

MADISON COUNTY BOARD OF SUPERVIORS
4th Day Annual Session – Thursday, December 27, 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 Salka (54 votes), Supervisor Coye (21 votes), Supervisor Ball (41 votes), Supervisor Bargabos (27 votes) and Supervisor Carinci (58 votes).

Pledge of Allegiance.

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

COMMUNICATIONS

1. Acknowledgement received from NYSAC regarding Resolution No. 379-12 adopted by this Board regarding Jessica's Law.
2. Copy of Resolutions from Yates and Schuyler Counties – Calling for the Governor and State Legislature to Compensate Counties for State Mandated District Attorney's Salaries.
3. Copy of a Resolution from Niagara Counties – Calling on the NYS Senate and Assembly to Strengthen Laws Protecting Children from Child Predators.

REPORTS

1. Madison County Corporate Compliance Report for November/December 2012.

REPORTS OF COMMITTEES

Supervisors, Highway, Social Services, JTPA/WIA and Madison County Sewer District:	\$1,627,223.08
Miscellaneous Accounts:	\$ 1,703,303.63

RESOLUTIONS

By Supervisor Degear:

RESOLUTION NO. 446-12

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 Richard Spadafora, Carol Brophy, Lorraine Schmidtka, James DeForest, Sharon Driscoll, Cynthia Brown and Kathleen Laurin upon their retirement.

Richard A. Spadafora	Central Services	1978 - 2012
S. Carol Brophy	Real Property	1978 - 2012
Lorraine G. Schmidtka	Employment and Training	1979 - 2012
James M. DeForest	Sheriff's	1990 - 2012
Sharon A. Driscoll	Solid Waste	1997 - 2012
Cynthia L. Brown	Probation	1998 - 2012
Kathleen M. Laurin	Mental Health	2000 – 2012

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

Chairman Becker called on Dick Spadafora, Carol Brophy and Lorraine Schmidtka to step forward one at a time to accept their gifts, and be congratulated for their many years of dedicated service to Madison County. Each thanked the Board and expressed their gratitude with working with the many board members, department heads and employees over the years. Chairman Becker then called Sheriff Riley who presented a gift to Deputy DeForest and thanked and recognized him for doing an outstanding job as Deputy for Madison County. Chairman Becker also called on Director of Solid Waste, Jim Zecca who presented a gift and thanked his employee, Sharon Driscoll for the many jobs that she has done at the county over the years; from covering press releases to teaching elementary school children about recycling, and also for heading up the many recycling programs for the County. Sharon thanked the Board and gave thanks to Mr. Zecca for being a very dedicated department head. Also presented with a gift of appreciation by Deputy Director of Probation Jill Moore was Cynthia Brown for her fourteen years of service. Director of Mental Health, Jim Yonai accepted a gift on behalf of Kathleen Laurin who could not be present today.

RESOLUTION NO. 447-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
(Empire Safety Training and Consulting, Inc.)**

WHEREAS, the County has a contract with Empire Safety Training and Consulting, Inc. of Chittenango, NY to provide required employee safety training and other related employee safety services; and

WHEREAS, the renewal agreement with Empire Safety Training and Consulting, Inc. of Chittenango, NY, maintains the 2012 rates and provides for a hourly rate of sixty-five dollars (\$65) per hour up to a maximum of \$38,000 in 2013; and

WHEREAS, the Government Operations Committee recommends the County retain the services of Empire Safety Training and Consulting to continue to bring about a positive impact on the health and safety of Madison County employees;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be and hereby is authorized to enter into an extension agreement with Empire Safety Training and Consulting, Inc., for the period January 1, 2013 through December 31, 2013 and said agreement is on file with the Clerk to the Board; and

BE IT FURTHER RESOLVED that the total cost for these employee safety services shall not exceed \$38,000 per year.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 448-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
(RIVERFRONT MEDICAL SERVICES, P.C.)**

WHEREAS, the Omnibus Transportation Employee Testing Act of 1991 requires drug and alcohol testing of employees who are required to have commercial driver's licenses (CDL) for the performance of their duties; and

WHEREAS, this federal law requires pre-employment, random, post accident and reasonable suspicion testing for CDL holders; and

WHEREAS, a written policy has been adopted that requires a pre-placement examination and controlled substances screening of an applicant who has been offered a permanent, full-time or permanent, part-time position in Madison County; and

WHEREAS, 2013 rates have been negotiated and Riverfront Medical Services, P.C. has agreed to provide these required services with no increases from the previous 2012 fee schedule; and

WHEREAS, the Government Operations Committee has reviewed and approved the agreement with Riverfront Medical Services, P.C. for the provision of these services,

NOW, THEREFORE BE IT RESOLVED that the Chairman of the Board of Supervisors be and hereby is authorized to enter into the agreement with Riverfront Medical Services, P.C. for the period January 1, 2013 through December 31, 2013, as is on file with the Clerk to the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 449-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT

WHEREAS, Madison County is frequently impacted by New York State and Federal mandates through legislation, regulations and executive decisions; and

WHEREAS, Madison County is highly dependent on and impacted by budget actions at the State and Federal level; and

WHEREAS, the County is committed to assessing these impacts in a proactive way; and

WHEREAS, the County is not able to continuously monitor proposed legislation and measures affecting the County budget that may be considered by State and Federal officials or agencies; and

WHEREAS, the County currently has a contract with Ryan Moses of Capital Public Strategies, to provide legislative consulting services at the state level; and

WHEREAS, Capital Public Strategies has been acquired by Park Strategies, LLC; and

WHEREAS, Park Strategies of New York, New York maintains offices and staff resources within Albany, NY and Washington, DC that are engaged, full-time, in monitoring

legislative and regulatory matters being contemplated by legislative and executive agencies; and

WHEREAS, Park Strategies possesses special consultant expertise in analyzing the full impact of and addressing these legislative, budgetary and regulatory matters and addressing them in their formative stage; and

WHEREAS, the County has engaged Park Strategies, LLC for such purposes previously under a legislative consulting agreement; and

WHEREAS, through the acquisition of Capital Public Strategies, Park Strategies now possesses public relations services experience; and

WHEREAS, after review, the Government Operations Committee recommends that the County enter into an agreement with Park Strategies to provide legislative consulting and public relations services in which Ryan Moses will be the lead contact; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and hereby is authorized to enter into an agreement effective January 1, 2013 – December 31, 2013, at a fee not to exceed \$5,000 per month, in the form as is on file with the Clerk to the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

At 11:00 a.m. Chairman Becker announced the scheduled public hearing on the Review of Requests for Additions to Agricultural Districts in Madison County. Supervisor Goldstein made the motion to open the hearing, seconded by Supervisor Rafte and carried. Chairman Becker asked for speakers, and called on Scott Ingmire, Director of Planning to give a little overview about what the hearing is about. Mr. Ingmire addressed the Board stating that this is the open enrollment period for land owners to request inclusions of predominantly viable agricultural lands in certified agricultural districts in Madison County. There being no other speakers, Chairman Becker asked for a motion to close the hearing. Supervisor Goldstein made the motion to close the hearing, seconded by Supervisor Monforte and carried.

RESOLUTION NO. 450-12

AUTHORIZING THE CHAIRMAN TO EXECUTE AN ENGAGEMENT LETTER FOR PROFESSIONAL AUDITING SERVICES

WHEREAS, Madison County offers a Deferred Compensation Plan to its eligible employees; and

WHEREAS, employees may participate in this plan on a voluntary basis; and

WHEREAS, an annual audit of the Madison County Deferred Compensation Plan is required by the plan document duly adopted by the Board of Supervisors; and

WHEREAS, an annual audit is further required pursuant to Section 9005.1 of the *Rules and Regulations* of the NYS Deferred Compensation Board; and

WHEREAS, D'Arcangelo & Co, LLP has successfully performed said audit for the fiscal years ending 2009, 2010, and 2011; and

WHEREAS, D’Arcangelo & Co, LLP has submitted an engagement letter for performance of the audit for fiscal years ending 2012, 2013, and 2014, at a cost of \$4,300.00 per year; and

WHEREAS, ample appropriations are included in the 2013 Adopted County Budget account A1325.4203.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the engagement letter provided by D’Arcangelo & Co, LLP, as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 451-12

**AUTHORIZING THE CHAIRMAN TO EXECUTE AN
AGREEMENT WITH BENEFIT CONSULTING GROUP, INC.
FOR PROFESSIONAL CONSULTING SERVICES**

WHEREAS, Benefit Consulting Group, Inc. (BCG) has provided the County with professional consulting services for health plan, prescription drug and related health benefit matters for the past several years; and

WHEREAS, the relationship with BCG has proven satisfactory, most recently having assisted the County with securing a replacement plan for Medicare-eligible retirees due to Excellus’s discontinuance of their community-rated product effective January 1, 2013, as well as obtaining quotes and making recommendations for more adequate stop loss coverage; and

WHEREAS, the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act, also referred to as Health Care Reform, continues to evolve and result in more complex administration of health care benefits; and

WHEREAS, the County has budgeted over \$9.9 million for premiums, claims, and administration of its health plans in 2013; and

WHEREAS, due in part to the complexity of Health Care Reform and the increasing costs of providing health insurance coverage, it would be advantageous to retain the services of a professional health benefit consultant on an as-need basis; and

WHEREAS, BCG has provided a proposal to renew their agreement for such professional consulting services at no increase in rates from the prior year; and

WHEREAS, the hourly fees quoted for the two (2) consultants most frequently utilized by County staff are \$125.00 per hour and \$185.00 per hour; and

WHEREAS, the 2013 expenses for these consulting services are not to exceed budgeted appropriations of \$28,200; and

WHEREAS, the proposal made by BCG has been reviewed and approved by the Health Plan Administrator and the Government Operations Committee.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be, and hereby is, authorized to execute an agreement with Benefit Consulting Group, Inc., as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 452-12

**AUTHORIZING THE RENEWAL OF AN AGREEMENT WITH EBS-RMSCO, INC.
FOR DENTAL ADMINISTRATION SERVICES**

WHEREAS, the County provides dental insurance for its eligible employees and their eligible dependents; and

WHEREAS, the employee dental program is a self-funded program; and

WHEREAS, EBS-RMSCO, Inc. has effectively provided the County with administrative services for the dental plan for fiscal year 2012 at a cost of \$2.50 per subscriber per month; and

WHEREAS, EBS-RMSCO, Inc. has proposed no change to their current fee of \$2.50 per subscriber per month for fiscal year 2013.

NOW, THEREFORE, BE IT RESOLVED that the County's agreement with EBS-RMSCO, Inc. be, and hereby is, renewed for the period of January 1, 2013 through December 31, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 453-12

**AUTHORIZING THE RENEWAL OF AN AGREEMENT WITH EBS-RMSCO, INC.
FOR DISABILITY ADMINISTRATION SERVICES**

WHEREAS, Madison County has a service agreement with EBS-RMSCO, Inc. for disability benefit claims administration; and

WHEREAS, EBS-RMSCO, Inc. has successfully provided the County with self-insurance disability administration services for the past five (5) fiscal years at a cost of \$11,250 per year; and

WHEREAS, EBS-RMSCO, Inc. has proposed to perform these services for 2013 at a cost of \$11,250, which represents no increase in cost from the previous plan year.

NOW, THEREFORE, BE IT RESOLVED that the County's agreement with EBS-RMSCO, Inc. be, and hereby is, renewed for the period of January 1, 2013 through December 31, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 454-12

**AUTHORIZING THE RENEWAL OF AN AGREEMENT WITH EBS-RMSCO, INC.
FOR SECTION 125 ADMINISTRATION SERVICES**

WHEREAS, the County provides an IRS Section 125 Flexible Spending Account for its eligible employees; and

WHEREAS, the Flexible Spending Account allows employees to pay for anticipated health care, dependent care and health insurance premiums with pre-tax dollars; and

WHEREAS, in addition to the tax savings for Flexible Spending Account participants, the County, as the employer, also benefits from Social Security and Medicare tax savings; and

WHEREAS, EBS-RMSCO, Inc. has provided the County with administrative services for the Flexible Spending Plan for fiscal year 2012 at a cost of \$4.45 per participant per month; and

WHEREAS, EBS-RMSCO, Inc. has proposed no increase to their fee of \$4.45 per participant per month for fiscal year 2013.

NOW, THEREFORE, BE IT RESOLVED that the County's agreement with EBS-RMSCO, Inc., for Section 125 administrative services be, and hereby is, renewed for the period of January 1, 2013 through December 31, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 455-12

**AUTHORIZING THE RENEWAL OF
AN AGREEMENT WITH MVP HEALTH CARE**

WHEREAS, Madison County offers a Health Maintenance Organization (HMO) option for health insurance coverage for its eligible employees; and

WHEREAS, there are currently five (5) participants in the MVP Health Care Plan; and

WHEREAS, MVP Health Care has developed premium rates for the HMO portion of the County's health insurance program for fiscal year 2013; and

WHEREAS, these rates reflect an increase of 6.34% as compared with the prior year; and

WHEREAS, the 2013 annualized rates are as follows: Single - \$8,258.16; 2-Person - \$16,516.32; and Family - \$21,471.12.

