

REVISED AGENDA



MADISON COUNTY BOARD OF SUPERVISORS

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

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August 5, 2015

MADISON COUNTY BOARD OF SUPERVISORS Meeting Agenda – Tuesday, August 11, 2015

Meeting Schedule

- 11:00 a.m. *Highway, Buildings and Grounds Committee – Atrium Conference Room*
- *Courthouse*
- 11:30 a.m. *Government Operations Committee – Large Conference Room*
- *Possible Litigation*
- 12:30 p.m. *Public Utility Committee – Large Conference Room*
- *Resolution Approval*
- 12:45 p.m. *Administration and Oversight Committee – Large Conference Room*
- *Waiving the Rules – Mosquito Spraying*
- 1:00 p.m. *Committee of the Whole – All Supervisors – Large Conference Room*
- *Ryan Aylward – Contract Updates*
 - *Chairman and County Administrator Updates*
- 2:00 p.m. *Board Meeting – Chambers*
- 2:15 p.m. *Public Hearing – Local Law No. 2 of 2015 (Real Property to Taylor) Chambers*

Immediately Following Board Meeting:

Ad Hoc Committee on Not-For-Profits – Large Conference Room

Resolutions - Preferred Agenda:

Finance, Ways and Means:

1. *Authorizing the Chairman to Execute an Agreement with the Town of Lincoln for Tax Collection.*
2. *Authorizing the Chairman to Execute an Agreement with the Town of Hamilton for Tax Collection.*
3. *Approval of Application for Refund and Credit Under Section 550 of the Real Property Tax Law.*
4. *Authorizing the Chairman to Enter into an Agreement with Toski & Co., P.C.*

REVISED AGENDA

Administration and Oversight:

5. *Authorizing the Madison County Board of Elections to Contract for Pollsite Usage.*
6. *Authorizing the Madison County Board of Elections to Contract for Pollsite Usage.*
7. *Authorizing the Madison County Board of Elections to Contract for Pollsite Usage.*
8. *Designating Disposal of Obsolete and/or Surplus County Personal Property.*
9. *Authorizing the Sale of County Surplus Through Auctions International.*

Planning, Economic Development, Environmental & Intergovernmental Affairs:

10. *Authorizing the Chairman of the Board to Enter into an Agreement with the New York State Office of Parks, Recreation and Historic Preservation.*
11. *Authorizing the Chairman to Extend a Sublease Agreement with New York State Education Department on Behalf of its Office of Adult Career and Continuing Education Services – Vocational Rehabilitation (Access-VR)*
12. *Authorizing Chairman to Sign Contract for a Community Development Block Grant for First Time Home Buyers Program.*
13. *Reappointing Member to the Region 7 Fish & Wildlife Management Board. (Evans)*

Criminal Justice, Public Safety and Emergency Communications:

14. *Reappointing a Member to the Madison County Traffic Safety Board. (Wisinski)*
15. *Non Support of NYS Assembly Bill A6430 as Unfunded Mandate.*
16. *Authorizing the Chairman to Apply for a Grant from the New York State Division of Homeland Security and Emergency Services – FY2015 State Homeland Security Program – Explosive Detection Canine Team Grant.*
17. *Authorizing the Chairman and the Sheriff to Enter into an Agreement to Provide Supplemental Law Enforcement Services with Allman Promotions LLC (Madison Bouckville Big Field Antiques Show.*

Highway, Buildings and Grounds:

18. *Authorizing an Agreement to Extend Conventional Municipal Snow and Ice Agreement for July 1, 2015 Through June 30, 2015.*
19. *Authorizing the Implemental, and Funding in the First Instance of State Multi-Modal, Program-Aid (and State Administered Federal Program-Aid) Eligible Costs, of a Capital Project and Appropriating Funds Therefor.*
20. *Authorizing the Chairman to Execute a License Agreement. (Mohican Model A Ford Club)*
21. *Authorizing the Chairman Enter into an Agreement with LaBella Associates, D.P.C.*

Resolutions - Regular Agenda:

22. *Resolution of Appreciation – Retiree Recognition.*
23. *Authorizing the Chairman of the Board to Enter into an Agreement. (Teamsters Union)*
24. *Maintaining the Increase in the Rate of Taxes on Sales and Uses of Tangible Personal Property and of Certain Services, on Occupancy of Hotel Rooms, and on Amusement Charges Pursuant to Article 29 of the Tax Law of the State of New York.*
25. *Authorizing the Modification of the 2015 Adopted County Budget. (Bundle Mods. 1-4))*

REVISED AGENDA

26. *Authorizing the Chairman to Enter into an Agreement with New York State Department of Health for the Administration of Early Intervention and Modifying the 2015 County Budget.*
27. *Authorizing the Chairman to Execute a Contract Modification. (IMA)*
28. *Determining SEQR Status and the Conveyance of Certain Real Property in the City of Oneida.*
29. *Authorizing the Entry into an Agreement to Buy and Sell.*
30. *Adopting Local Law No. 2 for the Year 2015. (Real Property to Taylor)*
31. *Authorizing the Chairman to Enter into a Utility Energy Service Contract (UESC) with National Grid (dba Niagara Mohawk).*
32. *Authorizing 5-Year Solid Waste Disposal Agreement with Commercial Permit Holder.*

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
Click on Departments – Board of Supervisors

RESOLUTION NO. 1

**AUTHORIZING THE CHAIRMAN TO EXECUTE AN AGREEMENT WITH THE
TOWN OF LINCOLN FOR TAX COLLECTION**

WHEREAS, the Town of Lincoln wishes to have the Madison County Treasurer collect real property taxes for the Town, jointly and concurrently with the tax collecting officer as authorized by Real Property Tax Law §578 (2) (a) and §578 (2) (b); and

WHEREAS, the Madison County Treasurer has the ability and the expertise to collect said real property taxes on behalf of the Town; and

WHEREAS, the county taxpayers will benefit by an expansion of their options to pay their taxes; and

WHEREAS, both the Town and the Madison County Treasurer's office will achieve financial and labor savings by undertaking this shared tax collection service;

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 Town of Lincoln in the form as is on file with the Clerk of the Board.

