

MADISON COUNTY BOARD OF SUPERVISORS
3rd Day Annual Session – Friday, December 7, 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 except for Supervisor Cary (38 votes), Supervisor Goldstein (30 votes), Supervisor DiVeronica (189 votes), Supervisor Stepanski (47 votes) and Supervisor Henderson (64 votes).

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

COMMUNICATIONS

1. Copy of a resolution received from Chenango County – Calling for the Governor and State Legislature to Compensate Counties for State-Mandated District Attorney's salaries.
2. Retirement letter received from Carol Brophy effective on December 31, 2012.
3. Retirement letter received from Dick Spadafora effective on December 31, 2012.
4. Acknowledgement received from Assemblyman William Magee Opposing the Clean Water Act Draft Guidance proposed by the EPA.
5. Resolution received from Greene County Regarding Jessica's Law.

REPORTS

1. Madison County Occupancy Tax Receipts/Expenditures for Quarter 7/1/12 – 9/30/12.

REPORTS OF COMMITTEES

Supervisors, Highway, Social Services, JTPA/WIA and Madison County Sewer District:	\$1,194,993.16
Miscellaneous Accounts:	\$2,282,479.15

RESOLUTIONS

By Supervisor Degear:

RESOLUTION NO. 401-12

**APPOINTING AN ADMINISTRATOR OF THE PLAN
TO PROVIDE COUNSEL FOR INDIGENT DEFENDANTS AND
ESTABLISHING THE 2013 COMPENSATION RATE**

WHEREAS, by resolution of the Madison County Bar Association the Madison County Attorney's office has been designated to provide the administration of the plan to provide legal representation for indigent defendants in criminal actions during 2013; and

WHEREAS, this designation is made on an annual basis in accordance with the 1965 plan adopted by the Board of Supervisors to provide counsel for indigent defendants; and

WHEREAS, the Government Operations Committee has reviewed the action of the Madison County Bar Association and recommends Tina Wayland-Smith for appointment to this position; and

WHEREAS, the Government Operations Committee has reviewed the compensation rate for this position and recommends the 2013 annual rate be \$7,040;

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors hereby appoints Tina Wayland-Smith as Administrator of Assigned Counsel for Indigent Defendants at the 2013 annual rate of \$7,040; and

BE IT FURTHER RESOLVED, that this appointment is effective January 1, 2013 through December 31, 2013.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 402-12

RENEWING A STIPEND FOR THE CONFIDENTIAL SECRETARY TO THE COUNTY ATTORNEY TO PROVIDE ADMINISTRATIVE ASSISTANCE FOR THE ASSIGNED COUNSEL PROGRAM FOR 2013

WHEREAS, the Board of Supervisors has appointed Tina Wayland-Smith, Assistant County Attorney as the Administrator of the plan to provide counsel for indigent defendants; and

WHEREAS, the Confidential Secretary to the County Attorney provides administrative and clerical assistance for the assigned counsel programs as well; and

WHEREAS, the Government Operations committee has reviewed and approved a request for a stipend to be provided to the Confidential Secretary to the County Attorney to perform these responsibilities,

NOW, THEREFORE BE IT RESOLVED that a stipend of \$5,000 be and hereby is established for the Confidential Secretary to the County Attorney for 2013, payable on a monthly basis.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 403-12

DIRECTING THE COUNTY ATTORNEY’S OFFICE TO CONTACT THE NEW YORK STATE LEGISLATURE TO DRAFT LEGISLATION GRANTING RETROACTIVE TIER IV MEMBERSHIP IN THE NEW YORK STATE AND LOCAL EMPLOYEES’ RETIREMENT SYSTEM TO SARAH (FISH) LAW

WHEREAS, Sarah Fish had her name legally changed to Sarah Law on August 22, 2012; and

WHEREAS, Sarah (Fish) Law is employed as a staff social worker for the County of Madison, and has been so employed since December 28, 2009; and

WHEREAS, due to no fault of her own, her application for membership in the New York state and local employees' retirement system was delayed until January 4, 2010; and

WHEREAS, this delay has caused Sarah (Fish) Law to be given Tier V status in that retirement system, rather than the Tier IV status she would have received had her application been filed when she commenced her employment; and

WHEREAS, the means by which to have Sarah (Fish) Law granted Tier IV status includes acts of the legislature exercising Home Rule authority; and

WHEREAS, the County Attorney's Office is the office most appropriately equipped to address the issue with the legislature;

NOW, THEREFORE, BE IT RESOLVED, that the County Attorney's Office be and is hereby authorized to contact the New York State legislature to draft legislation granting retroactive Tier IV membership in the New York state and local employees' retirement system to Sarah (Fish) Law.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Salka:

RESOLUTION NO. 404-12

**AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT
WITH CHA CONSULTING, INC.**

WHEREAS, the Public Health Department operates a Environmental Division that requires comprehensive subdivision reviews; and

WHEREAS, Clough, Harbour & Associates, LLP (dba CHA Consulting, Inc.) has certification and the staffing to provide this services to Madison County; and

WHEREAS, CHA Consulting, Inc. will provide the following services at these rates:

Principal Engineer	\$180/hour
Senior Engineer	\$120/hour
Engineer	\$100/hour

WHEREAS, the effective date of this agreement will be from September 1, 2012 through December 31, 2013; and

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

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 CHA Consulting, Inc. in the form as is on file with the Clerk of The Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 405-12

**PUBLIC HEALTH DEPARTMENT CHARGES
APPROVED CHARGES AND FEE SCHEDULE**

WHEREAS, Madison County Public Health Department is approved as a Licensed Home Care Agency to provide Maternal Child Health visits and a Diagnostic and Treatment Center to administer vaccines; and

WHEREAS, a sliding fee scale based on the Federal Poverty level is required by regulation to charge a lesser fee for Private Pay Clients based on income; and

WHEREAS, both the Board of Health and The Public Health Services Committee agree to approve the attached fee scale for all services based on the latest Federal Poverty guidelines and the current costs of vaccines; and

NOW, THEREFORE BE IT RESOLVED that the attached charges are approved effective December 1, 2012.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

