------------|
| A4316.4279 Supported Housing-Liberty | <u>\$23,028</u> | <u>\$26,865</u> |

Control Total

\$ 3,837

BE IT FURTHER RESOLVED, that the Chairman of the Board be hereby authorized to execute a modification agreement, a copy of which is on file with the Clerk of this Board, for the period January 1, 2012 through December 31, 2012 with Liberty Resources Behavioral Healthcare, Inc.

ADOPTED: AYES – 1436 NAYS – 64 (Henderson)

RESOLUTION NO. 343-12

AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT MODIFICATION AND MODIFYING THE 2012 ADOPTED COUNTY BUDGET

WHEREAS, the Office of Mental Health has approved funding for Consumer Services to expand its Peer Advocacy Program; and

WHEREAS, these additional funds result in 100% State Aid for 2012 to Consumer Services of Madison County, Inc.;

NOW, THEREFORE, BE IT RESOLVED that the 2012 Adopted County Budget be modified as follows:

General Fund

4326 Mental Health – Consumer Services

Revenue

A3490.8010 St. Aid Peer Advocacy

From

\$165,042

To

\$224,303

Control Total

\$ 59,261

Expense

A4326.42706 Consumer Services - Peer

\$211,606

\$270,867

Control Total

\$ 59,261

BE IT FURTHER RESOLVED, that the Chairman of the Board be hereby authorized to execute a modification agreement, a copy of which is on file with the Clerk of this Board, for the period January 1, 2012 through December 31, 2012 with Consumer Services of Madison County, Inc.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Salka:

RESOLUTION NO. 344-12

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH LIBERTY RESOURCES FAMILY SERVICES, INC.

WHEREAS, the Madison County Department of Social Services may, as a result of the Combined Temporary Assistance to Needy Families (TANF) Allocation, provide necessary non-residential services to victims of domestic violence; and

WHEREAS, the Department lacks the necessary staff to provide the required services; and

WHEREAS, Liberty Resources Family Services, Inc., has a domestic violence services program in place and has offered to provide the required services for the period January 1, 2013, to December 31, 2013, at a total cost not exceed \$7,273, the same amount as the 2012 contract period; and

WHEREAS, 34 individuals were served in the 2012 – 2013 contract year; and

WHEREAS, funds for these services are appropriated in the 2013 departmental budget and are reimbursed at the rate of 100 percent; and

WHEREAS, this agreement has been reviewed and approved by the Social and Mental Health Services Committee;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be and is hereby authorized to renew an agreement on behalf of the County of Madison with Liberty Resources Family Services, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 345-12

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH
CORNELL COOPERATIVE EXTENSION**

WHEREAS, Madison County Department of Social Services determines eligibility and issues Supplemental Nutritional Assistance Program (SNAP) benefits to Madison County residents; and

WHEREAS, the Supplemental Nutritional Assistance Program is a program operated under the United States Department of Agriculture (USDA) and was implemented to improve the nutrition of low-income families; and

WHEREAS, Cornell Cooperative Extension has operated a Food Stamp Nutrition Education Program (FSNEP) through an agreement with Madison County since November 1, 2003, and has served 51 families, which represents 118 family members, during the 2011-2012 program year; and

WHEREAS, Madison County Department of Social Services does not have the nutrition expertise to operate such a program; and

WHEREAS, Cornell Cooperative Extension has submitted an application to the Office of Temporary and Disability Assistance to continue operation of the program, now known as the Supplemental Nutritional Assistance Program Education Program (SNAP-ed), for the period October 1, 2012, to September 30, 2013, at a total cost of \$44,100; and

WHEREAS, Cornell Cooperative Extension has agreed to provide these services for the period of October 1, 2012, to September 30, 2013, at a total cost not to exceed \$44,100, the same amount as the 2011-2012 contract year; and

WHEREAS, the funding for the SNAP-ed program is 100 percent federally reimbursed as an allowable cost under the Supplemental Nutritional Assistance Program; and

WHEREAS, this agreement is contingent upon approval of the New York State contract by the USDA, and no payment will be made by Madison County until said approval is granted; and

WHEREAS, the “Hold Harmless” clause diverges from the standard Madison County contract language to meet the needs of Cornell Cooperative Extension; and

WHEREAS, this agreement has been reviewed and approved by the Social and Mental Health Services Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to renew an agreement on behalf of the County of Madison and Cornell Cooperative Extension in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 346-12

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH
CORNELL COOPERATIVE EXTENSION OF ONEIDA COUNTY**

WHEREAS, Madison County Department of Social Services provides child care assistance to low-income families; and

WHEREAS, Madison County Department of Social Services receives monies through the New York State Child Care Development Block Grant to assist TANF recipients and low-income families with child care services; and

WHEREAS, the assistance contained in this program is 100 percent funded by these federal monies; and

WHEREAS, Madison County Department of Social Services, with the assistance of Cornell Cooperative Extension of Oneida County, is responsible for referrals for child care, recruitment of providers, and assisting providers in securing mandated licensing training and safety equipment; and

WHEREAS, Cornell Cooperative Extension of Oneida County has a demonstrated ability to provide these services onsite at the Department of Social Services, which allows for more TANF-eligible parents to secure employment; and

WHEREAS, Madison County Department of Social Services lacks the expertise and personnel to perform the functions of referrals, recruitment, and training; and

WHEREAS, Cornell Cooperative Extension of Oneida County as the child care resource and referral agent for Madison, Oneida, and Herkimer Counties, has the experience and resources to provide referrals, recruitment, and training and has offered to provide these services for the period October 1, 2012, to September 30, 2013, at a cost not to exceed \$33,218, the same amount as the 2011-2012 contract period; and

WHEREAS, 152 families were served in the 2011 – 2012 contract year; and

WHEREAS, the “Hold Harmless” clause diverges from the standard Madison County contract language to meet the needs of Cornell Cooperative Extension; and

WHEREAS, this agreement has been reviewed and approved by the Social and Mental Health Services Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to renew an agreement on behalf of the County of Madison with Cornell Cooperative Extension of Oneida County, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 347-12

APPOINTING A MEMBER TO THE MADISON COUNTY YOUTH BOARD

WHEREAS, the Madison County Board of Supervisors must approve the appointment of members to the Madison County Youth Board, which acts as a community advisory board to the Madison County Youth Bureau; and