Dated: August 11, 2015

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

RESOLUTION NO. 2

**AUTHORIZING THE CHAIRMAN TO EXECUTE AN AGREEMENT WITH THE
TOWN OF HAMILTON FOR TAX COLLECTION**

WHEREAS, the Town of Hamilton wishes to have the Madison County Treasurer collect real property taxes for the Town, jointly and concurrently with the tax collecting officer as authorized by Real Property Tax Law §578 (2) (a) and §578 (2) (b); and

WHEREAS, the Madison County Treasurer has the ability and the expertise to collect said real property taxes on behalf of the Town; and

WHEREAS, the county taxpayers will benefit by an expansion of their options to pay their taxes; and

WHEREAS, both the Town and the Madison County Treasurer's office will achieve financial and labor savings by undertaking this shared tax collection service;

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 Town of Hamilton in the form as is on file with the Clerk of the Board.

Dated: August 11, 2015

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

RESOLUTION NO. 3

**APPROVAL OF APPLICATION FOR REFUND AND CREDIT UNDER
SECTION 550 OF THE REAL PROPERTY TAX LAW**

WHEREAS, the following application for refund or credit of real property taxes was made in accordance with Section 550 (2) (h) of the Real Property Tax Law,

Utica Park LLC
18 Roosevelt Ave
Larchmont NY 10538

Tax Map #153.83-1-12
Village of Hamilton

WHEREAS, the 2014-15 School Taxes were assessed and Utica Park LLC paid them with a check to Hamilton School district; and

WHEREAS, the check was returned to the school for insufficient funds and the Hamilton School District voided the receipt; and

WHEREAS, the bank on its own initiative redeposited the check and the check cleared; and

WHEREAS, the Hamilton School District never reissued the receipt and returned the school tax to Madison County as unpaid. In addition, the school tax was relieved onto the 2015 Town and County tax bill and the entire bill was paid to the Madison County Treasurer; and

WHEREAS, the Director of Real Property Tax Services recommends the approval of this application;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Treasurer be authorized to refund to Utica Park LLC \$1,469.08 for the 2014-15 relieved school tax.

Dated: August 11, 2015

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

RESOLUTION NO. 4

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH TOSKI & CO, P.C.

WHEREAS, the County currently has an agreement with Toski & Co, P.C., for annual independent auditing services, to include the Federal Single Audit of financial assistance awards; and

WHEREAS, as part of the Federal Single Audit, the County is required to prepare an audited financial statement in accordance with GASB Pronouncement No. 34; and

WHEREAS, preparation of the GASB 34 financial statement requires a complex conversion from a fund-level, modified accrual basis to a government-wide, full accrual basis; and

WHEREAS, the Treasurer's Office has prepared its own GASB 34 conversion entries and financial statements since implementation of this pronouncement beginning with fiscal year ending December 31, 2003; and

WHEREAS, the deadline for filing the Federal Single Audit is September 30 each year, no extensions are offered for any circumstances, and failure to file may result in suspension of Federal Aid; and

WHEREAS, due to the complexity of the GASB 34 conversion, along with the many other duties required of the Treasurer's Office, the County's Federal Single Audit is generally not finalized until a day or two before the September 30 deadline; and

WHEREAS, although the Treasurer's Office staff possesses the knowledge and ability to perform the GASB 34 conversion in-house, time constraints for completing the required financial statements for fiscal year ending December 31, 2014 are such that the County may not be able to meet the September 30, 2015 Federal Single Audit deadline; and

WHEREAS, many other New York State counties receive outside assistance with their GASB 34 financials on an annual basis; and

WHEREAS, Toski & Co., P.C. performs such services for many of their other municipal clients; and

WHEREAS, Toski & Co., P.C. has submitted a proposal to provide GASB 34 conversion assistance at a cost of \$3,000 for the financial statements for fiscal year ending December 31, 2014; and

WHEREAS, the need for such outside assistance was contemplated in the 2015 Adopted County Budget, and adequate appropriations are included in account A132510 542020 Single Audit Expense.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be and hereby is authorized to enter into an agreement with Toski & Co, P.C., for professional auditing services, as is on file with the Clerk of the Board of Supervisors.

Dated: August 11, 2015

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

RESOLUTION NO. 5

AUTHORIZING THE MADISON COUNTY BOARD OF ELECTIONS TO CONTRACT FOR POLL SITE USAGE

WHEREAS, pursuant to Election Law § 4-104 a resolution was passed by the County Board of Supervisors consolidating the responsibility for polling sites, and other election matters, solely in the Madison County Board of Elections; and

WHEREAS, in the past, the local municipalities have entered into agreements with the owners of the respective polling sites for the purpose of allowing elections to be held at said sites; and

WHEREAS, the Board of Elections has been undertaking the changes required to transition the control of polling sites and other election functions from the local municipalities to the Madison County Board of Elections; and

WHEREAS, Madison County requires an agreement to determine terms, insurance and liability before said premise can be used for the purpose of holding elections; and

WHEREAS, the Agreements with the polling site owners regarding the following poll sites; Leonardsville Fire House, Brookfield Town Building, North Brookfield Fire House, New Woodstock Free Library, Cazenovia St. James Church, DeRuyter Town Building, Eaton Town Building, Fenner Town Hall, Georgetown Town Hall, Hamilton Public Library, Earlville Village Office, Poolville Community Center, Lebanon Town Office Building, New Life Church Cafe, Heritage Baptist Church, Lincoln Town Hall, Madison Fire House, Erieville Fire House, Nelson Town Building, Smithfield Community Center, Stockbridge Town Building, Sullivan Veteran's Memorial Parks & Recreational Building and Sullivan Town Office Building are on file with the Clerk of the Board of Supervisors;

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors herein and hereby authorizes and ratifies the Agreements for polling sites currently on file with the Clerk of the Board of Supervisors, and the Chairman of the Board of Supervisors is hereby authorized to execute the same.

