



# **MADISON COUNTY BOARD OF SUPERVISORS**

John M. Becker, Chairman  
Mark Scimone, County Administrator  
Cindy Urtz, Clerk

138 N. Court St., PO Box 635  
Wampsville, NY 13163  
Phone: 315/366-2201  
Fax: 315/366-2502

May 4, 2016

## **MADISON COUNTY BOARD OF SUPERVISORS Meeting Agenda – Tuesday, May 10, 2016**

### **Meeting Schedule**

- 12:45 p.m. Highway, Buildings and Grounds Committee – Large Conference Room  
Re: Resolution (Ulster Paving) and Bid Review
- 12:55 p.m. Criminal Justice, Public Safety and Emergency Communications Committee:  
Re: Resolution (Budget Modification) – Large Conference Room
- 12:55 p.m. Administration and Oversight Committee – Chambers  
Re: Resolution (Mayday for Mandate Relief)
- 1:00 p.m. Native American Affairs Committee – Large Conference Room  
Re: Resolution (Sharing Revenue from Gaming)
- 1:05 p.m. Committee of the Whole – All Supervisors – Large Conference Room
- Courthouse
  - OMIG
  - Committee Chair Reports
- 2:00 p.m. Board Meeting – Chambers
- 2:15 p.m. Public Hearing – Local Law No. 1 of 2016 – Tax Cap Override

### **Resolution of Appreciation**

1. Resolution of Appreciation – Retiree Recognition.

### **Resolutions – Preferred Agenda**

#### **Government Operations Committee:**

2. Authorizing Attendance at an Out-of-State Conference. (Highway)
3. Authorizing Attendance at an Out-of-State Conference. (Sheriff)
4. Appointing a Member to the Syracuse Regional Airport Authority Advisory Board.
5. Amending the Workers' Compensation Benefits Policy.
6. Authorizing the County to Enter into an Agreement with Thomson Reuters – West Publishing Corporation.
7. Authorizing the Chairman to Enter into an Agreement with MSD Online, Inc.
8. Authorizing the Chairman to Enter into an Agreement with BPAS Actuarial and Pension Services, LLC.

9. Authorizing the Chairman to Enter into an Agreement with Virtual Graffiti, Inc.
10. Authorizing the Chairman to Renew an Agreement with The Standard Life Insurance Company of New York for Fully Insured Disability Administration Services.
11. Creating a Temporary Vegetation Harvester Operator Position in the Planning Dept.
12. Approval – Mortgage Tax Report.
13. Authorizing the Modification of the 2016 Adopted County Budget. (Bundle)

**Health and Human Services Committee:**

14. Authorizing the Chairman to Enter into an Agreement with Oneida Healthcare Center.
15. Public Health Department – Approved Charges and Fee Schedule.
16. Authorizing the Chairman to Enter into an Agreement for the Childhood Lead Poisoning Prevention Grant and Modifying the 2016 Budget.
17. Authorizing the Community Services Board to Sponsor an Annual Meeting and Awards Ceremony.
18. Authorizing the Chairman to Execute a Contract Modification and Modifying the 2016 Adopted County Budget. (Liberty Resources)
19. Authorizing the Chairman to Amend an Agreement with Community Action Program, Inc. and the Modification of the 2016 Adopted Budget. (DSS)

**Planning, Economic Development, Environmental and Intergovernmental Affairs Committee:**

20. Reappointing a Member to the Madison County Agricultural and Farmland Protection Board. (Bargabos)
21. Reappointing Member to the Central New York Regional Planning and Development Board. (Salka, Baker, Messinger)
22. Authorizing a Public Transit Agreement and a Coordinated Service Memorandum of Understanding with Birnie Bus Tours, Inc., Madison County and Heritage Farm, Inc.

**Highway, Buildings and Grounds Committee:**

23. Authorizing Chairman to Enter into an Agreement with Trane Building Services.
24. Authorizing Chairman to Enter into an Agreement with Unified Court System for Court Cleaning and Minor Repairs for 2015-2016.
25. Authorizing the Chairman to Enter into an Agreement with Suit-Kote Corporation, Gorman Bros. Inc. and Vestal Asphalt. (Bid No. 16.09 Liquid Bit. Etc.)
26. Authorizing the Chairman to Enter into an Agreement with Chemung Supply Corp. (Bid No. 16.13 – Guide Rail)
27. Authorizing the Chairman to Enter into an Agreement with Suit-Kote Corp. (Bid No. 16.14 – Cold In Place Recycling)
28. Authorizing the Chairman to Enter into an Agreement with J & L Profiling LLC. (Bid No. 16.19 – Cold Milling)
29. Authorizing the Chairman to Enter into an Agreement with Ulster Paving. (Bid No. 16.22 Hot Mix Asphalt Paving)

**Solid Waste and Recycling Committee:**

30. Authorizing 5-Year Solid Waste Disposal Agreement with Commercial Permit Holder.
31. Authorizing the Chairman to Enter into an Agreement with Morrisville Public Library for Selling Solid Waste Punch Cards.
32. Authorizing Addendum to Lease Agreement with Springwater Farms.

## Resolutions – Regular Agenda

33. Acknowledging Introduction of Proposed Local Law No. 2 of 2016 and Calling for a Public Hearing. (Establishing Madison County Self-Insured Plan)
34. Authorizing the Modification of the 2016 Adopted County Budget. (Personnel – Fund Balance)
35. Adopting Local Law No. 1 for the Year 2016. (Tax Cap Override)
36. Designating Disposal of Obsolete and/or Surplus County Personal Property.
37. Declaring “Mayday for Mandate Relief.”
38. Authorizing Agreement for Electrical Utility Data Analysis.
39. Adopting an Energy and Sustainability Plan for Madison County.
40. Authorizing the Chairman to Enter into an Agreement for Engineering Services for the Fire Training Facility.
41. Authorizing the Modification of the 2016 Adopted County Budget. (DA – Contingent Fund)
42. Resolution Calling on the State of New York to Fully Reimburse Counties for District Attorney Salary Increases set by the State.
43. Expressing Support of Special Legislation Relative to the Dissolution of the Madison County Sewer District and the Transfer of the District’s Assets and Liabilities to the Town of Cazenovia.
44. Authorizing the Chairman to Enter into a Revised Amendment No.1 Agreement with CSX Transportation, Inc. and Modifying the 2016 Adopted Budget.
45. Creating Four Full-Time Deputy Sheriff Positions in the Sheriff’s Office and Modifying the 2016 County Budget.
46. Thanking Senator Valesky, Assemblyman Magee and Legislative Leaders for Enacting Legislation and Urging Governor Cuomo to Promptly Sign into Law (Sharing of Revenue From Gaming Devices Located Within the County of Madison.)

### **APPROVAL OF VOUCHERS FOR PAYMENT ANY OTHER BUSINESS PUBLIC COMMENT PERIOD**

cc: Oneida Daily Dispatch  
Mid-York Weekly

  
Cindy Urtz, Clerk

Visit our website at: [www.madisoncounty.ny.gov](http://www.madisoncounty.ny.gov)  
Click on Departments – Board of Supervisors

**RESOLUTION NO. 1**

**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 an upcoming retirement is in order,

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Board of Supervisors hereby recognizes the dedicated contributions of Bonnie Curtis and Inez DeGroat upon their retirement.

Bonnie D. Curtis	Social Services	1980 - 2016
Inez M. DeGroat	Social Services	1981 - 2016

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

**RESOLUTION NO. 2**

**AUTHORIZING ATTENDANCE AT AN OUT-OF-STATE CONFERENCE  
(Highway Department)**

**WHEREAS**, American Public Works Association (APWA) is offering a North American Snow Conference in Hartford, CT on May 22 – 25, 2016, and

**WHEREAS**, F. Joseph Wisinski, County Highway Superintendent and Richard Durant, Highway Operations Manager have requested attendance at said conference; and

**WHEREAS**, the cost for the APWA Conference for both Highway Department employees will be funded through appropriations in the 2016 County Road Fund budget; and

**WHEREAS**, this request has been reviewed and approved by the Highway Buildings and Grounds Committee and the Government Operation Committee;

**NOW, THEREFORE, BE IT RESOLVED**, Joseph Wisinski and Richard Durant be and hereby are authorized to attend said conference at a cost not to exceed \$2,427.00.

Dated: May 10, 2016

---

Daniel S. Degear. Chairman  
Government Operations Committee

**RESOLUTION NO. 3**

**AUTHORIZING ATTENDANCE AT AN OUT-OF-STATE CONFERENCE  
(Sheriff)**

**WHEREAS**, the 24<sup>th</sup> Annual APSAC Colloquium Training will be held June 21-25, 2016, in New Orleans, LA; and

**WHEREAS**, Allen Riley, Madison County Sheriff, has requested that, Renee Smith, Child Advocacy Center Director, attend this conference; and

**WHEREAS**, her expenses are fully funded by the Child Fatality Review Team Grant received by the Sheriff's Office; and

**WHEREAS**, this request has been reviewed and approved by the Criminal Justice, Public Safety and Emergency Communications Committee, and the Government Operations Committee;

**NOW, THEREFORE BE IT RESOLVED** that Renee Smith be and hereby is authorized to attend said conference at no expense to the County.

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

**RESOLUTION NO. 4**

**APPOINTING A MEMBER TO THE  
SYRACUSE REGIONAL AIRPORT AUTHORITY ADVISORY BOARD**

**WHEREAS**, the Syracuse Regional Airport Authority Advisory Board is a body of representatives from County's surrounding Syracuse Hancock International Airport; and

**WHEREAS**, Madison County is responsible for appointing one representative to serve on this Board; and

**WHEREAS**, the term of Daniel Degear, Vice Chairman of the Madison County Board of Supervisors and Supervisor of the Town of DeRuyter expires May 13, 2016,

**NOW, THEREFORE BE IT RESOLVED** that the Madison County Board of Supervisors does hereby re-appoint Daniel Degear to serve on the Syracuse Regional Airport Authority Advisory Board, at the pleasure of the Board.