NOW, THEREFORE, BE IT RESOLVED, that the County's agreement with MVP Health Care be, and hereby is, renewed for the period of January 1, 2013 through December 31, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 456-12

**AUTHORIZING THE CHAIRMAN TO EXECUTE AN AGREEMENT
WITH EXCELLUS BLUE CROSS AND BLUE SHIELD**

WHEREAS, by Resolution No. 269-12, dated September 11, 2012, the Chairman of the Board was authorized to execute a proposal from Excellus Blue Cross and Blue Shield for a

Classic Blue Secure health plan for the County's Medicare-eligible retirees and Medicare-eligible dependents; and

WHEREAS, Excellus Blue Cross and Blue Shield has recently developed a group agreement for execution relative to the Classic Blue Secure health plan for plan year 2013; and

WHEREAS, the 2013 annualized premium rates for the Classic Blue Secure health plan are as follows: Single - \$2,562.24; and 2-Person - \$5,124.48.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute the group agreement with Excellus Blue Cross and Blue Shield, as is on file with the Clerk of the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 457-12

DESIGNATING NEWSPAPERS FOR 2013

WHEREAS, Subdivision 2 of Section 214 of the County Law states that the Board of Supervisors shall annually designate two newspapers to publish local laws, notices and other matters required by law to be published; and

WHEREAS, in designating such newspapers, “. . .consideration shall be given to those newspapers [with] general circulation throughout the county”; and

WHEREAS, Subdivision 1 of Section 214 of County Law requires that a majority of the members of the Board of Supervisors from each party designate a newspaper for the publication for concurrent resolutions, election notices issued by the secretary of state, and the official canvass; and

WHEREAS, a majority of the members of the Board of Supervisors from each party have designated the *Oneida Daily Dispatch* and the *Madison County Courier* as the papers to publish the concurrent resolutions, the election notices issued by the secretary of state, and the official canvass;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors hereby designates the following newspapers for the following official publications:

Concurrent Resolutions	<i>Oneida Daily Dispatch</i> <i>Madison County Courier</i>
Official Canvass	<i>Oneida Daily Dispatch</i> <i>Madison County Courier</i>
Election Notices	<i>Oneida Daily Dispatch</i> <i>Madison County Courier</i>
Official Notices	<i>Oneida Daily Dispatch</i> <i>Madison County Courier</i>
Local Laws, Notices, and other matters required by law to be published	<i>Oneida Daily Dispatch</i> <i>Madison County Courier</i>

BE IT FURTHER RESOLVED, that a copy of each County legal advertisement shall be distributed by the official County newspapers to all of the following located in Madison County: Town Clerks, Village Clerks, City Clerks, Public Libraries and Reading Centers, County Clerk, Clerk of the Board of Supervisors, County Veterans and County Board of Elections.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 458-12

DESIGNATING DISPOSAL OF OBSOLETE AND/OR SURPLUS COUNTY PERSONAL PROPERTY

WHEREAS, in accordance with the Madison County disposal of Obsolete and/or Surplus County Personal Property Policy and Procedures, County Personal Property is required to be declared obsolete and/or surplus by the Board of Supervisors; and

WHEREAS, the current list of County Personal Property waiting obsolete and/or surplus designation is attached.

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors declares the list of said items as obsolete and/or surplus.

ITEM	DEPARTMENT	MILEAGE	CONDITION
2006 Chevy Impala	Sheriff	143,619	Fair
2006 Chevy Impala	Sheriff	170,696	Fair
2008 Chevy Impala	Sheriff	155,233	Fair
1997 Suzuki ATV	Sheriff	454	Good
1999 Chevy Tahoe	Sheriff	114,261	Poor
2001 Bombardier PWC- Sea Doo	Sheriff	116 hours	Good
2006 Karavan PWC Trailer	Sheriff	n/a	Fair
1997 PWC Trailer	Sheriff	n/a	Good

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 459-12

AMENDING THE MADISON COUNTY MANAGEMENT PERFORMANCE APPRAISAL POLICY

WHEREAS, the Madison County Board of Supervisors adopted a revised Management Performance Appraisal Policy by Resolution No. 313 of 2009; and

WHEREAS, the Board of Supervisors desires to amend the language of the appraisal policy so it can properly evaluate employees work production and streamline the evaluation process; and

WHEREAS, the Madison County Management Performance Appraisal Policy has been reviewed by the Management Salary Review Workgroup, Administrative Assistant to the Chairman of the Board of Supervisors and the Government Operations Committee; and

WHEREAS, the Government Operations Committee reviewed the modifications to the policy as are attached and recommends same for adoption by the Board of Supervisors.

NOW, THEREFORE BE IT RESOLVED that the Madison County Management Performance Appraisal Policy be and hereby is amended.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 460-12

AMENDING THE MADISON COUNTY MANAGEMENT SALARY PLAN

WHEREAS, the Madison County Board of Supervisors adopted a revised Management Salary Plan by Resolution No. 266 of 2009; and

WHEREAS, the Board of Supervisors desires to amend the language of the salary plan to adhere to the changes in the revised Madison County Management Performance Appraisal Policy; and

WHEREAS, the Madison County Management Performance Appraisal Policy has been reviewed by the Management Salary Review Workgroup, Administrative Assistant to the Chairman of the Board of Supervisors and the Government Operations Committee; and

WHEREAS, the Government Operations Committee reviewed the modifications to the plan as are attached and recommends same for adoption by the Board of Supervisors,

NOW, THEREFORE, BE IT RESOLVED that the Madison County Management Salary Plan be and hereby is amended.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 461-12

**ESTABLISHING THE SALARIES OF COUNTY OFFICERS AND
MANAGERIAL/CONFIDENTIAL EMPLOYEES FOR 2013**

RESOLVED, that commencing January 1, 2013, **step a** of **Appendix B** - Salary Schedule of the Management Salary Plan shall be increased by 3% with the 2% differential between the original steps of the plan maintained; and

BE IT FURTHER RESOLVED, that commencing January 1, 2013, the following salaries shall be paid to County officers and managerial/confidential employees in biweekly payments by the County Treasurer.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

TITLE	<u>1/1/2013</u>
County Attorney	133,211
Administrative Assistant to the Chairman of the Board of Supervisors	90,306

Director Community Mental Health Services	90,052
Supervising Psychologist	77,832
Director of Solid Waste Management	77,434
Planning Director	74,654
First Assistant District Attorney	71,563
Deputy Probation Director II	71,002
Probation Director II	71,002
Undersheriff	67,198
Deputy Commissioner for Administrative Services	67,071
Supervising Social Services Attorney	66,625
Highway Operations Manager	66,612
Director of Environmental Health	65,592
Building Maintenance Supervisor	64,168
Deputy Director for Administrative Services	63,232
Director of Community Health Services	62,966
Deputy Sherriff (Captain)	62,379
Director of Administrative Services - DSS	62,147
Director of Labor Relations	62,081
Deputy Commissioner for Family Services	60,754
Deputy Commissioner for Financial Aid	59,834
E911 Director	58,774
Clerk to the Board of Supervisors	58,680
Deputy County Highway Superintendent	57,532
Director of Children With Special Needs Program	56,437
Director of Administrative Services	55,413
Corrections Captain	55,110
Child Advocacy Center Director	54,931
Director of Administrative Services	54,365

Social Services Attorney II	54,365
Fire Coordinator/Emergency Preparedness Director	54,046
Workforce Development Supervisor	53,833
Corrections Lieutenant	52,486
Director of Child Support Enforcement/Financial Aid	52,351
Director of Temporary Assistance/Financial Aid	52,351
Corrections Lieutenant	51,437
Second Assistant County Attorney	51,246
First Assistant County Attorney	50,142
Deputy County Treasurer	50,117
Deputy County Treasurer	50,026
Labor Relations Technician	49,598
Youth Bureau Director	49,241
Assistant Director of Environmental Health	48,249
Second Assistant District Attorney	48,156
Landfill Operations Manager	47,383
Assistant Director of Administrative Services	47,343
Deputy County Clerk	46,895
Deputy County Clerk	46,895
Confidential Secretary to County Attorney	46,241
Assistant E911 Director	45,397
Director of Veterans Service Agency	44,792
Assistant Director of Administrative Services	44,422
Personnel Technician II	44,018
Director of Weights and Measures	41,159
Confidential Secretary to District Attorney	39,507
Assistant District Attorney - DWI Program	38,823
Records Management Coordinator	38,361

Confidential Secretary to Commissioner of Social Services	37,301
Confidential Secretary to Board of Supervisors	36,888
Payroll Manager	36,546
Personnel Associate	35,180
Personnel Associate	34,909
Confidential Secretary to Sheriff	34,878
Confidential Secretary to the Director of Community Mental Health Services	34,370
Fifth Assistant District Attorney	32,782
Administrative Assistant to the District Attorney	32,780
Senior Election Clerk	32,738
Payroll Specialist	31,573
Payroll Specialist	31,573
Confidential Secretary to the Public Health Director	31,573
Stop-DWI Coordinator	30,397
Administrative Assistant to County Attorney	28,636
Senior Election Clerk	28,636
Fourth Assistant District Attorney	26,227
Supervisor of Central Services	25,268
County Historian	19,492
Confidential Secretary to Clerk to Board	16,598
Recycling Coordinator	20,135
Deputy Coroner	6,550
Deputy Coroner	6,150
Coroner	4,500
Deputy Coroner	4,500

By Supervisors Degear and Reinhardt:

RESOLUTION NO. 462-12

APPOINTING A BUDGET OFFICER AND A DEPUTY BUDGET OFFICER

WHEREAS, by Resolution No. 433-11, Cindy Edick, County Treasurer was appointed as Budget Officer commencing January 1, 2012; and

WHEREAS, Mark Scimone was appointed as Deputy Budget Officer commencing January 1, 2012; and

WHEREAS, the Finance, Ways and Means and Government Operations Committees recommend that Cindy J. Edick, County Treasurer be appointed as Budget Officer and that Mark A. Scimone, Administrative Assistant to the Chairman of the Board of Supervisors be appointed Deputy Budget Officer for the 2013 calendar year,

NOW, THEREFORE, BE IT RESOLVED that Cindy J. Edick be and hereby is appointed Budget Officer and shall maintain the 2012 stipend of \$5,000, paid on a biweekly basis effective January 1, 2013,

BE IT FURTHER RESOLVED that Mark A. Scimone be and hereby is appointed Deputy Budget Officer effective January 1, 2013, again at no additional compensation.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisors Degear, Bono and Suits:

RESOLUTION NO. 463-12

CALLING FOR THE CENTRAL SERVICES DEPARTMENT TO BE MERGED INTO THE BUILDING MAINTENANCE DEPARTMENT

WHEREAS, the County continues to review and proceed with departmental consolidation where appropriate in an effort to increase efficiencies and reduce administrative costs; and

WHEREAS, the Central Services Department has been a standalone department since its existence; and

WHEREAS, it has been recommended that the Central Services Department be merged with the Building Maintenance Department; and

WHEREAS, the Building Maintenance Supervisor will have oversight of both departments as a result of this merger and shall receive a 2013 stipend of \$3,000 for the additional duties, paid on a biweekly basis effective January 1, 2013; and

WHEREAS, the Government Operations, County Buildings and Grounds and Administration and Oversight Committees recommend this merger; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors approves the merging of these departments effective January 1, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Degear:

RESOLUTION NO. 464-12

**RENEWING THE STIPEND FOR THE
AMERICANS WITH DISABILITIES ACT (ADA) COORDINATOR**

WHEREAS, resolution No. 448 of 2011 appointed the Public Health Director as the Americans with Disabilities Act (ADA) Coordinator; and

WHEREAS, the Government Operations Committee has reviewed the compensation rate for this position and recommends the 2013 annual rate be \$2,600,

NOW, THEREFORE BE IT RESOLVED that a stipend of \$2,600 be and hereby is established for the ADA Coordinator for 2013, payable on a biweekly basis effective January 1, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 465-12

**RENEWING THE STIPEND FOR THE
MEDICAID CORPORATE COMPLIANCE OFFICER**

WHEREAS, resolution No. 449 of 2011 appointed the Public Health Director as Corporate Compliance Officer; and

WHEREAS, the Government Operations Committee has reviewed the compensation rate for this position and recommends the 2013 annual rate be \$14,905,

NOW, THEREFORE BE IT RESOLVED that a stipend of \$14,905 be and hereby is established for the Corporate Compliance Officer for 2013, payable on a biweekly basis effective January 1, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 466-12

**RENEWING THE STIPEND FOR THE ON-CALL
SYSTEM FOR CERTAIN COUNTY MANAGERS**

WHEREAS, management personnel in the Health, Maintenance, Mental Health and Solid Waste Departments, provide on-call coverage; and

WHEREAS, the Board of Supervisors has approved stipends for these managers since 1994; and

WHEREAS, the Government Operations Committee has reviewed the compensation for this on-call system and recommends that the Board authorize continuation of the stipend at the existing rates,

NOW, THEREFORE BE IT RESOLVED that the managers in the Maintenance, Mental Health and Solid Waste departments shall receive \$50.00 per week when they provide primary or backup on-call coverage except as modified below; and

BE IT FURTHER RESOLVED that the managers in the Health Department shall receive \$100.00 per week when they provide primary or back-up on-call coverage; and

BE IT FURTHER RESOLVED that these rates are effective through December 31, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 467-12

**ESTABLISHING THE 2013 SALARY OF THE TEMPORARY
DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES**

WHEREAS, Dr. James Yonai, the Director of Community Mental Health Services will retire effective January 18, 2013; and

WHEREAS, the County Mental Health and Community Services Board has acted to appoint Teisha Cook the temporary Director of Community Mental Health Services; and

WHEREAS, the Government Operations Committee recommends the 2013 salary of \$75,120,

NOW, THEREFORE BE IT RESOLVED that the 2013 salary for Teisha Cook, temporary Director of Community Mental Health Services be and hereby is established as \$75,120 effective January 21, 2013.