Dated: August 11, 2015

Scott A. Henderson, Chairman
Administration and Oversight Committee

RESOLUTION NO. 6

AUTHORIZING THE MADISON COUNTY BOARD OF ELECTIONS TO CONTRACT FOR POLL SITE USAGE

WHEREAS, pursuant to Election Law § 4-104 a resolution was passed by the County Board of Supervisors consolidating the responsibility for polling sites, and other election matters, solely in the Madison County Board of Elections; and

WHEREAS, in the past, the local municipalities have entered into agreements with the owners of the respective polling sites for the purpose of allowing elections to be held at said sites; and

WHEREAS, the Board of Elections has been undertaking the changes required to transition the control of polling sites and other election functions from the local municipalities to the Madison County Board of Elections; and

WHEREAS, Madison County requires an agreement to determine terms, insurance, and liability before said premise can be used for the purpose of holding elections; and

WHEREAS, pursuant to the terms of the HAVA Polling Place Access Improvement Grant, whenever any permanent improvements to a polling facility are made, the parties must enter into at least a five (5) year Lease; and

WHEREAS, permanent improvements were made to the Lincoln Fire House (2010) using funding from the HAVA Polling Place Access Improvement Grant; and

WHEREAS, the Agreement with the polling site owner regarding the Lincoln Fire House is on file with the Clerk of the Board of Supervisors;

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors herein and hereby authorizes and ratifies the Agreement for the Lincoln District 1 and 2 polling site currently on file with the Clerk of the Board of Supervisors, and the Chairman of the Board of Supervisors is hereby authorized to execute the same.

Dated: August 11, 2015

Scott A. Henderson, Chairman
Administration and Oversight Committee

RESOLUTION NO. 7

AUTHORIZING THE MADISON COUNTY BOARD OF ELECTIONS TO CONTRACT FOR POLL SITE USAGE

WHEREAS, pursuant to Election Law § 4-104 a resolution was passed by the County Board of Supervisors consolidating the responsibility for polling sites, and other election matters, solely in the Madison County Board of Elections; and

WHEREAS, in the past, the local municipalities have entered into agreements with the owners of the respective polling sites for the purpose of allowing elections to be held at said sites; and

WHEREAS, the Board of Elections has been undertaking the changes required to transition the control of polling sites and other election functions from the local municipalities to the Madison County Board of Elections; and

WHEREAS, Madison County requires an agreement to determine terms, insurance, liability, and rent before said premise can be used for the purpose of holding elections; and

WHEREAS, polling places that are not required to allow access may request a rental fee; and

WHEREAS, the Lease Agreement, with the rent fee clause, regarding the pollsites; Cazenovia American Legion, Grace Lutheran Church, St. Agatha's Church Center, Canastota VFW, Fyler Community Hall, St. Paul's United Methodist Church, Kallet Civic Center, Bridgeport Firehouse and Sullivan Free Library are on file with the Clerk of the Board of Supervisors;

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors herein and hereby authorizes and ratifies the Agreements for polling sites currently on file with the Clerk of the Board of Supervisors, and the Chairman of the Board of Supervisors is hereby authorized to execute the same.

Dated: August 11, 2015

Scott A. Henderson, Chairman
Administration and Oversight Committee

RESOLUTION NO. 8

**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
2009 International Paystar (WAM038)	Highway	80,370	GOOD

Dated: August 11, 2015

Scott A. Henderson, Chairman
Administration and Oversight Committee

RESOLUTION NO. 9

AUTHORIZING THE SALE OF COUNTY SURPLUS THROUGH AUCTIONS INTERNATIONAL

WHEREAS, Madison County has sold surplus County Transit Buses online utilizing the services of Auction International in the past; and

WHEREAS, Madison County is declaring Bus 530 as surplus and has received DOT approval for disposal of this vehicle; and

WHEREAS, the Administration and Oversight Committee recommends the County auction Bus 530 with Auctions International to obtain the best possible price;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors hereby authorize the County to sell bus 530 via online auction through Auctions International.

Dated: August 11, 2015

Scott A. Henderson, Chairman
Administration and Oversight Committee

RESOLUTION NO. 10

**AUTHORIZING THE CHAIRMAN OF THE BOARD TO ENTER INTO AN AGREEMENT
WITH THE NEW YORK STATE OFFICE OF PARKS RECREATION AND HISTORIC
PRESERVATION**

WHEREAS, the NYS Office of Parks Recreation and Historic Preservation disburses Snowmobile Trails Grant-in-Aid Funding to participating Snowmobile Program Local Sponsors; and

WHEREAS, Madison County is the Local Sponsor of the Madison County Snowmobile Program; and

WHEREAS, the Madison County Association of Snowmobile Clubs incorporated in 2003 and has agreed to maintain snowmobile trails within Madison County, and comply with Snowmobile Program requirements; and

WHEREAS, Madison County has received a Snowmobile Trails Grant-in-aid for snowmobile trail maintenance within Madison County; and

WHEREAS, as a condition of this Grant-in-aid, Madison County undertakes to comply with certain promises and conditions associated with this grant;

NOW THEREFORE, BE IT RESOLVED, that Madison County Board of Supervisors hereby authorizes John M. Becker, Chairman of the Board, to enter into an agreement with the NYS Office of Parks Recreation and Historic Preservation for snowmobile trail maintenance.