Dated: May 10, 2016

---

John A. Reinhardt, Vice Chairman  
Government Operations Committee

**RESOLUTION NO. 5**

**AMENDING THE WORKERS' COMPENSATION BENEFITS POLICY**

**WHEREAS**, the amendments to the Madison County Workers' Compensation Benefits Policy are meant to encourage employees injured while performing their duties, to seek medical attention as soon after the incident as practicable; and

**WHEREAS**, these amendments will also coincide with changes to the recently negotiated collective bargaining agreement with the CSEA Blue Collar Unit; and

**WHEREAS**, the Government Operations Committee has reviewed the amendments to the procedures and recommends adoption by the Board of Supervisors;

**NOW, THEREFORE BE IT RESOLVED** that the Madison County Board of Supervisors adopts the Madison County Workers' Compensation Benefits Policy as amended.

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

## MADISON COUNTY POLICIES AND PROCEDURES

Subject: **WORKERS' COMPENSATION BENEFITS**

Effective Date: June 1, 1989  
Revised: May 26, 1994  
July 1, 1999  
February 1, 2001  
October 30, 2003  
April 14, 2009  
September 1, 2011  
May 10, 2016

Policy: All employees are protected by Workers' Compensation insurance provided by the County of Madison in the event of an injury or illness arising out of and in the course of employment effective the first day of employment.

Procedures:

1. If an employee incurs an occupational injury or illness, he/she **must** report the injury/illness to his/her immediate supervisor **as soon as possible** after the occurrence of the injury/illness. Workers' Compensation injuries or illnesses may be FMLA (Family Medical Leave Act) qualifying if the case results in lost time. Please contact the Personnel Department for determination. FMLA notification, if required, shall be sent by the Personnel department.
2. The supervisor will seek medical attention for the employee and immediately complete an PERMA Initial Report Form. The department head/supervisor will sign and date the ~~PERMA~~ Initial Report Form acknowledging that they have received and reviewed the report. Signing the report does not mean that the department head/supervisor accepts the case as a compensation case. In every instance, the ~~PERMA~~ Initial Report Form must be sent to the Personnel/Civil Service Department as soon as possible. ~~When an employee loses work time (beyond the day of the accident) or receives any medical treatment, a departmental representative must complete Form C-2 and forward it to the Personnel/Civil Service Department with the PERMA Initial Report Form within twenty four (24) hours of the accident. It is the employee's responsibility to notify their departmental representative when they receive more than two medical visits/medical treatment for an accident. In turn, the departmental representative will notify the Personnel department if medical treatment was sought by the employee.~~ complete Form C-2 and follow the above-mentioned procedure. The Personnel Department will attach a job specification to the C-2 and forward it to PERMA.
3. The Personnel Department will report the injury/illness to ~~PERMA~~ the Workers Compensation insurance carrier/administrator. The Personnel Department shall provide a copy of the Workers' Compensation Benefits policy to the employee along with a claimant information packet to inform employees of their rights and responsibilities. An employee will complete the enclosed C-3 (C3.3 if applicable) form on their own and it will be sent to the New York State Workers Compensation Board. ~~The date on which the claimant information packet is sent to the employee will be recorded on the C-2 by the Personnel Department.~~
4. Medical expenses resulting from an occupational injury/illness shall be paid by the County's Workers' Compensation insurance carrier/administrator in accordance with the New York State Workers' Compensation Law.
5. The employee must be absent from work due to occupational injury/illness for at least seven (7) consecutive calendar days to be eligible for lost time compensation under the Workers' Compensation Law. If the absence exceeds seven (7) but is fewer than fourteen (14) consecutive calendar days, compensation payments will begin from the eighth day of absence. If the absence

exceeds fourteen (14) consecutive calendar days, compensation payments will begin from the first day of absence.

With the exception of Deputy Sheriffs and Corrections Officers, all County employees may elect to utilize their sick leave accruals during a leave of absence due to occupational injury/illness. Personal leave may be utilized upon the exhaustion of sick leave accruals. When an employee elects this option, their leave accruals will be charged the number of hours in their normally scheduled workday for each day of absence. Upon the exhaustion of sick and personal leave accruals an employee will be removed from the County payroll and begin receiving payments directly from the Workers' Compensation insurance carrier/administrator. All other forms of paid leave accruals may not be used during a leave due to occupational injury/illness. An employee must utilize sick or personal leave if they lose time on the day of the alleged injury or illness. An employee that is injured while in the performance of their job and is excused from work to rest at home, or to seek medical treatment, will be paid their regularly scheduled hours through the remainder of that workday.

An employee may utilize sick or personal leave to make doctor's visits for a workers' compensation injury/illness or to attend workers' compensation hearings. Please note said time is not reimbursed by the carrier.

~~A-The Personnel~~ departmental representative shall request reimbursement from the Workers' Compensation insurance carrier/administrator by completing Form C-107 for the period that the employee continues on the County payroll. Upon receipt of reimbursement by the County and after the employee has returned to work for two (2) weeks, his/her leave time shall be restored on a pro-rata basis to the accrual bank(s) utilized by dividing the amount of reimbursement by the employee's daily rate of pay.

An employee who elects not to use leave accruals shall receive lost time compensation payments directly from the Workers' Compensation insurance carrier/administrator.

Deputy Sheriffs and Corrections Officers shall receive lost time compensation in accordance with the provisions of Section 207-C of the General Municipal Law, when applicable. Injury or illness not covered by Section 207-C shall be compensated according to the provisions above.

6. When an employee continues on the County payroll, he/she shall continue to accrue leave time. When an employee has been removed from the County payroll, he/she shall not accrue leave time.
7. Employment will be considered uninterrupted during a leave of absence due to occupational injury/illness for up to twelve (12) months. The employee will continue to accrue seniority and the employee's anniversary date shall remain unchanged.
8. The County will maintain its usual employee health insurance contribution during an approved Workers' Compensation leave of absence for up to twelve (12) months. The employee will be billed directly for the employee's share of the premium expense, if any.
9. Upon return to work, the employee must provide a physician's certificate attesting to the employee's recovery and ability to perform the duties of his/her position. The employee must then work at least three (3) continuous months before the same condition will be considered a new incident in reference to the health insurance contributions addressed in (8) above.
10. ~~Upon an employee's return to work, the departmental representative must complete Form C-11 and forward it to the Personnel/Civil Service Department within seventy two (72) hours.~~
11. The ~~Personnel~~ departmental representative shall complete any forms required by ~~PERMA~~ the Workers Compensation carrier/administrator (C-2, C-11, C-107, C-240, etc.).
12. After twelve (12) months of absence due to occupational illness/injury as defined by New York State Workers' Compensation Law, an employee will be terminated in accordance with Section 71 of the New York State Civil Service Law.

13. The County is committed to providing its employees with a safe working environment. Employees are expected to observe County work rules and to participate in available safety training programs.

~~Richard O. Bargabes~~ Daniel Degear, Chairman  
Government Operations Committee

**RESOLUTION NO. 6**

**AUTHORIZING THE COUNTY TO ENTER INTO AN AGREEMENT WITH  
THOMSON REUTERS – WEST PUBLISHING CORPORATION**

**WHEREAS**, certain library and online research materials are maintained by the County Attorney's Office, currently under contract with Lexis Nexis (Reed Elsevier Inc.); and

**WHEREAS**, competing proposals have been received for same; and

**WHEREAS**, it is advisable to enter into two agreements with Thomson Reuters-West Publishing Corporation; and

**WHEREAS**, under such agreement the McKinneys Consolidated Laws of New York Annotated for statutory research will be \$229.00/month the first year; \$240.45/month the second year; and \$252.47 the third year; and

**WHEREAS**, the monthly WestLaw Next online service will be \$238.00/month the first year; \$242.76/month the second year; and \$247.62 the third year;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to execute two agreements for library and online research services on behalf of the County of Madison with Thomson Reuters – West Publishing Corporation, in the form as is on file with the Clerk of the Board; and

**BE IT FURTHER RESOLVED**, that notice be given to Lexis Nexis (Reed Elsevier Inc.) terminating its existing contracts.

Dated: May 10, 2016

\_\_\_\_\_  
Daniel S. Degear, Chairman  
Government Operations Committee

**RESOLUTION NO. 7**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT  
WITH MSD ONLINE, INC.**

**WHEREAS**, the Hazard Communication Standard and the Public Employee Safety and Health Bureau (PEOSH) require that Material Safety Data Sheets (MSDS) and Safety Data Sheets (SDS) be maintained for all hazardous chemicals and substances being used by County employees; and

**WHEREAS**, MSDS Online, Inc., a cloud based electronic SDS management system, has provided a three (3) year agreement which includes implementation of the system and maintenance of the County's MSDS and SDS thereafter; and

**WHEREAS**, the total cost for the first year is \$4,790 which includes database set-up and scanning of approximately 800 MSDS sheets (*\$290.00 for Implementation Services, \$1,600.00 for PDF Processing/Scanning and \$2,900 for first year annual electronic management*); and

**WHEREAS**, should the County exceed the 800 MSDS estimate, there would be an additional \$2.00 per MSDS processing fee during implementation; and

**WHEREAS**, the per year cost for the next two (2) years is \$2,900 for electronic management of the County's MSDS and SDS inventory;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board be, and hereby is, authorized to execute the agreement with MSD Online, Inc. for the period May 24, 2016 through May 23, 2019, as is on file with the Clerk of the Board.

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

**RESOLUTION NO. 8**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT  
WITH BPAS ACTUARIAL AND PENSION SERVICES, LLC**

**WHEREAS**, Madison County currently offers self-insured healthcare plans for its eligible employees and non-Medicare eligible retirees; and

**WHEREAS**, a health insurance reserve has been established for purposes such as providing cash flow for claims payments and attempting to mitigate spikes in health insurance premium-equivalent rates; and

**WHEREAS**, the County's Health Insurance Task Force has recommended a reserve analysis be completed to assist with determining a target range for the health insurance reserve balance; and

**WHEREAS**, BPAS Actuarial and Pension Services, LLC (BPAS) has provided a proposal to perform said reserve analysis to include incurred but not reported (IBNR) calculations for 2015, 2016, and 2017 at a cost of \$5,000.

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board of Supervisors be, and hereby is, authorized to enter into an agreement with BPAS Actuarial and Pension Services, LLC, as is on file with the Clerk of the Board of Supervisors.