Family Size	**200%	250%	300%	350%	400%
1	\$22,340	\$27,925	\$33,510	\$39,095	\$44,680
2	\$30,260	\$37,825	\$45,390	\$52,955	\$60,520
3	\$38,180	\$47,725	\$57,270	\$66,815	\$76,360
4	\$46,100	\$57,625	\$69,150	\$80,675	\$92,200
5	\$54,020	\$67,525	\$81,030	\$94,535	\$108,040
6	\$61,940	\$77,425	\$92,910	\$108,395	\$123,880
7	\$69,860	\$87,325	\$104,790	\$122,255	\$139,720
8	\$77,780	\$97,225	\$116,670	\$136,115	\$155,560
Each Additional Person	\$7,920	\$9,900	\$11,880	\$13,860	\$15,840

Immunizations					
DTap	\$20	\$26	\$32	\$38	\$44
Gardasil	\$130	\$136	\$142	\$148	\$154
Hepatitis	\$55	\$61	\$67	\$73	\$79
HIB	\$19	\$25	\$31	\$37	\$40
I POL	\$27	\$32	\$38	\$44	\$50
Mantoux (TB)	\$6	\$12	\$18	\$24	\$30
Menactra	\$107	\$113	\$119	\$125	\$131
MMR	\$55	\$61	\$67	\$73	\$79
Pneumococcal	\$61	\$67	\$73	\$79	\$85
Prevnar 13	\$135	\$141	\$147	\$153	\$159
Tdap	\$36	\$42	\$48	\$54	\$60
Varivax	\$91	\$97	\$103	\$109	\$115

Lead testing	\$12	\$24	\$36	\$48	\$60
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Car Seats	\$10	\$25	\$35	\$45	\$45
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Admin Fee - VFC Vaccine	\$0	\$7.14	\$10.71	\$14.28	\$17.85
Multishot Admin Fee	\$0	\$3.57	\$5.36	\$7.14	\$8.93
(each additional shot)					

The Following are Flat Fees	
Post Exposure Rabies	\$220
Zostavax	\$185
Flu	\$40

Note:** These percentages represent the Federal Poverty Level. If the monthly income, based on family size, falls between minimum and 1st column, fee scale amount is the minimum column or 200% of the federal poverty level. Use this same criteria across the columns. If the income is less than the minimum amount, special consideration must be made by addressing the issue with management.

Revised 11/5/12
Resolution 12/7/12

RESOLUTION NO. 406-12

AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT WITH PROCURA, LLC

WHEREAS, the Madison County Health Department uses Client/Server Software License Agreement and Software Support with Procura, LLC for clinical documentation and financial billing; and

WHEREAS, in connection therewith the County entered in a Client/Server Software License Agreement and a Software Support Agreement each dated May 3, 1999 (collectively, "Agreement"); and

WHEREAS, due to the closure of the Certified Home Health Agency, the number of software licenses can be reduced effective January, 1, 2013; and

WHEREAS, the additional monthly savings of decreasing these licenses is \$253.33; and

WHEREAS, the Board of Health and Public Health Services Committee recommends approval of such amendment, and;

NOW, THEREFORE BE IT RESOLVED, the execution of amendment to the Agreement with Procura, LLC in the form as is on file with the Clerk of the Board, and the Chairman of the Board of Supervisors be and is hereby authorized to execute Amendment 20, in the form as is on file with the Clerk of the Board; and

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 407-12

AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT WITH ACCURATE ANALYTICAL

WHEREAS, the Public Health Department operates a Environmental Division that requires submission of lead sample; and

WHEREAS, Accurate Analytical is a certified laboratory that can provide lead dust and soil testing as follows:

Lead Analysis Dust/Soil	
Same Day	5.00/6.00/sample
24 hours	4.00/5.00/sample
36 hours	4.00/4.50/sample
72 hours	4.00/4.00/sample

WHEREAS, the effective date of this agreement will be from November 14, 2012 through December 31, 2013; and

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

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 Accurate Analytical in the form as is on file with the Clerk of The Board.

ADOPTED: AYES – 1500 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisors Salka and Reinhardt:

RESOLUTION NO. 408-12

AUTHORIZING MODIFICATION OF THE 2012 ADOPTED COUNTY BUDGET

WHEREAS, Madison County Public Health Department operates a Child Safety Seat Program; and

WHEREAS, the State of New York Governor’s Traffic Safety Committee has funding available and has issued an approval letter as notice to initiate project activity and no contract is required:

Awarding Agency:	National Traffic Safety Admin US DOT
Pass-through Agency:	State of NY Governor Traffic Safety Committee
Catalog #:	20.602
Program Name:	Child Passenger Safety Program
Grant Project#:	CS-2700202
Federal Funds:	100%
Contract Period:	October 1, 2012-September 30, 2013
Total Grant Award:	\$7,500

WHEREAS, the Board of Health and the Public Health Services Committee have both reviewed the success of the program and feel it expeditious to continue to be involved in this endeavor;

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

General Fund

Public Health Department
4012 Public Health Prevent

Expense

	<u>From</u>	<u>To</u>
A4012.41065 Child Safety Seat Program	\$7,900	\$15,400
Control Total		<u>\$ 7,500</u>

Revenue

	<u>From</u>	<u>To</u>
A4401.1070 Fed Aid Child Safety Seat Grant	\$6,500	\$14,000
Control Total		<u>\$ 7,500</u>

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisors Salka, Monforte and Reinhardt:

RESOLUTION NO. 409-12

ACCEPTING GRANT FUNDS FROM HEALTH FOUNDATION FOR WESTERN & CENTRAL NEW YORK FOR THE READY OR NOT, HERE IT COMES: PREPARING FOR SUCCESS IN RAPIDLY CHANGING TIMES GRANT AND MODIFYING THE 2012 COUNTY BUDGET

WHEREAS, the Madison County Board of Supervisors approved Resolution 303-12, authorizing the submission of an application for a Ready or Not, Here it Comes: Preparing for Success in Rapidly Changing Times Grant provided by the Health Foundation of Western and Central New York (HFWCNY); and

WHEREAS, this grant will provide funding for our health care initiative that includes conducting the community health assessment, developing the County's Health Improvement Plan, and laying the foundation for a Madison County Health Care Council; and

WHEREAS, grant funds have been awarded to Madison County in the amount not to exceed \$47,000; and

WHEREAS, the Board of Health, Public Health Services Committee and Planning Committee believe it is appropriate and in the best interest of Madison County to accept the grant funds;

WHEREAS, HealthConnections HSA Central New York has agreed to provide contractual services to assist the Health Department with conducting the community health assessment and developing the County's Health Improvement Plan; and

WHEREAS, the Public Health Services Committee has approved this proposal;

BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement with HealthConnections HSA Central New York for their expenses, not to exceed \$30,000, as is on file with the Clerk of the Board of Supervisors; and

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

General Fund
Public Health Department
4014 Public Health Promotion

Expense

A4014.41062	HFWCNY Grant Expense	0	\$47,000
	Control Total		<u>\$47,000</u>

Revenue

A2705.3035	Private Contribution	0	\$47,000
	Health Foundation of Western and Central NY		
	Control Total		<u>\$47,000</u>

NOW, THEREFORE BE IT RESOLVED, that the Madison County Chairman of the Board of Supervisors be and hereby is authorized to enter an agreement with Health Foundation of Western & Central New York's Ready or Not Grant, a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Salka:

RESOLUTION NO. 410-12

**AUTHORIZING THE CHAIRMAN TO RENEW
AN AGREEMENT WITH COMMUNITY ACTION PROGRAM, INC.**

WHEREAS, there is a need for home-based, case management preventive services for families in Madison County who have experienced or are at high risk to experience child abuse or maltreatment; and

WHEREAS, according to a needs assessment conducted as part of the "Getting to Outcomes" process, there are very few programs in Madison County that provide home-based case management services and those that do provide such a service only for very specific populations; and

WHEREAS, Community Action Program, Inc., (CAP) already provides a home-based, case management preventive service; and

WHEREAS, Community Action Program, Inc., provided this service to 24 families through the first nine months of 2012, with all of the children remaining in the care of family with no need for foster care placement; and

WHEREAS, we know that child abuse and maltreatment occur in families of all income levels and, therefore, this service needs to be available to all children at risk; and

WHEREAS, the amount of \$186,500 is available though the Child Welfare Preventive Services Funding, which is reimbursed at the rate of 62 percent; and

WHEREAS, Community Action Program has agreed to provide this service for the period of January 1, 2013, to December 31, 2013, at a total cost not to exceed \$186,500, the same as the 2012 contract year; and

WHEREAS, the Department has determined that the amount of funds to be paid to the Contractor is fair and reasonable to provide such services; 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 Community Action Program, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 411-12

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH ELMCREST CHILDREN'S CENTER

WHEREAS, Madison County, through the Department of Social Services, is charged with the responsibility to obtain non-secure detention services for Madison County youth; and

WHEREAS, Elmcrest Children's Center will provide Madison County with an estimated 15 days of non-secure detention beds per calendar month during the 2013 contract year; and

WHEREAS, Elmcrest Children's Center of Syracuse has offered to provide this service to Madison County at a cost not to exceed \$ 51,849 for 15 days non-secure detention beds per calendar month for the period January 1, 2013, through December 31, 2013, an increase of \$1,017 from the 2012 contract year; and

WHEREAS, funds for this service are appropriated in the 2013 Department of Social Services budget and are reimbursed at a rate of 49 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 Elmcrest Children's Center, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 412-12

AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT WITH ENABLE

WHEREAS, the Madison County Department of Social Services is responsible for the Home Adaptation Waiver Program administration under the Medicaid Care at Home I & II programs; and

WHEREAS, The Department lacks the ability to perform a home adaptation evaluation as it must be performed by a rehabilitative evaluation agency; and

WHEREAS, Enable, a rehabilitative agency, currently provides assessment, training, therapy and support for over 1,500 children and adults with disabilities and their families annually; and

WHEREAS, the Department will employ Enable to serve as an Evaluator, to provide in-home assessments and oversight for home modifications to participants of the Care at Home Programs I & II for Physically Disabled Children; and

WHEREAS, Enable has agreed to provide these services for the period September 1, 2012, to August 31, 2013, at a total cost not to exceed fifty dollars (\$50) an hour in full and final satisfaction of all services and expenses; and

WHEREAS, total (100 percent) federal and state funding is available through the Office of Temporary and Disability Assistance to provide these services; and

WHEREAS, the liability insurance aggregate has decreased from \$5,000,000 to \$4,000,000; and

WHEREAS, this amended 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 amend an agreement on behalf of the County of Madison with Enable, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 413-12

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH MADISON COUNTY OFFICE FOR THE AGING

WHEREAS, the County, through the Department of Social Services, is charged with the responsibility, insofar as funds are available for that purpose, to assist recipients of medical assistance in obtaining necessary transportation to and from the places where medical services are provided to said recipients; and

WHEREAS, these funds are reimbursed at a rate of 100 percent; and

WHEREAS, the Madison County Office for the Aging has a transportation system in place through which many of the County's senior citizen recipients can be serviced; and

WHEREAS, Madison County Office for the Aging has agreed to provide this service for the period of January 1, 2013, to December 31, 2013, for the sum of seventy-five cents (75¢) per mile for each mile an eligible person is transported, a five-dollar (\$5.00) pickup fee for each trip, and another five-dollar (\$5.00) fee if a single client's trip involves three (3) hours or more between drop off and pickup; and

WHEREAS, the rate is the same as the 2012 contract rate and is less than half the rate paid for similar services provided by Medicaid-approved taxi services; 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 Madison County Office for the Aging, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 414-12

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH PEACEMAKER PROGRAM, INC.

WHEREAS, Madison County Department of Social Services has a number of children over the age of 14 years in the custody of the Commissioner of Social Services; and

WHEREAS, Madison County Department of Social Services is required to provide individual and group instruction to those children in a number of areas referred to as Independent Living Skills; and

WHEREAS, the contractor has helped to provide this required instruction for the past several years with the Madison County Department of Social Services; and

WHEREAS, Peacemaker Program, Inc., has demonstrated an ability to provide these services through their Young Leaders in Training Program and has offered to do so for the period January 1, 2013, to December 31, 2013, at a total cost not to exceed \$3,098, which is the same amount as the previous contract year; and

WHEREAS, funds for this program are appropriated in the 2013 departmental budget and are reimbursed through the use of Chafee Funds with an 80 percent federal reimbursement rate and 62 percent state reimbursement rate on non-federal share, for a total reimbursement rate of 92.40 percent; and

WHEREAS, the department has determined that the amount of funds to be paid to the contractor is fair and reasonable to provide such services; 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 Peacemaker Program, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 415-12

AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO PURCHASE OUTSIDE ACCOUNTING SERVICES

WHEREAS, the Board of Supervisors has heretofore retained the services of Venesky & Company, a duly certified public accountant, for an indirect cost proposal for the Department of Social Services, which will allow the County to continue to claim reimbursement for indirect costs on an extended basis throughout 2012, 2013, and 2014 and which will allow for a constant cash flow for the County throughout the years; and