WHEREAS, the following individual has been recommended by the membership of the Madison County Youth Board for appointment to the Youth Board and has been approved by the Social & Mental Health Services Committee;

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors do hereby appoint **Bobbi Jo Hannan**, Box 1466, Cazenovia College, Cazenovia to the Madison County Youth Board for a term commencing on November 13, 2012 and expiring on December 31, 2014.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Bradstreet:

RESOLUTION NO. 348-12

**AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS
TO ENTER INTO AN AGREEMENT**

WHEREAS, Madison County has a grant through the Office of Child and Family Services titled “Multi-disciplinary Teams, Child Advocacy Centers and Child Fatality Review Teams”; and

WHEREAS, Karen Burgwin represents that she has the skills, expertise, education, training and licensing required to perform the duties required of a Family Advocate for this grant program; and

WHEREAS, the initial term of this agreement shall be from October 1, 2012 to September 30, 2013; and

WHEREAS, the County will compensate Karen Burgwin at an hourly rate of Twenty-one and 50/100 Dollars (\$21.50), the total amount of compensation not to exceed the budgetary

allocation of Twenty-seven Thousand Three Hundred Dollars (\$27,300) for the term of this agreement; and

WHEREAS, said compensation shall be wholly paid from grant monies; and

WHEREAS, the County Attorney has reviewed and approved a Personal Service Agreement embodying the terms of employment herein;

NOW, THEREFORE BE IT RESOLVED that the Chairman of the Board of Supervisors be and hereby is authorized to execute an agreement on behalf of the County of Madison with Karen Burgwin, in the form as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisors Bradstreet and Reinhardt:

RESOLUTION NO. 349-12

**AUTHORIZING PARTICIPATION IN A FEDERAL GRANT AND
MODIFYING THE 2012 COUNTY BUDGET**

WHEREAS, Madison County has received a Federal Grant through the New York State Governor’s Traffic Safety Committee; and

WHEREAS, the Federal awards grant is identified as follows; and

| | |
|---------------------------|--|
| Awarding Agency: | National Highway Safety Administration |
| Pass-through Agency: | NYS Governor’s Traffic Safety Committee |
| Catalog #: | 20.600 |
| Program Name: | Buckle Up New York |
| Award Year: | October 1, 2012 through September 30, 2013 |
| Federal Funds Percentage: | 100% |
| Grant No.: | BUNY-2013-Madison Co SO -00010-(027) |
| Total Grant Amount: | \$988.00; and |

WHEREAS, the funding agencies have approved the following budget for this project during the project year 10/1/2012 – 9/30/2013

| <u>3112 Sheriff - “BUNY” Federal Grant</u> | | <u>From</u> | <u>To</u> |
|---|----------------------------------|--------------------|------------------|
| <u>Revenue</u> | | | |
| A4389.1025 | Federal Aid “BUNY” Grant 2012-13 | \$ 0 | <u>\$988</u> |
| <u>Expense</u> | | | |
| A3112.111 | Personal Services 2012-13 “BUNY” | \$ 0 | <u>\$988</u> |

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Board is hereby authorized to execute the necessary documents to finalize receipt of the grant; and

BE IT FURTHER RESOLVED, that the adopted 2012 County Budget be modified in accordance with this grant.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 350-12

**AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENT WITH BRIDGES AND
MODIFYING THE 2012 COUNTY BUDGET**

WHEREAS, BRiDGES has received a Drug Free Communities Support Program Grant;
and

WHEREAS, the Sheriff's Office will conduct off and on-premise compliance checks of licensed establishments, increase patrols including party patrols, increase underage drinking details, shoulder tap details, sobriety checkpoints, and educational initiatives related to underage drinking, high risk drinking, and impaired driving by drugs; and

WHEREAS, BRiDGES hereby agrees to pay \$10,000 to the Madison County Sheriff's Office for the above mentioned services; and

WHEREAS, the Federal awards grant is identified as follows; and

Awarding Agency: Substance Abuse and Mental Health Services Administration
(SAMHSA)
Pass-through Agency: BRiDGES-Madison County Council on Alcoholism and
Substance Abuse
Catalog #: 93.276
Program Name: Drug Free Communities Support Program – Madison County's
Promise – The Alliance for Youth
Award Period: October 2012 – September 30, 2013
Federal Funds %: 100%
Total Grant Amount: \$10,000; and

WHEREAS, the funding agencies have approved the following budget for this project during the project period of October 2012 – September 30, 2013; and

3110 Sheriff's Department

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|--|-------------|-----------------|
| A3110.41031 Drug Free Communities Support | <u>\$ 0</u> | <u>\$10,000</u> |
| Control Total | | <u>\$10,000</u> |
| <u>Revenue</u> | | |
| A4389.6010 Fed Aid-Drug Free Communities Support | <u>\$ 0</u> | <u>\$10,000</u> |
| Control Total | | <u>\$10,000</u> |

WHEREAS, this agreement has been reviewed and approved by the Criminal Justice, Public Safety, and Telecommunications Committee and also the Finance, Ways and Means Committee; and

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into agreement on behalf of the County of Madison with BRiDGES, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 351-12

**AUTHORIZING CONTINUED PARTICIPATION IN STATE GRANT FOR
“MULTIDISCIPLINARY TEAMS, CHILD ADVOCACY CENTERS AND CHILD FATALITY
REVIEW BOARDS”**

WHEREAS, Madison County has been the recipient of a state grant through the Office of Child and Family Services (“OCFS”) since February 1, 2003 for the creation and maintenance of a Multi-disciplinary Team/Children’s Advocacy Center program; and

WHEREAS, said grant was a straight, state-funded grant with no federal funds passing through; and

WHEREAS, the original grant period has been amended and extended continuously to the present time, the most recent grant period ending on September 30, 2012; and

WHEREAS, OCFS has awarded Madison County a further grant of \$129,994 for the twelve month contract period commencing on October 1, 2012, said monies to be used to cover the costs of program and staff positions, operations and training of team members; and

WHEREAS, the funding agency has approved the following allocations to the Madison County budget to incorporate the \$129,994 in monies from OCFS:

General Fund

3114 Grant - Multidisciplinary Team

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|--|---------------|------------------|
| A3114. 1 Personal Services | \$82,354 | \$120,052 |
| A3114.4234 Contracted/Consultant Services – Multidisciplinary Grant | 22,900 | \$ 43,053 |
| A3114.41 Travel Expense (Mileage) | 8,664 | \$ 24,899 |
| A3114.4004 Equipment – Multidisciplinary Grant | 477 | \$ 10,032 |
| A3114.4911 Office Supplies (outside) | 805 | \$ 3,433 |
| A3114.4100 Other Expense | 16,958 | \$ 43,355 |
| A3114.810 Allocation of Fringe Benefits | <u>36,835</u> | <u>\$ 54,163</u> |
| Total: | \$168,993 | \$298,987 |
| Control Total: | | <u>\$129,994</u> |

Revenue

| | | |
|---|-----------------|------------------|
| A3389.5510 State Aid – Multidisciplinary Team | <u>\$86,642</u> | |
| Control Total: | | <u>\$129,994</u> |

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board be and hereby is authorized to execute an agreement with the State of New York permitting the County’s continued participation in this grant; and

BE IT FURTHER RESOLVED, that the adopted 2012 Madison County Budget be modified in accordance with this grant.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 352-12

**AUHTORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
WITH THE NYS OFFICE OF HOMELAND SECURITY**

WHEREAS, Madison County has been awarded a grant for \$29,850 from the FFY11 Technical Rescue & Urban Search and Rescue competitive grant program by the New York State Division of Homeland Security and Emergency Services from appropriations authorized by Congress under the FFY 2011 State Homeland Security Program (SHSP), administered by the Federal Emergency Management Agency, and

WHEREAS, these funds will provide 100% reimbursement of eligible costs incurred in the effort to support planning, equipment, training and exercise needs associated with maintaining and enhancing existing technical rescue capabilities in Madison County's first response community , and this grant program is described as follows:

Awarding Agency: Federal Department of Homeland Security
 Pass Thru. Agency: NYS Division of Homeland Security and Emergency Services
 Catalogue # CFDA# 97.067
 Program Name FFY11 Technical Rescue & Urban Search and Rescue competitive grant program
 Grant Period: 08/22/2012 to 8/31/2014
 Contract # WM11971419
 Federal Funds: 100%
 Grant Total: \$29,850

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be authorized to enter into an agreement with the NYS Office of Homeland Security a copy of which is on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, that the 2012 Adopted County Budget be modified as follows:

General Fund

Homeland Security- Department

| <u>Revenue</u> | <u>From</u> | <u>To</u> |
|--|-------------|-----------|
| A 4306.1098 FFY11 Technical Rescue & Urban Search and Rescue competitive grant program | -0- | \$29,850 |
| Control Total | -0- | \$29,850 |

Expense

| | | |
|---|-----|-----------------|
| A3645.4073 FFY11 Technical Rescue & Urban Search and Rescue competitive grant program | -0- | \$29,850 |
| Control Total | -0- | <u>\$29,850</u> |

ADOPTED: AYES – 1215 NAYS – 285 (Becker)

RESOLUTION NO. 353-12

AUHTORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NYS OFFICE OF HOMELAND SECURITY

WHEREAS, Madison County has been awarded a grant for \$43,400 by the New York State Division of Homeland Security and Emergency Services from appropriations authorized by Congress under the FFY 2012 Pre-Disaster Mitigation Competitive (PDMC) Grant Program, and

WHEREAS, these funds will provide 75% federal reimbursement of eligible costs incurred in the effort to revise, update and rewrite the County's current FEMA Approved, multi jurisdictional, Pre-Disaster Hazard Mitigation Plan in accordance with Federal requirements that the plan be maintained on a five year cycle. and allows for the in kind contribution of the non-Federal matching share of \$10,850 and is described as follows:

Awarding Agency: Federal Emergency Management Association
 Pass Thru. Agency: NYS Division of Homeland Security and Emergency Services
 Catalogue # CFDA# 97.047
 Program Name Pre-Disaster Mitigation Competitive grant program
 Grant Period: 09/25/2012 to 9/03/2014
 Contract # PDMC-PL-02-NY-2012-012
 Federal Funds: 75%
 Grant Total: \$43,400

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be authorized to enter into an agreement with the New York State Office of Homeland Security, a copy of which is on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, that the 2012 Adopted County Budget be modified as follows:

General Fund

Fire Control Department

| <u>Revenue</u> | <u>From</u> | <u>To</u> |
|---|-------------|-----------------|
| A4306.1097 Federal Aid; FFY12 State Homeland Security Grant Program | -0- | \$43,400 |
| Control Total | | <u>\$43,400</u> |

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|---|-------------|-----------------|
| A3410.41001 FFY 2012 PDMC-PL-02-NY-2012-012 | -0- | \$32,550 |
| A3410.401 Pre-Disaster Mitigation Grant 25% local share | | <u>10,850</u> |
| Control Total | | <u>\$43,400</u> |

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Monforte:

RESOLUTION NO. 354-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO A SUBLEASE AGREEMENT WITH STAFFWORKS, INC.

WHEREAS, the County currently leases space in the Oneida Shopping Center Retail Center, 1006 Oneida Plaza Drive, Oneida NY, from Oneida Company, Ltd. for the occupancy of the Employment & Training Department and its partner service providers; and

WHEREAS, the lease provides that the County as the tenant, may sublet all or a portion of the leased premises to a third party contingent upon the written consent of the Landlord, Oneida Company, Ltd.; and

WHEREAS, the Employment & Training Department and its partner service providers do not use the entire premises; and

WHEREAS, the County would sublease a portion of the property consisting of approximately Sixty-Three (63) square feet to Staffworks, Inc.; and

WHEREAS, the sublease would be for a term of one year commencing on November 1, 2012 and terminating on October 31, 2013. During this term the subleased premises may be used for up to two (2) days per week; and

WHEREAS, During the period of November 1, 2012 through and including October 31, 2013, the total rental for the Subleased Premises, will be Two-Thousand, Eight-Hundred, Fifteen and 20/100 Dollars (\$2,815.20), payable in monthly installments of Two-Hundred, Thirty-four and 60/100 Dollars (\$234.60) on the First day of the month, commencing November 1, 2012.

WHEREAS, this agreement has been reviewed and approved by the Planning, Economic Development, Environmental and Intergovernmental Affairs Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into a sublease agreement on behalf of the County of Madison with Staffworks, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 354-12 NAYS – 0

RESOLUTION NO. 355-12

EXTENDING THE CONTRACT WITH MADISON COUNTY TOURISM, INC.