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

**RESOLUTION NO. 9**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN  
AGREEMENT WITH VIRTUAL GRAFFITI, INC.**

**WHEREAS**, the Director of Information Technology recommends the purchase of new fire walls and accompanying software for the County network, the County Disaster Recovery site and the Department of Solid Waste in order to provide adequate network security; and

**WHEREAS**, the County's existing firewall is end of life and cannot provide adequate protection for the County network; and

**WHEREAS**, a firewall is needed at the Disaster Recovery site; and

**WHEREAS**, a new firewall is needed for Solid Waste; and

**WHEREAS**, a substantial discount is being offered by Virtual Graffiti, Inc. if these items are purchased together; and

**WHEREAS**, the cost of hardware and software \$16,670.14, and

**WHEREAS**, the Government Operations Committee has reviewed and approves of said purchase; and

**NOW, THEREFORE BE IT RESOLVED** that the Chairman of the Madison County Board of Supervisors be and he hereby is authorized to enter into a purchase agreement with Virtual Graffiti, Inc.

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

**RESOLUTION NO. 10**

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT  
WITH THE STANDARD LIFE INSURANCE COMPANY OF NEW YORK  
FOR FULLY INSURED DISABILITY ADMINISTRATION SERVICES**

**WHEREAS**, Madison County currently has an agreement with The Standard Life Insurance Company of New York (The Standard) for fully insured disability benefit claims administration services for County employees; and

**WHEREAS**, the current agreement with The Standard provides for a rate of \$3.36 per member per month, and expires June 30, 2016; and

**WHEREAS**, the County's benefit consultants issued a request for proposals and subsequently received quotes from a total of six (6) carriers, ranging from \$5.25 to \$8.60 per member per month, for July 1, 2016 through June 30, 2017; and

**WHEREAS**, the most favorable rate of \$5.25 per member per month, to include a 2-year rate guarantee, was provided by The Standard; and

**WHEREAS**, the 56.25% increase in rates is due to unfavorable claims during the measurement period of July 2013 through February 2016; and

**WHEREAS**, given the approximate count of 629 members per month, the rate increase will result in an increase in annualized premiums from \$25,361 to \$39,627.

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board of Supervisors be, and hereby is, authorized to renew an agreement with The Standard Life Insurance Company of New York, for the period of July 1, 2016 through June 30, 2017.

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

**RESOLUTION NO. 11**

**CREATING A TEMPORARY VEGETATION HARVESTER OPERATOR  
POSITION IN THE PLANNING DEPARTMENT**

**WHEREAS**, Madison County owns a mechanical vegetation harvester and related equipment, which were purchased in 2003 with State grant funds; and

**WHEREAS**, lakes within Madison County have again expressed interest in benefiting from the weed harvester this summer; and

**WHEREAS**, Madison County can provide this service to lake associations at the very economical cost of \$50/hour; and

**WHEREAS**, this request has been reviewed and approved in accordance with the vacancy review procedure by the Planning, Economic Development, Environmental and Intergovernmental Affairs Committee and the Government Operations Committee,

**NOW, THEREFORE BE IT RESOLVED** that one (1) temporary full-time Vegetation Harvester Operator position be and hereby is created for a period not to exceed fourteen (14) weeks from date of appointment; and

**BE IT FURTHER RESOLVED** that the Planning Department be and hereby is authorized to fill said position at the 2016 hourly rate of \$18.51 in accordance with Civil Service Law and Rule and County policies and procedures effective immediately.

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

RESOLUTION NO. 12

APPROVAL – MORTGAGE TAX REPORT

**WHEREAS**, this Board is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each tax district of the County of the money collected during the preceding six months ending March 31, 2016;

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

Town of Brookfield	\$8,622.16
Town of Cazenovia	\$71,335.82
Village of Cazenovia	\$13,359.46
Town of DeRuyter	\$6,659.81
Village of DeRuyter	\$604.09
Town of Eaton	\$15,568.44
Village of Hamilton	\$2.81
Village of Morrisville	\$4,161.06
Town of Fenner	\$12,438.68
Town of Georgetown	\$2,874.13
Town of Hamilton	\$14,951.65
Village of Earlville	\$416.67
Village of Hamilton	\$8,591.58
Town of Lebanon	\$8,504.71
Town of Lenox	\$54,539.45
Village of Canastota	\$15,445.36
Village of Wampsville	\$3,268.96
Town of Lincoln	\$9,886.48
Town of Madison	\$18,031.86
Village of Hamilton	\$227.44
Village of Madison	\$630.01
Town of Nelson	\$24,396.17
Town of Smithfield	\$5,955.82
Town of Stockbridge	\$5,677.30
Village of Munnsville	\$569.00
Town of Sullivan	\$88,893.67
Village of Chittenango	\$13,514.39
City of Oneida	\$49,302.41
TOTAL	\$458,429.39

Dated: May 10, 2016

---

John A. Reinhardt, Chairman  
Finance, Ways and Means Committee

**RESOLUTION NO. 13**

**AUTHORIZING THE MODIFICATION OF THE 2016 ADOPTED COUNTY BUDGET**

**RESOLVED**, that the 2016 Adopted County Budget be modified as follows:

**Modification No. 1**

**General Fund**

**1620 County Buildings**

Expense

	<u>From</u>	<u>To</u>
A162010 529003 DSS Building Renovation (WIA)	\$31,957	\$948
A162010 529042 DSS Driveway Exp & Lighting	23,067	-0-

**Capital Projects Fund**

**1624 COB Renovations**

Expense

H162410 529803 Contingency	\$23,652	\$77,728
----------------------------	----------	----------

**General Fund**

**9950 Transfer to Capital Projects Fund**

Expense

A995099 594203 Transfer to Capital Projects Fund	<u>\$250,000</u>	<u>\$304,076</u>
Totals	<u>\$328,676</u>	<u>\$382,752</u>
Control Total		<u>\$54,076</u>

**Capital Projects Fund**

**1624 COB Renovations**

Revenue

H162410 450312 Contribution from General Fund	<u>\$540,045</u>	<u>\$594,121</u>
Control Total		<u>\$54,076</u>

**Modification No. 2**

**General Fund**

**1620 County Buildings**

Expense

	<u>From</u>	<u>To</u>
A162010 529043 Squad Room Building Expense	\$78,571	\$102,654

**3110 Sheriff's Office**

Expense

A311030 511000 Personal Services Full Time	\$2,120,058	\$2,107,269
A311030 581100 State Retirement Expense	479,790	478,560
A311030 582100 Social Security Expense	199,383	198,405
A311030 586100 Employee Health Insurance	690,702	681,615

**9010 Retirement Expense**

Expense

A901090 581100 State Retirement Expense	\$3,253,609	\$3,252,379
A901090 581201 Allocation Retirement Expense	(3,253,609)	(3,252,379)

**9030 Social Security & Medicare Expense**Expense

A903090 582100 Social Security Expense	\$1,652,503	\$1,651,525
A903090 581301 Allocation Social Security	<u>(1,652,503)</u>	<u>(1,651,525)</u>

**9061 Hospital & Medical Insurance**Expense

A906190 586001 Hosp/Med Allocation-General	\$(6,611,071)	\$(6,601,985)
A906190 586110 Prescription Expense	1,520,000	1,517,865
A906190 586135 PPO Claims Expense	<u>3,709,000</u>	<u>3,702,050</u>
Control Total	<u>\$2,186,433</u>	<u>\$2,186,433</u>

**Modification No. 3****Public Health Department**Expense

	<u>From</u>	<u>To</u>
A401240.541052 STD Lab Cost	\$ 27,200	\$ 33,200
A401240.545300 STD Clinic	6,000	0
Control Total	<u>\$ 33,200</u>	<u>\$ 33,200</u>

**Modification No. 4****Capital Projects Fund****3098 Fire Training Facility**Expense

	<u>From</u>	<u>To</u>
H309830 524130 Fire Training Facility Expense	\$250,000	\$491,000
H309830 529802 Engineering Expense	<u>-0-</u>	<u>9,000</u>
Totals	<u>\$250,000</u>	<u>\$500,000</u>
Control Total		<u>\$250,000</u>

Revenue

H309830 450310 Transfer from General Fund	<u>\$250,000</u>	<u>\$500,000</u>
Control Total		<u>\$250,000</u>

**Modification No. 5****Enterprise Environmental Landfill Fund****8173 Sewer Pipeline Construction (Landfill)**Expense

	<u>From</u>	<u>To</u>
EE8173 529803 Contingency	\$203,939	\$167,939
EE8173 529810 Sewer Pipeline Construction	<u>2,402,246</u>	<u>2,438,246</u>
Control Totals	<u>\$2,606,185</u>	<u>\$2,606,185</u>

Dated: May 10, 2016

---

 John A. Reinhardt, Chairman  
 Finance, Ways and Means Committee

**RESOLUTION NO. 14**

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

**WHEREAS**, the County entered an agreement with Oneida Healthcare Center as approved on Resolution #578-15 to provide various laboratory services; and

**WHEREAS**, Oneida Healthcare notified Madison County on April 1, 2016 to request modifications to the current contract rates; and

**WHEREAS**, the County wishes to terminate the current contract that was signed on December 22, 2015 and enter a new contract with Oneida Healthcare to reimburse the proper rates as follows:

<u>CPT</u>	<u>Description</u>	<u>OHC Procedure #</u>	<u>2016 Charge</u>	<u>Revised 2016 charge</u>
36415	Collection of Blood Venipuncture	3000036415	15.75	15.75
80053	Comprehensive Metabolic Panel	3010002448	92.10	25.87
82040	Albumin	3010005503	38.25	12.11
84075	Phosp ALK	3010005505	42.15	12.67
84155	Protein (Total Protein)	3010001067	33.00	33.00
86141	Protein (C-Reactive Protein)	3020008641	41.70	31.72
84460	ALT	3010005510	48.00	12.98
84450	AST	3010005511	48.00	18.67
84520	BUN	3010001018	36.30	9.67
82550	Creatine	3010001028	71.40	15.95
80061	Lipid Panel	3010001155	117.90	32.80
85025	CBC	3050002025	54.75	18.94
71020	Chest x-ray - 2 views	3200071020	135.00	135.00
83655	Lead test	3010002022	65.25	7.65
90375	Rabies Immune Globulin per unit	6360020834	664.69	895.62
90675	Rabies Vaccine per unit	6360031153	393.02	449.82
90471	Administration of Vaccine	7719904711	19.80	19.80
96372	ER Therapeutic, prophylactic, or diagnostic injection	4500907822	18.60	18.60
99283	ER visit	4500099283	289.20	289.20

**WHEREAS**, the Health and Human Services Committee recommends approval of the this agreement;

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to sign an agreement with Oneida Healthcare Center effective May 1, 2016 through December 31, 2016, as is on file with The Clerk of the Board of Supervisors.