Dated: August 11, 2015

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

RESOLUTION NO. 11

AUTHORIZING THE CHAIRMAN TO EXTEND A SUBLEASE AGREEMENT WITH NEW YORK STATE EDUCATION DEPARTMENT, ON BEHALF OF ITS OFFICE OF ADULT CAREER AND CONTINUING EDUCATION SERVICES – VOCATIONAL REHABILITATION (ACCESS-VR)

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

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

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

WHEREAS, the County has an existing sublease with ACCESS-VR that both parties would like to extend; and

WHEREAS, the sublease would be extended for the remainder of 2015 (through December 31st), at which time terms will be renegotiated to accommodate the new space being created in the DSS building; and

WHEREAS, all terms of the existing lease will remain in effect; 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 extend the sublease agreement on behalf of the County of Madison with ACCESS-VR, in the form as in on file with the Clerk of the Board.

Dated: August 11, 2015

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

RESOLUTION NO. 12

AUTHORIZING CHAIRMAN TO SIGN CONTRACT FOR A COMMUNITY DEVELOPMENT BLOCK GRANT FOR FIRST TIME HOME BUYERS PROGRAM

WHEREAS, Madison County has received a \$590,000 grant from the New York State Community Development Block Grant (CDBG) program; and

WHEREAS, the grant award is identified as follows:

Awarding Agency: Office of Community Renewal
Pass-Through Agency: NYS Housing Trust Fund Corporation
Program Name: New York State Community Development Block Grant
Award Year: 2014
Federal Funds Percentage: 100% (pass through)
Grant No.: 686HO302-14, Effective 6/25/2015
Total Grant Amount: \$590,000

WHEREAS, Madison County will use the grant for direct homeownership assistance to first time homebuyers;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign the contract with New York State on behalf of Madison County for receipt of those funds; and

BE IT FURTHER RESOLVED, that the Treasurer of Madison County is authorized to undertake the necessary activities for receipt and disbursement of the grant.

Dated: August 11, 2015

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

RESOLUTION NO. 13

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, 2015 and expiring on December 31, 2016 as the Madison County Sportsmen's, to the Region 7 FWMB.

Dated: August 11, 2015

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

RESOLUTION NO. 14

**REAPPOINTING A MEMBER TO THE MADISON COUNTY
TRAFFIC SAFETY BOARD**

RESOLVED, that F. Joseph Wisinski of Canastota, NY, be and he is hereby reappointed to the Madison County Traffic Safety Board for a three (3) year term commencing on August 8, 2015 and expiring on August 7, 2018.

Dated: August 11, 2015

Daniel S. Degear, Chairman
Criminal Justice, Public Safety and
Emergency Communications Committee

RESOLUTION NO. 15

NON SUPPORT OF NYS ASSEMBLY BILL A6430 AS UNFUNDED MANDATE

WHEREAS, in the waning days of the legislative session NYS Assembly Bill A6430 was discharged expeditiously through committees of both houses and various entities were never given an opportunity to make comments; and

WHEREAS, it makes amendments to the current law on security restraints for female pregnant prisoners on how and when they may be used, as well as "no restraint" provisions, and that a sheriff must find extraordinary circumstances exist, must seek medical consultation, must justify use in writing, must not have correction staff present during birth yet be responsible for security, must give written notice to any female incarcerated and again if pregnant, must provide annual training for all correctional transport staff, and must report in writing annually to the (1) Governor, (2) the temporary president of the senate, (3) the minority leader of the senate, (4) the speaker of the assembly, (5) the minority leader of the assembly, (6) the chairperson of the senate crime victims, (7) crime and correction committee and (8) the chairperson of the assembly correction committee every time the use of restraints on a woman under this bill; and

WHEREAS, everyone involved in the custody of a pregnant female needs to understand the different medical issues involved and that she be dealt with accordingly and safely, however the language in this bill is excessive, overstated, and extraordinary burdensome in many ways resulting in an unfunded mandate, and an increase in the overtime of corrections costs to the counties, and in some circumstances will jeopardize safety, create escape possibilities, and security concerns of all involved, and this is not the time for such issues;

NOW, THEREFORE, BE IT RESOLVED, that this legislature urges the nonsupport of this legislation, and that the extreme provisions be amended to avoid the unfunded mandate to counties while maintaining the safety of the female and the security of the incarceration for everyone, and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to Governor Cuomo, Senator Valesky, Assemblyman Magee, the NYS Association of Counties, the NYS Sheriffs' Association, and Sheriff Spike, Chairman of Public Safety Committee, NYSAC.

Dated: August 11, 2015

Daniel S. Degear, Chairman
Criminal Justice, Public Safety and
Emergency Communications Committee

RESOLUTION NO. 16

**AUTHORIZING THE CHAIRMAN TO APPLY FOR A GRANT FROM THE
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY
SERVICES – FY2015 STATE HOMELAND SECURITY PROGRAM – EXPLOSIVE
DETECTION CANINE TEAM GRANT**

WHEREAS, the County of Madison has recognized the need to ensure the safety and security of its citizens; and

WHEREAS, the County of Madison is eligible to apply for a continuation grant from the New York State Division of Homeland Security and Emergency Services to continue participation in the State Homeland Security Program – Explosive Detection Canine Team Grant; and

WHEREAS, the award under this program is set at \$20,000 to sustain and/or enhance capabilities for an explosive detection canine team previously developed;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be and is hereby authorized to apply on behalf of the County of Madison for a grant from the New York State Division of Homeland Security and Emergency Services, in form as is on file with the Clerk of the Board.

