



# MADISON COUNTY BOARD OF SUPERVISORS

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**JOHN M. BECKER**

*Chairman*

**MARK SCIMONE**

*County Administrator*

**CINDY URTZ**

*Clerk*

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June 5, 2013

## MADISON COUNTY BOARD OF SUPERVISORS

Agenda – Tuesday, June 11, 2013

### Meeting Schedule

- 11:30 a.m. Planning, Economic Development, Environmental and Intergovernmental Affairs Committee – Atrium Conference Room  
Re: Resolution
- 11:45 a.m. Government Operations Committee – Large Conference Room  
Re: Resolutions (2)
- 11:45 a.m. Social & Mental Health Services Committee – Large Conference Room  
Re: Resolutions (2)
- 1:00 p.m. Committee of the Whole – All Supervisors – Large Conference Room  
Re: ARE Park Presentation
- 1:15 p.m. Committee of the Whole – All Supervisors – Large Conference Room  
Re: Litigation
- 2:00 p.m. Board Meeting – Chambers

### Resolutions

1. Authorizing the Chairman to Enter into Agreements (CSEA Employee Benefit Fund).
2. Confirming the 2013 Salary of the Director of Community Mental Health Services.
3. Abolishing a Deputy Sheriff Position and Creating a Deputy Sheriff Sergeant Position.
4. Authorizing the Chairman to Enter into an Agreement for Fully Insured Disability Administration Services.
5. Designating Disposal of Obsolete and/or Surplus County Personal Property.
6. Public Health Department Charges – Approved Charges and Fee Schedule.
7. Accepting Grant Funds From United Healthcare to Assist with Healthy Choices Workshop and Modifying the 2013 Budget.
8. Authorizing the Modification of the 2013 Adopted Budget. (Adapt)
9. Authorizing the Community Services Board to Sponsor an Annual Dinner Meeting and Awards Ceremony.
10. Authorizing the Chairman to Execute a Contract Modification and Extension Agreement. (Barbara Edlund, MD)

11. Calling on the New York State Department of Health to Implement the Non-Emergency Medical Transportation Management Contract without Delay.
12. Authorizing the Extension of Madison County Participation in a NYS Forensic Case Management Grant.
13. Authorizing the Chairman to Enter into an Agreement with Phoenix Graphics Inc. to Purchase Optical Scan Ballots.
14. Authorizing the Chairman to Apply for a Bulletproof Vest Partnership Program from the US Department of Justice.
15. Authorizing Amendment to Agreement with Law Enforcement Psychological Associates.
16. Authorizing Chairman to Enter into an Agreement with Government Payment Service, Inc.
17. Authorizing the Chairman to Enter into an Agreement (Aid to Prosecution Grant).
18. Establishing Stipends for 2013-2014 for Employees in the District Attorney's Office (Aid to Prosecution Grant).
19. Authorizing the Chairman of the Board of Supervisors to Enter into an Agreement with the New York State Division of Homeland Security and Emergency Services, Office of Interoperability and Emergency Communications and Modifying the 2013 County Budget.
20. Authorizing Chairman to Enter into an Agreement with Oswego County Soil and Water District.
21. Authorizing the County to Provide Aquatic Vegetation Harvesting Services to Madison County Lakes.
22. Authorizing a For-Credit Internship with Morrisville State College.
23. Authorizing the Chairman to Modify a Contract with Parks Maintenance Service, Inc.
24. Accepting the Final Generic Environmental Impact Statement for the Agricultural and Renewable Energy Park ("ARE PARK") as Complete.
25. Authorizing the Chairman to Enter into an Agreement for Property Evaluation Services. (GHD)
26. Authorizing the Chairman to Enter into an Agreement for Auctioneer Services. (Haroff Auctions and Absolute Auctions)
27. Authorizing an Agreement with the New York State Department of Transportation to Extend and Modify the Municipal Snow and Ice Agreement for July 1, 2013 Through June 30, 2014.
28. Terminating the Solid Waste Disposal Agreement Between Madison County and Superior Waste Removal, Inc.
29. Approving Agreement with Village of Canastota for Exchange of Leachate and Biosolids Disposal Services.
30. Authorizing 5-Year Solid Waste Disposal Agreements With Commercial Permit Holders.
31. Authorizing the Modification of the 2013 Adopted County Budget. (Sewer District)
32. Authorizing the Modification of the 2013 Adopted County Budget. (Mods 1 – 6).

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

cc: WMCR Radio Station  
Oneida Daily Dispatch  
Madison County Courier

\_\_\_\_\_  
Cindy Urtz, Clerk

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Click on Supervisors

**MADISON COUNTY BOARD OF SUPERVISORS  
MEETING – TUESDAY, JUNE 11, 2013**

*Please note that the numbers on the resolutions listed below are agenda numbers only. Final resolution numbers will be assigned after resolutions have been officially adopted by the Board of Supervisors.*

**RESOLUTIONS**

**By Supervisor Degear:**

**RESOLUTION NO. 1**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AGREEMENTS  
(CSEA Employee Benefit Fund)**

**WHEREAS**, Madison County is required to provide payroll deduction to all employees represented by the CSEA White and Blue Collar Unit that elect to purchase an insurance product provided by the CSEA; and

**WHEREAS**, the CSEA White and Blue Collar Unit leadership have indicated that a portion of their membership desires to purchase the Gold 12 Vision Plan provided by the CSEA Employee Benefit Fund; and

**WHEREAS**, the benefit provided under the Gold 12 Vision Plan provides for more comprehensive vision coverage than what is currently offered under the County's traditional indemnity health insurance plan administered by EBS-RMSCO, Inc.; and

**WHEREAS**, the plan option will be made available to all employees that are not assigned to a collective bargaining unit represented by a union that competes with the CSEA; and

**WHEREAS**, the premium cost associated with this benefit will be borne entirely by the employee with no contribution from the County,

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board be and hereby is authorized to execute the agreements with CSEA Employee Benefit Fund effective July 1, 2013, copies of which are on file with the Clerk to the Board.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 2**

**CONFIRMING THE 2013 SALARY OF THE  
DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES**

**WHEREAS**, Resolution No. 467 of 2012 established the 2013 salary of the temporary Director of Community Mental Health Services; and

**WHEREAS**, the County Mental Health and Community Services Board has now acted to appoint Teisha Cook as the permanent Director of Community Mental Health Services; and