WHEREAS, Madison County entered into a contract with the Madison County Tourism Committee, Inc. (now known as Madison County Tourism, Inc.), to promote tourism in Madison County; and

WHEREAS, Madison County Tourism, Inc. is a not-for-profit corporation located within Madison County and formed for the purpose, among others of developing and promoting tourism in Madison County; and

WHEREAS, Madison County wishes to have Madison County Tourism, Inc. continue to publicize the attractions of Madison County for the purpose of promoting tourism; and

WHEREAS, Section 224 of the County Law authorizes the County to enter into a contract for the provision of such services;

NOW, THEREFORE, BE IT RESOLVED, that Madison County Board of Supervisors authorize the extension of the current contract under the same terms and conditions with Madison County Tourism, Inc. from January 1, 2013 to December 31, 2013; and be it further

RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to sign the contract extension (a copy of which is on file with the Clerk of this Board) with Madison County Tourism, Inc.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Bono:

RESOLUTION NO. 356-12

AUTHORIZING CHAIRMAN TO MODIFY AN AGREEMENT WITH TRUGREEN COMMERCIAL LAWN CARE SERVICES

WHEREAS, the Board of Supervisors approved the renewal of an agreement May 8, 2012, with TruGreen Commercial Lawn Care Services for lawn maintenance services at the County Office Complex, including the County Office Building, Court House, Department of Social Services, Highway Department and the Public Safety Building; and

WHEREAS, the agreement reflected no increase over the previous three-year contract term; and

WHEREAS, the May 8, 2012, resolution erroneously reflected TruGreen's discounted pre-payment price of \$1,451.60 (\$292.60 County Office Building, \$95 Court House, \$247 Public Safety Building, \$285 Department of Social Services and \$532 Highway Department); and

WHEREAS, the County does not pre-pay such services, the resolution should have reflected the total amount of \$1,528.00 (\$300 County Office Building, \$100 Court House, \$260 Public Safety Building, \$300 Department of Social Services and \$560 Highway Department), a difference of \$76.40 per contract year;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be and hereby is authorized to enter into agreement with TruGreen, 6700 Commerce Boulevard, Syracuse, New York, 13211, a copy of which is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO: 357-12

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT

WHEREAS, the Central Services Department presently has an agreement with the **Presstek Company of Des Plaines, Illinois**, for the maintenance of the offset machine and related equipment; and

WHEREAS, it is necessary to renew the maintenance agreement at this time; and

WHEREAS, the agreement is in the amount of \$3,216.00, reflecting no increase over the current contract; and

WHEREAS, the County Buildings and Grounds Committee has reviewed the maintenance agreement and recommends approval by the Board of Supervisors;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be and hereby is authorized to renew this maintenance agreement for a period of one (1) year, commencing January 1, 2013, and expiring December 31, 2013, a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 358-12

CONTROL OF SNOW AND ICE ON THE VILLAGE OF WAMPSVILLE STREETS FOR THE SNOW SEASON OCTOBER 1, 2012 THROUGH APRIL 30, 2013

WHEREAS, the Public Works Committee on October 16, 2012 authorized the County Highway Superintendent to continue snow and ice removal on the Village of Wampsville Streets for the above mentioned period of time; and

WHEREAS, the Agreement for payment is \$6,500 for the Snow Season October 1, 2012 through April 30, 2013;

NOW, THEREFORE, BE IT RESOLVED, that the County of Madison shall enter into Agreement with the Village of Wampsville and the County Superintendent of Highways is hereby authorized to execute said agreement on behalf of the County.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 359-12

AUTHORIZING AGREEMENT FOR 2013 MISCELLANEOUS ENGINEERING/ LAND SURVEYING SERVICES

WHEREAS, Madison County is in need of a variety of miscellaneous engineering/ land surveying services with regard to the County's solid waste management system and facilities; and

WHEREAS, Delta Engineers, Architects & Land Surveyors, P.C. possesses the special skills and training required to perform the engineering/ land surveying services in connection with the County's solid waste management system and facilities; and

WHEREAS, the Solid Waste/Recycling Committee has reviewed and approved the Delta Engineers, Architects & Land Surveyors, P.C. proposal; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of this Board is hereby authorized and directed to enter into an Agreement with Delta Engineers, Architects & Land Surveyors, P.C. to furnish professional engineering/ land surveying services to assist the Solid Waste Department in determining available space and compaction rates in the operating West-Side landfill. The estimated cost of services contemplated by said Agreement is \$2,300.00 for each quarterly survey completed and not to exceed an annual total of \$9,200.00. This is the same annual total for professional engineering/ land surveying services paid in 2012. A copy of said Agreement is filed with the Clerk of this Board; and

BE IT FURTHER RESOLVED, that this Agreement shall cover the period from January 1, 2013 and shall terminate on December 31, 2013; and

BE IT FURTHER RESOLVED, that funds from the Solid Waste Department engineering accounts will be utilized to cover the cost of the engineering services proposed.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 360-12

**EXPRESSING THE COUNTY'S INTENT TO PARTICIPATE IN
LOCAL COMMUNITY CLEAN-UP PROGRAMS IN THE YEAR 2013**

WHEREAS, Madison County Municipalities, community groups, not for profit organizations and other governmental agencies will be conducting clean-up programs of county roadsides, streams, parks and other public areas or buildings during the year 2013; and

WHEREAS, The Solid Waste Committee has recommended that the Director of the Solid Waste and Sanitation Department be authorized to issue a free permit to Madison County Municipalities, community groups, not for profit organizations and other governmental agencies interested in cleaning up sections of roadway, streams, parks or other public areas or public buildings; and

WHEREAS, to implement the plan, the Solid Waste Committee agreed that participants be issued special landfill permits which will allow them to dispose of the collected waste at the Madison County Landfill free of charge during the regular hours of operation, and

NOW, THEREFORE, BE IT RESOLVED, That the Madison County Board of Supervisors hereby:

- 1) Agree to have the Madison County Department of Solid Waste and Sanitation be a major participant in the community clean-up programs during the year 2013, and
- 2) Authorizes the issuance of a Special Waste Permit upon recommendation of the Solid Waste Director, to be issued without charge to Madison County Municipalities, community groups, not for profit organizations and other governmental agencies for disposition of solid waste found in and about Madison County Towns, Villages or City of Oneida, providing that during the year 2013 not more than twenty five (25) tons be accepted from each such Town, Village, City of Oneida or other governmental agency. Such Special Waste Permits shall be issued for each clean-up program upon completion of an application in the form that shall be prescribed by the Solid Waste Director.