ADOPTED: AYES – 1299 NAYS - 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 468-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT

WHEREAS, the County's Information Technology (IT) Department provides critical data security and support for the County's IT infrastructure; and

WHEREAS, The Bonadio Group has performed management consulting services for Madison County over the past year resulting in increased IT services and IT security implementations; and

WHEREAS, the County would like to continue to contract with The Bonadio Group to provide compliance and infrastructure recommendations; and

WHEREAS, the Government Operations Committee recommends entering into an agreement with The Bonadio Group to provide said services; and

WHEREAS, the cost for professional fees and services shall be at an annual rate of \$40,000, a reduction from the 2012 annual rate of \$60,000,

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be and hereby is authorized to execute the agreement with The Bonadio Group effective January 1, 2013 – December 31, 2013, a copy of which is on file with the Clerk to the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 469-12

**ESTABLISHING A STIPEND FOR THE
ADMINISTRATIVE ASSISTANT TO THE CHAIRMAN OF THE BOARD**

WHEREAS, Madison County has contracted with The Bonodio Group for Information Technology management consulting services with over the past year; and

WHEREAS, The Bonodio Group will continue to provide consulting services in 2013 for compliance and infrastructure recommendations at a reduced rate due to a changes in the scope of services; and

WHEREAS, the Administrative Assistant to the Chairman has provided administrative oversight for the Information Technology Department and direct supervision of its staff since April 15, 2011; and

WHEREAS, the Government Operations Committee recommends that a stipend be provided to the Administrative Assistant to the Chairman for his increased responsibilities in the Information Technology Department due to the reduction of services to be provided by The Bonodio Group.

NOW THEREFORE BE IT RESOLVED, that Mark Scimone, Administrative Assistant to the Chairman shall receive a 2013 stipend of \$5,000 for his increased responsibilities, paid on a biweekly basis effective January 1, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Suits:

RESOLUTION NO. 470-12

**ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 8
FOR THE YEAR 2012 AND CALLING FOR A PUBLIC HEARING**

WHEREAS, Supervisor Suits has duly introduced proposed Local Law No. 8 for the year 2012, entitled "A LOCAL LAW AMENDING A LOCAL LAW TO PROVIDE FOR A MODIFIED WEIGHTED VOTING APPORTIONMENT PLAN FOR THE ELECTION OF REPRESENTATIVES TO THE BOARD OF SUPERVISORS"; 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 January 8, 2013 at 10:45 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 – 1014 NAYS – 285 (Becker) ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

LOCAL LAW NO. 8 FOR YEAR 2012

**A LOCAL LAW AMENDING A LOCAL LAW TO PROVIDE FOR A MODIFIED
WEIGHTED VOTING APPORTIONMENT PLAN FOR THE ELECTION OF
REPRESENTATIVES TO THE BOARD OF SUPERVISORS**

BE IT ENACTED, by the Board of Supervisors of the County of Madison, New York as follows:

SECTION 1. Local Law No. 4 of 2002; Amending Local Law No. 2 of 1993; Amending Local Law No. 5 of 1981; Amending Local Law No. 2 of 1972; Amending Local Law No. 1 of 1968 entitled "A Local Law to Provide for a Modified Weighted Voting Apportionment Plan for the Election of Representatives to the Board of Supervisors," is hereby amended to read as follows:

SECTION 2. Designation.

On and after January 1, 2013, the legislative body of the County of Madison shall continue to be known and designated as the Board of Supervisors, but the number of votes that each member thereof shall be entitled to cast shall be determined and fixed in accordance with the provision of this Local Law.

SECTION 3. Number, Term.

(a) The Board of Supervisors shall consist of nineteen (19) members apportioned as follows:

	No. of Supervisors
Brookfield	1
Cazenovia	1
DeRuyter	1
Eaton	1
Fenner	1
Georgetown	1
Hamilton	1
Lebanon	1
Lenox	1
Lincoln	1
Madison	1
Nelson	1
Smithfield	1
Stockbridge	1
Sullivan	1
City of Oneida:	
District 1 (Wards 1, 2, & 3)	2
District 2 (Wards 4, 5, & 6)	2
	<hr/>
Total	19

(b) The term of each member of the Board of Supervisors shall be two (2) years commencing on the first day of January following such member's election, except as otherwise provided by law, such exception including Supervisors for which their respective Towns and City have established different terms (the Towns of Lenox, Madison and Sullivan currently providing for Supervisors' terms of four (4) years). The election of members of the Board of Supervisors shall be conducted at the general election of each odd-numbered year.

SECTION 4. Appointment Base, Number of Votes.

- (a) Commencing on January 1, 2013, the apportionment of votes among each member of the Board of Supervisors shall be based on the latest official federal decennial census for total county population excepting, however, should there be proposed an official special county census subsequent to such federal decennial census and should the Board of Supervisors determine that the then existing apportionment is violative of then applicable provisions of law, the Board of Supervisors may effect a reapportionment which shall be in conformity with such official census and such then applicable provisions of law.
- (b) Based on the 2010 official federal decennial census, commencing on January 1, 2013, and continuing thereafter until a subsequent apportionment of the Board of Supervisors as hereinbefore provided each town or city district shall be initially allocated one (1) full vote for every forty-nine (49) person, or major fraction therefore, residing in such town or city district.
- (c) The number of full votes allocated to each town or city district as hereinabove provided shall then be modified by the Board of Supervisors so that the factor or disparity between the effective voting power of such town or city district and its percentage of the total county population, as determined by independent mathematical analysis, shall not be greater than plus or minus five percent (+/- 5%), separate allocations being established based upon separate analysis of simple majority vote, two-thirds vote, three-fifths vote, and three-quarters vote.
- (d) The City of Oneida shall be divided into two (2) supervisory districts of substantially equal population. District one shall be composed of wards, one, two and three. District two shall be composed of wards, 4, 5, and 6. Each supervisory district within the City of Oneida shall be represented on the County Board of Supervisors by two (2) supervisors. The two (2) supervisors from each of said districts will be elected at large in accordance with law. Each supervisor so elected shall be entitled to cast one half (1/2) of the total votes allocated to said supervisory district in accordance with subsection (f) hereof.
- (e) Pursuant to Section 4(b) each town or city district shall be initially allocated the following number of votes:

Number of votes

Brookfield	52
Cazenovia	145
DeRuyter	33
Eaton	107
Fenner	35
Georgetown	20
Hamilton	137
Lebanon	27
Lenox	186
Lincoln	41
Madison	61
Nelson	41
Smithfield	26
Stockbridge	43
Sullivan	313
City of Oneida:	
District 1 (Wards 1, 2, & 3)	127
District 2 (Wards 4, 5, & 6)	<u>106</u>
Total	1500

(f) Pursuant to Section 4(c) each town or city district shall be entitled to cast the following number of full votes

TOWN	POPULATION	SIMPLE MAJORITY	3/5	2/3	3/4
Brookfield	2545	54	53	52	40
Cazenovia	7086	147	147	139	107
DeRuyter	1589	34	34	32	25
Eaton	5255	111	110	104	80
Fenner	1726	37	36	35	27
Georgetown	974	21	21	20	16
Hamilton	6690	139	139	132	101
Lebanon	1332	28	28	27	21
Lenox	9122	188	186	175	133
Lincoln	2012	43	42	41	32
Madison	3008	64	63	61	47
Nelson	1980	42	41	40	31
Smithfield	1288	27	27	26	20
Stockbridge	2103	45	44	43	33
Sullivan	15339	280	291	347	615
City of Oneida					
District One					
Wards 1-2-3					
Supervisor A	6220	65	65	62	47
Supervisor B		65	65	62	47
City of Oneida					

District Two Wards 4-5-6 Supervisor A Supervisor B	5173	55 55	54 54	51 51	39 39
TOTAL	73442	1500	1500	1500	1500

(g) The total number of full votes which each supervisor is entitled to cast shall not be divisible and shall be cast as one unit.

SECTION 5. Quorum, Passage of Resolutions, Local Laws, Motions and Proposals.

- (a) A majority of the whole number of the members of the Board of Supervisors shall constitute a quorum for the transaction of business.
- (b) Except where a greater affirmative vote is required by law, the adoption of a motion, resolution or local law shall require the affirmative vote of not less than a majority of the weighted votes of the total membership of the Board, and in each instance adoption shall be decided based upon the weighted votes in accordance with the table set forth in Section 4(f).
- (c) Notwithstanding any other provision of this local law, every member of the Board of Supervisors serving on a committee of such board shall be entitled to cast one (1) vote as a member of said committee.

SECTION 6. Vacancies.

In the case of a vacancy in the office of Supervisor, such vacancy shall be filled pursuant to the provision of law applicable to the affected Town or City of Oneida.

SECTION 7. Effective Date.

Pursuant to Section 24 of the Municipal Home Rule Law of the State of New York, this local law is subject to a permissive referendum as provided for therein. Provided no referendum is required or a referendum is held and is approved by a majority of qualified electors, and subject to the appropriate filings, this local law shall take effect the later of February 12, 2013 or the date of such approval and/or filings.

By Supervisor Degear:

RESOLUTION NO. 471-12

ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 9 FOR THE YEAR 2012 AND CALLING FOR A PUBLIC HEARING

WHEREAS, Supervisor Degear has duly authorized proposed Local Law No. 9 for the year 2012, fixing the salaries of certain County Officials for the year 2013; 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 January 8, 2013 at 11:00 a.m., or as soon as possible thereafter; 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.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

**COUNTY OF MADISON
LOCAL LAW NO. 9 FOR THE YEAR 2012**

LOCAL LAW FIXING THE SALARIES OF CERTAIN COUNTY OFFICIALS FOR 2013

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

Section 1. The annual salaries of the following County officials are fixed as follows commencing January 1, 2013:

	<u>1/1/2013</u>
Madison County Sheriff	83,011
Madison County Commissioner of Social Services	81,753
Madison County Highway Superintendent	77,899
Madison County Treasurer	77,275
Madison County Public Health Director	68,291
Madison County Personnel Officer	63,234
Madison County Clerk	59,717
Madison County Election Commissioner	53,135
Madison County Election Commissioner	53,135
Madison County Real Property Tax Services Director	28,755

Section 2. This local law is adopted subject to permissive referendum as provided in Section 24 of Municipal Home Rule Law.

By Supervisor Goldstein (Vice Chair):

RESOLUTION NO. 472-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AGREEMENTS
WITH PUBLIC HEALTH DEPARTMENT CONTRACTORS**

WHEREAS, the Public Health Department operates a Maternal Child Health Services Program, a Diagnostic and Treatment Center , Preschool Program and the Environmental Health Program; and

WHEREAS, due to the variety of these programs, a number of specialized services are provided to County residents; and

WHEREAS, both the Board of Health and the Public Health Services Committee feel it most expeditious to enter into agreements with independent contractors for these services; and

WHEREAS, the cost of said services is reimbursed through patient billing and/or Article 6 funding.