**WHEREAS**, the Government Operations Committee recommends that the previously established 2013 salary of \$75,120 remain the same following the permanent appointment,

**NOW, THEREFORE BE IT RESOLVED** that the 2013 salary for the Director of Community Mental Health Services remains \$75,120 annually.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 3**

**ABOLISHING A DEPUTY SHERIFF POSITION AND CREATING A DEPUTY SHERIFF SERGEANT POSITION**

**WHEREAS**, the Sheriff has evaluated the staffing structure of his Road Patrol; and

**WHEREAS**, the Sheriff has determined the need for increased supervision of personnel; and

**WHEREAS**, in order to accomplish this the Sheriff desires to abolish one full-time Deputy Sheriff position and create one full-time Deputy Sheriff Sergeant position; and

**WHEREAS**, as part of this restructuring, the total number of full-time positions in the Sheriff's Department will be maintained; and

**WHEREAS**, the Personnel Officer certifies that Deputy Sheriff Sergeant is the appropriate classification based on the description of duties submitted for this position; and

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

**NOW, THEREFORE BE IT RESOLVED** that one full-time Deputy Sheriff position be and hereby is abolished effective immediately; and

**BE IT FURTHER RESOLVED** that one full-time Deputy Sheriff Sergeant position be and hereby is created; and

**BE IT FURTHER RESOLVED** that the Sheriff be and hereby is authorized to fill said position at the 2013 hourly rate of \$26.17 in accordance with the Agreement By and Between Madison County and the Madison County Deputy Sheriff's Police Benevolent Association, Inc. effective immediately.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 4**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT FOR FULLY INSURED DISABILITY ADMINISTRATION SERVICES**

**WHEREAS**, Madison County currently has a service agreement with EBS-RMSCO, Inc. for disability benefit claims administration for its self-insured disability arrangement; and

**WHEREAS**, EBS-RMSCO, Inc. announced that they are discontinuing their disability administration services during 2013; and

**WHEREAS**, the County's benefit consultants issued a request for proposals and subsequently received quotes from seven (7) different carriers, with four (4) other carriers declining to quote; and

**WHEREAS**, the most favorable quote of \$1.40 per member per month, or approximately \$10,600.80 per year, was provided by The Standard Life Insurance Company of New York for a fully insured arrangement.

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board of Supervisors be, and hereby is, authorized to enter into an agreement with The Standard Life Insurance Company of New York, for the period of July 1, 2013 through June 30, 2014, as is on file with the Clerk of the Board of Supervisors.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 5**

**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.

<b>ITEM</b>	<b>DEPARTMENT</b>	<b>MILEAGE</b>	<b>CONDITION</b>
2005 Chevy Impala	Sheriff	140,000est	Fair body Poor mechanically
16 – Truck Tires with rims	Highway	----	Fair

**PENDING BOARD APPROVAL**

**By Supervisor Salka:**

**RESOLUTION NO. 6**

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

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

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

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

	Current Full Fee	Proposed Full Fee
DTap	\$44	\$49
Gardasil	\$154	\$164
Hepatitis B Adult	\$79	\$63
Hepatitis B Child up to 19 yrs	\$79	\$42
Hepatitis A Adult	\$79	\$55
Hepatitis A Child up to 19 yrs	\$79	\$47
HIB	\$40	\$47
IPOL	\$50	\$55
Mantoux (TB)	\$30	\$34
Menactra	\$131	\$138
MMR	\$79	\$83
Pneumococcal	\$85	\$93
Prevnar 13	\$159	\$164
Tdap	\$60	\$64
Varivax	\$115	\$119

Admin Fee - VFC Vaccine	\$17.85	\$17.85
Multishot Admin Fee	\$8.93	\$8.93
(each additional shot)		

Post Exposure Rabies	\$220	\$237
Zostavax	\$185	\$185
Flu	\$40	\$40

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

**NOW, THEREFORE BE IT RESOLVED** that the proposed full fee charges are approved effective June 1, 2013.

Family Size	**200%	250%	300%	350%	400%
1	\$22,980	\$28,725	\$34,470	\$40,215	\$45,960
2	\$31,020	\$38,775	\$46,530	\$54,285	\$62,040
3	\$39,060	\$48,825	\$58,590	\$68,355	\$78,120
4	\$47,100	\$58,875	\$70,650	\$82,425	\$94,200
5	\$55,140	\$68,925	\$82,710	\$96,495	\$110,280
6	\$63,180	\$78,975	\$94,770	\$110,565	\$126,360
7	\$71,220	\$89,025	\$106,830	\$124,635	\$142,440
8	\$79,260	\$99,075	\$118,890	\$138,705	\$158,520
Each Additional Person	\$8,040	\$10,050	\$12,060	\$14,070	\$16,080

**Immunizations**

DTap	\$21	\$28	\$35	\$42	\$49
Gardasil	\$136	\$143	\$150	\$157	\$164
Hepatitis B Adult	\$35	\$42	\$49	\$56	\$63

Hepatitis B Child up to 19 yrs	\$14	\$21	\$28	\$35	\$42
Hepatitis A Adult	\$27	\$34	\$41	\$48	\$55
Hepatitis A Child up to 19 yrs	\$19	\$26	\$33	\$40	\$47
HIB	\$19	\$26	\$33	\$40	\$47
IPOL	\$27	\$34	\$41	\$48	\$55
Mantoux (TB)	\$6	\$13	\$20	\$27	\$34
Menactra	\$110	\$117	\$124	\$131	\$138
MMR	\$55	\$62	\$69	\$76	\$83
Pneumococcal	\$65	\$72	\$79	\$86	\$93
Prevnar 13	\$136	\$143	\$150	\$157	\$164
Tdap	\$36	\$43	\$50	\$57	\$64
Varivax	\$91	\$98	\$105	\$112	\$119