This Resolution shall take effect January 1, 2013.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Goldstein:

RESOLUTION NO. 361-12

**AUTHORIZING THE WRITE OFF OF UNCOLLECTIBLE LANDFILL ACCOUNTS
RECEIVABLE**

WHEREAS, Park City Builders of NY; Humpf Sanitation Service LLC; Dale Lawton (Lawton Rolloffs); Western Finger Lakes SWMA have past due Account Receivable balances of \$1,457.45 (total of all).

WHEREAS, the County Attorney's office has made every attempt to enforce the collection of these past due balances; and

WHEREAS, the cost associated with any further legal procedures to enforce payment of the balance does not warrant such legal action; and

NOW THEREFORE, BE IT RESOLVED, that the following Account Receivables be written off as uncollectable:

| | | |
|---------|-------------------------------|----------|
| 9/30/12 | Park City Builders of NY | \$441.17 |
| 9/30/12 | Humpf Sanitation Service LLC | \$17.94 |
| 9/30/12 | Dale Lawton (Lawton Rolloffs) | \$955.76 |
| 9/30/12 | Western Finger Lakes SWMA | \$42.58 |

ADOPTED: AYES – 1391 NAYS – 109 (Suits)

RESOLUTION NO. 362-12

AUTHORIZING 5-YEAR SOLID WASTE DISPOSAL AGREEMENTS WITH COMMERCIAL PERMIT HOLDERS

WHEREAS, in order to continue to retain solid waste and recyclables within the County's existing system to ensure the proper management and disposal of all waste generated in the County; and

WHEREAS, in order to provide further long-term stability for the solid waste management system to support all of the costs associated with recycling and environmentally responsible solid waste management, including the Landfill Expansion Project, without the use of taxpayer funding; and

WHEREAS, in order to provide long-term price stability to haulers and residents of the County; and

WHEREAS, the contract for Haulers will provide for a lower tip fee than the tip fee for Haulers who do not enter into contracts with the County for disposal of all waste and recyclables at the County facilities; and

NOW, THEREFORE, BE IT RESOLVED, that Madison County be permitted to enter into a 5-year Solid Waste Disposal Agreement with Commercial Permit Holders that are willing to deliver both solid waste and recyclables to the Madison County Landfill and Recycling Facility in accordance with provisions of the Solid Waste Disposal Agreement, a copy of such Agreement is on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, the Solid Waste Disposal Agreement shall cover the period from January 1, 2011 through December 31, 2015; and

BE IT FURTHER RESOLVED, that the Commercial Permit Holders listed below are hereby permitted to enter into a Solid Waste Disposal Agreement, and that the Chairman of the

Board of Supervisors is authorized to execute such Solid Waste Disposal Agreement on behalf of Madison County with the following Commercial Permit Holders:

1. CROUSE CONSTRUCTION, INC.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Reinhardt:

RESOLUTION NO. 363-12

APPROVAL – MORTGAGE TAX REPORT

WHEREAS, this Board is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each tax district of the County of the money collected during the preceding six months ending September 30, 2012;

NOW, THEREFORE BE IT RESOLVED, that pursuant to Section 261 of the Tax Law, this Board issue tax warrants for the payment of the respective tax districts of the amounts so credited, and authorize and direct the County Treasurer to make payment of said amounts to the respective districts in accordance with the report:

| | |
|------------------------|---------------------|
| Town of Brookfield | \$11,999.06 |
| Town of Cazenovia | \$109,172.78 |
| Village of Cazenovia | \$19,953.28 |
| Town of DeRuyter | \$3,467.38 |
| Village of DeRuyter | \$319.38 |
| Town of Eaton | \$17,036.11 |
| Village of Hamilton | \$3.05 |
| Village of Morrisville | \$4,518.60 |
| Town of Fenner | \$9,618.13 |
| Town of Georgetown | \$1,899.08 |
| Town of Hamilton | \$19,704.76 |
| Village of Earlville | \$551.12 |
| Village of Hamilton | \$11,347.51 |
| Town of Lebanon | \$13,456.27 |
| Town of Lenox | \$47,232.41 |
| Village of Canastota | \$13,407.94 |
| Village of Wampsville | \$2,807.72 |
| Town of Lincoln | \$14,294.24 |
| Town of Madison | \$24,853.55 |
| Village of Hamilton | \$240.36 |
| Village of Madison | \$895.85 |
| Town of Nelson | \$25,737.60 |
| Town of Smithfield | \$9,655.63 |
| Town of Stockbridge | \$12,594.36 |
| Village of Munnsville | \$1,322.19 |
| Town of Sullivan | \$109,638.51 |
| Village of Chittenango | \$18,044.19 |
| City of Oneida | \$84,972.23 |
| TOTAL | \$588,743.29 |

ADOPTED: AYES – 1500 NAYS – 0

Please note that this following resolution requires a 2/3's vote.

RESOLUTION NO. 364-12

**AUTHORIZING THE ASSISTANCE IN DEFENSE
OF ASSESSMENT REVIEW PROCEEDINGS**

WHEREAS, by Local Law #5 of the year 1984 the County Board of Supervisors provided a mechanism to assist towns and cities financially in the defense of assessment review proceedings and appeals; and

WHEREAS, the Local Law provides for the annual appropriation of \$15,000.00 for such legal expenses involved in the defense of assessment review proceedings and appeals; and

WHEREAS, the Local Law further provides that by two thirds majority of the Board of Supervisors that the County will assist any town and city up to 25% of the total cost of any expense in the defense of any such proceedings whereby the assessment review proceedings is seeking a reduction of more than one hundred thousand dollars in assessed value; and

WHEREAS, the City of Oneida has requested the County assist them in a defense of assessment review proceedings brought by H P Hood Inc. seeking a reduction in assessment of \$3,063,300;

NOW, THEREFORE, BE IT RESOLVED, by at least the two thirds majority vote of the Madison County Board of Supervisors that the County will in accordance with Local Law #5 of the year 1984 assist the City of Oneida in the defense of the assessment proceeding brought by H P Hood, Inc. in the amount not to exceed 25% of the total cost and expense actually incurred in the defense of the City of Oneida; and

BE IT FURTHER RESOLVED, that the County Treasurer is authorized to reimburse City of Oneida 25% of the legal fees incurred for the certiorari proceedings between H P Hood, Inc., and the City of Oneida in the amount of \$3,629.40.