Dated: August 11, 2015

Daniel S. Degear, Chairman
Criminal Justice, Public Safety and
Emergency Communications Committee

RESOLUTION NO. 17

AUTHORIZING THE CHAIRMAN AND THE SHERIFF TO ENTER INTO AN AGREEMENT TO PROVIDE SUPPLEMENTAL LAW ENFORCEMENT SERVICES WITH ALLMAN PROMOTIONS LLC (MADISON BOUCKVILLE BIG FIELD ANTIQUES SHOW)

WHEREAS, Allman Promotions, LLC (AKA Madison Bouckville Big Field Antiques Show) has requested supplemental law enforcement services and the Madison County Sheriff is willing and able to provide members and vehicles for such supplemental law enforcement services; and

WHEREAS, the Madison County Sheriff will provide the services outlined in Schedule A of the Agreement for a rate of \$85.00 per hour, with the fee for services estimated at \$4,760 for the duration of the event, scheduled for August 14-16, 2015, payable in accordance with the agreement, attached hereto and made a part thereof; and

WHEREAS, the term of the contract is August 14 – 16, 2015 unless terminated earlier; and

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

NOW, THEREFORE BE IT RESOLVED, that the Sheriff and the Chairman of the Board of Supervisors be and hereby are authorized to enter into an agreement with Allman Promotions, LLC (AKA Madison Bouckville Big Field Antiques Show) for the provision of supplemental law enforcement services, in the form as is on file with the Clerk of the Board.

Dated: August 11, 2015

Daniel S. Degear, Chairman
Criminal Justice, Public Safety and
Emergency Communications Committee

RESOLUTION NO. 18

AUTHORIZING AN AGREEMENT TO EXTEND CONVENTIONAL MUNICIPAL SNOW AND ICE AGREEMENT FOR JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the Commissioner of the New York State Department of Transportation and the County of Madison have entered into an Agreement No. **D089857** entitled "Snow and Ice Agreement between the New York State Department of Transportation and the Municipality of "County of Madison" dated **February 13, 1975**; and

WHEREAS, the term of said Agreement is for a period of three (3) years commencing on July 1, **1975** and the said Agreement provides that the parties may at the end of each year of the term of the Agreement extend such term for an additional year; and

WHEREAS, the present term of the Agreement, as extended expires June 30, **2015**; and

WHEREAS, the parties are willing to renew and extend the same for a one (1) year period commencing July 1, **2015** to June 30, **2016**; and

WHEREAS, Section 7 of said Agreement provides that the Commissioner shall furnish the Municipality with a suitable map for each term of the Agreement, or for any extended term thereof, modified to show the changes, if any, to the State Highways affected by the Agreement; and

WHEREAS, Section 10 of said Agreement provides for an annual update of the estimated expenditure to be determined by the Commissioner subject to the provisions of Section 10, at the time of extension of the Agreement;

NOW, THEREFORE BE IT RESOLVED, 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 New York State Department of Transportation, in the form as is on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, upon execution of the Agreement to extend and modify the Municipal Snow and Ice Agreement by the Commissioner of Transportation or his designee, that the "Snow and Ice Agreement Between New York State Department of Transportation and the Municipality of Madison County" shall be extended for a period of one (1) year, now to expire on June 30, **2016**, unless further extended; that the State Highways or parts thereof effected are as delineated on the map attached to such extension and modification agreement; and that the estimated expenditure as specified in Section 10 of the "Snow and Ice Agreement Between New York State Department of Transportation and the Municipality of Madison County" shall be **\$875,243.89** for the **2013/14** season and for the remainder of the term of the Agreement commencing July 1, **2013** unless changed by future update.

Dated: August 11, 2015

Ronald Bono, Chairman
Highway, Buildings and Grounds Committee

RESOLUTION NO. 19

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE OF STATE MULTI-MODAL PROGRAM-AID (AND STATE ADMINISTERED FEDERAL PROGRAM-AID) ELIGIBLE COSTS, OF A CAPITAL PROJECT, AND APPROPRIATING FUNDS THEREFOR

WHEREAS, a Project for the **Removal and replacement of the existing bridge (BIN 3365930) over CSX Rail Road along with necessary highway approach reconstruction, P.I.N. 2MS545.30A** (the Project) is eligible for funding (under Title 23 U.S. Code, as amended, and) New York States Multi-Modal Program administered by the NYS Department of Transportation (NYSDOT); and

WHEREAS, the **County of Madison** desires to advance the Project by making a commitment of advance funding of the non-local share and funding of the full local share of the costs of the Project; and

WHEREAS, the **Board of Supervisors** hereby authorizes the County of Madison to pay in the first instance 100% of the federal and non-federal share of the cost of the Project or portions thereof; and

WHEREAS, the sum of **\$600,000.00 (includes \$500,000.00 from the Dormitory Authority State of New York and \$100,000.00 from New York State Multi-Modal Program)** is hereby appropriated in the County Road Fund, Account 519750 529003, and made available to cover the cost of participation in the above phase of the Project; and

WHEREAS, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof;

NOW, THEREFORE BE IT RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any required and/or appropriate Agreements executed in connection with the project between County of Madison and the State of New York, and

BE IT FURTHER RESOLVED, that the Chairman of the Madison County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement request for Federal Aid and/or Multi-Modal Program Funding on behalf of the County of Madison with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and all project costs that are not so eligible, in the form as is on file with the Clerk of the Board.

Dated: August 11, 2015

Ronald Bono, Chairman
Highway, Buildings and Grounds Committee

RESOLUTION NO. 20

AUTHORIZING THE CHAIRMAN TO EXECUTE A LICENSE AGREEMENT

WHEREAS, for several years the Mohican Model A. Ford Club, Inc. (the "Club") has utilized the Wampsville Fireman's Field for their annual car show; and

WHEREAS, the Club wishes to utilize a portion of the lands of the County in the Village of Wampsville, for the Club's annual car show to be held September 13, 2015; and

WHEREAS, it is in the public interest that the Club be permitted to use such premises, and that same constitutes a public use;

NOW, THEREFORE, BE IT RESOLVED, the Chairman be and is hereby authorized to sign a Revocable License with the Mohican Model A. Ford Club, Inc. in the form as is on file with the Clerk of the Board of Supervisors.