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

**The Following are Flat Fees**

Post Exposure Rabies	\$237
Zostavax	\$185
Flu	\$40

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

Revised 5/8/13  
Resolution 6/11/13

**PENDING BOARD APPROVAL**

**By Supervisors Salka and Reinhardt:**

**RESOLUTION NO. 7**

**ACCEPTING GRANT FUNDS FROM UNITED HEALTHCARE TO ASSIST WITH HEALTHY CHOICES WORKSHOP AND MODIFYING THE 2013 BUDGET**

**WHEREAS**, the Madison County Department of Health educates the residents about healthy eating and exercise; and

**WHEREAS**, United Healthcare has donated \$125 to sponsor an educational workshop; and

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

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

**General Fund**

**Public Health Department**

**4014 Public Health - Health Promotion**

**Expense**

A4014.405	Health Promotion Expense	\$1500	\$1625
	Control Total		<u>\$ 125</u>

**Revenue**

A2705.3040	Private Contribution-UHC	0	\$125
	Control Total		<u>\$125</u>

**NOW, THEREFORE BE IT RESOLVED**, that the Madison County accepts the grant from United Healthcare to assist with Healthy Education, a copy of which is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 8**

**AUTHORIZING THE MODIFICATION OF THE 2013 ADOPTED BUDGET**

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

**General Fund**

**4309 Mental Health-ADAPT**

**Expense**

	<u>From</u>	<u>To</u>
A4309.1 Personal Services	\$128,892	\$153,067
A4309.4037 Maintenance in Lieu of Rent	6,766	10,149
A4309.4200 Misc. Consultant	116,242	196,363
A4309.4226 Transcription Service	1,500	2,250
A4309.4227 Medical & Psychiatric Services	15,750	23,625
A4309.4298 Medical Supplies	300	450
A4309.4301 Professional Liability Insurance	1,578	2,367
A4309.489 Photo Copy Usage	490	735
A4309.490 Central Postage	122	183
A4390.491 Central Printing	1,512	2,268
A4309.4911 Office Supply & Expense	1,000	1,500
A4309.492 Central Telephone	964	1,446
A4309.494 Central Security	11,200	16,800
A4309.4941 Special Security Detail	2,880	4,320
A4309.4997 Allocation of Administrative Expense	38,376	57,564
A4309.811 Employee Health Insurance	24,710	30,900
A4309.8110 State Retirement	24,036	28,544
A4309.8130 Social Security Expense	9,860	11,709
A4309.8140 Workers Compensation	<u>1,720</u>	<u>2,042</u>
Totals	<u>\$387,898</u>	<u>\$546,282</u>

Control Total		<u>\$158,384</u>
<u>Revenue</u>		
A1620.13 Mental Health Fees – ADAPT	333,895	465,282
A2801.7020 STOP DWI Reimbursement	10,000	15,000
A3490.2056 St. Aid Substance Abuse	<u>44,003</u>	<u>66,000</u>
Totals	<u>\$387,898</u>	<u>\$546,282</u>
Control Total		<u>\$158,384</u>
<b><u>1620 County Buildings</u></b>		
<u>Expense</u>		
A1620.4900 Postage Expense	\$138,122	\$138,183
A1620.4920 Telephone Expense	<u>45,964</u>	<u>46,446</u>
Totals	<u>\$184,086</u>	<u>\$184,629</u>
Control Total		<u>\$543</u>
<u>Revenue</u>		
A2801.4010 Departmental Postage	110,122	110,183
A2801.4020 Departmental Telephone	<u>110,964</u>	<u>111,446</u>
Totals	<u>\$221,086</u>	<u>\$221,629</u>
Control Total		<u>\$543</u>
<b><u>1670 Central Printing, Supplies &amp; Mail</u></b>		
<u>Expense</u>		
A1670.4911 Office Supply & Expense	<u>\$46,512</u>	<u>\$47,268</u>
Control Total		<u>\$756</u>
<u>Revenue</u>		
A2801.9510 Shared Services (Depts.)	<u>106,512</u>	<u>107,268</u>
Control Total		<u>\$756</u>
<b><u>3110 Sheriff Department</u></b>		
<u>Expense</u>		
A3110.1 Personal Services	\$2,307,203	\$2,313,743
A3110.8130 Social Security Expense	<u>178,665</u>	<u>179,165</u>
Totals	<u>\$2,485,868</u>	<u>\$2,492,908</u>
Control Total		<u>\$7,040</u>
<u>Revenue</u>		
A2801.4552 Mental Health Special Security	13,613	15,053
A2801.4551 Vet's Building Central Security	<u>54,131</u>	<u>59,731</u>

Totals	<u>\$67,744</u>	<u>\$74,784</u>
Control Total		<u>\$7,040</u>
<b><u>9061 Hospital &amp; Medical Insurance</u></b>		
<u>Expense</u>		
A9061.8605 Dental TPA Expense	\$14,692	\$14,703
A9061.8606 Dental Claims Expense	356,428	356,686
A9061.8611 ProAct Prescription Expense	1,907,800	1,909,179
A9061.8612 Medical Premiums EBS	190,550	190,688
A9061.8613 Medical Claims EBS	5,873,374	5,877,620
A9061.8614 Stop Loss Insurance	<u>219,284</u>	<u>219,442</u>
Totals	<u>\$8,562,128</u>	<u>\$8,568,318</u>
Control Total		<u>\$6,190</u>
<u>Revenue</u>		
A2801.9701 General Charges	<u>5,242,034</u>	<u>5,248,224</u>
Control Total		<u>\$6,190</u>
<b><u>9010 Retirement Expense</u></b>		
<u>Expense</u>		
A9010.8010 Retirement Expense	\$4,029,322	\$4,033,830
A9010.8020 Allocation Retirement Expense	<u>(4,029,322)</u>	<u>(4,033,830)</u>
Control Totals	<u>\$-0-</u>	<u>\$-0-</u>
<b><u>9030 Social Security &amp; Medicare Expense</u></b>		
<u>Expense</u>		
A9030.8200 Social Security Expense	\$1,554,307	\$1,556,656
A9030.8210 Allocation of FICA Expense	<u>(1,554,307)</u>	<u>(1,556,656)</u>
Control Totals	<u>\$-0-</u>	<u>\$-0-</u>

**PENDING BOARD APPROVAL**

**By Supervisor Salka:**

**RESOLUTION NO. 9**

**AUTHORIZING THE COMMUNITY SERVICES BOARD  
TO SPONSOR AN ANNUAL DINNER 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 Dinner 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**, the Community Services Board also recognizes employees of the Mental Health Department with mementos for their dedicated service at five-year career milestones; and

**WHEREAS**, the Community Services Board moves the location of the Annual Dinner Meeting and Awards Ceremony to venues in different parts of Madison County with the 2013 event to be held at the Lincklaen House, Cazenovia, New York;