Dated: May 10, 2016

---

Alexander Stepanski, Chairman  
Health and Human Services Committee

**RESOLUTION NO. 15**

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

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

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

**WHEREAS**, the vaccine and administrative costs have increased as noted below; and

**2016 Sliding Fee Scale Effective 6/1/16**

Family Size	**200%	250%	300%	350%	400%
1	\$23,760	\$29,700	\$35,640	\$41,580	\$47,520
2	\$32,040	\$40,050	\$48,060	\$56,070	\$64,080
3	\$40,320	\$50,400	\$60,480	\$70,560	\$80,640
4	\$48,600	\$60,750	\$72,900	\$85,050	\$97,200
5	\$56,880	\$71,100	\$85,320	\$99,540	\$113,760
6	\$65,160	\$81,450	\$97,740	\$114,030	\$130,320
7	\$73,460	\$91,825	\$110,190	\$128,555	\$146,920
8	\$81,780	\$102,225	\$122,670	\$143,115	\$163,560
Each Additional Person	\$8,320	\$10,400	\$12,480	\$14,560	\$16,640

**Immunizations**

DTap	\$18	\$25	\$32	\$39	\$46
HPV/Gardasil	\$171	\$178	\$185	\$192	\$199
Hepatitis B Adult	\$37	\$44	\$51	\$58	\$65
Hepatitis B Child up to 19 yrs	\$16	\$23	\$30	\$37	\$44
Hepatitis A Adult	\$32	\$39	\$46	\$53	\$60
Hepatitis A Child up to 19 yrs	\$21	\$28	\$35	\$42	\$49
Twinrix (Hep A & B)	\$61	\$68	\$75	\$82	\$89
HIB	\$30	\$37	\$44	\$51	\$58
IPOL	\$30	\$37	\$44	\$51	\$58
Mantoux (TB)	\$6	\$13	\$20	\$27	\$34
Menactra/Meningococcal	\$114	\$121	\$128	\$135	\$142
MMR	\$63	\$70	\$77	\$84	\$91
Pneumococcal-Pneumovax 23	\$77	\$84	\$91	\$98	\$105
Pneumococcal- Prevnar 13	\$183	\$190	\$197	\$204	\$211
Tdap-Boostrix/Adacel	\$39	\$46	\$53	\$60	\$67
Varicella/Varivax	\$108	\$115	\$122	\$129	\$136

Lead testing	\$12	\$24	\$36	\$48	\$60
--------------	------	------	------	------	------

Car Seats	\$10	\$25	\$35	\$45	\$45
-----------	------	------	------	------	------

Admin Fee - VFC Vaccine	\$0	\$11.20	\$16.80	\$22.40	\$28.00
Multishot Admin Fee (each additional shot)	\$0	\$5.60	\$8.40	\$11.20	\$14.00

**The Following are Flat Fees**

Post Exposure Rabies	\$321
Zostavax (Shingles)	\$213
Flu	\$45

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

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

**NOW, THEREFORE BE IT RESOLVED** that the proposed full fee charges are approved, effective June 1, 2016.

Dated: May 10, 2016

---

Alexander Stepanski, Chairman  
Health and Human Services Committee

**RESOLUTION NO. 16**

**AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT FOR THE CHILDHOOD LEAD POISONING PREVENTION GRANT & MODIFYING THE 2016 BUDGET**

**WHEREAS**, Madison County Public Health Department has been notified by New York State Department of Health of their approval of the Childhood Lead Poisoning Prevention Program budget and work plan for the period of October 1, 2015 through September 30, 2016, and

**WHEREAS**, State and Federal funding for this 5 year grant will begin with year 1 of the contract for the period of 10/1/15-09/30/16, this grant is identified by the following:

Awarding Agency: Health Resources and Services  
Pass-through Agency: New York State Department of Health  
Catalog #: 93.994  
Programs Name: Childhood Lead Poisoning Prevention Program  
Contract No.: C30900GG  
Grant Extension: 10/1/15-09/30/16  
Federal Funds: 36.04%  
Grant total: \$36,293

**WHEREAS**, the remaining 63.96% of the grant is New York State funded.

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

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

**BE IT FURTHER RESOLVED**, that the 2016 Adopted County Budget be modified as follows:

**General Fund**

**4012 Public Health Preventive**

**Expense**

	<b><u>From</u></b>	<b><u>To</u></b>
A401240.541037 Lead Grant Expense	\$0	\$5,458
Control Total		<b><u>\$5,458</u></b>

**Revenue**

	<b><u>From</u></b>	<b><u>To</u></b>
A401240.434016 State Aid Lead Poisoning Grant	\$18,970	\$22,461
A401240.444015 Federal Aid Lead Poisoning Grant	\$11,548	\$13,515
Total	<b><u>\$30,518</u></b>	<b><u>\$35,976</u></b>
Control Total		<b><u>\$ 5,458</u></b>

Dated: May 10, 2016

\_\_\_\_\_  
Alexander Stepanski, Chairperson  
Health and Human Services Committee

\_\_\_\_\_  
John A. Reinhardt, Chairman  
Finance, Ways and Means Committee

## RESOLUTION NO. 17

### AUTHORIZING THE COMMUNITY SERVICES BOARD TO SPONSOR AN ANNUAL MEETING AND AWARDS CEREMONY

**WHEREAS**, for over 45 years, Madison County has made a commitment to community-based systems of mental health care in which all residents can receive high-quality and consumer-responsive services; and

**WHEREAS**, under Article 41 of the New York State Mental Hygiene Law, the Madison County Board of Supervisors created the Community Services Board to oversee services to the mentally ill, the developmentally disabled, and those suffering from alcoholism and substance abuse; and

**WHEREAS**, since 1990 the Community Services Board has exercised its responsibility for promoting community and public understanding of mental disabilities and advocating for the cooperation with other human service agencies in advancing the provision of services by inviting representatives from county public and private agencies, certain elected officials, and other guests to participate in the Annual Meeting and Awards Ceremony; and

**WHEREAS**, at this event community volunteers and/or community professionals are recognized for their contributions in the service areas of Alcoholism and Substance Abuse, Mental Health, Developmental Disabilities, and Consumer Advocacy; and

**WHEREAS**, that the Madison County Board of Supervisors authorizes the Community Services Board to hold its Annual Meeting and Awards Ceremony at The Gorman Foundation Community Center, Oneida, New York and purchase plaques and mementos from Malones Service, Inc.; and

**NOW, THEREFORE, BE IT RESOLVED** that payment for the reception, plaques and mementos shall be approved from the appropriate line item - Mental Health Administration — Mental Health Board Expense, A431040 540330 in the Mental Health Department 2016 budget with the cost of the reception not to exceed \$ 700.00, the plaques and mementos not to exceed \$ 300.00, and a donation of \$100.00 to the Mary Rose Clinic for use of the Gorman Foundation Community Center for the reception.

Dated: May 10, 2016

---

Alexander Stepanski, Chairman  
Health and Human Services Committee

**RESOLUTION NO. 18**

**AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT MODIFICATION AND  
MODIFYING THE 2016 ADOPTED COUNTY BUDGET**

**WHEREAS**, Madison County entered into an agreement with Liberty Resources, Inc. by Resolution 588-15;

**WHEREAS**, the New York State Office of Mental Health has re-defined the State Aid deficit funding for the program, resulting in a \$11,070 increase to the agency;

**NOW, THEREFORE, BE IT RESOLVED** that the 2016 Adopted County Budget be modified as follows:

**General Fund**

**4316 Mental Health Liberty Resources**

Expense

	<u>From</u>	<u>To</u>
A431640 542780 LR Child/Youth Case Management	<u>\$106,752</u>	<u>\$103,062</u>

Control Total		<u>(\$3,690)</u>
---------------	--	------------------

Revenue

A431640 434924 State Aid LR C/Y Case Management	<u>\$106,752</u>	<u>\$103,062</u>
---	------------------	------------------

Control Total		<u>(\$3,690)</u>
---------------	--	------------------

**BE IT FURTHER RESOLVED**, that the Chairman of the Board be hereby authorized to execute a modification agreement, a copy of which is on file with the Clerk of this Board, for the period January 1, 2016 through December 31, 2016 with Liberty Resources Inc.