ADOPTED: AYES – 1500 NAYS – 0

Please note that this following resolution requires a 2/3's vote.

RESOLUTION NO. 365-12

**AUTHORIZING THE ASSISTANCE IN DEFENSE
OF ASSESSMENT REVIEW PROCEEDINGS**

WHEREAS, by Local Law #5 of the year 1984 the County Board of Supervisors provided a mechanism to assist towns and cities financially in the defense of assessment review proceedings and appeals; and

WHEREAS, the Local Law provides for the annual appropriation of \$15,000.00 for such legal expenses involved in the defense of assessment review proceedings and appeals; and

WHEREAS, the Local Law further provides that by two thirds majority of the Board of Supervisors that the County will assist any town and city up to 25% of the total cost of any expense in the defense of any such proceedings whereby the assessment review proceedings is seeking a reduction of more than one hundred thousand dollars in assessed value; and

WHEREAS, the City of Oneida has requested the County assist them in a defense of assessment review proceedings brought by Tracy Street Property Management, LLC seeking a reduction in assessment of \$176,800;

NOW, THEREFORE, BE IT RESOLVED, by at least the two thirds majority vote of the Madison County Board of Supervisors that the County will in accordance with Local Law #5 of the year 1984 assist the City of Oneida in the defense of the assessment proceeding brought by Tracy Street Property Management, LLC in the amount not to exceed 25% of the total cost and expense actually incurred in the defense of the City of Oneida; and

BE IT FURTHER RESOLVED, that the County Treasurer is authorized to reimburse City of Oneida 25% of the legal fees incurred for the certiorari proceedings between Tracy Street Property Management, LLC and the City of Oneida in the amount of \$410.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 366-12

AUTHORIZING THE MODIFICATION OF THE 2012 ADOPTED COUNTY BUDGET

RESOLVED, that the 2012 Adopted County Budget be modified as follows:

Modification No. 1

General Fund

1165-District Attorney

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|---------------------------------------|------------------|------------------|
| A1165.4221 Special Prosecutor | \$ 8,600 | \$ 7,900 |
| A1165.4061 Confidential Investigation | <u>1,400</u> | <u>2,100</u> |
| Control Totals | <u>\$ 10,000</u> | <u>\$ 10,000</u> |

Modification No. 2

General Fund

1170 Public Defender Service

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|--|------------------|------------------|
| A1170.4219 Assigned Counsel Family Court | <u>\$240,000</u> | <u>\$290,000</u> |

1990 Contingent Fund

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|-------------------------------|------------------|------------------|
| A1990.4444 Contingent Account | <u>\$ 72,663</u> | <u>\$ 22,663</u> |
| Control Totals | <u>\$312,663</u> | <u>\$312,663</u> |

Modification No. 3

General Fund

1362-Tax Advertising Expense

| <u>Revenue</u> | <u>From</u> | <u>To</u> |
|--|-------------|-----------|
| A2770.1020 Misc Rev-Parcel & Advertising | | |

| | | | |
|------------|---|-------------|------------------|
| A2770.1030 | Fee-Auctioneer | \$ 0 | \$ 8,150 |
| | Misc Rev-10% Buyer's Premium-Auctioneer | 0 | 42,826 |
| A2770.1040 | Misc Rev-Credit Card Fees | <u>0</u> | <u>500</u> |
| | Control Totals | <u>\$ 0</u> | <u>\$ 51,476</u> |

Expense

| | | | |
|------------|-------------------------------------|-------------|------------------|
| A1362.4074 | Parcel Fee & Advertising Expense | \$ 0 | \$ 8,150 |
| A1362.4075 | Credit Card Fees to Merchant | 0 | 500 |
| A1362.4750 | Auctioneer Services-Buyer's Premium | <u>0</u> | <u>42,826</u> |
| | Control Totals | <u>\$ 0</u> | <u>\$ 51,476</u> |

Modification No. 4

General Fund

1410 – County Clerk

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|--|-----------------|-----------------|
| A1410.488 Office Equipment Maintenance | \$ 1,696 | \$ 1,396 |
| A1410.404 Office Equipment | <u>2,300</u> | <u>2,600</u> |
| Control Totals | <u>\$ 3,996</u> | <u>\$ 3,996</u> |

Modification No. 5

General Fund

1420 County Attorney

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|---------------------------------------|-------------|------------|
| A1420.4208 Professional Legal Counsel | \$ 167,492 | \$ 217,492 |

2490 Community College Tuition

| | | |
|----------------------------|-----------|-----------|
| A2490.4445 Tuition Expense | 1,350,000 | 1,322,663 |
|----------------------------|-----------|-----------|

1990 Contingent Fund

| | | |
|----------------------------|--------------------|--------------------|
| A1990.4444 Contingent Fund | <u>22,663</u> | <u>-0-</u> |
| Control Totals | <u>\$1,540,155</u> | <u>\$1,540,155</u> |

Modification No. 6

Information Technology

Department 1680

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|---------------------------------|------------------|------------------|
| A1680.1 Personal Services | \$382,306 | \$380,306 |
| A1680.4200 Consultant Expense | 68,000 | 70,000 |
| A1680.4055 Backup Tapes | 1,000 | 0 |
| A1680.402 Miscellaneous Expense | <u>3,500</u> | <u>4,500</u> |
| Control Totals | <u>\$454,806</u> | <u>\$454,806</u> |

Modification No. 7

General Fund

3110 Sheriff Department

| <u>Expense</u> | <u>From</u> | <u>To</u> |
|----------------|-------------|-----------|
|----------------|-------------|-----------|

| | | | |
|-------------|-------------------------------|------------------|------------------|
| A3110.2810 | Bullet Proof Vest (Grant) | \$ 3,500 | \$ 5,500 |
| A3110.2811 | Replacement Vests (Non-Grant) | 7,700 | 5,700 |
| A3110.4113 | Film Processing | 250 | 0 |
| A3110.4420 | Traffic Tickets & Law Books | 800 | 968 |
| A3110.44211 | K-9 Expense | 2,300 | 2,900 |
| A3110.4835 | Repairs-Patrol Equipment | <u>3,500</u> | <u>2,982</u> |
| | Totals | <u>\$ 18,050</u> | <u>\$ 18,050</u> |