Dated: August 11, 2015

Ronald Bono, Chairman
Highway, Buildings and Grounds
Committee

RESOLUTION NO. 21

**AUTHORIZING THE CHAIRMAN ENTER INTO AN AGREEMENT WITH
LABELLA ASSOCIATES, D.P.C.**

WHEREAS, Madison County desires to study and improve the layout of the Treasurer's Office in conjunction with upcoming move of Real Property Tax Services Department to the second floor of the County Office Building; and

WHEREAS, any proposed new design will be handicap accessible and promote inner office efficiencies to include the Real Property Tax Services Department as day to day oversight is provided by the Deputy Treasurer; and

WHEREAS, the concept design will take into consideration existing mechanical and electrical systems in an effort to reuse the existing layout to the extent possible; and

WHEREAS, LaBella Associates, D.P.C has expertise in providing said services; and

WHEREAS, the cost shall not exceed Five Thousand dollars (\$5,000.00); and

WHEREAS, LaBella will provide an opinion of construction and project costs based on square foot cost estimate; and

WHEREAS, the Building and Grounds Committee recommends entering into an agreement with Labella Associates, D.P.C., to provide concept design services for this proposed project;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into an agreement for professional services with Labella Associates, D.P.C in the form that is on file with the Clerk of the Board of Supervisors.

Dated: August 11, 2015

Ronald Bono, Chairman
Highway, Buildings & Grounds Committee

RESOLUTION NO. 22

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 Cynthia McKeraghan, Linda Khan and Howard West upon their retirement.

Cynthia S. McKeraghan	Social Services	1993 - 2015
Linda S. Khan	Social Services	1997 - 2015
Howard L. West	Highway	2004 - 2015

Dated: August 11, 2015

Daniel S. Degear, Chairman
Government Operations Committee

RESOLUTION NO. 23

**AUTHORIZING THE CHAIRMAN OF THE BOARD TO
ENTER INTO AN AGREEMENT
(TEAMSTERS UNION, LOCAL 294)**

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, certain employees in the Sheriff's Department are represented by Teamsters Union, Local 294; 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 agreement with Teamsters Union, Local 294 for the period January 1, 2015 to December 31, 2018, and to execute on behalf of the County such Agreement and such other and further documents as are required thereby.

Dated: August 11, 2015

Daniel S. Degear, Chairman
Government Operations Committee

RESOLUTION NO. 24

MAINTAINING THE INCREASE IN THE RATE OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK.

WHEREAS, the Finance, Ways and Means Committee has, at the request of the Board of Supervisors, reviewed, analyzed and deliberated the merits of maintaining the rate of the County Local Sales and Compensating Use Tax at four percent (4%)(raised from 3% in 2004); and

WHEREAS, the Finance, Ways and Means Committee has determined that it is in the best interests of the residents of Madison County to maintain the rate of the County Local Sales and Compensating Use Tax at four percent (4%) in order to mitigate the aforementioned impacts rather than raising property taxes; and

NOW, THEREFORE BE IT RESOLVED, by the Board of Supervisors of the County of Madison as follows:

SECTION 1. Section 4-A of Resolution No. 156, enacted by the Board of Supervisors of the County of Madison on December 15, 1967, imposing sales and compensating use taxes, is amended to read as follows:

“SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning June 1, 2004, and ending November 30, 2017. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.”

SECTION 2. Paragraph (c) of Subdivision (1) of Section 11 (Exemptions from use tax) of Resolution No. 156, enacted by the Board of Supervisors of the County of Madison on December 15, 1967, imposing sales and use taxes, is amended to read as follows:

“(c) In respect to the additional tax of one percent imposed for the period beginning June 1, 2004, and ending November 30, 2017, in respect to the use of property used by the purchaser in this county prior to June 1, 2004.”

SECTION 3. This enactment shall take effect December 1, 2015.

Dated: August 11, 2015

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

RESOLUTION NO. 25

AUTHORIZING THE MODIFICATION OF THE 2015 ADOPTED COUNTY BUDGET

RESOLVED, that the 2015 Adopted County budget be modified as follows:

Modification No. 1

Capital Projects Fund

1624 COB Renovations

	<u>From</u>	<u>To</u>
<u>Expense</u>		
H162410 529400 General Contractor Expense	\$-0-	\$298,280
H162410 529410 Electrical Expense	-0-	60,200
H162410 529420 HVAC Expense	-0-	66,000
H162410 529430 Architectural Expense	<u>-0-</u>	<u>5,000</u>
Control Total		<u>\$429,480</u>

Revenue

H162410 450312 Contribution from General Fund	<u>\$-0-</u>	<u>\$429,480</u>
Control Total		<u>\$429,480</u>

General Fund

9950 Transfer to Capital Projects Fund

Expense

A995099 594203 Transfer to Capital Projects Fund	<u>\$-0-</u>	<u>\$429,480</u>
Control Total		<u>\$429,480</u>

Fund Balance

A300599 Budgetary Fund Balance Unreserved (A)	\$5,498,308	\$5,770,006
A300599 Budgetary Fund Balance Unreserved (B)	<u>5,770,006</u>	<u>5,874,195</u>
Totals	<u>\$11,268,314</u>	<u>\$11,644,201</u>
Control Sub Total		\$375,887

1620 County Buildings

Revenue

A162010 488001 Approp of Bldg Improvement Rsv (C)	<u>\$3,335</u>	<u>\$56,928</u>
Control Sub Total		<u>\$53,593</u>
Control Total		<u>\$429,480</u>