INDIVIDUAL CONTRACTORS

	<u>2012</u>	<u>2013</u>
Infectious Disease Associates	125.00/hour	125.00/hour
Seelan Newton, Medical Consultant	125.00/hour	125.00/hour
Joan Cummings, Medical Social Worker	65.00/visit	65.00/visit

AGENCY AGREEMENTS

	<u>2012</u>	<u>2013</u>
Planned Parenthood		
STD Diagnosis and Treatment	140.00/Client	140.00/Client
HIV Testing	25.00/client	25.00/client
Immunizations as applicable	25.00/visit	25.00/visit
O'Brien & Gere		
Principal Engineer	160.00/hour	160.00/Hour
Senior Engineer	100.00/hour	100.00/Hour
Engineer	85.00/hour	85.00/Hour
A&P Water Testing		
Total Coliform Analysis	22.00/Sample	22.00/sample
Life Science Laboratories		
Trihalomethanes	\$40/sample	\$40/sample
HAA5	\$100/sample	\$100/sample
Nitrate	\$15/sample	\$15/sample
Total coliform	\$20/sample	\$20/sample
McGuinness and Associates	550.00.month	550.00/month
	100.00/hour	100.00/hour

2012

2013

EcoSpect		
Certified Lead Assessor		
With XRF per dwelling unit		525.00/unit
Per dwelling(multiple dwellings per day)		410.00/unit
Supply EPA Certified Lead Inspector with XRF		100.00/hour
Schneider Laboratories Global		
Lead Analysis of dust and soil		
24 hours	4.25/sample	4.25/sample
48 hours	4.05/sample	4.05/sample
72 hours	4.00/sample	4.00/sample

Rabies Program

Cazenovia Animal Hospital	
Chittenango Animal Hospital	
Hamilton Animal Hospital	same as last year
Oneida Animal Hospital	
Upstate Animal Hospital	
Village Veterinary Hospital	

Euthanasia of a domestic animal (dog, cat, ferret)	\$25.00
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Euthanasia of a large farm animal	\$55.00
Euthanasia of a wild animal (rabies vector species, excluding bats)	\$40.00
Specimen preparation, domestic animal (dog, cat, ferret)	\$35.00
Specimen preparation, large farm animal	\$75.00
Specimen preparation, wild animal (excluding bats)	\$35.00
Specimen packaging & submittal forms	\$15.00
Disposal of remains, cremation of animal body < 49 lbs.	\$45.00
Disposal of remains, cremation of animal body ≥ 50 lbs.	\$65.00

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into agreements with all contractors effective January 1, 2013 through December 31, 2013, as is on file with the Clerk of the Board;

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into agreements with providers of specialized services, as needed, according to the Public Health Director, with the approval of the Public Health Services Committee, as long as the contract for similar services is unchanged.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 473-12

**AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT
WITH ONEIDA HEALTHCARE CENTER**

WHEREAS, the Public Health Department operates a Chest Clinic, Lead Program and Rabies Immunizations that requires testing and treatments; and

WHEREAS, Oneida Healthcare Center has certification and the staffing to provide this services to Madison County; and

WHEREAS, Oneida Healthcare Center will provide the following services at these rates for 2013:

86480	Mantoux - TB Test Intradermal	21.22
36415	Collection of Blood Venipuncture	14.20
80053	Comprehensive Metabolic Panel	84.24
82040	Albumin	34.79
84075	Phosp ALK	38.38
84155	Protein (Total Protein)	29.95
86141	Protein (C-Reactive Protein)	37.91
84460	ALT	43.84
84450	AST	43.84
84520	BUN	33.07
82550	Creatine	65.21
80061	Lipid Panel	107.80
85025	CBC	49.92
71020	Chest x-ray – 2 views	122.93
83655	Lead test	59.59

90375	Rabies Immune Globulin per unit	690.96
90675	Rabies Vaccine per unit	408.74
90471	Administration of Vaccine	18.10
	ER Therapeutic, prophylactic, or diagnostic	
96372	injection	16.22
99283	ER visit	263.95

WHEREAS, the effective date of this agreement will be from January 1, 2013 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 Oneida Healthcare Center in the form as is on file with the Clerk of The Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 474-12

AUTHORIZING THE CHAIRMAN TO MODIFY AN AGREEMENT WITH PAINE BUS SERVICE TO TRANSPORT CHILDREN TO FAMILY ENRICHMENT PROGRAM

WHEREAS, Madison County is responsible for providing transportation to preschool children to educational facilities; and

WHEREAS, the existing Bid 06.30 for transportation doesn't include a route to the Family Enrichment Program (formerly DCMO BOCES), and

WHEREAS, a Preschool child in Madison County requires transportation to this site beginning November 2012; and

WHEREAS, VMC Group, Inc. requested bids from transportation vendors who service the Madison County preschool program; and

WHEREAS, Paine Bus Service submitted the lowest bid at \$281.25 per day; and

WHEREAS, the Public Health Director is responsible to see that this child is transported in the most efficient, cost effective manner, and the VMC Group, Inc. has determined that Paine Bus Service would be the best choice; and

WHEREAS, Paine Bus Service has agreed to provide an additional bus to Family Enrichment Program for \$281.25 per day, effective December 10, 2012;

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into a modification agreement with Paine Bus Service as is on file with the Clerk of The Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Degear and Goldstein (Vice Chair):

RESOLUTION NO. 475-12

**ADOPTING THE CORPORATE COMPLIANCE
POLICIES AND PROCEDURES**

WHEREAS, Madison County adopted a Corporate Compliance Plan on December 29, 2009 to help ensure that the organization maintains a high level of honesty and ethical behavior in all aspects of its delivery of services and relations with clients, third party payers, representatives, agents and independent contractors; and

WHEREAS, the adopted plan requires Madison County to develop written policies and procedures that describe compliance expectations as embodied in the code of ethics, the operation of the compliance program, provide guidance to employees and others on dealing with potential compliance issues, identify how to communicate compliance issues to appropriate compliance personnel and describe how potential compliance problems are investigated and resolved; and

WHEREAS, the Corporate Compliance Committee has developed such policies and procedures with recommendations from the Bonadio Group; and

WHEREAS, these policies and procedures have been reviewed and approved by the Public Health Services Committee and the Government Operations Committee,

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors hereby adopts the Corporate Compliance Policies and Procedures effective immediately,

BE IT FURTHER RESOLVED, that the Board of Supervisors hereby authorizes the Public Health Services Committee in conjunction with the Government Operations Committee to review and amend said policies and procedures annually.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Goldstein (Vice Chair):

RESOLUTION NO. 476-12

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

WHEREAS, the Office of Children and Family Services has made available Temporary Assistance to Needy Families (TANF) funding to distribute to counties for the provision of non-residential domestic violence services; and

WHEREAS, Madison County has been granted \$10,083 in domestic violence TANF non-residential funding; and

WHEREAS, Liberty Resources Family Services, Inc., has the necessary expertise, staff and experience to administer the domestic violence non-residential programs; and

WHEREAS, the services proposed would enhance the services already provided under existing domestic violence contracts in place; and

WHEREAS, the funding is 100 percent federally reimbursed and will be utilized to provide necessary enhancements to women and families who are most at risk; and

WHEREAS, Liberty Resources Family Services, Inc., will provide the aforementioned services for the period January 1, 2013, to June 30, 2013, at a total cost not to exceed \$10,083; 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 amend 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 – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 477-12

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

WHEREAS, the Madison County Department of Social Services is mandated, as per Chapter 53 of the Laws of 1991, to offer and 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, this program provided these services to 281 individuals (229 adults and 52 children) and received 707 hotline calls in 2011; so far in 2012, the program has provided services to 374 individuals (311 adults and 63 children) and received 624 hotline calls; 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 of \$174,523, the same cost as the 2012 contract year; and

WHEREAS, funds for these services are appropriated in the 2013 departmental budget and are reimbursed at the 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, 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 – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 478-12

SETTING RATES PAID BY MADISON COUNTY FOR INDIGENT BURIALS

WHEREAS, Madison County is required by New York State Social Services Law 141 to provide a burial for indigent people by allowing burial items to be itemized as follows; and

WHEREAS, the Madison County Department of Social Services provides for burial when a temporary assistance recipient or other indigent person dies leaving no funds or insurance sufficient to pay the costs and there are no relatives, friends, or other persons liable or willing to take responsibility for the burial expense; and

WHEREAS, the Madison County Department of Social Services has established a limit on the amount of money that can be spent on the burial of indigent persons within Madison County and the limits defined below constitute an "indigent burial"; and

WHEREAS, if money is spent above the limits established herein, the burial is not an indigent burial and the Madison County Department of Social Services is prohibited from providing any money to the Madison County Funeral Directors of services rendered to a deceased indigent person; and

WHEREAS, the Madison County Funeral Directors express a desire to provide indigent burial services for the specified rates set forth herein, but further recognize that costs above and beyond the limits set forth in this agreement shall prevent the Madison County Department of Social Services from reimbursing the Directors of the Madison County Funeral Homes for any such burial expenses; and

WHEREAS, the same policy and rates shall also be set through the Veterans Agency of Madison County for veterans' burials;

NOW, THEREFORE, BE IT RESOLVED that the following policy for indigent burials in Madison County shall take effect January 1, 2013:

1. DIRECT (IMMEDIATE) BURIALS:

A direct (immediate) burial shall include: local transfer of remains to funeral home, staff services, securing of necessary authorizations, an alternative container, one courtesy death notice in a newspaper providing such services of Funeral Director's choice, and one photocopy of a death certificate provided to the County. Direct burial prices do not include cemetery charges, minimum casket, or an outer interment receptacle if required.

Basic Arrangement **\$1,650**

2. DIRECT CREMATION:

A direct cremation shall include: the local transfer of remains to the funeral home, staff services, securing of necessary authorizations, an alternative container for cremation, the return of the cremains to the funeral home or family as requested, one courtesy death notice in a newspaper providing such services of Funeral Director's choice, and one photocopy of a death certificate provided to the County. The County will not pay for vault, grave opening/closing or cemetery grave. The County will make an exception and pay for grave opening/closing if a grave is available for burial of cremains at no additional cost.

The direct cremation prices do not include the crematory charge.

Basic Arrangement **\$1,550**

3. ANATOMICAL DONATION:

Anatomical donation shall include: Immediate body donation to the State University of New York for medical education and research, one courtesy death notice in a newspaper providing such services of Funeral Director's choice, and one photocopy of a death certificate provided to the County. The County will not pay for vault, grave opening/closing or cemetery grave. The County will make an exception and pay for grave opening/closing if a grave is available for burial of cremains at no additional cost.

Basic Arrangement

\$1,300

4. BURIALS/CREMATIONS ARRANGEMENTS AND SUPERVISION:

Basic arrangements include: the funeral director, licenses, registrations, other staff and personnel, equipment, facilities and general overhead (utilities, insurance, rent, taxes, maintenance) to respond to the initial request for service, the arrangement conference, preparation of remains (includes embalming), use of preparation room, limited use of funeral home facilities or church or cemetery for one hour of visitation or funeral or memorial (services and burial shall be held on a weekday or weekend at no additional funeral home cost), supervision of visitation or funeral or memorial, one courtesy death notice in a newspaper providing such services of Funeral Director's choice, one photocopy of a death certificate provided to the County, securing all necessary legal permits and authorizations and coordination of service plans with the parties involved in the final disposition of the deceased. Clothing is to be provided by the family or friends of the deceased whenever possible, but will otherwise be reimbursed by the County.

Basic Arrangement

\$1,800

5. **CASKETS AND ALTERNATIVE CONTAINERS:** Casket price (receipt or billing statement required) up to \$525. Outer interment receptacles (receipt or billing statement required) up to \$525.
6. **RELATIVE/FRIEND PURCHASE OF ADDITIONAL SERVICES, VISITATION, FUNERAL, MERCHANDISE, MEMORIAL OR OTHER CEREMONY:** Relatives and/or friends of the deceased are able to purchase, directly from the Funeral Director, visitation up to four hours from the funeral home's current general price list. Cash advance charges, other than cemetery or cremation, incurred for a funeral or memorial service at church, cemetery, funeral home, or other facility are the responsibility of the relatives and/or friends. The cost for additional services, staff, merchandise, and facilities for visitation will come from the funeral home's current general price list to not exceed \$1,000.
7. **CREMATORY CHARGE:** Actual cost, verified by a receipt or billing statement, shall be paid by the County.
8. **GRAVE OPENINGS:** Actual cost, verified by a receipt or billing statement, shall be paid by the County.
9. **LOTS:** When no grave has been pre-purchased, grave purchase must be within Madison County and actual cost of the grave shall be paid by the County when verified by a receipt or billing statement.

10. **TRAVEL**: \$2.00 per laden mile from place of death to funeral home and/or to any other necessary transportation. Payment shall be capped at \$200 per funeral.
11. **WINTER VAULT STORAGE**: Actual cost, verified by a receipt or billing statement, shall be paid by the County.
12. **INCIDENTALS**:
 - a. **Over-sized Casket**: Actual cost will be reimbursed by the County when verified by a receipt or billing statement.
 - b. **Over-sized Vault**: Actual cost will be reimbursed by the County when verified by a receipt or billing statement.
 - c. **Cemetery Equipment**: Actual cost will be reimbursed by the County when verified by a receipt or billing statement.
 - d. **Clothing**: Actual cost will be reimbursed by the County, up to a limit of \$75, when verified by a receipt or billing statement.
13. **COLLECTION OF FUNDS**: Collection of resources to be applied to burial costs shall be conducted by DSS or the Veterans Agency. Any funds received directly by the Funeral Home will be deducted from burial costs as outlined in this Agreement prior to County payment.
14. **SPECIAL CIRCUMSTANCES**: Special circumstances wherein additional charges may be incurred must be reviewed with the Commissioner or his designee, or the Veterans Agency Director or his designee, on a case-by-case basis for approval. Handling of a decomposed body is an example of a special circumstance and will be paid by the County upon receipt from the Funeral Director for actual costs incurred.
15. **CONTRIBUTIONS**: Upgrading of described casket and/or vault is not allowed. Relatives or friends assume responsibility for the entire cost of burial arrangements should they wish to arrange a more expensive casket and/or vault for the deceased than authorized by the County.