3150 Sheriff-Correctional Facility

| | | | |
|----------------|---------------------------------|------------------|------------------|
| <u>Expense</u> | | <u>From</u> | <u>To</u> |
| A3150.40101 | Computer Equipment | \$ 4,971 | \$ 9,271 |
| A3150.409 | Service Plan – Black Creek | 12,551 | 11,451 |
| A3150.44201 | Food | 140,000 | 137,800 |
| A3150.44203 | Housing Inmates Forensic Care | 10,000 | 16,000 |
| A3150.451 | Dental Expense | 16,000 | 21,000 |
| A3150.4510 | Tuberculosis Program | 2,000 | 1,000 |
| A3150.452 | Medical & Personal Care Expense | <u>104,000</u> | <u>93,000</u> |
| | Totals | <u>\$289,522</u> | <u>\$289,522</u> |

Modification No. 8

General Fund

3315 Special Traffic Programs-STOP DWI

| | | | |
|----------------|----------------------------------|-------------|-----------------|
| <u>Expense</u> | | <u>From</u> | <u>To</u> |
| A3315.41025 | Crackdown Funding Other Agencies | \$-0- | \$ 1,885 |
| | Control Total | | \$ <u>1,885</u> |

Revenue

| | | | |
|------------|---------------------------|------------|-----------------|
| A3389.3510 | St. Aid Crackdown Funding | <u>-0-</u> | <u>1,885</u> |
| | Control Total | | \$ <u>1,885</u> |

Modification No. 9

General Fund

3645 – Homeland Security

| | | | |
|----------------|---|-----------------|---------------|
| <u>Expense</u> | | <u>From</u> | <u>To</u> |
| A3645.2850 | Video Assessment Security System LETPP 10-13 | \$19,000 | \$19,991 |
| A3645.2851 | Video Conferencing Hardware & Software LETPP 0-13 | <u>22,583</u> | <u>21,592</u> |
| | Control Total | <u>\$41,583</u> | <u>\$ 0</u> |

Modification No. 10

County Road Fund

5010 County Highway Administration

| | | | |
|----------------|---------------------|-----------------|-----------------|
| <u>Expense</u> | | <u>From</u> | <u>To</u> |
| D5010.4028 | State Fees | \$ 1,200 | \$ 1,600 |
| D5010.4130 | Advertising Expense | <u>3,000</u> | <u>2,600</u> |
| | Control Totals | <u>\$ 4,200</u> | <u>\$ 4,200</u> |

Modification No. 11

Enterprise Environmental Landfill Fund
8164 Environmental Control (Landfill)

Expense

| | <u>From</u> | <u>To</u> |
|-------------------------------------|------------------|------------------|
| EE8164.2933 Miscellaneous Equipment | \$104,250 | \$ 95,250 |
| EE8164.2110 Computer Equipment | <u>-0-</u> | <u>9,000</u> |
| Control Totals | <u>\$104,250</u> | <u>\$104,250</u> |

Modification No. 12

Enterprise Environmental Landfill Fund
8164 Environmental Control (Landfill)

Expense

| | <u>From</u> | <u>To</u> |
|--|------------------|------------------|
| EE8164.40461 Leachate Disposal | \$ 30,000 | \$ 5,000 |
| EE8164.4208 Professional Legal Counsel | <u>40,000</u> | <u>65,000</u> |
| Control Totals | <u>\$ 70,000</u> | <u>\$ 70,000</u> |

ADOPTED: AYES – 1215 NAYS – 285 (Becker)

By Supervisor Degear:

RESOLUTION NO. 367-12

AUTHORIZING A STAFF DEVELOPMENT PROGRAM

WHEREAS, this Board of Supervisors recognizes the need to provide staff development opportunities to the management/confidential employees throughout the County;

NOW, THEREFORE BE IT RESOLVED, that this Board of Supervisors hereby authorizes the retention of Hancock Estabrook, LLP to provide a staff development program; and

BE IT FURTHER RESOLVED, that this Board of Supervisors authorizes payment to Hancock Estabrook, LLP for their professional services concerning staff development not to exceed \$1,250.00 for services rendered on November 29, 2012.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Shwartz:

RESOLUTION NO. 368-12

**ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 7
FOR THE YEAR 2012 AND CALLING FOR A PUBLIC HEARING**

WHEREAS, Supervisor Shwartz has duly introduced proposed Local Law No.7 for the year 2012, entitled "A LOCAL LAW OVERRIDING TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c"; and

WHEREAS, a copy of said proposed local law has been furnished to each Supervisor;

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held on the proposed Local Law in the Chambers of the Board of Supervisors at the Madison County Office Building on November 27, 2012 at 10:15 a.m.; and

BE IT FURTHER RESOLVED, that the Clerk of the Board duly publish a notice of this hearing in the official newspapers of the County at least five days prior to the scheduled hearing date.

ADOPTED: AYES – 1444 NAYS – 56 (Degear, Coye)

**COUNTY OF MADISON
LOCAL LAW NO. 7 FOR THE YEAR 2012**

**A LOCAL LAW OVERRIDING TAX LEVY ESTABLISHED IN GENERAL
MUNICIPAL LAW §3-c**

Be it enacted by the Madison County Board of Supervisors as follows:

Section 1. Title: This law shall be known as “A Local Law Overriding Tax Levy Limit Established in General Municipal Law §3-c”

Section 2. Legislative Findings and Purpose:

General Municipal Law §3-c “Limit upon real property tax levies by local governments” requires 60% approval from the County Legislative Body in order to increase the county tax levy from the previous year above two (2) percent or above the rate of inflation, whichever is less.

Due to the cost of State mandated programs and services the Madison County Board of Supervisors has been forced to authorize the override of the State imposed tax cap in order to have sufficient funds to protect the wellbeing of the citizens of Madison County and provide essential local public health, safety, and infrastructure programs and services.

Mandated State programs and services include Medicaid, Public Assistance, Child Welfare, Pre-School Special Education, Indigent Defense, Early Intervention, Youth Detention and Pension costs. These State mandated programs and services require more than Thirty Million County dollars and exceeds the total prior year’s County real property tax levy.

These State mandates must be paid first before local taxes may be used for County purposes.

Madison County can effectively implement a property tax cap only if there is a meaningful action by the State of New York to control the cost of State Mandated Programs and Services and provide mandate relief.