(A) \$271,698 from allocation of \$11 million for DSS & COB building projects

(B) \$104,189 carried forward from remaining 2014 appropriation for bldg renovation

(C) \$53,593 from Building Improvements Reserve Fund, leaving a Reserve balance of \$146,452

Modification No. 2

General Fund

8020 Planning

Expense

From To

A802080 511000 Personal Services	\$318,933	\$300,354
A802080 544010 Municipal Utility Expenses	20,000	40,000
A802080 582100 Social Security Expense	<u>24,399</u>	<u>22,978</u>

9030 Social Security & Medicare Expense

<u>Expense</u>		
A903090 582100 Social Security Expense	1,561,895	1,560,474
A903090 581301 Allocation Social Security	<u>(1,561,895)</u>	<u>(1,560,474)</u>
Control Totals	<u>\$363,332</u>	<u>\$363,332</u>

Modification No. 3

Capital Projects Fund

6430 Agricultural & Renewable Energy Park

<u>Expense</u>	<u>From</u>	<u>To</u>
H643060 529800 Water Pipeline Construction	\$-0-	\$3,973,000
H643060 529801 Legal & Administrative Expense	-0-	219,000
H643060 529802 Engineering Expense	-0-	725,000
H643060 529803 Contingency	<u>-0-</u>	<u>383,000</u>
Totals	<u>\$-0-</u>	<u>\$5,300,000</u>
Control Total		<u>\$5,300,000</u>

Revenue

H643060 457100 Serial Bonds	\$-0-	\$4,000,000
H643060 457300 Bond Anticipation Notes	<u>-0-</u>	<u>1,300,000</u>
Totals	<u>\$-0-</u>	<u>\$5,300,000</u>
Control Total		<u>\$5,300,000</u>

Modification No. 4

Enterprise Environmental Landfill Fund

8164 Environmental Control (Landfill)

<u>Expense</u>	<u>From</u>	<u>To</u>
EE816480 542140 Misc. Engineering	\$115,993	\$125,993
EE816480 542175 Professional Legal Counsel	<u>86,248</u>	<u>91,248</u>
Totals	<u>\$202,241</u>	<u>\$217,241</u>
Control Total		<u>\$15,000</u>

8176 Landfill Utilities Gas to Energy

<u>Revenue</u>		
EE817680 488017 Approp. of Gas to Energy Reserve	<u>\$20,000</u>	<u>\$35,000</u>
Control Total		<u>\$15,000</u>

Dated: August 11, 2015

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

RESOLUTION NO. 26

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR THE ADMINISTRATION OF EARLY INTERVENTION AND MODIFYING THE 2015 COUNTY BUDGET

WHEREAS, Madison County Public Health Department, through the Preventive Health Programs, has administered the Early Intervention Program, which is a program to assist families of children ages 0-2 years with developmental delays by determining appropriate services for these children; and

WHEREAS, the New York State Department of Health has devoted much time to implement this program on the local level in an effort to assure continuity of care for all children who meet the criteria; and

WHEREAS, grant funds have once again been made available with funding being provided as follows:

Awarding Agency:	U.S. Dept. of Education/U.S. Dept. of Health & Human Sv
Pass-through Agency:	New York State Department of Health
Catalog #:	84.181
Program Name:	Early Intervention Administration
Grant Extension:	October 1, 2015 – September 30, 2016
Contract #:	C-027488
Federal Funds:	100%
Grant Total:	\$29,655

WHEREAS, the Health and Human Services Committee has reviewed this grant renewal and finds it to be appropriate;

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

BE IT FURTHER RESOLVED, that the 2015 Adopted County budget be modified as follows:

Public Health Department
A2961 Early Intervention

<u>Expense</u>		<u>From</u>	<u>To</u>
541025	EI Grant Expenses	<u>\$ 182</u>	<u>\$ 678</u>
	Control Total		<u>\$ 496</u>
<u>Revenue</u>			
444890	Federal Aid EI Grant	<u>\$ 25,131</u>	<u>\$25,627</u>
	Control Total		<u>\$ 496</u>

Dated: August 11, 2015

Alexander Stepanski, Chairman
Health and Human Services Committee

John A. Reinhardt, Chairman
Finance Ways & Means Committee

RESOLUTION NO. 27

AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT MODIFICATION

WHEREAS, the County entered into an Agreement with Information Management Associates, Inc. for software maintenance services on January 1, 2015 (Resolution 474-14); and

WHEREAS, Information Management Associates, Inc., has incorporated in New York State and formed IMA Systems LLC, located at 32 Broadway – Suite 614, New York, New York 10004;

NOW, THEREFORE, BE IT RESOLVED that the contract be modified to recognize the name and address change in parties;

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, 2015 through December 31, 2015 with IMA Systems LLC.

Dated: August 11, 2015

Alexander Stepanski, Chairman
Health and Human Services Committee

RESOLUTION NO. 28

DETERMINING SEQR STATUS AND THE CONVEYANCE OF CERTAIN REAL PROPERTY IN THE CITY OF ONEIDA

WHEREAS, on July 14, 2015 a resolution was duly adopted by the Board of Supervisors introducing Local Law No. 2 for the year 2015, entitled "A LOCAL LAW AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY IN THE CITY OF ONEIDA TO DAVID TAYLOR AND TIMOTHY TAYLOR" and calling for a public hearing to be held in the Chambers of the Board of Supervisors at the Madison County Office Building on August 11, 2015 at 2:15 p.m., to hear all interested parties; and

WHEREAS, notice of said public hearing was duly advertised in the official newspapers of Madison County; and

WHEREAS, said public hearing was duly held on August 11th, 2015 at 2:15 p.m. in the Chambers of the Board of Supervisors at the Madison County Office Building and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Local Law, or any part thereof; and