General Policy:

Indigent burials must be prior authorized by the County at the time funeral arrangements are made. **NO EXCEPTIONS WILL BE HONORED.** Services and burial must be held on a weekday, unless prior authorized by the County at no additional costs. If funeral arrangements need to be made on a holiday or weekend, the County must be contacted on the next workday. Failure to obtain prior approval from the County will result in denial of payment for burial expenses by the Department of Social Services or the Veterans Agency. In no case will the County be liable for more than the amounts listed herein. Contact number for approval requests is (315) 366-2211 (Department of Social Services) or (315) 366-2395 (Veterans Agency). A member of the family or a representative (including the Funeral Home Director) will be required to complete a DSS burial application and face-to-face interview with an agency representative or meet with the Veterans Agency representative in order to determine eligibility for an indigent burial.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 479-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
FOR MEDICAL SERVICES**

WHEREAS, the County Mental Health Department is required to provide medical consultation for certain of its clients; and

WHEREAS, these services have regularly been provided on a part-time contractual basis; and

WHEREAS, the amount paid to each contractor will be at the following rate for the period January 1 through June 30, 2013:

Contractor	Hourly Rate
Barbara Edlund, MD	\$90

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 the above listed contractor, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisors Goldstein (Vice Chair) and Reinhardt:

RESOLUTION NO. 480-12

AUTHORIZING THE MODIFICATION OF THE 2013 ADOPTED BUDGET

BE IT RESOLVED, that the 2013 Adopted County Budget be modified as follows:

General Fund		
<u>4309 Mental Health-ADAPT</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
A4309.1 Personal Services	\$ -0-	\$128,892
A4309.4037 Maintenance in Lieu of Rent	-0-	6,766
A4309.4200 Misc. Consultant	-0-	94,242
A4309.4226 Transcription Service	-0-	1,500
A4309.4227 Medical & Psychiatric Services	-0-	15,750
A4309.4298 Medical Supplies	-0-	300
A4309.4301 Professional Liability Insurance	-0-	1,578
A4309.489 Photo Copy Usage	-0-	490
A4309.490 Central Postage	-0-	122
A4390.491 Central Printing	-0-	1,512
A4309.4911 Office Supply & Expense	-0-	1,000
A4309.492 Central Telephone	-0-	964
A4309.494 Central Security	-0-	11,200
A4309.4941 Special Security Detail	-0-	2,880
A4309.4997 Allocation of Administrative Expense	-0-	38,376

A4309.811 Employee Health Insurance	-0-	24,710
A4309.8110 State Retirement	-0-	24,036
A4309.8130 Social Security Expense	-0-	9,860
A4309.8140 Workers Compensation	-0-	1,720
Control Totals	<u>\$-0-</u>	<u>\$365,898</u>

Revenue

A1620.13 Mental Health Fees – ADAPT	-0-	321,895
A3490.2056 St. Aid Substance Abuse	-0-	44,003
Control Totals	<u>\$-0-</u>	<u>\$365,898</u>

1620 County Buildings

Expense

A1620.4900 Postage Expense	\$138,000	\$138,122
A1620.4920 Telephone Expense	45,000	45,964
Totals	<u>\$183,000</u>	<u>\$184,086</u>
Control Total		<u>\$1,086</u>

Revenue

A2801.4010 Departmental Postage	110,000	110,122
A2801.4020 Departmental Telephone	110,000	110,964
Totals	<u>\$220,000</u>	<u>\$221,086</u>
Control Total		<u>\$1,086</u>

1670 Central Printing, Supplies & Mail

Expense

A1670.4911 Office Supply & Expense	<u>\$45,000</u>	<u>\$46,512</u>
Control Total		<u>\$1,512</u>

Revenue

A2801.9510 Shared Services (Depts.)	<u>105,000</u>	<u>106,512</u>
Control Total		<u>\$1,512</u>

3110 Sheriff Department

Expense

A3110.1 Personal Services	\$2,288,539	\$2,301,618
A3110.8130 Social Security Expense	<u>177,237</u>	<u>178,238</u>
Totals	<u>\$2,465,776</u>	<u>\$2,479,856</u>
Control Total		<u>\$14,080</u>

Revenue

A2801.4552 Mental Health Special Security	10,733	13,613
A2801.4551 Vet's Building Central Security	<u>42,931</u>	<u>54,131</u>

Totals	<u>\$53,664</u>	<u>\$67,744</u>
Control Total		<u>\$14,080</u>
<u>9061 Hospital & Medical Insurance</u>		
<u>Expense</u>		
A9061.8605 Dental TPA Expense	\$14,650	\$14,692
A9061.8606 Dental Claims Expense	355,000	356,029
A9061.8611 ProAct Prescription Expense	1,900,000	1,905,506
A9061.8612 Medical Premiums EBS	190,000	190,550
A9061.8613 Medical Claims EBS	5,849,144	5,866,093
A9061.8614 Stop Loss Insurance	218,650	219,284
Totals	<u>\$8,527,444</u>	<u>\$8,552,154</u>
Control Total		<u>\$24,710</u>
<u>Revenue</u>		
A2801.9701 General Charges	<u>5,207,350</u>	<u>5,232,060</u>
Control Total		<u>\$24,710</u>
<u>9010 Retirement Expense</u>		
<u>Expense</u>		
A9010.8010 Retirement Expense	\$3,997,013	\$4,021,049
A9010.8020 Allocation Retirement Expense	<u>(3,997,013)</u>	<u>(4,021,049)</u>
Control Totals	<u>\$-0-</u>	<u>\$-0-</u>
<u>9030 Social Security & Medicare Expense</u>		
<u>Expense</u>		
A9030.8200 Social Security Expense	\$1,508,753	\$1,518,613
A9030.8210 Allocation of FICA Expense	<u>(1,508,753)</u>	<u>(1,518,613)</u>
Control Totals	<u>\$-0-</u>	<u>\$-0-</u>

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Goldstein (Vice Chair):

RESOLUTION NO. 481-12

RE-APPOINTING MEMBERS 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 individuals have been recommended by the membership of the Madison County Youth Board for re-appointment to the Youth Board and have been approved by the Social & Mental Health Services Committee;

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors do hereby re-appoint **Christine Crandall**, Canastota; **Donna Cashman**, Chittenango; and **Lisa Reeves**, Canastota to the Madison County Youth Board for 2 year terms commencing on January 1, 2013 and expiring on December 31, 2014.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Bradstreet:

RESOLUTION NO. 482-12

**APPROVING A CHANGE IN THE WORDING OF THE
2013 MADISON COUNTY STOP-DWI PLAN**

WHEREAS, the Madison County Board of Supervisors approved and submitted its 2013 STOP DWI Plan to the Governor’s Traffic Safety Committee for review and approval; and

WHEREAS, the Governor’s Traffic Safety Committee has recommended a small change of wording before they would approve the Plan as submitted; and,

WHEREAS, the Criminal Justice Committee has reviewed the matter and has recommended that the requested change be made;

NOW, THEREFORE BE IT RESOVLED, that the Board of Supervisors has approved this recommended change of wording in the Madison County STOP DWI 2013 Plan; and that the Amended Plan is on file in the Board of Supervisor’s Office; and that the Sheriff’s Department and the Coordinator of the STOP DWI Program are directed to notify the Governor’s Traffic Safety Committee of this change in the Madison County 2013 STOP DWI Plan.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 483-12

RE-APPOINTING A SUPERVISOR TO THE JURY BOARD

WHEREAS, Section 652 of the Judiciary Law states that there shall be established for each County, except Albany, Westchester, Suffolk and Nassau, a County Jury Board consisting of the Justice of the Supreme Court, the Senior County Judge and any member of the Board of Supervisors who shall be designated for that purpose by the Board of Supervisors; and

WHEREAS, Alexander Stepanski, Supervisor from the town of Stockbridge has served on this Board and wishes to be re-appointed for a new term; and

NOW, THEREFORE BE IT RESOLVED, that Alex Stepanski, Supervisor from the town of Stockbridge be and he hereby is re-appointed to serve on the Jury Board for a one year term, commencing on January 1, 2013 and expiring on December 31, 2013.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 484-12

AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT

(JAIL BARBER)

WHEREAS, Joseph Esper, a barber, has been providing services to the Madison County Jail as requested by the Sheriff; and

WHEREAS, the agreement is in the amount of \$11.50 per haircut and represents no increase from the previous year; and

WHEREAS, the term of this agreement shall begin 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 Joseph Esper, a barber, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 485-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
(JAIL PHYSICIAN)**

WHEREAS, the Madison County Sheriff must provide medical services to the inmates of the Madison County Public Safety Building; and

WHEREAS, Dr. Imtiaz R. Samad, M.D. represents that he has the skills, expertise, education, training and licensing required to perform the required medical services; and

WHEREAS, the term of this agreement shall be from January 1, 2013 until December 31, 2013; and

WHEREAS, the County will compensate Dr. Samad at a monthly rate of Four Thousand One Hundred Five and 67/100 dollars (\$4,105.67), the total amount of compensation will not exceed Forty Nine Thousand Two Hundred Sixty Eight Dollars (\$49,268), this represents 0% increase of the budgeted amount from the previous year; and

WHEREAS, this agreement has been reviewed and approved by the 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 Dr. Imtiaz R. Samad, M.D., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 486-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
WITH APPLIED PSYCHOLOGICAL TECHNOLOGIES, LLC.**

WHEREAS, the Probation Department and Sheriff's Office will utilize the services of Applied Psychological Technologies in their personnel matters; and

WHEREAS, the funding allocated for such services is in the Probation Department and Sheriff's Office budgets; and

WHEREAS, the contract shall be from June 15, 2012 through December 31, 2013; and

WHEREAS, the Probation Department and Sheriff's Office will implement the services as outlined in the contract; 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 is hereby authorized to enter into an agreement on behalf of the County of Madison with Applied Psychological Technologies, LLC., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 487-12

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MADISON-ONEIDA BOCES

WHEREAS, it is necessary and required to provide educational services and programs to inmates at the Madison County Jail in the regular course of their incarceration; and

WHEREAS, the Sheriff of Madison County seeks to continue to cut costs and enhance the efficiency in the provision of such services and programs by utilizing the expertise of Madison-Oneida BOCES; and

WHEREAS, Madison-Oneida BOCES possesses experienced personnel with special skills and training required to perform the necessary services pursuant to the terms of the contract by providing a staff person to the Madison County Jail; and

WHEREAS, the term of this contract shall be from March 1, 2013 through February 28, 2014. This contract may be terminated without cause by either party hereto at any time upon thirty (30) days written notice of the intention to so terminate. The County reserves the right to terminate this Agreement for cause at anytime; and

WHEREAS, the County hereby agrees to pay Madison-Oneida BOCES a monthly rate of Three Thousand Eight Hundred Forty Five Dollars and .75 cents(\$3,845.75) in full and final satisfaction of all services and expenses. This represents 0% increase of the budgeted amount from the previous year. The total amount of compensation shall not exceed Forty Six Thousand One Hundred Forty Nine Dollars (\$46,149); 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 is hereby authorized to enter into an agreement on behalf of the County of Madison with Madison-Oneida BOCES, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Monforte:

RESOLUTION NO. 488-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO A LICENSE AGREEMENT WITH
THE STATE OF NEW YORK**

WHEREAS, the County currently leases space in the Oneida Shopping Retail Center, 1006 Oneida Plaza Drive, Oneida NY, from Oneida Company, Ltd. for the occupancy of the Workforce Development Department and its partner service providers at NO cost (\$0) of County dollars; 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 Workforce Development 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 3,027 square feet; and

WHEREAS, the License Agreement (sublease) would be for a term of 5 years commencing on January 1, 2011 and terminating on December 31, 2015. During this term the subleased premises may be used five days per week; and

WHEREAS, During the period of January 1, 2011 through and including December 31, 2015, New York State agrees to pay Madison County approximately 46.66% of the base rent, common area maintenance costs and all additional operating costs on a monthly basis; and

WHEREAS, This License Agreement contains language giving the State and the County the right to terminate the License upon one hundred eighty (180) days prior written notice as is consistent with the Master Lease with Oneida Company Ltd; and

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 License agreement on behalf of the County of Madison with The State of New York in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 489-12

**APPOINTING A MEMBER TO THE MADISON COUNTY SOIL AND WATER
CONSERVATION DISTRICT BOARD**

BE IT RESOLVED, that Cedric Barnes, a practicing farmer from the Town of DeRuyter, be appointed as a the farmer representative to the Madison County Soil and Water Conservation District Board for a two-year term commencing on January 1, 2013 and ending on December 31, 2014.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 490-12