The purpose of this local law is to comply with the requirements of General Municipal Law §3-c prior to adopting the 2013 County Budget.

Section 3. Budget Authorization:

The Board of Supervisors hereby overrides the tax levy limit for Madison County for the year 2013 and authorizes Madison County to immediately adopt a budget for the year 2013 that requires a tax levy that is greater than the tax levy limit calculated for the year 2013 pursuant to §3-c of the General Municipal Law.

Section 4. Severability:

If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid, or in whole or in part by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this law which shall remain in full force and effect.

Section 5. Effective Date:

This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

By Supervisor Salka:

RESOLUTION NO. 369-12

ENTERING INTO A MANAGEMENT AGREEMENT WITH FAMILY COUNSELING SERVICES OF CORTLAND COUNTY INC. TO PROVIDE ADMINISTRATIVE OVERSIGHT AND CHEMICAL DEPENDENCY TREATMENT SERVICES

WHEREAS, by Resolution Number 371-11 the Board of Supervisors directed the Administrative Assistant to the Chairman of the Board of Supervisors and the Director of the County Mental Health Department, in collaboration with the Madison County Community Services Board and the Social and Mental Health Service Committee, to draft a Request for Proposals and to solicit offers from qualified providers for transfer of its Part 822 Operating Certificate for Outpatient Chemical Dependency Services, subject to approval by the New York State Office of Alcoholism and Substance Abuse Services (OASAS) and to satisfactorily meeting the conditions put forth by the County, while considering measures to be incorporated into the RFP that minimize and mitigate negative impacts to employees; and

WHEREAS, the Task Force that was assembled to accomplish this action performed its Due Diligence by developing an application for the transfer of chemical dependency treatment services, soliciting prospective providers, reviewing completed applications, interviewing successful applicants who met the established criteria, and making recommendations to the Community Services Board and to the Social and Mental Health Services Committee; and

WHEREAS, after this careful review process, the application submitted by Family Counseling Services of Cortland County, Inc. is determined superior to the other applications; and

WHEREAS, before the chemical dependency treatment services delivered by Madison County can be assumed by another agency, the transfer of these functions must be presented to and approved by OASAS in a process that may last several months; and

WHEREAS, the proposal submitted by Family Counseling Services of Cortland County, Inc. contained a proposal to provide for the administration and management of the ADAPT program service through a management contract between the County and Family Counseling

Services of Cortland County, Inc. until such time as a permanent transfer of authority could be given by OASAS; and

WHEREAS, since at the current time, due to retirements the ADAPT program does not have a program director and sufficient number of clinical staff members to handle the volume of clients seeking chemical dependency treatment services; and

WHEREAS, the Director of the Mental Health Department has announced his intention to retire in January 2013, there is a pressing need for this management function by Family Counseling Services of Cortland County, Inc., and

WHEREAS, by Resolution Number 307-12, the Board of Supervisors declared its intent to accept the proposal of Family Counseling Services of Cortland County, Inc. to provide chemical dependency treatment services in Madison County subject to further negotiation of the terms of this transfer and approval of the result of these negotiations by the Madison County Board of Supervisors and the New York State Office of Alcoholism and Substance Abuse Services; and

WHEREAS, the Community Services Board has agreed with the intent of the Board of Supervisors to transfer the provision of chemical dependency treatment services to Family Counseling Services of Cortland County, Inc.; and

WHEREAS, Family Counseling Services of Cortland County, Inc. agrees to provide the program management and chemical dependency treatment services with three full-time staff members assigned to the ADAPT Program at the rate of \$5,500 per month and the cost will be pro-rated beginning the later of the date of this resolution or the date the Agreement is fully executed.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement on behalf of the County of Madison with Family Counseling Services of Cortland County, Inc. in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

By Chairman Becker:

RESOLUTION NO. 370-12

CHANGING TOTAL COMPENSATION FOR SUPERVISORS

WHEREAS, a proposal has been made to change the benefits and salaries of members of the Board of Supervisors which proposal includes the following provisions;

Supervisors would receive only an annual salary of \$20,000 with additional stipends being appropriated and paid to the Chairman and Vice-Chairman respectively; and

In addition to an annual salary, Supervisors would be able to participate in County health and dental care plans but only if they elect to do so and only if they contribute through payroll deductions the full amount of the annualized premium determined by the County Treasurer on an annual basis; and

Upon retirement or separation from service Supervisors who have assumed office prior to 2012 and who serve as Supervisor for 10 or more years will continue to be eligible for health and dental care coverage at County expense but Supervisors who assume office after 2012 will no longer be eligible for coverage under County health and dental plans upon retirement/separation except through individual contribution of the annualized premium and after 10 years of service; and

WHEREAS, this proposal will save the County an estimated \$110,000 in the 2013 Tentative Budget;

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisor's total compensation be and hereby is changed in accordance with the proposal above and the Budget Officer is directed to modify the tentative budget during annual session to reflect these changes.

On motion by Supervisor Becker, seconded by Supervisor Goldstein this resolution was TABLED.

RESOLUTION NO. 371-12

APPROVING THE PAYMENT OF CLAIMS

RESOLVED, that the claims presented to this Board by the Clerk, having been duly audited, be and the same hereby are authorized to be paid by the Treasurer upon receipt of a copy of the abstract of audited claims attested by the Clerk.

ADOPTED: AYES – 1500 NAYS – 0

Chairman Becker called upon several Supervisors who had comments at this time regarding the county's strained financial situation. Supervisor Henderson speaking on utilizing local businesses that collect sales tax not Indian owned businesses; Supervisor Salka urging residents to be heard and to speak out at our scheduled budget hearings and let the State legislators know that these are difficult times for the residents of our county. Supervisor DiVeronica stressed he would not agree to cutting county services to the elderly programs. Supervisor Bradstreet commented that this Board has done a diligent job with this budget, and reiterated the same comment by Supervisor Henderson. Supervisor Goldstein stressing his concerns with the Highway's County Road budget being cut, especially the plowing of county roads which is a necessary and needed service to all residents, putting residents in danger.

PUBLIC COMMENT PERIOD

Speakers:

1. Mr. Rick Kinsella of Oneida, NY addressed the Board asking them to do the right thing and do more to effectively and efficiently save tax dollars.

Chairman Becker also commented that we are at a cross roads, the county tax payers need to be heard.

The Board stands recessed until Tuesday, November 27, 2012 @ 9:30 a.m.