WHEREAS, the Venesky & Company firm specializes in the area of local government, federal and state programs of reimbursement; and

WHEREAS, Venesky & Company has offered to perform the following duties, among others, for the sum of thirteen thousand, one hundred dollars (\$13,100) (same cost as for 2009, 2010 and 2011) in the various County departments for the years 2012, 2013 and 2014:

1. Preparation of the 2012, 2013 and 2014 Countywide Cost Allocation Plan;
2. Preparation of the 2012, 2013 and 2014 Department of Social Services Indirect Cost Proposal;
3. Calculate 2012, 2013 and 2014 DSS maintenance-in-lieu-of-rent costs; and

WHEREAS, the services fee is proposed in the 2013 County Treasurer's budget and the 2013 Department of Social Services budget and will be in subsequent budget proposals; and

WHEREAS, this authorization will allow the CPA to begin collection of data on a timely basis while reserving any payment until fiscal years 2012, 2013 and 2014; and

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

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 Venesky & Company, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisors Salka and Reinhardt:

RESOLUTION NO. 416-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH BRIDGES AND THE MODIFICATION OF THE 2012 ADOPTED BUDGET

WHEREAS, the Madison County Department of Social Services is required to conduct a formal assessment performed by a person who bears an alcohol and/or substance abuse counselor credential – Credentialed Alcohol and Substance Abuse Counselor (CASAC) – that is currently in good standing and issued by New York State Office of Alcoholism and Substance Abuse Services (OASAS), to assess individuals for alcoholism and/or substance abuse on all heads of household and all adult applicants and recipients of Temporary Assistance; and

WHEREAS, the Department lacks the necessary credentialed staff to perform these services; and

WHEREAS, Madison County Council on Alcoholism and Substance Abuse, Inc., doing business as BRiDGES, is a community partner, who has a demonstrated ability with 25 years

experience to perform these services by providing a CASAC onsite at the Department of Social Services; and

WHEREAS, BRiDGES has agreed to provide these services for the period December 1, 2012, to November 30, 2013, at a total cost not to exceed \$5,200; 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 enter into an agreement on behalf of the County of Madison with BRiDGES, in the form as is on file with the Clerk of the Board; and

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

<u>General Fund</u>			
<u>6010 Social Services Administration</u>		<u>From</u>	<u>To</u>
<u>Expense</u>			
A6010.402	Miscellaneous Expense	\$ 26,850	\$ 26,416
A6010.406	Drug & Alcohol Assessment Expense	\$ -0-	\$ 434
	Control Total	<u>\$ 26,850</u>	<u>\$ 26,850</u>

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Salka:

RESOLUTION NO. 417-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH COORDINATED CARE SERVICES, INC.

WHEREAS, the New York State Office of Mental Health (OMH), Office of Alcohol and Substance Abuse (OASAS) and Office for People with Developmental Disabilities (OPWDD) have mandated compliance with Consolidated Fiscal Reporting (CFR), as well as deficit funding guidelines for the Local Government Unit and Community Services Board; and

WHEREAS, the complexity of the electronic reporting and monitoring required by OMH Aid to Localities Finance System (ALFS) and OASAS State Aid Budgeting and Reporting System (SABRS) requires more coordination with contract agencies and state certified programs; and

WHEREAS, the Madison County Mental Health Department is requesting specialized technical assistance services to ensure compliance; and

WHEREAS, Coordinated Care Services, Inc, has the expertise to provide specialized financial management services; and

WHEREAS, the 2013 Madison County Budget for the Mental Health Department has funds available to pay for these services; and

WHEREAS, the term of the agreement will run from January 1, 2013 through December 31, 2013 for an amount not to exceed \$10,000; 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 is authorized to enter into an agreement on behalf of the County of Madison with Coordinated Care Services, Inc., in the form as on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 418-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH INFORMATION MANAGEMENT ASSOCIATES, INC.

WHEREAS, it is necessary to enter into a maintenance agreement with Information Management Associates, Inc., for the care and annual upgrade of the information software that is used by the Mental Health Department; and

WHEREAS, the maintenance agreement is for the year 2013 in the amount not to exceed \$48,000; 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 enter into an agreement on behalf of the County of Madison with Information Management Associates, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 419-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH HARLAND TECHNOLOGY SERVICES

WHEREAS, it is necessary to enter into a maintenance agreement for the care and annual upgrade of the psychological testing software that is used by the Mental Health Department; and

WHEREAS, the maintenance agreement is for the year 2013 in the amount not to exceed \$325.00; 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 enter into an agreement on behalf of the County of Madison with Harland Technology Services, in the form as is on file and with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 420-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH HERITAGE FARM, INC.

WHEREAS, Madison County desires to contract with the Heritage Farm, Inc. to provide specified services to the developmentally disabled; and

WHEREAS, the Office For People With Developmental Disabilities has agreed to fund the Heritage Farm program, not to exceed the 2013 appropriation for the period January 1 through December 31, 2013; and

WHEREAS, the appropriation and full revenue items for Heritage Farm, Inc. are included in the 2013 Madison County budget (Madison County appropriation not more than \$15,433; and, Full State Revenue not more than \$18,367); and

WHEREAS, it is understood that any reduction in State funding will result in a commensurate reduction in funding for the Agency; 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 enter into an agreement on behalf of the County of Madison with Heritage Farm, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 421-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH ONONDAGA-CORTLAND-MADISON BOARD OF COOPERATIVE EDUCATIONAL SERVICES (OCM BOCES)

WHEREAS, Madison County desires to contract with Onondaga-Cortland-Madison Board of Cooperative Educational Services (OCM BOCES) to provide school-based drug and alcohol prevention and counseling services for the Chittenango School District; and

WHEREAS, the Office of Alcoholism and Substance Abuse Services is making funds available in 100% State Aid for January 1, 2013 through December 31, 2013 in the amount of \$61,075 (There is no Madison County appropriation); and

WHEREAS, it is understood that any reduction in State funding will result in a commensurate reduction in agency funding; and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be hereby authorized to enter into an agreement on behalf of the County of Madison with Onondaga-

Cortland-Madison Board of Cooperative Educational Services in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 422-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH CENTRAL NEW YORK SERVICES, INC.