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Board of Supervisors authorizes the Community Services Board to hold its Annual Dinner Meeting and Awards Ceremony at the Lincklaen House and purchase plaques and mementos from Malones Service, Inc.; and

**BE IT FURTHER RESOLVED** that payment for the dinner, plaques and mementos shall be approved from the appropriate line item - Mental Health Administration – Mental Health Board Expense, A4310.4035 in the Mental Health Department 2013 budget with the cost of the dinner not to exceed \$2000.00 and the plaques and mementos not to exceed \$900.00.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 10**

**AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT MODIFICATION AND EXTENSION AGREEMENT**

**WHEREAS**, the County entered into an Agreement with Barbara Edlund, MD for Medical Services on January 1, 2013 (Resolution 479-12); and

**WHEREAS**, this service agreement expires on June 30, 2013;

**NOW, THEREFORE, BE IT RESOLVED** that the contract be modified to provide for an extension until September 30, 2013;

**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 July 1, 2013 through September 30, 2013 with Barbara Edlund, MD.

**PENDING BOARD APPROVAL**

**By Supervisors Salka and Monforte:**

**RESOLUTION NO. 11**

**CALLING ON THE NEW YORK STATE DEPARTMENT OF HEALTH TO IMPLEMENT THE  
NON-EMERGENCY MEDICAL TRANSPORTATION MANAGEMENT CONTRACT WITHOUT  
DELAY**

**WHEREAS**, the 2010-11 State Budget amended Section 365-h of the Social Services Law to give the Commissioner of Health the new authority to assume the management of Medicaid transportation in any county; and

**WHEREAS**, the intent of the law was to improve the quality of transportation services, reduce the local burden of administering transportation services and local management contracts, and achieve projected budgeted Medicaid savings; and

**WHEREAS**, the authority given the Commissioner makes possible the Medicaid Non-emergency Transportation Management Initiative, which creates several regions based on common medical marketing areas to consolidate local administrative functions, centralize specialized management expertise, and improve resource coordination – resulting in a more seamless, cost efficient, and quality oriented delivery of transportation services to Medicaid beneficiaries; and

**WHEREAS**, building on the success of the Hudson Valley Region contract, which included 24 counties with Medical Answering Services, a Syracuse-based non-emergency medical transportation management company, the Department has procured LogistiCare Solutions, a national transportation management company, to develop an improved, cost effective Medicaid transportation infrastructure in New York City; and

**WHEREAS**, this past November, the Department offered procurements for 24 counties in the Finger Lakes and Northern New York regions, which included Madison County; and

**WHEREAS**, in consultation with State Department of Health staff, Madison County Social Services and Planning Departments, together with the county's contractor, Birnie Bus, have been meeting to ensure a smooth, seamless transition to state transportation management; and

**WHEREAS**, through no fault of Madison County, the transition to a state transportation management contract will be neither smooth nor seamless since a contractor has not been selected and, based on current knowledge, will not be in place before the fall of 2013; and

**WHEREAS**, Madison County is expecting that medical providers, transportation providers, and clients will experience additional administrative burdens, less coordination of service, and less quality of services;

**NOW, THEREFORE, BE IT RESOLVED**, that the Madison County Board of Supervisors calls on the State Department of Health to quickly move to award the transportation contract, eliminating whatever "bureaucratic hurdles" remain; and

**BE IT FURTHER RESOLVED**, that the Madison County Board of Supervisors will forward copies of this resolution to elected officials in the State Legislature, including Senator David Valesky and Assemblyman William Magee, in hopes that legislative action can move the contract award past the stalemate it is in currently so that medical providers can see patients, transportation providers can safely deliver patients, and residents of this county can receive the appropriate care.

**PENDING BOARD APPROVAL**

**By Supervisors Salka and Bradstreet:**

**RESOLUTION NO. 12**

**AUTHORIZING THE EXTENSION OF MADISON COUNTY PARTICIPATION IN A NYS FORENSIC CASE MANAGEMENT GRANT**

**WHEREAS**, Madison County operates a Forensic Case Management Program to facilitate effective service coordination for individuals involved with the criminal justice system who also have mental health and substance abuse issues;

**WHEREAS**, this program promotes community safety and offender rehabilitation;

**WHEREAS**, the Mental Health Department is the lead agency in a consortium of departments including Probation and Social Services;

**WHEREAS**, Madison County received a grant from the NYS Division of Criminal Justice Services to administer this program and the current grant period expires on June 30, 2013;

**WHEREAS**, Madison County has been awarded a six-month extension from the NYS Division of Criminal Justice Services to continue operation of this program and the participating county departments will administer the extension of this grant in the amount of \$11,166 for the period from July 1, 2013 through December 31, 2013;

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and hereby is authorized to extend an agreement with the NYS Division of Criminal Justice Services, a copy of which is on file with the Clerk of the Board of Supervisors.

**PENDING BOARD APPROVAL**

**By Supervisor Suits:**

**RESOLUTION NO. 13**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH PHOENIX GRAPHICS, INC. TO PURCHASE OPTICAL SCAN BALLOTS**

**WHEREAS**, the Madison County Board of Elections will continually require optical scan ballots for the Dominion ImageCast voting system for each and every election run by the Madison County Board of Elections; and

**WHEREAS**, Phoenix Graphics, Inc. is a certified election ballot provider in New York State for Dominion Voting; and

**WHEREAS**, Phoenix Graphics, Inc. will provide ballots at a reduced cost provided that Madison County Board of Elections commit to a one year contract with three one year renewal options commencing with the 2013 election year.