REAPPOINTING MEMBERS TO THE MADISON COUNTY PARKS COMMISSION

BE IT RESOLVED, that the following four members of the Madison County Parks Commission be reappointed for a term of two (2) years, commencing on January 1, 2013 and expiring on December 31, 2014:

Robert Stokes of 8503 N. Main St, Canastota, NY 13032 (Town of Lenox)
Theresa Davis of 3542 Clover Hill Rd., Morrisville, NY 13408 (Town of Eaton)
Russell Cary of RD#3 Mile Strip Rd., Canastota, NY 13032 (Town of Fenner)
Darrin Ball of 6681 Tuttle Rd., Canastota, NY 13032 (Town of Lincoln)

BE IT FURTHER RESOLVED, that the following three members of the Madison County Parks Commission be reappointed for a term of three (3) years, commencing on January 1, 2013 and expiring on December 31, 2015:

Dianne VanSlyke of 6852 Indian Opening Rd., Madison, NY 13402 (Town of Madison)
Jon Livingston of 4080 E. Milestrip Rd., NY 13032 (Town of Fenner)
Patricia Sterling of 5901 Peterboro Rd., Munnsville, NY 13409 (Town of Stockbridge)

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 491-12

REAPPOINTING MEMBERS TO THE CENTRAL NEW YORK REGIONAL PLANNING AND DEVELOPMENT BOARD

WHEREAS, the Central New York Regional Planning and Development Board is a five county organization established in 1966 to provide local and regional planning and development assistance to its member counties; and

WHEREAS, the Planning, Economic Development, Environmental and Intergovernmental Affairs Committee has recommended the reappointment of the following members to that Board;

THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors does hereby reappoint the following Madison County residents to the Central New York Regional Planning and Development Board for a one year term of office, commencing on January 1, 2013 and expiring on December 31, 2013:

James Rafte - 457 E. Walnut St, Oneida	Local Elected Official
Larry Baker – Eaton Street, Hamilton	At Large Representative
Mary Ann Messinger – 8971 Petrie Rd, Bridgeport	At Large Representative

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 492-12

REAPPOINTING MEMBER TO THE REGION 7 FISH & WILDLIFE MANAGEMENT BOARD

WHEREAS, each of the nine counties comprising the Region 7 Fish & Wildlife Management Board (FWMB) may have three voting members, a landowner representative, a sportsmen's representative, and a legislative representative as well as an alternate for each position; and

WHEREAS, the Madison County Affiliated Conservation Clubs Inc. again recommends Mr. Timothy Evans, Georgetown, NY 13072 as the Sportsmen's Representative to the FWMB;

NOW, THEREFORE BE IT RESOLVED, that Mr. Evans be hereby reappointed to the FWMB for a term of two (2) years, commencing on January 1, 2013 and expiring on December 31, 2014 as the Madison County Sportsmen's, to the Region 7 FWMB.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 493-12

**REAPPOINTING MEMBERS TO THE MADISON COUNTY
EMPIRE ZONE ADMINISTRATIVE BOARD**

BE IT RESOLVED, that Donald H. Dew, of 520 Sayles Avenue, Oneida, John Reinhardt of 628 Deerfield Drive, Oneida, and William Cole of 26 Heathfield Lane, Chittenango, be reappointed to the Madison County Empire Zone Administrative Board for three-year terms commencing on January 1, 2013 and ending on December 31, 2015.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 494-12

**REAPPOINTING MEMBERS TO THE MADISON COUNTY AGRICULTURAL REVOLVING
LOAN FUND COMMITTEE**

WHEREAS, the Madison County Agricultural Loan Review Committee was created for the purpose of reviewing applications to Agricultural Revolving Loan Fund and making recommendations on such applications to the Board of Supervisors; and

WHEREAS, such Agricultural Loan Review Committee shall consist of five (5) members, of whom three (3) shall be, *ex officio*, the Madison County Agricultural Development Specialist, the Director of the Madison County Industrial Development Agency, and the Madison County Economic Development Consultant, and the remaining two (2) shall be appointed, for three-year terms, by the Chairman of the Board of Supervisors from among the farming and agricultural service business community of Madison County; and

WHEREAS, the Planning, Economic Development, Environmental and Intergovernmental Affairs Committee has recommended the reappointment of the following members to that Committee;

THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors does hereby reappoint the following residents to the Madison County Agricultural Revolving Loan Fund Committee for a three year term of office, commencing on January 1, 2013 and expiring on December 31, 2015:

Beth McKellips – Borden Rd, Earlville
Kipp Hicks - Skinner Rd, Oneida

Ag. Development Specialist
Director IDA

Michael Magnusson – East Hill Rd, Munnsville
Fay Lyon – Lyon Rd, Cazenovia
Steve Denkenberger – DeRuyter Farms & Garden

Economic Dev. Consultant
Farm/Ag Business Person
Farm/Ag Business Person

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 495-12

AUTHORIZING AN ECONOMIC DEVELOPMENT GRANT

WHEREAS, Madison County coordinates its economic development activities through the Madison County Center for Economic Development to advance job opportunities, economic growth, and general prosperity for the people of the County; and

WHEREAS, Madison County has a history of providing loans and grants for business growth and expansion purposes; and

WHEREAS, Madison County has secured a microenterprise convertible grant / loan fund to assist in low to moderate income job creation through the New York State Homes and Community Renewal; and

WHEREAS, Goldrock LLC. is expanding its community supported agriculture program in Cazenovia, NY and has requested a Microenterprise Grant in the amount of \$20,000 to assist in the purchase of food processing and storage equipment for its produce sales facility; and

WHEREAS, the project will create no fewer than 2 full time jobs over the next year;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors approve a grant to Goldrock, LLC in the amount of \$20,000; and

BE IT FURTHER RESOLVED, that the Madison County Board of Supervisors authorize the Treasurer of Madison County to sign the documents necessary to close the Grant on behalf of Madison County.

ADOPTED: AYES – 1299 NAYS - 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 496-12

AUTHORIZING AN AGRICULTURAL ECONOMIC DEVELOPMENT LOAN

WHEREAS, Madison County maintains an Agricultural Economic Development Revolving Loan Fund (AEDRLF) to help create or expand value-added and direct marketing opportunities; and

WHEREAS, Matthew C. Volz, owner of Greyrock Farm CSA, LLC, seeks to expand his existing business and has requested a loan in the amount of \$25,000 to purchase building materials for a year round farm stand and supporting equipment; and

WHEREAS, the expansion project will satisfy one of the objectives for which the AEDRLF was created, as well as creating 2 full time position by year one and one full time position by year two;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors approve a loan to Greyrock Farm CSA, LLC, in the amount of \$25,000; and be it further

RESOLVED, that the Madison County Board of Supervisors authorize the Treasurer of Madison County to sign the documents necessary to close the loan on behalf of Madison County.

ADOPTED: AYES – 1299 NAYS – 0 ASBENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 497-12

**ADOPTING THE INCLUSION OF CERTAIN PARCELS
OF PREDOMINATELY AGRICULTURAL LAND
IN CERTIFIED AGRICULTURAL DISTRICTS**

WHEREAS, pursuant to the provisions contained in Section 303B of the New York State Agricultural Districts Law, and during one annual thirty-day period designated for the purpose, Madison County has received requests from six property owners for the addition of property belonging to them be added to a nearby existing agricultural district; and

WHEREAS, Madison County has undertaken a review process pursuant to Section 303B of the New York State Agricultural Districts Law; and

WHEREAS, the Madison County Agricultural and Farmland Protection Board has reported that the property of these landowners consists of predominately viable agricultural land, as defined in Section 301 (7) of the New York State Agricultural Districts Law; and

WHEREAS, the inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within those existing agricultural districts;

WHEREAS, the Madison County Board of Supervisors have declared themselves Lead Agency for the environmental review; and

WHEREAS, the Madison County Board of Supervisors, after review and recommendation by the Madison County Planning Department, have determined that the inclusion of these parcels will not have a significant adverse impact on the environment and therefore an Environmental Impact Statement will not be required;

NOW, THEREFORE BE IT RESOLVED, that the following properties be approved for inclusion in Madison County Agricultural Districts:

Agricultural District 2:

Parcel: 85.-2-5.2	Eric Burell	T.Cazenovia	50.5 ac
Parcel: 23.-1-59	Brian Letcher	T.Sullivan	33.8 ac
Parcel: 90.-1-25	Connie DeGroat	T.Smithfield	93.25 ac

Agricultural District 4:

Parcel: 215.-1-14.11	Michael Welshko	T.Hamilton	97.01 ac
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Agricultural District 5:

Parcel: 155.-1-15.1	Scott Mills	T.Hamilton	25.45 ac
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Agricultural District 13:

Parcel: 126.-1-11	Michael Gallagher	T.Madison	8.18 ac
Parcel: 126.-1-12.1	Michael Gallagher	T.Madison	69.08 ac

and be it further

RESOLVED, that a copy of this resolution be forwarded to the Commissioner of the NYS Department of Agricultural and Markets for his action.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Bono:

RESOLUTION NO. 498-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
WITH THE UNIFIED COURT SYSTEM FOR COURT CLEANING AND MINOR REPAIRS FOR
2012 – 2013**

WHEREAS, counties and cities are required by law to furnish and maintain adequate court facilities for use by trial courts in the State of New York; and

WHEREAS, Madison County is responsible for furnishing and maintaining the Madison County Courthouse; and

WHEREAS, this agreement (No. 300209) shall be effective beginning April 1, 2012, and shall terminate March 31, 2013; and

WHEREAS, the proposed budget for services to be rendered to this agreement shall be \$110,193 and

WHEREAS, pursuant to the provisions of Chapter 686 of the laws of 1996, as amended to date, the maximum compensation for the 2012-2013 period shall be 100% of the total amount;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be authorized to enter into a renewal agreement with the Unified Court System, as is on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Reinhardt:

RESOLUTION NO. 499-12

**AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENTS WITH ABSTRACT
COMPANIES FOR 2013**

WHEREAS, abstract companies provide services of benefit to Madison County and its residents; and

WHEREAS, the Madison County Clerk's Office has provided space to abstracting companies over the years on an annual basis for a set fee; and

WHEREAS, the County Clerk and the following abstract companies have agreed to licensing agreements for the use of space in the County Clerk's Office at the following rates:

Allied American Abstract Corporation	Annual Fee \$2800.00
Stewart Title Insurance Co.	Annual Fee \$2800.00
Oneida Valley Abstract Corporation	Annual Fee \$2800.00
Leatherstocking Abstract & Title Corporation	Annual Fee \$2800.00; and

WHEREAS, the agreements are for the period January 1, 2013 through December 31, 2013;

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors authorizes the Chairman of the Board to renew the license agreements, copies of which are on file with the Clerk to the Board, with the companies listed above.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 500-12

**AUTHORIZING THE CHAIRMAN TO RENEW
AN AGREEMENT WITH SYSTEMS EAST, INC.**

WHEREAS, the County utilizes several customized software applications developed and maintained by Systems East, Inc.; and

WHEREAS, due to the fiscal constraints of the County and our longstanding account relationship, Systems East has either maintained or reduced their fees for maintenance and supportive services for the past three (3) years; and

WHEREAS, Systems East, Inc. has submitted their proposal for 2013, at a cost of \$36,380.00, which reflects an increase of \$260.00, or 0.7%; and

WHEREAS, the proposal provides for maintenance and supportive services for the following software applications:

- Financial management system
- Delinquent tax collection system
- Payroll system
- Employee health insurance tracking system
- Certificate of residency program

WHEREAS, due to advancements in technology, their proposal also provides for web hosting fees for the delinquent tax collection system and the payroll system at an additional cost not to exceed \$7,080; and

WHEREAS, ample appropriations have been included in the County Treasurer cost center of the 2013 County budget.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be, and hereby is, authorized to renew an agreement with Systems East, Inc., as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 501-12

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

1170 Public Defender Service

Expense

	<u>From</u>	<u>To</u>
A1170.4218 Assigned Counsel Criminal Court-Fees	130,000	135,000

A1170.4219 Assigned Counsel Family Court-Fees	<u>310,000</u>	<u>305,000</u>
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Control Totals:	<u>\$440,000</u>	<u>\$440,000</u>
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Modification No. 2

General Fund

3020-Communication Center

Expense

	<u>From</u>	<u>To</u>
A3020.4191 Master Site Maintenance	\$70,000	\$69,208

General Fund

3021-Communications-E911

Expense

	<u>From</u>	<u>To</u>
A3021.4192 Tower Rental	<u>26,400</u>	<u>27,192</u>

Control Totals	<u>\$96,400</u>	<u>\$96,400</u>
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Modification No. 3

General Fund

3150 Sheriff-Correctional Facility

Expense

	<u>From</u>	<u>To</u>
A3150.44201 Food	137,800	111,800
A3150.451 Dental Expense	21,000	32,000
A3150.452 Medical & Personal Care Expense	<u>93,000</u>	<u>108,000</u>
Totals	<u>\$251,800</u>	<u>\$251,800</u>