WHEREAS, Madison County desires to contract with Central New York Services, Inc. to provide forensic case management services; and

WHEREAS, the Mental Health Department is the lead agency in administering this program in a consortium of departments that include: Probation, Social Services and the Sheriff's Department; and

WHEREAS, the consortium of departments recommended to renew the contract with Central New York Services, Inc., 518 James Street, Syracuse, NY, to provide this service in Madison County for the period January 1 through December 31, 2013 at a cost not to exceed \$63,500; 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 enter into an agreement on behalf of the County of Madison with Central New York Services, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 423-12

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 369-12 adopted November 13, 2012 authorized the Chairman of the Board of Supervisors to enter into an agreement with Family Counseling Services of Cortland County, Inc. to provide administrative oversight and chemical dependency treatment services;

WHEREAS, said agreement was never executed because of requested changes by the contractor due to a series of events that were unforeseen when the original resolution was passed which has resulted in an adjustment to the requested compensation that reflects the ongoing costs for providing the contracted services, and

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 prorated beginning the later of December 17, 2012 or the date this Agreement is fully executed; and

WHEREAS, should this management agreement remain in force past January 15, 2013, the County must take measures to insure that full OASAS state aid and local assistance funding continue for the operation of the chemical dependency treatment program; and

WHEREAS, to properly account for these funding streams, and to provide compensation that reflects the ongoing costs for providing the contracted services, the County agrees to increase the rate of compensation to Family Counseling Services of Cortland County, Inc. from \$5,500 per month to \$15,707 per month commencing January 16, 2013; and

WHEREAS, this increase in compensation will not increase net cost in the 2013 Adopted County Budget.

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 – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 424-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE PROFESSIONAL PRACTICE GROUP

WHEREAS, the Madison County Mental Health Department has indicated a desire to provide child psychiatry services to the clients of the Department; and

WHEREAS, the Mental Health Department has recently lost the services of a New York State licensed psychiatrist who is Board Certified in Child Psychiatry and has a severe backlog in providing initial intake examinations and on-going clinical treatment to child and adolescent clients; and

WHEREAS, the Professional Practice Group (PPG) has representatives who are New York State licensed psychiatrists who are Board Certified in Child and Adolescent Psychiatry and who individually and collectively possess the expertise, special skills and experiences to perform services in connection herewith; and

WHEREAS, the Mental Health Department finds the services of the PPG and its representatives to be necessary in order to successfully implement the intended child and adolescent psychiatry services program for the period January 1 through December 31, 2013; and

WHEREAS, the PPG has indicated a willingness to participate and provide a Board Certified Child Psychiatrist at the rate of \$220 per hour for an average of 15 hours (15) hours per week of psychiatric services - provided either on-site at the Mental Health Department or through tele-psychiatry - with a 10% administrative fee on all billable services and the total cost for 2013 not to exceed \$181,500; 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 enter into an agreement on behalf of the County of Madison with Professional Practice Group, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisors Salka and Bradstreet:

RESOLUTION NO. 425-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE PROFESSIONAL PRACTICE GROUP

WHEREAS, the Madison County Sheriff's Department and Mental Health Department have indicated a desire to provide psychiatric services to the inmates of the Madison County Correctional Facility, and;

WHEREAS, the Professional Practice Group (PPG) has representatives who are New York State licensed psychiatrists who are Board Certified in Adult and Forensic Psychiatry and who individually and collectively possess the expertise, special skills and experiences to perform services in connection herewith, and;

WHEREAS, both the Sheriff's Department and the Mental Health Department find the services of the PPG and its representatives to be necessary in order to successfully implement the intended forensic psychiatry services program, for the period January 1 through December 31, 2013 and;

WHEREAS, the PPG has indicated a willingness to participate and provide a Board Certified Adult and Forensic Psychiatrist at the rate of \$200 per hour for an average of six (6) hours per week (anticipated ranging from four hours to eight hours per week as needed) of psychiatric services - provided either on-site at the Correctional Facility or through tele-psychiatry - with a 10% administrative fee on all billable services and the total cost for 2013 not to exceed \$64,800; and

WHEREAS, this agreement has been reviewed and approved by the Social and Mental Health Services Committee and Criminal Justice, Public Safety and Telecommunications Committee;

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 the Professional Practice Group in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Bradstreet:

RESOLUTION NO. 426-12

AUTHORIZING THE CHAIRMAN TO APPLY FOR A NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES (DHSES) - OFFICE OF INTEROPERABLE AND EMERGENCY COMMUNICATIONS (OIEC) - FY 2012 ROUND 3 PUBLIC SAFETY ANSWERING POINTS GRANT

WHEREAS, the County of Madison is eligible to apply for a New York State Division of Homeland Security and Emergency Services (DHSES) - Office of Interoperable and Emergency Communications (OIEC) - FY 2012 - 2013 Public Safety Answering Points Grant in an amount not to exceed \$7,000,000; and

WHEREAS, the County of Madison has recognized the need to ensure the safety and security of its citizens and property in an effective manner; and

WHEREAS, a grant award requested under this program is intended to aid the county public safety organizations in enhancing emergency response and improving capability and performance results under the National Emergency Communications Plan (NECP) Goal 2, improvements in governance structures, operating procedures, infrastructure development, and addressing SAFECOM guidance from the U.S. Department of Homeland Security Office of Emergency Communications (OEC); and

WHEREAS, a grant award requested under this program is for the provision of reimbursement to counties for prospective or retrospective cost leading to consolidation in public safety answering points operations (physical or virtual consolidation), to implement new technologies in PSAP(s) that facilitate interoperability and create operating efficiencies, and to promote the development and implementation of cross-jurisdictional SOPs that foster regional consolidation; and

WHEREAS, the total cost of the equipment and services under this program is not to exceed \$7,000,000; and the grant will provide for 100% of the project total cost, the county agrees is not responsible for a cost share under this program; and

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman of the Board to sign any and all necessary contract documents for a New York State Division of Homeland Security and Emergency Services (DHSES) - Office of Interoperable and Emergency Communications (OIEC) - FY 2012 - 2013) Public Safety Answering Points Grant in an amount not to exceed \$7,000,000.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 427-12

AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENT

WHEREAS, the Sheriff's Office owns a licensed version of software from SoftCode, Inc. for the daily activities of the Civil Office; and

WHEREAS, the software is highly sophisticated and utilized throughout the State. SoftCode, Inc. has agreed to maintain the software and provide customer support; and

WHEREAS, all maintenance fees will be due net 30 days prior to renewal date. The annual maintenance fee for this agreement will be One Thousand Dollars (\$1,000) per license and the County has two software licenses and there isn't any increase from the previous year; and