Dated: May 10, 2016

---

Alexander Stepanski, Chairman  
Health and Human Services Committee

---

John A. Reinhardt, Chairman  
Finance, Ways & Means Committee

**RESOLUTION NO. 19**

**AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT WITH  
COMMUNITY ACTION PROGRAM, INC., AND THE MODIFICATION OF THE 2016  
ADOPTED BUDGET**

**WHEREAS**, Madison County Department of Social Services (DSS) has had a longstanding relationship with Community Action Program, Inc. (CAP), a community partner with a demonstrated ability to develop and implement quality housing services; and

**WHEREAS**, with approved Resolution number 437-15, dated November 9, 2015, DSS currently contracts with CAP to provide these services; and

**WHEREAS**, in January 2016, Governor Cuomo issued Executive Order 151 requiring all willing homeless individuals to be housed; and

**WHEREAS**, CAP, together with other partners in the community, receives funding from various other sources, including the United States Department of Housing and Urban Development (HUD), Office of Temporary and Disability Assistance (OTDA), DSS, and private donors to combat homelessness; and

**WHEREAS**, as part of Executive Order 151, state funds (100 percent) were made available to local communities to better reach out and engage with homeless persons; and

**WHEREAS**, DSS applied for and was granted an additional \$12,500 in funding specifically to allow CAP to do outreach to homeless people; and

**WHEREAS**, Community Action Program, Inc., has agreed to provide homeless outreach services for the period of January 3, 2016, to June 30, 2016, at a total cost not to exceed twelve thousand, five hundred dollars (\$12,500) in full and final satisfaction of all services and expenses; and

**WHEREAS**, this amended agreement has been reviewed and approved by the Health and Human 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 Community Action Program, Inc., in the form as is on file with the Clerk of the Board; and

**BE IT FURTHER RESOLVED** that the 2016 Adopted County Budget be modified as follows:

General Fund

6010 Social Services Administration

Revenue

	<u>From</u>	<u>To</u>
A601060 436100 SA Social Srvc Admin	\$2,253,054	\$2,265,554
Control Total		<u>\$ 12,500</u>

Expense

A601060 541087 TANF CAP	\$ 128,948	\$ 141,448
Control Total		<u>\$ 12,500</u>

Dated: May 10, 2016

---

Alexander R. Stepanski, Chairman  
Social and Mental Health Services Committee

---

John A. Reinhardt, Chairman  
Finance, Ways and Means Committee

**RESOLUTION NO. 20**

**REAPPOINTING A MEMBER TO THE MADISON COUNTY AGRICULTURAL  
AND FARMLAND PROTECTION BOARD**

**BE IT RESOLVED**, that Richard Bargabos of 6014 Old County Road, Peterboro, NY 13134; be reappointed as the Board of Supervisor's Representative to the Madison County Agricultural and Farmland Protection Board for a two-year term commencing on Jan 1, 2016 and expiring on December 31, 2017.

Dated: May 10, 2016

---

John Salka, Chairman  
Planning, Economic Development,  
Environmental and Intergovernmental  
Affairs Committee

**RESOLUTION NO. 21**

**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 appointment 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, 2016 and expiring on December 31, 2016:

John Salka – Planning Committee Chair	Local Elected Official
Larry Baker – 14665 Fancher Ave, Hamilton	At Large Representative
Mary Ann Messinger – 8971 Petrie Rd, Bridgeport	At Large Representative

Dated: May 10, 2016

---

John Salka, Chairman  
Planning, Economic Development,  
Environmental And Intergovernmental  
Affairs Committee

**RESOLUTION NO. 22**

**AUTHORIZING A PUBLIC TRANIST AGREEMENT AND A COORDINATED SERVICE MEMORANDUM OF UNDERSTANDING WITH BIRNIE BUS TOURS INC., MADISON COUNTY AND HERITAGE FARM INC.**

**WHEREAS**, the State of New York has enacted Transportation Law, Section 18-b which provides for the New York State Mass Transportation Operating Assistance Program ("STOA"); and

**WHEREAS**, Section 119-r of the General Municipal Law of the State of New York authorizes the County to enter into a contract with a privately owned or operated mass transportation facility for mass transportation services to be rendered to the people of Madison County; and

**WHEREAS**, Birnie Bus Tours, Inc. represents that it is such a privately owned or operated mass transportation facility described in Section 119-r of the General Municipal Law and that it holds certificates of public convenience and necessity issued by the New York State Department of Transportation necessary and appropriate for the rendition of the services to be performed by it hereunder; and

**WHEREAS**, the County seeks management, operation and maintenance services for the public transportation system and for the coordination and providing of transportation services for the general public in Madison County; and

**WHEREAS**, Birnie Bus Tours Inc. is presently under contract with Heritage Farm, Inc. to provide transportation services to their clientele within the County of Madison and Birnie Bus is willing to expand those transportation services and to make them available to all members of the public under the terms and conditions of this Agreement; and

**WHEREAS**, Madison County will enter into a three way Memorandum of Understanding with Heritage Farms Inc. and Birnie Bus Tours, Inc. to indicate its approval of the expansion and coordination of specified transportation services, and

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Board of Supervisors authorizes the Chairman to enter into an Agreement with Birnie Bus Tours, Inc. and a coinciding MOU with Heritage Farms Inc. for the provision of public transit services in Madison County, copies of which are on file with the Clerk of this Board; and

**BE IT FURTHER RESOLVED** that the Madison County Treasurer is authorized to make the necessary arrangements to receive and disburse the funds for the operation of the Madison Transit System.

Dated: May 10, 2016

---

John Salka, Chairman  
Planning, Economic Development,  
Environmental and Intergovernmental  
Affairs Committee

**RESOLUTION NO. 23**

**AUTHORIZING CHAIRMAN TO ENTER INTO AN  
AGREEMENT WITH TRANE BUILDING SERVICES**

**WHEREAS**, it is necessary to enter into a maintenance agreement for routine annual maintenance inspections (spring startup inspection, one midseason inspection, one shutdown inspection and annual maintenance) for each chiller in the County Office Building; and

**WHEREAS**, the maintenance agreement is for one year, commencing May 10, 2016, through April 30, 2017, with two optional one-year renewals; and

**WHEREAS**, the scheduled maintenance labor and material agreement is \$7,415 for the year, a savings of \$264 over last year's contract rate; and

**WHEREAS**, the County Buildings and Grounds Committee have reviewed and approve of this maintenance agreement;

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors be and he hereby is authorized to enter into a maintenance agreement with Trane of East Syracuse, New York a copy of which is on file with the Clerk of the Board.

Dated: May 10, 2016

---

Ronald Bono, Chairman  
Highway, Buildings & Grounds Committee

**RESOLUTION NO. 24**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT  
WITH THE UNIFIED COURT SYSTEM FOR COURT CLEANING  
AND MINOR REPAIRS FOR 2015 – 2016**

**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. C300324) shall be effective beginning April 1, 2015, and shall terminate March 31, 2016; and

**WHEREAS**, the proposed budget for services to be rendered to this agreement shall be \$120,418.00 and

**WHEREAS**, pursuant to the provisions of Chapter 686 of the laws of 1996, as amended to date, the maximum compensation for the 2015-2016 period shall be 100 percent of the total amount for cleaning and minor repairs and 25 percent for maintenance;

**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.

Dated: May 10, 2016

---

Ronald Bono, Chairman  
Highway, Buildings and Grounds Committee

**RESOLUTION NO. 25**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH SUIT-KOTE CORPORATION, GORMAN BROS INC. AND VESTAL ASPHALT**

**WHEREAS**, sealed bids were opened on March 17, 2016 for RFB 16.09, Liquid Bituminous, Liquid Calcium Chloride, Liquid Magnesium Chloride, Cold In-Place Surface Recycling with Cement, Slurry Seal Bituminous Overlay, Highly Modified Asphalt (Eflex) Micro-Surfacing, Fiber-Reinforced Bituminous Membrane Surface Treatment, Paver Placed Surface Treatment/Ultra Thin Hot Asphalt, and reviewed by the Highway Buildings and Grounds Committee on March 29, 2016, and

**WHEREAS**, low bid meeting specifications is as follows;

**Award to Suit-Kote Corporation: Items 1 through 25, and Items 26, 27, 31-38C with price, proximity and availability to be a factor in determining the purchase; and**

**Award to Gorman Bros. Inc.: Items 26-30, 32, 34, 39A-48B with price, proximity and availability to be a factor in determining the purchase; and**

**WHEREAS**, the cost for services has been appropriated in the 2016 County Road Fund Budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors, be and is hereby authorized to enter into an Agreement on behalf of the County of Madison with Suit-Kote Corporation and Gorman Bros Inc. in the form as is on file with the Clerk of the Board.

Dated: May 10, 2016

---

Ronald Bono, Chairman  
Highway, Buildings and Grounds Committee

**RESOLUTION NO. 26**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH  
CHEMUNG SUPPLY CORP.**

**WHEREAS**, sealed bids were opened on March 10, 2016 for Guide Rail Installation Services, RFB 16.13, and reviewed by the Highway Buildings and Grounds Committee on March 29, 2016, and

**WHEREAS**, the low bid meeting specifications is as follows;

**Chemung Supply Corp.      Per Hour Cost \$238.00**

**WHEREAS**, the cost for services has been appropriated in the 2016 County Road Fund Budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors, be and is hereby authorized to enter into an Agreement on behalf of the County of Madison with Chemung Supply Corp. in the form as is on file with the Clerk of the Board.

Dated: May 10, 2016

---

Ronald Bono, Chairman  
Highway, Buildings and Grounds Committee

**RESOLUTION NO. 27**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH  
SUIT-KOTE CORPORATION**

**WHEREAS**, sealed bids were opened on March 10, 2016 for Cold In-Place Recycling, RFB 16.14, at various sites in Madison County and reviewed by the Highway Buildings and Grounds Committee on March 29, 2016, and

**WHEREAS**, the low bid meeting specifications is as follows;

**Suit-Kote Corporation                      Award all Items 1 through 18**

**WHEREAS**, the cost for services has been appropriated in the 2016 County Road Fund Budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors, be and is hereby authorized to enter into an Agreement on behalf of the County of Madison with Suit-Kote Corporation, in the form as is on file with the Clerk of the Board.

Dated: May 10, 2016

---

Ronald Bono, Chairman  
Highway, Buildings and Grounds Committee

**RESOLUTION NO. 28**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH  
J&L PROFILING LLC**

**WHEREAS**, sealed bids were opened on April 7, 2016 for the Cold Milling, RFB 16.19, of various County roads and were reviewed by the Highway Buildings and Grounds Committee on April 20, 2016, and

**WHEREAS**, the low bid meeting specifications is as follows;

**J & L Profiling LLC / Unit Price Per Day      \$5,000.00**

**WHEREAS**, the cost for services has been appropriated in the 2016 County Road Fund Budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors, be and is hereby authorized to enter into an Agreement on behalf of the County of Madison with J & L Profiling LLC, in the form as is on file with the Clerk of the Board.

Dated: May 10, 2016

---

Ronald Bono, Chairman  
Highway, Buildings and Grounds Committee

**RESOLUTION NO. 29**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH  
ULSTER PAVING COMPANY**

**WHEREAS**, sealed bids were opened on April 21, 2016 for Hot Mix Asphalt Paving at Various Sites, RFB 16.22, and were reviewed by the Highway, Buildings and Grounds Committee on May 10, 2016; and

**WHEREAS**, the low bid meeting specifications is as follows;

**ITEMS 1 through 3 to:            Ulster Paving Company**

**ITEMS 4 through 7 to:        All Bidders**

**WHEREAS**, the cost for services has been appropriated in the 2016 County Road Fund Budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an Agreement on behalf of the County of Madison with Ulster Paving Company, in the form as is on file with the Clerk of the Board.