Modification No. 4

General Fund

3315 – Special Traffic Options Program Stop-DWI

Expense

	<u>From</u>	<u>To</u>
A3315.41 Travel Expense	\$ 1,140	\$ 1,440
A33115.466 Chemical Testing	<u>1,330</u>	<u>1,030</u>

Control Totals:	<u>\$ 2,470</u>	<u>\$ 2,470</u>
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Modification No. 5

General Fund

3410 – Fire Control/Emergency Preparedness

Expense

	<u>From</u>	<u>To</u>
A3410.2819 Turnout Gear	\$ 0	\$ 1,850
A3410.41004 Turnout Gear	1,100	0
A3410.44207 Deputies & Instructors	<u>9,800</u>	<u>9,050</u>
-	\$10,900	\$10,900

Control Total:		<u>\$ 0</u>
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Modification No. 6

General Fund

3645 – Homeland Security**Expense**

	<u>From</u>	<u>To</u>
A3645.2859 Breathing Air Booster	\$ 0	\$ 6,913
A3645.4065 FFY 2008 SHSGP Homeland Security Grant	<u>53,469</u>	<u>46,556</u>
	\$53,469	\$ 53,469

Control Total:

\$ 0**Modification No. 7****General Fund****4010 Public Health Administration****Expense**

	<u>From</u>	<u>To</u>
A4010.4215 Corporate Compliance Expense	0	250
A4010.4911 Office Supply Expense	<u>5,250</u>	<u>5,000</u>
Totals	\$ 5,250	\$ 5,250

Modification No. 8**General Fund****4309 Mental Health-ADAPT****Expense**

	<u>From</u>	<u>To</u>
A4309.1 Personal Services	\$459,224	\$454,145
A4309.4200 Misc. Consultant	-0-	5,500
A4309.8130 Social Security Expense	<u>35,131</u>	<u>34,710</u>

Control Totals

\$494,355\$494,355**Modification No. 9****General Fund****6010 Social Services Administration****Expense**

	<u>From</u>	<u>To</u>
A6010.402 Miscellaneous Expense	\$ 26,416	\$ 24,738
A6010.4140 Client Medical Exams & Travel	26,600	31,100
A6010.4301 Professional Liability Insurance	16,000	21,362
A6010.44 Gas & Electric Expense	100,000	89,566
A6010.440 Water Usage	1,600	1,850
A6010.461 Paternity Testing	7,040	6,040
A6010.481 Cleaning Service Contract	58,000	60,000
A6010.489 Photo Copy Usage Expense	16,500	17,500

6070 Services for Recipients

A6070.41080 Family Unification Project	\$ 353,334	\$ 415,834
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6109 TANF

A6109.41085 EAF-Services	\$ 166,626	\$ 104,126
A6109.41087 EAF FC JD PINS	424,850	284,850

6119 Child Care

A6119.41089 Child Care Independent Living Prog	\$ 16,943	\$ 15,943
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6123 Juvenile Delinquency

A6123.41090 Juvenile Delinquent Expense	\$ 428,300	\$ 568,300
A6123.41091 JD Independent Living Program	\$ 5,953	\$ 6,953

Control Totals	<u>\$1,648,162</u>	<u>\$1,648,162</u>
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Modification No. 10

<u>County Road Fund</u>	<u>From</u>	<u>To</u>
<u>5110 Maintenance of Roads & Bridges</u>		
<u>Expenses</u>		
D5110.46007 Misc. Materials	\$ 60,000	\$ 55,500
D5110.402 Sign Shop Software	<u>0</u>	<u>4,500</u>
Control Totals	<u>\$ 60,000</u>	<u>\$ 60,000</u>

Modification No. 11

<u>Road Machinery Fund</u>	<u>From</u>	<u>To</u>
<u>5130 Road Machinery Fund</u>		
<u>Expense</u>		
DM5130.4835 Tools & Repairs to Tools	\$ 17,000	\$ 14,400
DM5130.4810 Oils & Grease	<u>25,000</u>	<u>27,600</u>
Control Totals	<u>\$ 42,000</u>	<u>\$ 42,000</u>

Supervisor Goldstein offered an amendment to this resolution, seconded by Supervisor Degear and carried to add the following modification:

Enterprise Environmental Landfill Fund

<u>8164 Environmental Control (Landfill)</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
EE8164.44 Gas, Electric & Water Expense	\$ 70,000	\$ 60,000
EE8164.4821 Equipment Fuel	<u>160,000</u>	<u>170,000</u>
Control Totals	<u>\$230,000</u>	<u>\$230,000</u>

A final vote with amendment was then taken:

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Salka:

RESOLUTION NO. 502-12

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH
MADISON-CORTLAND ARC, INC.**

WHEREAS, Madison County desires to contract with Madison-Cortland ARC, Inc. to provide Integrated Supported Employment services and other specific services to the developmentally disabled and ; and

WHEREAS, the Office of Mental Health has agreed to fund Madison-Cortland ARC, Inc., not to exceed the 2013 appropriation for the period January 1 through December 31, 2013; and

WHEREAS, the appropriation and full revenue items for Madison-Cortland ARC, Inc. are included in the 2013 Madison County budget:

Madison County appropriation not more than	\$152,030
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Full State Revenue for OMH Supported Employment		42,008	
	Total	\$194,038;	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 Madison-Cortland ARC, Inc., in the form as is on file with the Clerk of the Board.

Supervisor Degear offered an amendment to this resolution, seconded by Supervisor Reinhardt and carried as follows:

RESOLUTION NO. 502-12 AS AMENDED

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MADISON-CORTLAND ARC, INC.

WHEREAS, Madison County desires to contract with Madison-Cortland ARC, Inc. to provide Integrated Supported Employment services and other specific services to the developmentally disabled and; and

WHEREAS, the Office of Mental Health has agreed to fund Madison-Cortland ARC, Inc., not to exceed the 2013 appropriation for the period January 1 through March 31, 2013; and

WHEREAS, the appropriation and full revenue items for Madison-Cortland ARC, Inc. are included in the 2013 Madison County budget:

Madison County appropriation not more than		\$ 38,007.50	
Full State Revenue for OMH Supported Employment		10,502.00	
	Total	\$48,509.50;	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;

WHEREAS, further distribution of funding in 2013 shall be subject to review by the appropriate legislative committees in the first quarter of 2013 in accordance with resolution NO. 400-12 adopted November 27, 2012.

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 Madison-Cortland ARC, Inc., in the form as is on file with the Clerk of the Board, for a period of January 1, 2013 – March 31, 2013.

A final vote with amendment was then taken:

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Monforte:

RESOLUTION NO. 503-12

AUTHORIZING AGREEMENT FOR PROFESSIONAL SERVICES IN SUPPORT OF AGRICULTURAL ECONOMIC DEVELOPMENT

WHEREAS, one of the primary goals of the Madison County Agriculture and Farmland Protection Plan is the establishment of an Agricultural Economic Development Specialist to provide leadership and coordination for agricultural development and expansion; and

WHEREAS, implementation of the goals and objectives identified in the Plan are essential to realization of the benefits of the approved plan; and

WHEREAS, Cooperative Extension is able to provide professional services in support of the agricultural economic development specialist goal of the Madison County Agriculture and Farmland Protection Plan and Board; and

WHEREAS, Cooperative Extension has agreed to provide these services for an annual reimbursement rate of ninety-one thousand two hundred sixty-four dollars (\$91,264), the entire County funding to come from funds appropriated for the purpose in the 2013 budget;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is authorized to sign a contract (a copy of which is on file with the Clerk of the Board) with Cooperative Extension to deliver the required services.

Supervisor Degear offered an amendment to this resolution, seconded by Supervisor Stepanski and carried as follows:

RESOLUTION NO. 503-12 AS AMENDED

AUTHORIZING AGREEMENT FOR PROFESSIONAL SERVICES IN SUPPORT OF AGRICULTURAL ECONOMIC DEVELOPMENT

WHEREAS, one of the primary goals of the Madison County Agriculture and Farmland Protection Plan is the establishment of an Agricultural Economic Development Specialist to provide leadership and coordination for agricultural development and expansion; and

WHEREAS, implementation of the goals and objectives identified in the Plan are essential to realization of the benefits of the approved plan; and

WHEREAS, Cooperative Extension is able to provide professional services in support of the agricultural economic development specialist goal of the Madison County Agriculture and Farmland Protection Plan and Board; and

WHEREAS, these services shall be provided from January 1, 2013 – March 31, 2013, at the reimbursement rate of Twenty-Two Thousand Eight Hundred Sixteen Dollars (\$22,816), the county funding to come from funds appropriated for the purpose in the 2013 budget; and

WHEREAS, further distribution of funding in 2013 shall be subject to review by the appropriate legislative committees in the first quarter of 2013 in accordance with resolution NO. 400-12 adopted November 27, 2012;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is authorized to sign a contract (a copy of which is on file with the Clerk of the Board) with Cooperative Extension to deliver the required services for a period of January 1, 2013 – March 31, 2013.

A final vote with amendment was then taken:

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 504-12

AUTHORIZING AN AGREEMENT WITH THE MADISON COUNTY INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, the Madison County Industrial Development Agency is a public benefit corporation organized under Article 18-a of the General Municipal Law to advance the job opportunities, health, general prosperity and economic growth of the people of the State of New York and the County of Madison; and

WHEREAS, pursuant to Section 224(14) of the County Law, the County is authorized to contract with the Contractor to publicize the advantage of Madison County; and

WHEREAS, it is in the best interest of the County that the many advantages of Madison County be promoted to those who may be interested in establishing, maintaining or expanding business and industry in Madison County in order to create new employment and maintain a healthy economy; and

WHEREAS, equally as important is the ability to retain within Madison County the business and industry already located here in order to maintain employment; and

WHEREAS, the County desires to enter into a contract with the Contractor whereby the Contractor will provide an energetic and continuing program of promoting industrial development and enhancing the economic climate of Madison County; and

WHEREAS, said contract is in the amount of \$164,616, commencing on January 1, 2013 and expiring on December 31, 2013;

WHEREAS, Madison County has an Economic Development Loan Fund, Agriculture Revolving Loan Fund and Microenterprise Loan Program, administration of which requires specialized technical expertise and experience; and

WHEREAS, Madison County has received Empire Zone designation from Empire State Development Corporation, administration of which requires specialized services in connection therewith; and

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of supervisors is hereby authorized to execute an agreement with the Madison County Industrial Development Agency for promoting industrial development and enhancing the economic climate of Madison County, a copy of which is on file with the Clerk of the Board.

Supervisor Degear offered the following amendment to this resolution, seconded by Supervisor Reinhardt and carried as follows:

RESOLUTION NO. 504-12 AS AMENDED

AUTHORIZING AN AGREEMENT WITH THE MADISON COUNTY INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, the Madison County Industrial Development Agency is a public benefit corporation organized under Article 18-a of the General Municipal Law to advance the job opportunities, health, general prosperity and economic growth of the people of the State of New York and the County of Madison; and

WHEREAS, pursuant to Section 224(14) of the County Law, the County is authorized to contract with the Contractor to publicize the advantage of Madison County; and

WHEREAS, it is in the best interest of the County that the many advantages of Madison County be promoted to those who may be interested in establishing, maintaining or expanding business and industry in Madison County in order to create new employment and maintain a healthy economy; and

WHEREAS, equally as important is the ability to retain within Madison County the business and industry already located here in order to maintain employment; and

WHEREAS, the County desires to enter into a contract with the Contractor whereby the Contractor will provide an energetic and continuing program of promoting industrial development and enhancing the economic climate of Madison County; and

WHEREAS, said contract is in the amount of \$41,154, commencing on January 1, 2013 and expiring on March 31, 2013;

WHEREAS, Madison County has an Economic Development Loan Fund, Agriculture Revolving Loan Fund and Microenterprise Loan Program, administration of which requires specialized technical expertise and experience; and

WHEREAS, Madison County has received Empire Zone designation from Empire State Development Corporation, administration of which requires specialized services in connection therewith; and

WHEREAS, further distribution of funding in 2013 shall be subject to review by the appropriate legislative committees in the first quarter of 2013 in accordance with resolution NO. 400-12 adopted November 27, 2012.

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of supervisors is hereby authorized to execute an agreement with the Madison County Industrial Development Agency for promoting industrial development and enhancing the economic climate of Madison County, a copy of which is on file with the Clerk of the Board, for a period of January 1, 2013 – March 31, 2013.