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

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 14**

**AUTHORIZING THE CHAIRMAN TO APPLY FOR A BULLETPROOF VEST PARTNERSHIP PROGRAM FROM THE US DEPARTMENT OF JUSTICE**

**WHEREAS**, the US Department of Justice has a Bulletproof Vest Partnership (FY2013 BVP) Program that reimburses body armor purchases that have a written mandatory wear policy for uniformed patrol officers; and

**WHEREAS**, the FY2013 BVP funds may only be used towards the purchase of vests ordered on or after April 1, 2013; and

**WHEREAS**, each vest purchased with FY2013 funds must meet National Institute of Justice Standards on the date it was ordered; and

**WHEREAS**, vests must be received and the request for payment submitted to the BVP system by August 31, 2015; and

**WHEREAS**, bulletproof vests expire after five (5) years and the application is being made for \$19,200.00 for the next two years; and

**WHEREAS**, as the US Department of Justice has a maximum allowable funding of 50% for BVP, the NYS Division of Criminal Justice Services will refund the remainder 50% of new vests for uniformed patrol officers; and

**WHEREAS**, the County will fund the remaining 50% of replacement vests purchased over the grant period; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to apply on behalf of the County of Madison with the US Department of Justice, in the form as is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**By Supervisor Bradstreet:**

**RESOLUTION NO. 15**

**AUTHORIZING AMENDMENT TO AGREEMENT WITH LAW ENFORCEMENT PSYCHOLOGICAL ASSOCIATES**

**WHEREAS**, Resolution 486-12 Authorizing the Chairman to Enter into an Agreement that identified an incorrect term of the agreement; and

**WHEREAS**, the correct term of the agreement will read June 15, 2012 – December 31, 2014; and

**WHEREAS**, the Criminal Justice, Public Safety and Telecommunications Committee have reviewed and approved of this amendment;

**NOW, THEREFORE, BE IT RESOLVED**, the agreement with Law Enforcement Psychological Associates be and is hereby amended to include the corrected dates of June 15, 2012 – December 31, 2014, a copy of which is on file with the Clerk to the Board.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 16**

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH GOVERNMENT PAYMENT SERVICE, INC.**

**WHEREAS**, Government Payment Service, Inc. (GPS) desires to continue into a contract with the County of Madison to provide a service for the purpose of collecting funds including cash bond, civil fees and other fees for the County.

**WHEREAS**, the service shall mean the collection of funds including cash bond, fines and other fees from a remote location 24 hours per day/seven days per week by credit card via GovPayNet Payment Network; and

**WHEREAS**, GPS will charge the payee/defendant a convenience fee for the service as outlined in Attachments “A” and “B” attached hereto and made a part hereof; and

**WHEREAS**, there is no cost to Madison County for this service other than the County has to provide a fax number and the equipment to receive transaction documents; and

**WHEREAS**, the term of the contract is for a five (5) year period and will be automatically extended for additional one (1) year periods unless terminated earlier; and

**WHEREAS**, the New York State Sheriffs’ Association recommended GPS and believes it helps save money at our county jail, alleviates overcrowding at the jail, and allows us to use our jail resources more efficiently; and

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

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

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 17**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT  
(Aid To Prosecution Grant)**

**WHEREAS**, the Madison County District Attorney’s Office has been awarded additional grant funds from New York State through the NYS Division of Criminal Justice Services; and

**WHEREAS**, the State grant award is identified as follows:

Awarding Agency:	NYS Division of Criminal Justice Services
Program Name:	Aid to Prosecution Program
Award Year:	04/01/13 – 03/31/14

Contract Number: AP13-1026-D00  
Total Grant Amount: \$29,200.00

Previous New York State Fiscal Year Grant amount: \$29,200.00

**WHEREAS**, the initial budget for this grant was established in the 2013 budget,

**NOW, THEREFORE BE IT RESOLVED** that the Chairman of the Board of Supervisors be and hereby is authorized to enter into the agreement to accept the Aid to Prosecution grant as is on file with the Clerk to the Board

**PENDING BOARD APPROVAL**

**By Supervisor Degear:**

**RESOLUTION NO. 18**

**ESTABLISHING STIPENDS FOR 2013-2014 FOR EMPLOYEES IN  
THE DISTRICT ATTORNEY'S OFFICE  
(Aid to Prosecution Grant)**

**WHEREAS**, the County has been awarded Aid to Prosecution grant funding by the New York State Division of Criminal Justice Services; and

**WHEREAS**, the District Attorney has requested to see a portion of the grant funding to establish stipends for employees in the office who will perform duties related to felony prosecutions; and

**WHEREAS**, the Board previously approved stipends for the New York State fiscal year of 2012-2013 as follow:

Chief Assistant District Attorney	\$ 13,775.00
Second Assistant District Attorney	\$ 9,000.00
Fourth Assistant District Attorney	\$ 2,475.00
Confidential Secretary	\$ 3,950.00

**WHEREAS**, said stipends will cease if said grant funding is abolished or decreases; and

**WHEREAS**, the recommendations of the District Attorney for the award of these stipends have been reviewed and positively endorsed by the Criminal Justice, Public Safety and Telecommunications Committee; and

**WHEREAS**, this request has been reviewed and approved by the Government Operations Committee,

**NOW, THEREFORE BE IT RESOLVED** that stipends for 2013-2014 be and hereby are established as follow:

Chief Assistant District Attorney	\$13,775.00
Second Assistant District Attorney	\$ 9,000.00
Fourth Assistant District Attorney	\$ 2,475.00
Confidential Secretary	\$ 3,950.00

**BE IT FURTHER RESOLVED** that said 2013-2014 stipends shall be payable in the second pay period of each month effective in June 2013 through March 2014; and

**BE IT FURTHER RESOLVED** that said stipend will be reevaluated subject to continued Aid to Prosecution grant funding in the next State budget; and

**BE IT FURTHER RESOLVED** that such stipends are conditioned on the approval by this Board and entry into the Aid to Prosecution Grant.

**PENDING BOARD APPROVAL**

**By Supervisors Bradstreet and Reinhardt:**

**RESOLUTION NO. 19**

**AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES, OFFICE OF INTEROPERABILITY AND EMERGENCY COMMUNICATIONS AND MODIFYING THE 2013 COUNTY BUDGET**

**WHEREAS**, the County has been awarded a State Grant through the New York State Division of Homeland Security and Emergency Services, Office of Interoperability and Communications (OIEC); and

**WHEREAS**, the State Grant is identified as follows:

Awarding Agency:	<b>U.S. Department of Justice</b>
Pass through Agency:	<b>NYS Office of Interoperability and Communications</b>
Program Name:	<b>FY2010 Statewide Interoperable Communications Grant (Round 2 SICG)</b>
Award Year:	<b>2013</b>
State Funds Percentage:	<b>100%</b>
Total Grant Amount:	<b>\$4,194,189.00</b>

**WHEREAS**, the purpose of this grant is to implement a program to facilitate the development, consolidation and/or operation of public safety communications to support statewide interoperable communications for first responders;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement on behalf of the County of Madison with the New York State Division of Homeland Security and Emergency Services, Office of Interoperability and Communications in the form as is on file with the Clerk of the Board; and