WHEREAS, the term of this agreement shall begin on January 1, 2013 and end December 31, 2013; and

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

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

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 428-12

AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH SHARON HOFF, REGISTERED DIETICIAN

WHEREAS, Sharon Hoff, Registered Dietician, has been providing services to the Madison County Jail as requested by the Sheriff; and

WHEREAS, the agreement is in the amount of \$40.00 per hour and represents no increase from the previous year; and

WHEREAS, the term of this agreement shall begin on January 1, 2013 and end December 31, 2013; and

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

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

ADOPTED: AYES – 847 NAYS – 285 (Becker) ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisors Bradstreet and Reinhardt:

RESOLUTION NO. 429-12

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:	Rural Traffic Enforcement Initiative (RTEI)
Award Year:	October 1, 2012 through September 30, 2013
Federal Funds Percentage:	100%
Total Grant Amount:	\$8,000.00; and

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

General Fund

Department 3113 - Sheriff - "RTEI" Federal Grant

FROM

TO

Revenue

A4389.1520 Fed Aid "RTEI" Grant 2012-13
Control Total

\$ 0

\$ 8,000

\$ 8,000

Expense

A3113.1 Personal Services
Control Total

\$7,276

\$15,276

\$ 8,000

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 – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisors Suits:

RESOLUTION NO. 430-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO
AN ASSET MANAGEMENT SYSTEM PURCHASE, MAINTENANCE,
AND SUPPORT AGREEMENT WITH NTS DATA SERVICES**

WHEREAS, the Madison County Board of Elections entered into an agreement to purchase the Custodian Asset Management system from NTS Data Services in 2010; and

WHEREAS, the pricing includes software, installation, training and five years of ongoing software support, maintenance and upgrades; and

WHEREAS, NTS has agreed to a five year contract to be paid by the County as follows;

On July 8th, 2010 the County shall make a payment to NTS in the amount of \$7,000.00

On January 15, 2011 the County shall make a payment to NTS in the amount of \$7,000.00

On January 15, 2012 the County shall make a payment to NTS in the amount of \$7,000.00

On January 15, 2013 the County shall make a payment to NTS in the amount of \$7,000.00

On January 15, 2014 the County shall make a payment to NTS in the amount of \$7,000.00

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

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 431-12

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH NTS DATA SERVICES

WHEREAS, in 2003 the Board of Elections entered into an agreement with NTS Data Services, Inc. of Niagara Falls, New York for the installation of a new TEAM 2000 (Total Election Administration Management) registration software system; and

WHEREAS, the Madison County Board of Elections entered into an agreement to purchase "Image-It! Full Document Imaging System" from NTS Data Services in 2008; and

WHEREAS, the Madison County Board of Elections entered into an agreement to purchase the eSuite System (Election Management and Election Night Reporting) from NTS Data Services in 2008; and

WHEREAS, the Statewide Voter Registration database interface between the County TEAM registration system and the New York State NYS Voter system requires the NTS Interface Messaging System with ongoing support and maintenance; and

WHEREAS, it is necessary to renew the agreements for continued software support and maintenance services to the TEAM system, Full Document Imaging, the eSuite system and the IMS Interface Messaging System; and

WHEREAS, NTS has agreed to a two year contract to be paid by the County as follows:

On January 15, 2013 – the County shall make a payment of \$36,181.00

On January 15, 2014 – the County shall make a payment of \$36,181.00

WHEREAS, this agreement has been reviewed and approved by the Administration and Oversight Committee and is in the Madison County Board of Elections budget:

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

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 432-12

FIXING TIME AND DATE TO ORGANIZE THE BOARD FOR THE YEAR 2013

RESOLVED, that pursuant to provisions in Section 151 of the County Law, January 8, 2013 at 10:30 a.m., at the County Office Building, Wampsville, New York is hereby fixed as the date, time and place of the meeting to organize the Board of Supervisors for the year 2013; and

BE IT FURTHER RESOLVED, that immediately following the Organization meeting, the Board will meet for their first monthly meeting.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 433-12

FIXING TIME FOR HOLDING MEETINGS DURING 2013

RESOLVED, that pursuant to provisions contained in Section 152 of the County Law, the Madison County Board of Supervisors shall hold meetings on the second Tuesday of each month, such meeting to be called at 10:30 a.m.; and

BE IT FURTHER RESOLVED, that the session held in November shall be designated as the “**ANNUAL SESSION**” and shall convene on the Monday following Election Day; and

BE IT FURTHER RESOLVED, that the Monday following Election Day is Veterans Day, a national holiday;

NOW, THEREFORE BE IT RESOLVED, that the Board hereby sets the first day of “Annual Session” for Tuesday, November 12, 2013 at 10:30 a.m.

Supervisor Bono offered an amendment to this resolution, seconded by Supervisor Monforte, to change the time of the second Tuesday of each month Board meeting to 2:00 p.m. A vote on the amendment was taken as follows:

ADOPTED: AYES – 1105 NAYS – 27 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

A final vote with amendment was then taken:

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Monforte:

RESOLUTION NO. 434-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO A SUBLEASE AGREEMENT WITH THE OFFICE OF ADULT CAREER AND CONTINUING EDUCATION SERVICES – VOCATIONAL REHABILITATION (ACCES-VR)

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 a private office of approximately One Hundred Thirty-Two (132) square feet to the Office of Adult Career and Continuing Education Services (ACCES-VR).; and

WHEREAS, the sublease would be for a term of three years commencing on July 1, 2012 and terminating on June 30, 2015, with an option to extend the sublease for an additional five years, and

WHEREAS, During the period of July 1, 2012 through and including June 30, 2015, the total rental for the Subleased Premises, will be Twenty-one Thousand, One-Hundred, Fourteen and 00/100 Dollars (\$21,114.00), payable in quarterly installments of One Thousand Seven Hundred, Fifty-nine and 50/100 Dollars (\$1,759.50) on the First day of the quarter, commencing July 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 the Office of Adult Career and Continuing Education Services – Vocational Rehabilitation (ACCES-VR), in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT -368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Bono:

RESOLUTION NO. 435-12

AUTHORIZING CHAIRMAN TO ENTER INTO AN EQUIPMENT MAINTENANCE AGREEMENT WITH PITNEY BOWES

WHEREAS, the County now owns a DI950 Folder/Inserter machine located in the Central Services Department; and

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

WHEREAS, the equipment maintenance agreement shall run from January 1, 2013, to December 31, 2013; and

WHEREAS, the cost will be \$3,552.00, an increase of \$68.69; and

WHEREAS, the County Buildings and Grounds Committee have reviewed and recommend that the Board of Supervisors approve of this equipment maintenance agreement program;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be and is hereby authorized to enter into this Equipment Maintenance Agreement with Pitney Bowes effective January 1, 2012, a copy of which is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Goldstein:

RESOLUTION NO. 436-12

AUTHORIZING THE FILING OF AN APPLICATION AND ENTERING INTO A STATE CONTRACT FOR A STATE GRANT-IN-AID FOR HOUSEHOLD HAZARDOUS COLLECTION PROGRAM, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.