A final vote with amendment was then taken:

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 505-12

AUTHORIZING CHAIRMAN TO SIGN CONTRACTS WITH NOT-FOR-PROFIT ORGANIZATIONS FOR 2013

WHEREAS, Section 224 of the County Law authorizes the Board of Supervisors to contract with not-for-profit organizations, associations and agencies for the purposes enumerated in said section; and

WHEREAS, the Board of Supervisors in adopting the budget for the year 2013, pursuant to the provisions of Article 7 of the County Law has allocated to the following organizations the amount set forth opposite the name of said organization:

A6772	Program for the Aging	202,945.00
A6988	Community Action Program	45,063.00
A6989	Food Bank of CNY	10,000.00
A7410	Mid-York & Local Libraries	93,230.00
A7410	Mid-York Telecommunications (Feb. payment only)	21,324.00
A7510	Madison County Historical Society	25,750.00
A7550	Madison County Fair	25,000.00
A7989	Madison County Children's Camp	10,000.00
A8025	CNY Regional Planning & Develop. Board	22,310.00
A8710	Affiliated Conservation Clubs	3,500.00
A8745	Soil & Water Conservation	154,500.00
A8750	Cooperative Extension	293,390.00

NOW, THEREFORE BE IT RESOLVED, that 50% of the monies hereinfere referred to be paid to each organization in February 2013 and the other 50% of the monies be paid in July 2013, after the previous years' report is filed; and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be and he hereby is empowered to enter into separate contracts with the organizations listed above.

Supervisor Degear offered an amendment to this resolution, seconded by Supervisor Cary and carried as follows:

RESOLUTION NO. 505-12 AS AMENDED

AUTHORIZING CHAIRMAN TO SIGN CONTRACTS WITH NOT-FOR-PROFIT ORGANIZATIONS FOR 2013

WHEREAS, Section 224 of the County Law authorizes the Board of Supervisors to contract with not-for-profit organizations, associations and agencies for the purposes enumerated in said section; and

WHEREAS, the Board of Supervisors in adopting the budget for the year 2013, pursuant to the provisions of Article 7 of the County Law has allocated to the following organizations the amount set forth opposite the name of said organization:

A6772	Program for the Aging	202,945.00
A6988	Community Action Program	45,063.00
A6989	Food Bank of CNY	10,000.00
A7410	Mid-York & Local Libraries	93,230.00
A7410	Mid-York Telecommunications	21,324.00
A7510	Madison County Historical Society	25,750.00
A7550	Madison County Fair	25,000.00

A7989	Madison County Children's Camp	10,000.00
A8025	CNY Regional Planning & Develop. Board	22,310.00
A8710	Affiliated Conservation Clubs	3,500.00
A8745	Soil & Water Conservation	154,500.00
A8750	Cooperative Extension	293,390.00

NOW, THEREFORE BE IT RESOLVED, that 50% of the allocation for the Program for the Aging shall be paid in February 2013, with the remaining 50% being payable in July 2013, following receipt of the previous years' report; and

BE IT FURTHER RESOLVED, that 100% of the allocation for the Madison County Fair shall be subject to review by the appropriate legislative committees; and

BE IT FURTHER RESOLVED, that 25% of the allocation for each other organization listed above shall be paid in February 2013, and distribution of the remaining 75% shall be subject to review by the appropriate legislative committees during the first quarter of 2013 in accordance with resolution NO. 400-12 adopted November 27, 2012; and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be and he hereby is empowered to enter into separate contracts with the organizations listed above.

A final vote with amendment was then taken:

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 506-12

AUTHORIZING THE COUNTY CHAIRMAN AND THE CLERK TO THE BOARD OF SUPERVISORS TO SIGN, SEAL AND DELIVER TAX WARRANTS FOR FISCAL YEAR 2013

WHEREAS, the Board of Supervisors adopted the Madison County Budget on December 7, 2012, which includes the assessment of taxes due and owing by each City and Town within Madison County for the 2013 fiscal year; and

WHEREAS, New York State Real Property Tax Law requires a Tax Warrant be issued regarding the assessment of taxes to each City and Town; and

WHEREAS, Tax Warrants, in accordance with New York State Real Property Tax Law, bearing the Seal of the Board and signed by the Chairman and the Clerk to the Board of Supervisors, shall be annexed to each assessment roll, and the completed tax roll shall be delivered to the respective collecting officers prior to December 31, 2012, thereby levying the taxes for the 2013 fiscal year;

NOW, THEREFORE BE IT RESOLVED, that the Chairman and the Clerk to the Board of Supervisors are herein and hereby authorized and directed to sign and seal the Tax Warrants for the fiscal year 2013; and

BE IT FURTHER RESOLVED, that the Tax Warrants shall be annexed to each assessment roll, and the completed tax roll shall be delivered to the respective collecting officers prior to December 31, 2012.

ADOPTED: AYES – 1200 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Degear:

RESOLUTION NO. 507-12

**AUTHORIZING THE CHAIRMAN OF THE BOARD TO ENTER
INTO AN AGREEMENT WITH THE
CIVIL SERVICE EMPLOYEES ASSOCIATION, INC., LOCAL 1000
(WHITE COLLAR UNIT)**

WHEREAS, the Legislature of the State of New York enacted Article 14 of the Civil Service Law, which is known as the Taylor Law; and

WHEREAS, pursuant to Section 202 of the Civil Service Law, employees in the White Collar Unit are represented by the Civil Service Employees Association, Inc.; and

WHEREAS, the Board of Supervisors has recognized said employees' organization for the purpose of negotiating collectively in accordance with Section 204 of the Civil Service Law,

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and hereby is authorized and empowered to enter into the negotiated memorandum of agreement with the CSEA White Collar Unit.

ADOPTED: AYES – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

By Supervisor Reinhardt:

RESOLUTION NO. 508-12

**DIRECTING THE COUNTY ATTORNEY'S OFFICE TO
DRAFT LEGISLATION FOR REAUTHORIZATION OF MADISON COUNTY'S LOCAL 1
PERCENT SALES AND COMPENSATING USE TAX**

WHEREAS, in 2004 New York State authorized Madison County to raise its local sales tax from 3 percent to 4 percent; and

WHEREAS, that New York State has by legislation extended that authorization to expire on November 30, 2013; and

WHEREAS, Madison County has determined that in the current fiscal environment and considering the decline in State assistance it is necessary to continue the local sales tax at 4 percent in order that Madison County and its jurisdictions are able to maintain their current level of services without unduly impacting property taxes; and

WHEREAS, the Finance Ways and Means Committee recommends that the Board of Supervisors continue to allow the City of Oneida to pre-empt one-half of 1 percent of the proposed tax on sales within the City of Oneida; and

WHEREAS, the Board of Supervisors recognize that it is the New York State Department of Taxation that will write the legislation necessary to allow Madison County to continue the 1 percent sales tax;

NOW, THEREFORE BE IT RESOLVED, the Madison County Board of Supervisors directs the County Attorney's office to work with the New York State Department of Taxation and Finance to draft legislation to reauthorize the 1 percent sales tax; and

BE IT FURTHER RESOLVED, that in so far as the State is willing and able to do so, the proposed legislation should incorporate the following:

1. The 1 percent sales tax be re-authorized and set to expire on November 30, 2015;
2. The City of Oneida be allowed to pre-empt one half of the proposed reauthorized 1 percent tax on sales within the City;
3. The County be authorized to distribute by assessment the entire 1 percent sales tax collected outside the City.

ADOPTED: AYES – 1170 NAYS – 129 (Shwartz) ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 509-12

AUTHORIZING THE MODIFICATION OF THE 2013 ADOPTED COUNTY BUDGET

WHEREAS, the Board of Supervisors has established the salaries of County Officers and Managerial/Confidential Employees for 2013, and

WHEREAS, the Board of Supervisors has also authorized various stipends for County Officers and Managerial/Confidential Employees for 2013, and

WHEREAS, the 2013 Adopted County budget provided for such increases for County Officers and Managerial/Confidential Employees in the Contingent Fund; and

WHEREAS, appropriations for such salaries and stipends should be transferred from the Contingent Fund to the individual cost centers that will be charged for these expenses.

NOW, THEREFORE, BE IT RESOLVED that the 2013 Adopted County budget be modified as follows:

General Fund

Personal Services

Expense

	<u>From</u>	<u>To</u>
A1010.1 Legislative Board	\$353,720	\$356,350
A1040.1 Clerk of Board	108,900	112,166
A1165.1 District Attorney	509,720	526,454
A1325.1 County Treasurer	572,605	580,677
A1410.1 County Clerk	622,508	628,096
A1420.1 County Attorney	308,890	319,079
A1430.1 Personnel & Civil Service	283,601	292,020
A1450.1 Board of Elections	285,065	289,905
A1620.1 County Buildings	569,968	573,652
A1670.1 Central Printing, Supplies & Mail	60,560	63,964
A1680.1 Information Technology	353,465	358,465
A2960.1 Preschool Special Education	130,647	131,379

A2961.1 Early Intervention Program	189,232	189,964
A3020.1 Communications Center	848,658	851,692
A3110.1 Sheriff Department	2,288,539	2,294,124
A3140.1 Probation	724,264	728,340
A3150.1 Sheriff-Correctional Facility	2,522,016	2,526,646
A3315.1 Special Traffic Program-STOP DWI	29,512	30,397
A3410.1 Fire Control-Emergency Preparedness	56,972	58,546
A4010.1 Public Health Administration	287,526	293,853
A4012.1 Public Health-Preventive	362,139	363,973
A4090.1 Public Health-Environmental	393,402	396,717
A4308.1 Mental Health-Clinic Program	1,552,519	1,554,786
A4310.1 Mental Health Administration	363,512	367,734
A6010.1 Social Services Administration	4,909,408	4,927,309
A6510.1 Veteran's Agency	118,601	119,906
A6610.1 Consumer Affairs	39,956	41,159
A7145.1 Youth Bureau Administration	96,275	97,709
A7510.1 Historian	18,924	19,492
A8020.1 Planning	268,500	272,794

Social Security & Medicare Expense

Expense

A1010.8130 Legislative Board	27,060	27,261
A1040.8130 Clerk of Board	8,331	8,581
A1165.8130 District Attorney	38,994	40,274
A1325.8130 County Treasurer	43,804	44,422
A1410.8130 County Clerk	47,622	48,049
A1420.8130 County Attorney	23,630	24,409
A1430.8130 Personnel & Civil Service	21,695	22,339
A1450.8130 Board of Elections	21,807	22,177
A1620.8130 County Buildings	43,603	43,885
A1670.8130 Central Printing, Supplies & Mail	4,633	4,893
A1680.8130 Information Technology	27,040	27,423
A2960.8130 Preschool Special Education	9,995	10,051
A2961.8130 Early Intervention Program	14,476	14,532
A3020.8130 Communications Center	64,922	65,154
A3110.8130 Sheriff Department	177,237	177,664
A3140.8130 Probation	55,406	55,718
A3150.8130 Sheriff-Correctional Facility	192,934	193,288
A3315.8130 Special Traffic Program-STOP DWI	2,258	2,326
A3410.8130 Fire Control-Emergency Preparedness	4,358	4,478
A4010.8130 Public Health Administration	21,996	22,480
A4012.8130 Public Health-Preventive	27,704	27,844
A4090.8130 Public Health-Environmental	30,095	30,349
A4308.8130 Mental Health-Clinic Program	118,768	118,941
A4310.8130 Mental Health Administration	27,809	28,132
A6010.8130 Social Services Administration	375,570	376,939
A6510.8130 Veteran's Agency	9,073	9,173
A6610.8130 Consumer Affairs	3,057	3,149
A7145.8130 Youth Bureau Administration	7,365	7,475
A7510.8130 Historian	1,448	1,491
A8020.8130 Planning	20,540	20,868

9030 Social Security & Medicare Expense

Expense

A9030.8200 Social Security & Medicare Expense	1,518,613	1,529,598
A9030.8210 Allocation of Social Security Expense	(1,518,613)	(1,529,598)

County Road Fund
5010 County Highway Administration

<u>Expense</u>		
D5010.1 Personal Services	239,046	242,991

5110 Maintenance of Roads & Bridges

<u>Expense</u>		
D5110.1 Personal Services	1,215,578	1,217,518

5199 County Road Employee Benefits

<u>Expense</u>		
D5199.8130 Social Security Expense	246,057	246,507

General Fund
1990 Contingent Fund

<u>Expense</u>		
A1990.4444 Contingent Fund	<u>1,134,788</u>	<u>981,127</u>

Totals	<u>\$23,538,303</u>	<u>\$23,539,256</u>
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Control Total		<u>\$953</u>
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General Fund
3315 Special Traffic Programs-STOP DWI

<u>Revenue</u>		
A2615.1010 STOP DWI Fines-Justice Court	\$65,000	\$65,258
A2615.1010 STOP DWI Fines-City, County	65,000	65,258
A2705.1040 Gifts & Donations-STOP DWI	<u>110,041</u>	<u>110,478</u>

Totals	<u>\$240,041</u>	<u>\$240,994</u>
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Control Total		<u>\$953</u>
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ADOPTED: AYES – 1299 NAY – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

RESOLUTION NO. 510-12

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 – 1299 NAYS – 0 ABSENT – 201 (Salka, Coye, Ball, Bargabos, Carinci)

PUBLIC COMMENT PERIOD

Speakers:

1. Cheryl Cary of Canastota, New York addressed the Board regarding the spreading of flowback fluids known as “Brine” on New York Roads, which can

threaten drinking water supplies. She also handed documents to the Clerk for filing.

There being no further business, Supervisor made the motion to adjourn the meeting, seconded by Supervisor Suits and carried.