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

**Capital Projects Fund**

**Public Safety Capital Project-Round 2 SICG**

**Expense**

	<u>From</u>	<u>To</u>
H3097.2401 Equipment & Installation	\$-0-	\$3,984,189
H3097.42 Project Management/Consulting	-0-	<u>210,000</u>
Control Total	<u>\$-0-</u>	<u>\$4,194,189</u>

<u>Revenue</u>		
H4397.1030 Fed Aid FY2010 SICG-Round 2	\$-0-	<u>\$4,194,189</u>
Control Total	\$-0-	<u>\$4,194,189</u>

**PENDING BOARD APPROVAL**

**By Supervisor Monforte:**

**RESOLUTION NO. 20**

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH OSWEGO COUNTY SOIL AND WATER DISTRICT**

**WHEREAS**, Madison County presently contracts with the Oswego County Soil and Water Conservation District (District) to receive a Finger Lakes-Lake Ontario Watershed Protection Alliance (formerly the Finger Lakes Aquatic Vegetation Control Program) grant from the New York State Environmental Protection Fund; and

**WHEREAS**, Madison County uses these funds for a number of water quality improvement projects throughout the County; and

**WHEREAS**, Madison County is presently one of 25 Counties that will be receiving a New York State Environmental Protection Fund Grant; and

**WHEREAS**, in order for Madison County to receive its 2012-2013 allocation of \$38,250, it is necessary to sign a contract with the District;

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Board of Supervisors authorizes the Chairman to enter into an Agreement with the District, 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.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 21**

**AUTHORIZING THE COUNTY TO PROVIDE AQUATIC VEGETATION HARVESTING SERVICES TO MADISON COUNTY LAKES**

**WHEREAS**, Madison County presently contracts with the Finger Lakes Association, Inc. to receive a Finger Lakes-Lake Ontario Watershed Protection Alliance (FL-LOWPA) grant from the New York State Environmental Protection Fund; and

**WHEREAS**, Madison County has received \$12,500 in FL-LOWPA funding for the operation of the aquatic weed harvester; and

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

**WHEREAS**, numerous lakes (DeRuyter, Moraine, Eaton Brook, Gorton, Lebanon, Craine, Tuscarora, and Leland's Pond) within Madison have expressed initial interest in benefiting from the weed harvester this summer;

**WHEREAS**, Madison County can provide this service to lake associations at the very economical cost of \$31/hour; and

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Board of Supervisors authorizes the Chairman to sign MOU's (copies of which are on file with the Clerk of this Board) with the above mentioned Lake Associations to operate the harvester in the summer of 2013; and

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 22**

**AUTHORIZING A FOR-CREDIT INTERNSHIP WITH MORRISVILLE STATE COLLEGE**

**WHEREAS**, the Madison County Planning Department is currently undertaking projects in the area of solar energy, greenhouse gas emissions inventories, and climate action planning; and

**WHEREAS**, Jan Myers, a student at Morrisville State College, has the skills and education necessary to assist the Department in the above mentioned projects; and

**WHEREAS**, Morrisville State College offers for-credit internships for students in their field of study; and

**WHEREAS**, the Planning Department and the College have agreed on an internship scope of work, which will overlap with the AmeriCorps program contract signed with Madison County in May; and

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Board of Supervisors authorizes the Chairman to sign the Internship Agreement with Morrisville State College, a copy of which is on file with the Clerk of this Board.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 23**

**AUTHORIZING THE CHAIRMAN TO MODIFY A CONTRACT WITH PARKS MAINTENANCE SERVICE, INC.**

**WHEREAS**, Madison County presently contracts with Parks Maintenance Service, Inc. of Canastota, NY through December 31, 2015; and

**WHEREAS**, both parties agree to modify the existing contract to include language permitting "construction projects" as work allowable under the contract; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors be hereby authorized to amend the contract with Parks Maintenance Service of Canastota, New York, a copy of said agreement shall be on file with the clerk of the Board of Supervisors.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 24**

**ACCEPTING THE FINAL GENERIC ENVIRONMENTAL IMPACT STATEMENT FOR THE AGRICULTURAL AND RENEWABLE ENERGY PARK (“ARE PARK”) AS COMPLETE**

**WHEREAS**, Madison County (the “County”) desires to create an Agricultural and Renewable Energy Park (“ARE Park”) on approximately 295 acres of lands currently owned by the County on Buyea Road in the Town of Lincoln, Madison County, New York (the “Project”); and

**WHEREAS**, on January 4, 2011, the County caused a letter and Part 1 of the Environmental Assessment Form to be sent to other potentially “involved agencies” and “interested agencies” (as these quoted terms are defined in the State Environmental Quality Review Act [SEQRA] Regulations found at 6 NYCRR Part 617), indicating the County’s desire to serve as “lead agency” (as this quoted terms is defined in the SEQRA Regulations) through the SEQRA coordinated review process for the Project; and

**WHEREAS**, each of the involved agencies agreed to or raised no objections to the County serving as lead agency for the Project; and

**WHEREAS**, on February 10, 2011 the County determined that the Project is a Type I action under SEQRA and after reviewing the Environmental Assessment Form and the criteria for determining significance set forth in the SEQRA regulations, the County found that the Project may have a significant impact on the environment requiring the preparation of a Generic Environmental Impact Statement (“GEIS”) to fully evaluate potential effects on the environment pursuant to the SEQRA Regulations; and

**WHEREAS**, the County directed that the public be provided an opportunity to comment on a Draft Scope of the GEIS, establishing a public comment period through the close of business on March 25, 2011, with a public meeting to be held on November March 7, 2011 at 7PM, to receive public comments on the Draft Scope; and

**WHEREAS**, the County accepted public comments on the Draft Scope through the close of the comment period; and;

**WHEREAS**, the County adopted a Final Scope for the GEIS by resolution dated April 12, 2011; and

**WHEREAS**, the County, with the support of its consultants, Barton & Loguidice, P.C., drafted a Draft GEIS for the Project which, by resolution dated January 23, 2012, the County determined met the requirements of 6 NYCRR §617.9(a)(2), was adequate for public review, scheduled a public hearing thereon to be held on February 6, 2012 at 7PM, and established a public comment period for receipt of public comments through the close of business on March 14, 2012; and

**WHEREAS**, the County accepted comments on the Draft GEIS through the close of the public comment period, and;

**WHEREAS**, the only comments received by the County on the Draft GEIS were prepared and submitted by the Oneida Indian Nation (the “Nation”) on March 13, 2012;

**WHEREAS**, the County carefully evaluated the comments submitted by the Nation in response to the Draft GEIS, including requesting that the County's consulting archaeologist, Alliance Archaeological Services, review and provide responses to the Nation's comments, and;

**WHEREAS**, a proposed Final GEIS and response to the Nation's comments was prepared by the County, with the support of its consultants, Barton & Loguidice, P.C. and submitted to the Madison County Board of Supervisors for review on June 3, 2013; and

**WHEREAS**, the County, upon its independent examination and consultation with its staff, consultants and counsel, has concluded that the Final GEIS adequately responds to the comments received on the Draft GEIS, and meets the requirements of 6 NYCRR § 617.9(b).