WHEREAS, Chapter 610 of the Laws of 1993 provides up to 50% State assistance for Local Government Household Hazardous Waste Collection Programs; and

WHEREAS, Madison County is eligible for reimbursement of up to 50% of eligible funds spent in the 2012-2013 budget year (**total estimated cost \$15,000**) for Household Hazardous Waste Collection & Disposal; and

WHEREAS, Madison County, North Court Street, Wampsville, New York 13163, hereinafter called **MUNICIPALITY**, has examined and duly considered Chapter 610 of the Laws of 1993 of the State of New York and the **MUNICIPALITY** deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between the New York State Department of Environmental Conservation, hereinafter called the **DEPARTMENT**, and the **MUNICIPALITY** be executed for such State assistance; and

NOW, THEREFORE, BE IT RESOLVED, by the Madison County Board of Supervisors;

1. That the filing of an application in the form required by the State of New York and in conformity with Chapter 610 of the Laws of 1993 and rules and regulations promulgated thereunder is hereby authorized, including all understandings and assurances contained in said application.
2. That the Chairman of the Board of Supervisors is hereby directed and authorized as the official representative of the **MUNICIPALITY** to sign said application, to provide to the **DEPARTMENT** such information as may be required and to sign the resulting contract, if said application is approved by the **DEPARTMENT**.
3. That the **MUNICIPALITY** agrees that it will fund its portion of the cost of said Household Hazardous Waste Collection Program.
4. That one certified original and four (4) copies of the Resolution be prepared and sent to the DIRECTOR, DIVISION OF SOLID & HAZARDOUS MATERIALS, NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, 625 BROADWAY, 9TH FL., ALBANY, NY 12233-7253, accompanied by one original and two copies of the complete grant application package.
5. That this resolution shall take effect immediately.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Reinhardt:

RESOLUTION NO. 437-12

LEVYING UNPAID VILLAGE TAXES

WHEREAS, subsection 1442 of the New York State Real Property Tax Law directs the County Treasurer to transmit to the Board of Supervisors a listing of unpaid Village Taxes returned to her and remaining unpaid for the purpose of re-levying the unpaid amounts with accrued interest and penalties to date upon the real property upon which the same were imposed;

NOW, THEREFORE BE IT RESOLVED, that the unpaid Village Taxes as listed on the attached Village Tax Report be levied onto the 2013 Town and County Tax Roll.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 438-12

LEVYING UNPAID CENTRAL SCHOOL DISTRICT TAXES

WHEREAS, Subsection 1330 of the New York State Real Property Tax Law directs the County Treasurer to transmit to the Board of Supervisors a listing of unpaid Central School District Taxes returned to her and remaining unpaid for the purpose of re-levying the unpaid amounts with accrued interest and penalties to date upon the real property which the same were imposed;

NOW, THEREFORE BE IT RESOLVED, that the unpaid Central School District Taxes as listed on the attached unpaid Central School District Tax Report be levied onto the 2013 Town and County Tax Roll.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 439-12

ADOPTING BUDGETS FOR THE COUNTY OF MADISON FOR FISCAL YEAR 2013

WHEREAS, tentative budgets for the year 2013 has been duly presented to the Board by the Budget Officer and public hearings have been duly advertised and held;

NOW, THEREFORE BE IT RESOLVED, pursuant to Section 261, Section 299-P and Section 360 of the County Law, said tentative budgets, as changed, altered and revised, be and the same is hereby adopted as the budget for Madison County for the year 2013, said budget being attached hereto and made a part of this resolution.

ADOPTED: AYES: 758 (Monforte, Suits, Coye, Shwartz, Ball, Bono, Bradstreet, Bargabos, Reinhardt, Rafte, Carinci)
NAYS : 374 (Salka, Degear, Becker)
ABSENT: 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 440-12

APPROPRIATION FOR CONDUCT OF COUNTY GOVERNMENT FOR FISCAL YEAR 2013

WHEREAS, this Board by Resolution dated the 7th of December 2012, has adopted a budget for the fiscal year 2013;

NOW, THEREFORE BE IT RESOLVED, pursuant to Section 356 of the County Law, the several amounts specified in such budget in the column entitled "**ADOPTED**" be and hereby are appropriated for the objects and purposes specified effective January 1, 2013.

ADOPTED: AYES – 1132 NAYS – 0 ASBENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

RESOLUTION NO. 441-12

APPORTIONMENT OF COUNTY TAXES

WHEREAS, the Committee on Apportionment has apportioned the amount set forth in the budget for 2013, to be raised by tax on real property among the Towns and City of Oneida in proportion to the full value of real property liable to taxation in the various districts;

NOW, THEREFORE BE IT RESOLVED, that the attached amounts be and they hereby are levied against the real property of each Town and City of Oneida.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisors Degear and Reinhardt:

RESOLUTION NO. 442-12

**AUTHORIZING THE HEALTH PLAN ADMINISTRATOR
TO SECURE STOP LOSS COVERAGE
AND MODIFYING THE 2013 ADOPTED COUNTY BUDGET**

WHEREAS, the County offers a self-insured, traditional medical plan to its eligible employees and under-65 retirees; and

WHEREAS, the County also offers self-insured prescription drug coverage to its eligible employees and both retiree groups; and

WHEREAS, due to the recent spikes in medical claims expense and other changes resulting from health care reform, the Health Plan Administrator and Benefit Consulting Group, the County's health benefit consultants, have recommended improvements in the County's stop loss coverage; and

WHEREAS, at the request of the County, Benefit Consulting Group solicited proposals and received quotes from several carriers at various deductible levels; and

WHEREAS, of the six (6) carriers who provided proposals, Excellus is deemed to have provided the best proposal, mainly due to not lasering any participants and instead covering all participants in the County's self-insured medical and prescription drug plans.