Dated: May 10, 2016

---

Ronald Bono, Chairman  
Highway, Buildings and Grounds Committee

**RESOLUTION NO. 30**

**AUTHORIZING 5-YEAR SOLID WASTE DISPOSAL AGREEMENT WITH  
COMMERCIAL PERMIT HOLDER**

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

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

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

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

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

**BE IT FURTHER RESOLVED**, the Solid Waste Disposal Agreement shall cover the period from January 1, 2016 through December 31, 2020; and

**BE IT FURTHER RESOLVED**, that the Commercial Permit Holders listed below are hereby permitted to enter into a Solid Waste Disposal Agreement, and that the Chairman of the Board of Supervisors is authorized to execute such Solid Waste Disposal Agreement on behalf of Madison County with the following Commercial Permit Holders:

**1. MCCARTHY ROOFING COMPANY**

Dated: May 10, 2016

---

James S. Goldstein, Chairman  
Solid Waste and Recycling Committee

**RESOLUTION NO. 31**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT  
WITH MORRISVILLE PUBLIC LIBRARY FOR SELLING SOLID WASTE PUNCH  
CARDS**

**WHEREAS**, the Solid Waste Committee has received a letter from Morrisville Public Library in Morrisville indicating that they are interested in selling punch cards; and

**WHEREAS**, Morrisville Public Library in Morrisville is willing to sell such punch cards at the Library in Morrisville, and it is in the best interest of Madison County to approve such vendors; and

**WHEREAS**, a standard Agreement has been approved whereby such arrangement may be formalized with any vendor interested in providing such service to the County; and

**NOW, THEREFORE, BE IT RESOLVED**, that Madison County enter into an Agreement with vendors that are approved by the Solid Waste Committee and are willing to provide the service of selling punch cards consistent with the provisions of the Agreement, a copy of which is on file with the Clerk of the Board; and

**BE IT FURTHER RESOLVED**, that the Chairman of this Board is hereby authorized and directed to enter into an Agreement with (Solid Waste Committee approved vendor) Morrisville Public Library in Morrisville.

Dated: May 10, 2016

---

James S. Goldstein, Chairman  
Solid Waste and Recycling Committee

**RESOLUTION NO. 32**

**AUTHORIZING ADDENDUM TO LEASE AGREEMENT WITH  
SPRINGWATER FARMS**

**WHEREAS**, Madison County entered into a Lease Agreement dated March 10, 2015 ("Lease") with James Mason DBA Springwater Farms (hereinafter called the "Farmer") with an address of 7338 Oxbow Road, Canastota, New York 13032; and

**WHEREAS**, the Lease provides Farmer with the right to farm certain buffer lands surrounding the County landfill for a three year period for an annual rent of \$152.42/acre and further obligates the farmer to maintain such lands as an important benefit to the County; and

**WHEREAS**, the County is in the process of expanding the landfill and other landfill and county related activities in said buffer lands which will take all but 11.5 acres of the northern field and 4.5 acres of the southernmost field out of production this season causing the Farmer to lose a winter wheat crop that had been planted in 2015 including the loss of labor, seed, fertilizers, etc.; and

**WHEREAS**, to address the economic loss incurred by Farmer in 2016 the parties desire to amend the Lease to extend the term from the current termination date of March 31, 2017 to December 31, 2017 and to waive payment of rent for last two years of the Lease.

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors is authorized and directed to execute the document entitled "Addendum To Lease Agreement With Springwater Farms" a copy of which is on file in the office of the Clerk of the Board of Supervisors; and

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately.

Dated: May 10, 2016

---

James S. Goldstein, Chairman  
Solid Waste and Recycling Committee

**RESOLUTION NO. 33**

**ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 2 OF 2016 AND  
CALLING FOR A PUBLIC HEARING**

**WHEREAS**, Supervisor Degear has duly introduced proposed Local Law No. 2 for the year 2016, entitled "A Local Law to Establish the Madison County Self-Insurance Plan and to Provide for the Administration Thereof Pursuant to Article 5 of the Workers' Compensation Law"; 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 Tuesday, June 14, 2016 at 2:15 p.m.; and

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

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

LOCAL LAW NO. 2 - 2016

**A LOCAL LAW TO ESTABLISH THE MADISON COUNTY  
WORKERS' COMPENSATION SELF-INSURANCE PLAN AND  
TO PROVIDE FOR THE ADMINISTRATION THEREOF PURSUANT  
TO ARTICLE 5 OF THE WORKERS' COMPENSATION LAW**

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

Section 1. Workers' Compensation. Effective January 1, 2017, the plan of self-insurance provided for in Article 5 of the Workers' Compensation Law is hereby established and shall be known as the "Madison County Workers' Compensation Self-Insurance Plan," hereafter referred to as the "Plan."

Section 2. Plan Administrator. The Plan hereby established shall be administered by an administrator known as the "Workers' Compensation Insurance Administrator," hereafter referred to as the "Administrator," and shall be appointed by the Legislature upon this local law becoming effective. Thereafter, the Administrator shall be appointed bi-annually by the Board of Supervisors at the organizational meeting of the Board, or as soon as possible thereafter. The expenses of the administration of the Plan shall be payable from the funds of the Plan. The Administrator shall audit all claims against the Plan before payment and shall have the authority to do any matter necessary in the settlement of any case.

Section 3. Contract Authority. The Administrator, subject to the approval of the Board of Supervisors, and within the limits of the appropriation therefore, may contract for such services as the Administrator deems necessary for the operation and administration of the Plan, including and not limited to the hiring of contractors to provide services necessary for the administration and cost effectiveness of the Plan, including claims administration, risk management, loss control, safety training and education, payroll auditing, actuarial analysis and other ancillary services. The cost of such services shall be paid from the funds of the Plan.

Section 4. Plan Participants. (a) Madison County shall be a participant in the Plan, and any of its municipal corporations, district corporations or public benefit corporations, as defined in general corporation law, may elect to become participants in the Plan, except that a public benefit corporation shall not be deemed a public corporation for the purposes of this local law unless it operates in a territory coterminous with the county or a tax district or districts within the county.

(b) All participating entities of the county-administered group purchase of workers' compensation shall be accepted as participants of this Plan on the day it is established.

(c) Any eligible municipality or public entity electing to become a participant shall file a certified copy of a resolution of its governing body electing to become a participant, on or before the 1<sup>st</sup> day of July in any year, with membership to be effective on the 1<sup>st</sup> day of January following such election, provided, however that the Board of Supervisors may impose fair and equitable terms and conditions to be fulfilled by such new participant as a condition precedent to acceptance as a participant in the Plan.

Section 5. Plan Withdrawal. A participant may withdraw from the Plan by filing on or before the 1<sup>st</sup> day of July a certified copy of a resolution of its governing body electing to withdraw from the Plan upon the condition that it agrees to pay its proportionate share of the estimated liabilities of the Plan as determined by an actuary within ninety (90) days after the date and time of withdrawal, which will be 12:01 a.m. on the subsequent 1<sup>st</sup> day of January. Payment of such

liabilities shall be made in lump sum or the Administrator may, upon the approval of the Board of Supervisors, permit said payment to be made in installments.

Section 6. Participant Cooperation. All participants in the Plan shall cooperate fully with the Administrator in the administration of the Plan.

Section 7. Violations. For any violation of the provisions of the foregoing section 5 and 6, or of the requirements of the Workers' Compensation Law by a participant, the Administrator shall charge a penalty of \$100.00 against such participant. In addition thereto, the Board of Supervisors may by a majority vote expel such participant from the Plan, provided, however, that a participant shall be notified, in writing, at least thirty (30) days prior to the effective date of expulsion, and further provided that expulsion shall not relieve a participant from paying its share of the outstanding liabilities of the Plan as determined by an actuary.

Section 8. Expense Apportionment. The Plan's expenses will be apportioned among the Plan participants based on the New York State Insurance Fund calculation of a Workers' Compensation and Employers Liability total policy cost using factors and rules promulgated by the New York Compensation Insurance Rating Board and approved by the New York State Department of Financial Services, in effect on the first day of the fiscal year for which the apportionment is being made. Participants will be notified of their apportionment amounts on or before August 15<sup>th</sup>. The share of each participant in the Plan shall be billed by the Administrator in January with payment due by February 15<sup>th</sup>.

Section 9. Primary, Deductible or Excess Insurance. The Administrator, subject to approval by the Board of Supervisors, may purchase primary, deductible, excess or catastrophe insurance. The cost of such insurance shall be paid from the funds of the Plan.

Section 10. Representative Duties. Any representative or agent under contract with the Plan shall perform such duties as may be necessary to operate the Plan in accordance with the Workers' Compensation Law; shall make the reports required by law; shall attend hearings of cases before the Workers' Compensation board; and in accordance with such contract, shall have the power to authorize necessary medical care which appears from medical reports and information to be reasonable and necessary and to purchase supplies, stationery, forms, books and equipment necessary for the operation of the Plan subject to the approval of the Administrator and the rules of the Board of Supervisors.

Section 11. Reserve. A reserve not to exceed the present value of the Plan's outstanding liabilities as calculated by an actuary is hereby established for the Plan. Any existing balance in the Workers' Compensation Fund on December 31, 2016 may be transferred to the reserve hereby established, by resolution of the Board of Supervisors.

Section 12. Benefit Payments. The County Treasurer shall pay to claimants workers' compensation benefits as provided in Section 25 of the Workers' Compensation Law upon the order of the Administrator.

Section 13. Effective Date. This local law shall take effect immediately.