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors that:

Section 1. The Final GEIS for the Project adequately responds to the comments received on the Draft GEIS and meets the requirements of 6 NYCRR § 617.9(b), and is therefore accepted as complete.

Section 2. The Chairman is hereby directed to file a Notice of Completion of the Final GEIS with the involved and interested agencies and publish the same in accordance with the requirements of 6 NYCRR § 617.12.

Section 3. The Final GEIS and its Appendices along with the Notice of Completion of Final GEIS, shall be posted on the County's web site.

Section 4. The Chairman is hereby authorized and directed to work with counsel on all documents necessary to carry out the provisions of this resolution.

Section 5. The Chairman is hereby authorized to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this resolution.

**FURTHER RESOLVED**, this resolution shall take effect immediately.

#### **PENDING BOARD APPROVAL**

**By Supervisors Monforte and Reinhardt:**

#### **RESOLUTION NO. 25**

#### **AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT FOR PROPERTY EVALUATION SERVICES**

**WHEREAS**, the Madison County Treasurer's delinquent tax division performs property inspections on each parcel prior to taking title for nonpayment of delinquent real property taxes; and

**WHEREAS**, occasionally the County comes across properties that may have environmental issues that could pose a liability to the County; and

**WHEREAS**, there is at least one (1) such property that is slated for the 2013 public land sale that has already been identified as having potential environmental issues; and

**WHEREAS**, this property is identified as tax map #111.14-2-2, situated in the Town of Eaton; and

**WHEREAS**, Madison County does not possess the staff or the expertise to evaluate such properties in order to effectively ascertain liability; and

**WHEREAS**, GHD Consulting Services, Inc. (GHD) has the staff and the expertise to assist the County with these evaluations; and

**WHEREAS**, the Planning, Economic Development and Environmental Affairs Committee has reviewed GHD's proposal and has recommended the County enter into an agreement with GHD for property evaluation services; and

**WHEREAS**, the Finance, Ways and Means Committee concurs with said recommendation.

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board of Supervisors be and hereby is authorized to enter into an agreement with GHD for property evaluation services on the aforementioned parcel, a copy of which is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 26**

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

**WHEREAS**, Madison County acquires parcels of land as a result of non-payment of real property taxes levied on such parcels; and

**WHEREAS**, the County typically disposes of these parcels at a public land sale on an annual basis; and

**WHEREAS**, it has been the County's practice to utilize the services of an auctioneer in order to secure the highest possible bids; and

**WHEREAS**, the Planning, Economic Development and Environmental Affairs Committee has reviewed the four proposals and has recommended the County enter into an agreement with Haroff Auction & Realty, Inc. and Absolute Auctions & Realty, Inc. for auctioneer services; and

**WHEREAS**, the Finance Ways and Means Committee concurs with said recommendation.

**NOW, THEREFORE, BE IT RESOLVED**, that the Madison County Board of Supervisors authorize the Chairman of the Board to enter into an agreement with Haroff Auction & Realty, Inc. and Absolute Auctions & Realty, Inc. for auctioneer services for the 2013 public land sale, a copy of which is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**By Supervisor Bono:**

**RESOLUTION NO. 27**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION TO EXTEND AND MODIFY THE MUNICIPAL SNOW AND ICE  
AGREEMENT FOR JULY 1, 2013 THROUGH JUNE 30, 2014**

**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, 2013; and

**WHEREAS**, the parties are willing to renew and extend the same for a one (1) year period commencing July 1, 2013 to June 30, 2014; 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 be and is hereby authorized and directed to enter into the Agreement to extend the Municipal Snow and Ice Agreement, a copy of which 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, 2013, 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 **\$895,122.46** for the remainder of the term of such Agreement commencing July 1, 2013 unless changed by future update.

**PENDING BOARD APPROVAL**

**By Supervisor Goldstein:**

**RESOLUTION NO. 28**

**TERMINATING THE SOLID WASTE DISPOSAL AGREEMENT BETWEEN  
MADISON COUNTY AND SUPERIOR WASTE REMOVAL, INC.**

**WHEREAS**, the County of Madison, New York and Superior Waste Removal, Inc., (hereinafter referred to as "Superior") a commercial permit holder with a business address at

P.O. Box 165 Warners, New York 13164 entered into a Solid Waste Disposal Agreement dated May 8, 2012 ; and

**WHEREAS**, pursuant to the terms of said Agreement Superior agreed, among other obligations, to deliver all Designated Recyclables and all solid waste collected within the County of Madison to facilities designated by the County, and in return, the County agreed to charge no fee to Superior for the delivery of Designated Recyclables and a reduced fee for the disposal of solid waste at the County's facilities; and

**WHEREAS**, during the months of January 2013 – May 2013 Superior has failed to deliver all Designated Recyclables collected within the County to the County's Materials Recycling Facility as required by the Agreement; and

**WHEREAS**, by letter dated May 14, 2013 the Madison County Department of Solid Waste provided a written notice to Superior indicating that it is in material breach of the Agreement with Madison County for failure to deliver Designated Recyclables to the County facilities and further notifying Superior that the Agreement will be terminated for cause unless such breach is cured forthwith, and that the County has incurred damages caused by such breach; and

**WHEREAS**, Superior has been advised that if the Solid Waste Disposal Agreement is terminated, Superior will no longer be eligible for a reduced rate for the disposal of solid waste, and that the provisions of Local Law # 3 of 2004 governing the collection and disposal of solid waste and Designated Recyclables in the County will continue to be applicable and that the County reserves all of its rights at law and equity to recover the full measure of damages caused by Superior's breach of contract;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Supervisors hereby moves to terminate the Solid Waste Disposal Agreement between the County of Madison and Superior Waste Removal, Inc. for material breach by Superior, and said Agreement is hereby terminated; and