NOW, THEREFORE, BE IT RESOLVED that the Health Plan Administrator be, and hereby is, authorized to execute such documents as deemed necessary to secure stop loss coverage from Excellus, at a cost of \$35.04 per contract per month for a deductible level of \$300,000, for the 2013 plan year; and

BE IT FURTHER RESOLVED that the 2013 Adopted County budget be modified as follows:

General Fund

9061 Hospital & Medical Insurance

Expense

	<u>From</u>	<u>To</u>
A9061.8613 Medical Claims EBS-RMSCO	\$5,900,000	\$5,849,144
A9061.8614 Stop Loss Insurance	<u>167,794</u>	<u>218,650</u>
Control Total	<u>\$6,067,794</u>	<u>\$6,067,794</u>

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Reinhardt:

RESOLUTION NO. 443-12

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

Expense

	<u>From</u>	<u>To</u>
A1165.4221 Special Prosecutor	\$ 3,200	\$ 2,075
A1165.4001 Association Dues/ Memberships	<u>0</u>	<u>1,125</u>
Control Totals	<u>\$ 3,200</u>	<u>\$ 3,200</u>

Modification No. 2

General Fund

1165-District Attorney

Expense

	<u>From</u>	<u>To</u>
A1165.407 Witness Fee & Mileage	\$ 3,750	\$ 2,730
A1165.4221 Special Prosecutor	2,075	2,645
A1165.411 Travel Conference & Seminar Expense	<u>2,200</u>	<u>2,650</u>
Control Totals	<u>\$ 8,025</u>	<u>\$ 8,025</u>

Modification No. 3

General Fund

1355 Assessment

Expense

	<u>From</u>	<u>To</u>
A1355.4911 Office Supply & Expense	\$ 9,700	\$ 9,200
A1355.4206 Computer Software Maintenance	<u>19,300</u>	<u>19,800</u>
Control Totals	<u>\$29,000</u>	<u>\$29,000</u>

Modification No. 4

General Fund

1620 – County Buildings

Expense

<u>From</u>	<u>To</u>
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A1620.401 Snow Removal	\$14,000	\$10,000
A1620.403 Misc. Building Expense & Repairs	30,000	33,000
A1620.4021 Emergency Repairs	<u>5,000</u>	<u>9,000</u>

General Fund
1040 Clerk of the Legislative Board
Expense

A1040.4911 Office Supply & Expense (Outside)	4,000	3,700
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General Fund
1010 Legislative Board
Expense

A1010.41 Travel Expense (Mileage)	12,000	9,900
A1010.4061 County Administrator Expense	<u>2,000</u>	<u>1,400</u>

Control Totals: \$67,000 \$67,000

Modification No. 5
Information Technology
Department 1680

<u>Expense</u>	<u>From</u>	<u>To</u>
A1680.4001 Association Dues	\$ 150	\$ 0
A1680.4920 Telephone Expense (other)	1,320	1,470

Control Totals: \$1,470 \$1,470

Modification No. 6
General Fund
3645-Homeland Security

<u>Expense</u>	<u>From</u>	<u>To</u>
A3645.2815 Portable Radios & Chargers	\$46,109	\$55,955
A3645.2858 Respirator Fit Test Instrument	0	12,426
A3645.4065 FFY 2008 SHSGP Homeland Security_Grant	<u>75,741</u>	<u>53,469</u>
	\$121,850	\$121,850

Control Total \$ 0

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Bradstreet:

RESOLUTION NO. 444-12

ADOPTING THE MADISON COUNTY STOP-DWI PROGRAM FOR 2013

WHEREAS, it is the intention of Madison County to continue its participation in the statewide program to combat drunk and/or impaired driving in 2013; and

WHEREAS, the Madison County Stop-DWI Coordinator has submitted a comprehensive written proposal for the 2013 Stop-DWI Program; and

WHEREAS, this written proposal has been reviewed and considered by this Board of Supervisors and a copy of said proposal is annexed hereto as Exhibit 1; and

WHEREAS, it is the intention of this Board of Supervisors to adopt and implement this written proposal as the Madison County Stop-DWI Program for 2013;

NOW, THEREFORE BE IT RESOLVED, that the annexed written proposal is adopted as the Madison County Stop-DWI Program for 2013; and

BE IT FURTHER RESOLVED, that the Stop-DWI Coordinator heretofore appointed is authorized and directed to implement the program described in the annexed proposal; and

BE IT FURTHER RESOLVED, that the Budget Officer is authorized and directed to incorporate the implementation of the Stop-DWI Program in the 2013 County budget.

ADOPTED: AYES – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

By Supervisor Reinhardt:

RESOLUTION NO. 445-12

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 – 1132 NAYS – 0 ABSENT – 368 (Cary, Goldstein, DiVeronica, Stepanski, Henderson)

**PROCLAMATION
ASTD EMPLOYEE LEARNING WEEK
DECEMBER 3-7, 2012**

***WHEREAS**, organizations throughout Madison County are committed to creating a highly skilled workforce that is critical to growing and sustaining a competitive advantage; and*

***WHEREAS**, having a knowledgeable, skilled workforce improves the performance of organizations; and, learning develops individual and organizational knowledge and expertise; and*

***WHEREAS**, the ASTD (American Society for Training & Development) – the world's largest association dedicated to workplace learning and performance professionals – has declared December 3-7, 2012 as “Employee Learning Week” and designated this time for organizations to recognize the value of employee learning; and*

***WHEREAS**, the Central New York Chapter of ASTD, and organizations throughout Madison County have demonstrated their commitment to developing the skills of employees and the workforce;*

***NOW, THEREFORE**, I, John M. Becker, Chairman of the Madison County Board of Supervisors do hereby proclaim December 3-7, 2012 as:*

EMPLOYEE LEARNING WEEK

in Madison County and urge all residents to observe this very special event.

PUBLIC COMMENT PERIOD

No speakers.

Chairman Becker recessed the Board meeting at 11:00 a.m. and announced to the Board members that a Committee of the Whole meeting of all members was needed and to remain in the Chambers.

A motion to enter into executive session for purposes of discussion of procedural aspects of pending and current litigation, in particular the case involving accessibility to the Courthouse; Brown & Rogowski vs. County of Madison, was made by Supervisor Bono, seconded by Supervisor Rafte and carried.

At the end of the discussion in executive session, Supervisor Monforte made a motion to close, seconded by Supervisor Rafte and carried.