**RESOLUTION NO. 34**

**AUTHORIZING THE MODIFICATION OF THE 2016 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2016 Adopted County budget be modified as follows:

**General Fund**

**1430 Personnel & Civil Service**

**Expense**

	<u>From</u>	<u>To</u>
A143010 540170 HRIS Program Software	<u>\$5,700</u>	<u>\$23,550</u>

Control Total		<u>\$17,850</u>
---------------	--	-----------------

**Fund Balance**

A 300599 Budgetary Fund Balance Unreserved	<u>\$3,809,110</u>	<u>\$3,826,960</u>
--	--------------------	--------------------

Control Total		<u>\$17,850</u>
---------------	--	-----------------

Dated: May 10, 2016

---

Daniel S. Degear, Chairman  
Government Operations Committee

---

John A. Reinhardt, Chairman  
Finance, Ways and Means Committee

**RESOLUTION NO. 35**

**ADOPTING LOCAL LAW NO. 1 FOR THE YEAR 2016**

**WHEREAS**, there has been duly introduced Local Law No. 1 for the year 2016 entitled "A LOCAL LAW OVERRIDING TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c; and

**WHEREAS**, a public hearing on said local law was duly held by the Board of Supervisors of the County of Madison on May 10, 2016;

**NOW, THEREFORE BE IT RESOLVED**, that Local Law No. 1 for the year 2016 be and the same is hereby adopted.

Dated: May 10, 2016

---

John A. Reinhardt, Chairman  
Finance, Ways and Means Committee

## RESOLUTION NO. 36

### 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
PH615	Public Health	90,635	Fair
PH621	Public Health	92,955	Fair
SH6172	Sheriff	134,100	Poor
SH8293	Sheriff	159,322	Poor
WAM134	Highway	100,129	Fair

Dated: May 10, 2016

---

Scott A. Henderson, Chairman  
Administration and Oversight Committee

**RESOLUTION NO. 37**

**DECLARING "MAYDAY FOR MANDATE RELIEF"**

**WHEREAS**, counties are mandated to administer and finance dozens of state and federal programs; and

**WHEREAS**, many counties in New York State face significant fiscal challenges made worse by a slow economic recovery and a state imposed restriction on local revenues; and

**WHEREAS**, these county fiscal challenges are also directly tied to state-imposed mandates and in recent years reduced state reimbursement; and

**WHEREAS**, in 2015, the state capped the growth in the local share of Medicaid, so that local taxpayers will not pay more than \$7.5 billion per year to fund the state's growing Medicaid program; and

**WHEREAS**, in 2013, the state enacted pension reforms that will reduce out year pension expenses of new public employees; and

**WHEREAS**, the hard cap on county Medicaid costs and pension reforms have been very helpful for local governments operations but more reform needs to be done to enable local governments to provide local services, pay for state mandates and stay under the state imposed property tax cap.

**WHEREAS**, these mandated and fixed employee costs can consume more than 80 percent of a county's total budget, leaving fewer local dollars that can be devoted to local programs and services; and

**WHEREAS**, Medicaid alone accounts for over \$11 million (almost 40%) of the Madison County Tax Levy; and

**WHEREAS**, State mandates are the root cause of high county property and sales taxes in New York and have led to a decline in the delivery of important local services such as County road and bridge rehabilitation;

**NOW, THEREFORE, BE IT RESOLVED**, that Madison County hereby declares the month of May to be "Mayday for Mandate Relief" to raise awareness that decisions made in Albany have a direct impact on the property tax levy and local community services here in Madison County; and

**BE IT FURTHER RESOLVED**, that Madison County strongly encourages the Governor and State Legislature to continue working to enact meaningful mandate relief; and

**BE IT FURTHER RESOLVED**, that Madison County calls on State Lawmakers to enact legislation preventing future unfunded mandates without corresponding state aid to pay for them; and

**BE IT FURTHER RESOLVED**, the Clerk of the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, NYSAC, and all others deemed necessary and proper.

Dated: May 10, 2016

---

Scott A. Henderson, Chairman  
Administration and Oversight Committee

**RESOLUTION NO. 38**

**AUTHORIZING AGREEMENT FOR ELECTRICAL UTILITY DATA ANALYSIS**

**WHEREAS**, the procurement of solar power has been a priority of Madison County for a number of years and its benefits, both financial and environmental, are widely known; and

**WHEREAS**, Madison County has and continues to be a leader in developing unique and collaborative energy projects that benefit its residents; and

**WHEREAS**, working collaboratively with local municipalities and school districts, the County is investigating the opportunity to collectively procure solar energy that would benefit all those participating; and

**WHEREAS**, in order to determine our collective energy demands and to better understand our current pricing, expertise is needed to gather and analyze electrical data from our municipalities and school districts; and

**WHEREAS**, Jan Myers, Solar Energy Consultant, has special expertise in connection with such analysis and is prepared to devise and undertake the appropriate computations to gather needed data to move this effort forward;

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of this Board of Supervisors be and is hereby authorized and directed to enter into an agreement with Jan Myers to undertake the required energy analysis; and

**BE IT FURTHER RESOLVED**; the cost of this agreement will not exceed \$12,000.00 (estimate of 200 hours of work), which will be taken from A802080 544010 "Municipal Utility Expenses"; a copy of such agreement being on file with the Clerk of this Board.

Dated: May 10, 2016

---

John Salka, Chairman  
Public Utility Service Committee

**RESOLUTION NO. 39**

**ADOPTING AN ENERGY AND SUSTAINABILITY PLAN FOR MADISON COUNTY**

**WHEREAS**, Madison County has a long history of innovation and progressive thinking in regards to green energy, energy efficiency, and sustainability; and

**WHEREAS**, County leadership understands the potential negative effects climate change could have on our infrastructure, economy and livelihoods; our farms, orchards, ecological communities, including native fish and wildlife populations; the spread of invasive species and exotic diseases; drinking water supplies and recreational opportunities; and the health of our citizens; and

**WHEREAS**, we believe that it is our responsibility to lead by example and to set a positive energy role model for all of our citizens, businesses, schools, and municipalities; and

**WHEREAS**, the Madison County Energy and Sustainability Plan, created by and for the citizens of the County, represents a coordinated effort to reduce greenhouse gas emissions while increasing the economic vitality and quality of life in our communities; and

**WHEREAS**, we believe that the plan lays out a realistic and implementable road map for our energy future and also acknowledges the great work that we have already begun,

**NOW, THEREFORE, BE IT RESOLVED** that the County of Madison Board of Supervisors hereby adopts the 2016 Madison County Energy and Sustainability Plan.

Dated: May 10, 2016

---

John Salka, Chairman  
Public Utility Service Committee

**RESOLUTION NO. 40**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT FOR  
ENGINEERING SERVICES FOR THE FIRE TRAINING FACILITY**

**WHEREAS**, Madison County is in need of a variety of miscellaneous engineering services with regard to the County's fire training facility; and

**WHEREAS**, Barton and Loguidice Engineering possesses the special skills and training required to perform the engineering services; and

**WHEREAS**, funds from the Emergency Management Fire Training Facility accounts will be utilized to cover the cost of the site engineering services that shall not exceed \$9,000; and

**WHEREAS**, the Criminal Justice, Public Safety and Emergency Communications Committee has reviewed and approved the Barton and Loguidice Engineering proposal;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of this Board of Supervisors is hereby authorized to enter into agreement on behalf of the County of Madison with Barton and Loguidice, P.C. Consulting Engineers, a copy of which is on file with the Clerk of this Board.

Dated: May 10, 2016

---

Roger D. Bradstreet, Chairman  
Criminal Justice, Public Safety and  
Emergency Communications Committee

**RESOLUTION NO. 41**

**AUTHORIZING THE MODIFICATION OF THE 2016 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2016 Adopted County budget be modified as follows:

**General Fund**

**1165 District Attorney**

Expense

	<u>From</u>	<u>To</u>
A116510 511000 Personal Services Full Time	\$632,365	\$655,493
A116510 582100 Social Security Expense	48,376	50,145

**1990 Contingent Fund**

Expense

A199010 544440 Contingent Fund	1,391,113	1,366,216
--------------------------------	-----------	-----------

**9030 Social Security & Medicare Expense**

Expense

A903090 582100 Social Security Expense	1,643,197	1,644,966
A903090 581301 Allocation Social Security	<u>(1,643,197)</u>	<u>(1,644,966)</u>

Control Total	<u>\$2,071,854</u>	<u>\$2,071,854</u>
---------------	--------------------	--------------------

Dated: May 10, 2016

---

Roger D. Bradstreet, Chairman  
Criminal Justice, Public Safety and  
Emergency Communications Committee

---

John A. Reinhardt, Chairman  
Finance, Ways and Means Committee

**RESOLUTION NO. 42**

**RESOLUTION CALLING ON THE STATE OF NEW YORK TO FULLY REIMBURSE COUNTIES FOR DISTRICT ATTORNEY SALARY INCREASES SET BY THE STATE**

**WHEREAS**, on December 24, 2015, New York State Commission on Legislative, Judicial, and Executive Compensation voted to recommend increasing all state judge salaries in 2016 and 2018; and

**WHEREAS**, the recommended increase placed Supreme Court judges' salaries at \$193,000 in 2016 and \$203,000 in 2018 and placed County Court Judges at 95% of a Supreme Court Justice's salary; and

**WHEREAS**, on April 1st the state approved the Commission's recommendation; and

**Whereas**, New York State Judiciary Law Section 183-a links judicial salaries to county District Attorney (DA) salaries to be equal or higher than either the County Court Judge or Supreme Court Judge in a county, depending on county size and full-time or part-time status; and

**WHEREAS**, for over 50 years, the state has funded all salary increases that they imposed on the counties; and

**WHEREAS**, the District Attorneys Association of the State of New York (DAASNY), recognizing the automatic nature of these increases and its effect on local county budgets, and further to support the counties' position, requested in correspondences with state officials that the state fund this salary increase as well; and

**WHEREAS**, this salary increase recommendation occurred well after all counties set their 2016 budgets in law; and

**WHEREAS**, to the extent that the Commission's recommendations, do in fact, supersede the provisions of Judiciary Law section 221-d as applicable to District Attorney's annual salary; and

**WHEREAS**, DA's are entitled to the compensation they are owed pursuant to state law for fulfilling the state constitutional and statutory duties related to the enforcement of the state penal law; and

**WHEREAS**, on April 1, 2016 the State Legislature enacted a \$150 billion State Budget, but did not include the funding for the \$1.6 million in reimbursement costs for the increase in DA salaries; and

**WHEREAS**, the state has been careful over the past few years to avoid shifting costs to the local tax base, mindful of the impact locally with the state imposed property tax cap; and

**WHEREAS**, for many counties this salary increase represents approximately 1/3 of their total allowable property tax growth for all government operation in 2016;

**NOW, THEREFORE, BE IT RESOLVED**, that the County of Madison calls on the State of New York to immediately pass legislation and pay for this increase retroactive to April 1, 2016, and not pass this unfunded mandate on to local taxpayers.