WHEREAS, the County Planning Department, acting on behalf of and at the direction of the Board of Supervisors has prepared an Environmental Assessment Form and other submittals; and

WHEREAS, after review of the submittals the Board of Supervisors hereby concurs that the proposed action is an unlisted action; and

WHEREAS, the Board of Supervisors has reviewed the Environmental Assessment Form Part I and proposed Part II and III; and

WHEREAS, the approval of the sale has been considered by the Board of Supervisors as well as the probable environmental impacts of such approval; and

WHEREAS, in particular, the Board of Supervisors, with the assistance of the County Planning Department, has:

1. considered the action as defined in the part 617 regulation; and
2. reviewed the Environmental Assessment Form, criteria contained in Section 617.7(c) of the part 617 regulation and other supporting information to identify the relevant areas of environmental concern; and
3. thoroughly analyzed the identified relevant areas of environmental concern to determine if the action may have a significant adverse impact on the environment.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors adopts the findings and conclusions relating to the probable environmental impacts contained within the attached Environmental Assessment Form and attached proposed Negative Declaration, including that the proposed action would not result in any significant adverse environmental impacts, and authorizes the Chairman of the Board of Supervisors to execute the Environmental Assessment Form and complete and file the Negative Declaration in accordance with the applicable provisions of law.

Dated: August 11, 2015

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

RESOLUTION NO. 29

AUTHORIZING THE ENTRY INTO AN AGREEMENT TO BUY AND SELL

WHEREAS, the County has an interest in former railroad property located in the City of Oneida identified as Tax Map No. 37.-1-9.5; and

WHEREAS, an adjoining neighbor and his father would like to obtain a portion of such parcel, the same being specifically identified in a survey prepared by O. Perry Tooker IV, dated June 8, 2015, a copy of which is on file with the Clerk of this Board; and

WHEREAS, such portion consists of a strip of land for which the County has no use; and the maintenance thereof is no longer in the public interest; and

WHEREAS, the County Planning Department, Real Property Tax Services Department and Treasurer's Department have made inquiries regarding the status and value of the property and provided certain information to the Planning Committee; and

WHEREAS, based upon the information provided and reviewed, it is proposed that the property be disposed of by a Quit Claim deed for the price of Two Thousand Dollars and 00/100 (\$2,000.00); and

WHEREAS, following initial review by the Planning Committee, the Board of Supervisors by Resolution #49 of 2015, directed the County Attorney's office to work with counsel for the Purchasers to prepare the necessary documents authorizing the conveyance, including a proposed agreement, Local Law, and implementing resolutions; and

WHEREAS, the Purchasers have presented an executed Agreement to Buy and Sell and an Addendum to such an Agreement to Buy and Sell including additional terms has been prepared; and

WHEREAS, the Attorney General of the State of New York has rendered an opinion that under certain circumstances the County may dispose of County real property by private negotiated sale by enacting a Local Law superseding the provisions of §215 of the County Law; and

WHEREAS, among the contingencies in the Agreement is the requirement that the sale be authorized by the adoption of a Local Law (subject to permissive referendum); and

WHEREAS, the first step is the authorization of the entry into the Agreement to Buy and Sell and Addendum;

NOW, THEREFORE, BE IT RESOLVED, that this Board by 2/3's vote hereby determines that the Property is no longer necessary for County public use; and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized and directed to execute on behalf of the County, the Agreement to Buy and Sell and the Addendum to Agreement to Buy and Sell in the form as in on file with the Clerk of this Board, which Contract shall govern the rights and responsibilities of the parties in connection with the sale of the Property.

Dated: August 11, 2015

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

RESOLUTION NO. 30

ADOPTING LOCAL LAW NO. 2 FOR THE YEAR 2015

WHEREAS, there has been duly introduced Local Law No.2 for the year 2015 entitled "A LOCAL LAW AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY IN THE CITY OF ONEIDA TO DAVID TAYLOR AND TIMOTHY TAYLOR"; and

WHEREAS, a public hearing on said local law was duly held by the Board of Supervisors of the County of Madison on August 11, 2015;

NOW, THEREFORE BE IT RESOLVED, that Local Law No. 2 for the year 2015 be and the same is hereby adopted.

Dated: August 11, 2015

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

RESOLUTION NO. 31

AUTHORIZING THE CHAIRMAN TO ENTER INTO A UTILITY ENERGY SERVICE CONTRACT (UESC) WITH NATIONAL GRID (dba NIAGARA MOHAWK)

WHEREAS, Madison County wishes to move forward with a USEC, and to select National Grid as the prime contractor; and

WHEREAS, National Grid shall provide comprehensive energy management and building related capital improvement services to reduce utility and operating costs by sourcing the improvements to Smart Watt Energy, Inc., of Ballston Lake, NY for the services; and

WHEREAS, Smart Watt Energy, Inc. shall furnish all labor, materials, and equipment and perform all work required for the completion of an Investment Grade Audit (IGA) to identify energy saving measures and equipment replacement; and

WHEREAS, the cost of said services shall be covered by the savings realized with the completed projects;

NOW, THEREFORE, BE IT RESOLVED, that Chairman of the Madison County Board of Supervisors be and hereby is authorized, following review and approval by the County Attorney, to enter into an agreement with Niagara Mohawk, d.b.a. National Grid of Albany, NY for provision of a utility energy services contract for energy saving facility improvements, a copy of which is on file with the Clerk of the Board.

Dated: August 11, 2015

Ronald Bono, Chairman
Highway, Buildings and Grounds Committee

RESOLUTION NO. 32

**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; and

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

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

BE IT FURTHER RESOLVED, that the Commercial Permit Holder listed below is 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 Holder:

1. RITTER & PARATORE CONSTRUCTION, INC.

Dated: August 11, 2015

James S. Goldstein, Chairman
Solid Waste and Recycling Committee