**BE IT FURTHER RESOLVED**, that Superior shall be billed for the disposal of solid waste at the County landfill at the non-contract rate established by the Board of Supervisors and in effect at the time of such delivery; and

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

#### **PENDING BOARD APPROVAL**

#### **RESOLUTION NO. 29**

#### **APPROVING AGREEMENT WITH VILLAGE OF CANASTOTA FOR EXCHANGE OF LEACHATE AND BIOSOLIDS DISPOSAL SERVICES**

**WHEREAS**, Madison County owns and operates solid waste landfills located in the Town of Lincoln that produce "Leachate" requiring treatment and disposal by a New York State permitted wastewater treatment facility; and

**WHEREAS**, the Village of Canastota ("Village") owns a New York State permitted wastewater treatment facility that produces "Biosolids" requiring disposal in a New York State permitted landfill; and

**WHEREAS**, the parties desire to enter into a 20 year inter-municipal agreement whereby the County landfill would provide biosolids disposal and the Village would serve as a backup disposal site for leachate generated by the County landfill facilities; and

**WHEREAS**, the proposed agreement provides for a base term of 20 years with two automatic renewal periods of 20 years each provided that neither party provides the other with a 12 month prior written notice of its intent to opt out of such renewal period; and

**WHEREAS**, the County revenues from biosolids disposal during the initial term would equal \$800,000 and during the first renewal term would equal \$1.2 million and during the third renewal term would equal \$1.6 million providing the County with a total revenue stream of \$3.6 million over the entire 60 year period while the County's costs for leachate disposal, if any, would be free for the first 21 days usage each year and only then be \$0.02 per gallon during the first term, \$0.03 per gallon during the second term and \$0.04 per gallon during the third term;

**WHEREAS**, the Village will be responsible for delivering its biosolids to the landfill and the County would be responsible for delivering its leachate to the Village; and

**WHEREAS**, the County having previously determined that the proposed action will not have a significant adverse impact on the environment has also determined that accepting the biosolids into the landfill will have a beneficial effect on the generation of methane which enhances the County's waste to energy project including the potential for enhanced revenues from the sale of electricity produced thereby;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Supervisors hereby authorizes and directs the Chairman of the Board of Supervisors to execute the Agreement in substantially the same form as the copy now on file with the clerk; and

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

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 30**

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

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

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

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

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

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

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

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

**1. MORSE CONSTRUCTION**

**PENDING BOARD APPROVAL**

**By Supervisor Reinhardt:**

**RESOLUTION NO. 31**

**AUTHORIZING THE MODIFICATION OF THE 2013 ADOPTED COUNTY BUDGET**

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

**Madison County Sewer District**

**8130 Sewer District Operation & Maintenance**

**Expense**

	<u>From</u>	<u>To</u>
G8130.47007 Insurance	\$7,930	\$8,958
G8130.47002 Contingent Account	<u>4,000</u>	<u>2,972</u>
Control Total	<u>\$11,930</u>	<u>\$11,930</u>

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 32**

**AUTHORIZING THE MODIFICATION OF THE 2013 ADOPTED COUNTY BUDGET**

**RESOLVED**, that the 2013 Adopted County budget be modified as follows:

**Modification No. 1**

**General Fund**

**1040 – Clerk of Legislative Board**

**Expense**

	<u>From</u>	<u>To</u>
A1040.4911 Office Supply & Expense	\$ 3,200	\$ 1,700

**1010 – Legislative Board****Expense**

A1010.4911 Office Supply & Expense	<u>2,000</u>	<u>3,500</u>
Control Total:	\$ 5,200	\$ 5,200

**Modification No. 2****General Fund****1110 Municipal Court****Expense**

A1110.4201 Interpreter Services-Village Court	<u>From</u> \$ -0-	<u>To</u> \$ 250
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**1990 Contingent Fund****Expense**

A1990.4444 Contingent Fund	<u>615,189</u>	<u>614,939</u>
Control Totals	<u>\$615,189</u>	<u>\$615,189</u>

**Modification No. 3****General Fund****1620 County Buildings****Expense**

A1620.2901 Engineering Svs-Courthouse Project	<u>From</u> \$6,203	<u>To</u> \$21,203
Control Total		<u>\$15,000</u>

**Revenue**

A880.1010 Appropriation of Bldg Improvement Rsv	\$ -0-	\$15,000
Control Total		<u>\$15,000</u>

**Modification No. 4****General Fund****1620 County Buildings****Expense**

A1620.2915 Carpet Cleaning Equipment	<u>From</u> \$ -0-	<u>To</u> \$ 2,717
A1620.403 Misc. Bldg Expense & Repairs	<u>30,000</u>	<u>27,283</u>
Control Total	<u>\$30,000</u>	<u>\$30,000</u>

**Modification No. 5****General Fund****1930 Liability & Fleet Insurance****Expense**

A1930.44001 Excess Insurance Premium	<u>From</u> \$591,000	<u>To</u> \$591,869
A1930.44003 Premium Fiduciary Liability	13,500	14,450
A1930.44005 Judgments & Claims-Property	<u>75,000</u>	<u>73,181</u>
Control Total	<u>\$679,500</u>	<u>\$679,500</u>

**General Fund****9061 Hospital & Medical Insurance****Expense**

A9061.8606 Dental Claims Expense	<u>From</u> \$356,686	<u>To</u> \$348,111
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A9061.8615 Retiree Drug Subsidy Overpayment	-0-	<u>8,575</u>
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Control Total	<u>\$356,686</u>	<u>\$356,686</u>
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**Modification No. 6**

**General Fund**

**8020 Planning**

Expense

A8020.1 Personal Services	\$270,552	\$269,392
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A8020.408 Americorps Intern Hosting Expense	-0-	<u>\$3,160</u>
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Totals	<u>\$270,552</u>	<u>\$272,552</u>
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Control Total		<u>\$2,000</u>
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Revenue

A2770.8510 Misc. Revenue Americorps Intern	\$ -0-	<u>\$2,000</u>
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Control Total		<u>\$2,000</u>
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**PENDING BOARD APPROVAL**

**END**