Dated: May 10, 2016

\_\_\_\_\_  
Roger D. Bradstreet, Sr., Chairman  
Criminal Justice, Public Safety and  
Emergency Communications Committee

**RESOLUTION NO. 43**

**EXPRESSING SUPPORT OF SPECIAL LEGISLATION RELATIVE TO THE  
DISSOLUTION OF THE MADISON COUNTY SEWER DISTRICT  
AND THE TRANSFER OF THE DISTRICT'S ASSETS  
AND LIABILITIES TO THE TOWN OF CAZENOVIA**

**WHEREAS**, it has been determined by the Madison County Board of Supervisors that the County of Madison should transfer the ownership, administration and operation of the Madison County Sewer District treatment plant and the corresponding sewerage system; and

**WHEREAS**, the Town of Cazenovia has expressed a willingness to accept the transfer of the Madison County Sewer District from the County, and

**WHEREAS**, in furtherance of the transfer of the District, special legislation was prepared and introduced in the New York State Senate (S.7016) and New York State Assembly (A.9539)(the "Legislation"); and

**WHEREAS**, said Legislation authorizes the transfer of the ownership, administration and operation of the Madison County Sewer District treatment plant and the corresponding sewerage system to the Town of Cazenovia, and

**WHEREAS**, said Legislation further transfers the entirety of the assets and liabilities of the Madison County Sewer District to the Town of Cazenovia; and

**WHEREAS**, following introduction of the Legislation in the New York State Senate and New York State Assembly, Home Rule Requests must be submitted to the Senate and Assembly Home Rule Counsel by the County of Madison, Town of Cazenovia (and on behalf of the Town of Cazenovia Consolidated Sanitary Sewer District), Town of Nelson and Village of Cazenovia; and

**WHEREAS**, said Home Rule Request must be submitted by the County of Madison as the Legislation's effective date is triggered by the completion and execution of appropriate and necessary inter-municipal agreement(s) by and between the Town of Cazenovia, Town of Cazenovia Consolidated Sanitary Sewer District, Village of Cazenovia, Town of Nelson, and County of Madison relative to the aforementioned transfer of assets and assumption of obligations and liabilities, relative to the management, maintenance, operation, billing, financing and future infrastructure and capital improvements of the Town of Cazenovia Water Pollution Control Facility and corresponding sewerage system formerly known as the Madison County Sewer District; and

**WHEREAS**, the Madison County Board of Supervisors wishes to express its support of the Legislation by adopting this resolution and authorizing the execution of a Home Rule Request to be submitted to the New York State Legislature.

**NOW THEREFORE IT IS HEREBY RESOLVED**, that the Chairman of the Board of Supervisors and/or the Clerk of the Board of Supervisors, as the case may be, are hereby authorized to execute and transmit a Home Rule Request to the New York State Legislature and other individuals and parties as required demonstrating the County of Madison's support of the Legislation.

Dated: May 10, 2016

---

Ronald Bono, Chairman  
Highway, Buildings and Grounds  
Committee

**RESOLUTION NO. 44**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO A REVISED AMENDMENT No. 1 AGREEMENT WITH  
CSX TRANSPORTATION, INC. AND MODIFYING  
THE 2016 ADOPTED BUDGET**

**WHEREAS**, the Highway, Buildings and Grounds Committee met on April 20, 2016 and authorized the **Revised Force Account Estimate and Amendment No. 1 Agreement between Madison County and CSX Transportation Inc., for the North Court Street (BIN 3365930), over CSX RR, MP QC-267.31, DOT 507330K**, Town of Lenox, Madison County, New York; and

**WHEREAS**, the CSX Transportation, Inc. requires a revised increase over the original Agreement of \$78,268 and Resolution No. 476-15 for Amendment No. 1; and

**WHEREAS**, CSX Transportation is requiring an increase of \$78,508 over the original Agreement; and

**WHEREAS**, payment of \$78,508, made payable to CSX Transportation Inc. has been appropriated in the County Road Fund, H519750 529003, and made available to cover the cost of participation in the Amended phase of this project;

**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 CSX Transportation, Inc., in the form as is on file with the Clerk of the Board; and

**BE IT FURTHER RESOLVED**, that the 2016 County budget be modified as follows:

**Capital Projects Fund**

**5197 Highway Road & Bridge Capital Projects**

**Expense**

	<u>From</u>	<u>To</u>
H519750 529003 North Court Street Bridge Expense	\$1,710,118	\$1,724,355
Control Total		\$ 14,237.

**Revenue**

H519750 450315 Transfer from County Road	\$2,364,642	\$2,378,879
Control Total		\$ 14,237

**County Road Fund**

**5110 Maintenance of Roads & Bridges**

**Expense**

D511050 549105 Transfer to Capital Projects Fund	\$529,373	\$543,610
Control Total		\$ 14,237

**Fund Balance**

D 300599 Budgetary Fund Balance Unreserved	\$1,911,561	\$1,925,798
Control Total		\$ 14,237

Dated: May 10, 2016

\_\_\_\_\_  
Ronald Bono, Chairman  
Highway, Buildings and Grounds Committee

\_\_\_\_\_  
John A. Reinhardt, Chairman  
Finance, Ways and Means Committee

**RESOLUTION NO. 45**

**CREATING FOUR FULL-TIME DEPUTY SHERIFF POSITIONS IN THE SHERIFF'S OFFICE  
AND MODIFYING THE 2016 COUNTY BUDGET**

**WHEREAS**, in order to ensure continued safety of the citizens of Madison County, the Board of Supervisors and Sheriff Allen Riley recommend the creation of four (4) Deputy Sheriff positions; and

**WHEREAS**, this request has been reviewed and approved in accordance with the vacancy review procedure by the Criminal Justice, Public Safety and Emergency Communications Committee and the Government Operations Committee,

**NOW, THEREFORE BE IT RESOLVED** that four (4) full-time Deputy Sheriff positions be and hereby are created; and

**BE IT FURTHER RESOLVED** that the Sheriff be and hereby is authorized to fill said vacancies at the 2011 hourly rate of \$20.34 in accordance with the Agreement between Madison County and the Deputy Sheriff's Police Benevolent Association effective immediately; and

**BE IT FURTHER RESOLVED** that the 2016 County Budget be modified as follows:

**General Fund**

**3110 Sheriff's Office**

Expense

	<u>From</u>	<u>To</u>
A311030 511000 Personal Services Full Time	\$2,055,219	\$2,120,058
A311030 514000 Overtime	193,107	226,791
A311030 541030 Training & Staff Development	8,500	16,500
A311030 544250 Personnel Uniforms & Equipment	29,000	35,368
A311030 528100 Bullet Proof Vests	7,750	10,638
A311030 544231 Ammunition & Targets	10,000	11,600
A311030 581100 State Retirement Expense	469,205	479,790
A311030 582100 Social Security Expense	191,846	199,383
A311030 583100 Workers Compensation Expense	27,417	28,390
A311030 585100 Disability Expense	3,024	3,086
A311030 586100 Employee Health Insurance	659,960	690,702

**9010 Retirement Expense**

Expense

A901090 581100 State Retirement Expense	\$3,243,024	\$3,253,609
A901090 581201 Allocation Retirement Expense	(3,243,024)	(3,253,609)

**9030 Social Security & Medicare Expense**

Expense

A903090 582100 Social Security Expense	\$1,644,966	\$1,652,503
A903090 581301 Allocation Social Security	(1,644,966)	(1,652,503)

**RESOLUTION NO. 46**

**THANKING SENATOR VALESKY, ASSEMBLYMAN MAGEE AND LEGISLATIVE  
LEADERS FOR ENACTING LEGISLATION AND  
URGING GOVERNOR CUOMO TO PROMPTLY SIGN INTO LAW**

**(SHARING OF REVENUE FROM GAMING DEVICES LOCATED WITHIN THE  
COUNTY OF MADISON)**

**WHEREAS**, legislation was introduced in the New York State Senate by Senator David Valesky and the New York State Assembly by Assemblyman William Magee, respectively Senate S5670-A and Assembly A07844-A, to authorize a twenty-five percent (25%) share in gaming revenue for Madison County from New York State's share of the net drop with respect to gaming devices located within County; and

**WHEREAS**, due to the hard work by and commitment to the residents of Madison County of Senator Valesky and Assemblyman Magee, legislation under bill numbers S5670-A was enacted by the Senate on April 11, 2016 by a vote of 59 – 1 and A07844-A was enacted by the Assembly on April 12, 2016 by a vote of 124 - 4; and

**WHEREAS**, this legislation, approved nearly unanimously by both the Senate and the Assembly with the strong support of the legislative leadership, will now go to Governor Cuomo for his action and hopefully signed by him into law; and

**WHEREAS**, the prompt signing into law by Governor Cuomo will ensure Madison County, as a newly gaming host county, receives a fair share of revenue consistent with that provided to other gaming localities to the benefit of its residents and region, thereby providing necessary financial assistance for the increased use of infrastructure and services, and is not the only county in New York State denied a host community benefit for in county gaming;

**NOW, THEREFORE, BE IT RESOLVED**, that the Madison County Board of Supervisors thanks Senator Valesky, Assemblyman Magee, Senate Majority Leader John Flannigan and Assembly Leader Carl Heastie for recognizing this as an issue of fundamental fairness and for working diligently to get this critical legislation overwhelmingly approved; and

**BE IT FURTHER RESOLVED**, that the Madison County Board of Supervisors urges Governor Cuomo to promptly sign this legislation that will provide a significant benefit to the residents of Madison County and ensure our residents are treated equally to those residents in other counties that are provided host community benefits.

Dated: May 10, 2016

---

John M. Becker, Chairman  
Native American Affairs Committee

---

Daniel S. Degear, Chairman  
Government Operations Committee