

**MADISON COUNTY BOARD OF SUPERVISORS**  
**Meeting – Tuesday, June 10, 2014**

The Board convened at 2:00 p.m. in the Supervisors chambers, second floor, County Office Building, Wampsville, New York with all members present except for Supervisor Bargabos (27 votes) and Supervisor Carinci (55 votes).

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

**COMMUNICATIONS**

1. Copies of resolutions from Seneca, Clinton and Warren Counties regarding Supporting Scaffold Law Reform to New York Labor Laws.
2. Acknowledgement received from Senator Valesky and Assemblyman William Magee regarding Gov. Cuomo's plan to Reward Prison Inmates by Providing them with college Educations and also the E23 Casino Project in the City of Albany.
3. Copy of a resolution from Chenango County – Opposing Expansion of Federal Control Under Clean Water Act.
4. Copy of a resolution from Yates County – Opposing the Passage of Legislation to Allow Early Voting, or to Allow Counties to Opt-In to Earl Voting Opportunities and for the State to Fully Fund any Increased Costs Associated with Early Voting.
5. Copy of a resolution from Fulton County – Declaring Mayday for Mandate Relief.
6. Letter received from Madison Hysell – Reality Check asking the Board for continued support getting tobacco marketing out of stores and movies.
7. NYS Office of Parks, Recreation and Historic Preservation notification considering the NY State Barge Canal Historic District – Multiple Counties for Nomination to the National State Registers of Historic Places.

**REPORTS**

1. NYSEG and Rochester Gas and Electric Utility Emergency Plan.

**REPORTS OF COMMITTEES**

Supervisors, Highway, Social Services, JTPA/WIA and Madison County Sewer District:	\$1,558,052.03
Miscellaneous Accounts:	\$2,050,579.07

**RESOLUTIONS**

**By Supervisor Degear**

**RESOLUTION NO. 167-14**

**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 Clifton Mullenax, Sharon Salisbury, Timothy Licitra and Virginia Zombek upon their retirement.

Clifton G. Mullenax	Highway	1984 - 2014
Sharon A. Salisbury	Social Services	1997 - 2014
Timothy I. Licitra	Employment and Training	2000 - 2014
Virginia E. Zombek	Public Health	2002 - 2014

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

Highway Superintendent, Joe Wisinski stepped forward with Clifton Mullenax and presented him with a gift on behalf of Madison County, stating that Mr. Mullenax is a very dedicated and spirited employee and will be missed. Also stepping forward was DSS Commissioner Mike Fitzgerald who was presented a gift for Sharon Salisbury, who could not attend today’s meeting. Sharon Salisbury has worked in the Child Protective Unit of Social Services for 15 years and deserves well wishes. Planning Director Scott Ingmire stepped forward along with Tim Licitra, who was presented a gift for his years of service. Mr. Ingmire stated that Mr. Licitra always had a passion for working with clients in the Employment and Training office, helping them find employment. Also stepping forward was Environmental Health Director, Geoffrey Snyder and retiree Virginia Zombek. Mrs. Zombek was presented a gift for her dedicated years of service to the county, commenting on her work with environmental issues in the county; heading up radon gas education, being a member of that Association, and working on educating young people on wild animals among many other jobs. She was wished well in her retirement.

**RESOLUTION NO. 168-14**

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

**WHEREAS**, the National District Attorneys Association’s Investigation and Prosecution of Child Fatalities and Physical Abuse Conference will be held on June 23 - 27, 2014, in Baltimore, Maryland; and

**WHEREAS**, William Gabor, District Attorney, has requested that Elizabeth Healy, Second Assistant District Attorney, attend this conference; and

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

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

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

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 169-14**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT**

**WHEREAS**, the Madison County Information Technology (IT) Department has implemented numerous security enhancements over the last couple of years; and

**WHEREAS**, at this time the department would like to have penetration testing performed to identify any security weaknesses both external and internal to the Madison County IT infrastructure, scrutinize the County's adherence to security policies, and its employees' security awareness and the County's ability to identify and respond to security incidents, and

**WHEREAS**, the IT Department previously conducted a request for proposal (RFP) for these services and requested a refresh of proposals from the top vendors that responded; and

**WHEREAS**, based on the responses, the department recommends entering into an agreement with SecureState to provide the penetration testing services; and

**WHEREAS**, New York State Homeland Security Grant Program (SHSGP) will fund 100% of costs of said testing; and

**WHEREAS**, the Government Operations Committee recommends entering into an agreement with SecureState to provide penetration testing, and

**WHEREAS**, the cost for said services is \$15,210.80 plus travel expenses (estimated cost, \$563.00);

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board be and hereby is authorized to execute the agreement with Secure State, a copy of which is on file with the Clerk to the Board.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 170-14**

**AUTHORIZING AN AMENDMENT TO THE ADMINISTRATIVE SERVICES AGREEMENT WITH EBS-RMSCO, INC.**

**WHEREAS**, Madison County currently has a service agreement with EBS-RMSCO, Inc. for certain administrative services relative to the County's healthcare plans; and

**WHEREAS**, EBS-RMSCO has provided an Amendment to Service Agreement which clarifies the responsibilities of EBS-RMSCO and the County relative to legislation under the Affordable Care Act regarding the transitional reinsurance program, comparative effectiveness research, and the patient-centered outcomes research institute.

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the Amendment to Service Agreement with EBS-RMSCO, Inc., as is on file with the Clerk of the Board.

**ADOPTED: AYES – 1390 NAYS – 28 (Goldstein) ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 171-14**

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

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

**WHEREAS**, the County's benefit consultants issued a request for proposals and subsequently received quotes from four (4) different carriers; and

**WHEREAS**, the most favorable quote of \$3.36 per member per month, or approximately \$25,160 per year, was provided by The Standard Life Insurance Company of New York; and

**WHEREAS**, although this is a significant increase from their current rate of \$1.40 per member per month, The Standard Life Insurance Company of New York has successfully provided these administrative services since July 1, 2013, and their proposal was the lowest received for two consecutive years,

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with The Standard Life Insurance Company of New York, for the period of July 1, 2014 through June 30, 2015, as is on file with the Clerk of the Board of Supervisors.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 172-14**

**AUTHORIZING CHAIRMAN TO RENEW AN AGREEMENT WITH  
PROACT, INC.**

**WHEREAS**, the County currently has an agreement with ProAct, Inc. for third party administration services relative to pharmacy benefit management under the County's health care plan; and

**WHEREAS**, the initial agreement between ProAct, Inc. and the County was a three (3) year agreement that began on July 1, 2010 and was then extended for an additional one (1) year term through June 30, 2014; and

**WHEREAS**, it is appropriate to update the terms and conditions of this agreement; and

**WHEREAS**, the County has been pleased with the benefits received as a result of the relationship it shares with ProAct, Inc., in addition to the customer service that is received by County employees; and

**WHEREAS**, the County and ProAct, Inc. have agreed to an 18 month agreement that will commence on July 1, 2014 and end on December 31, 2015 with the ability to continue the terms of the agreement in one (1) year intervals by mutual agreement; and

**WHEREAS**, the Government Operations Committee recommends that the Chairman execute the agreement with ProAct, Inc. to provide said pharmacy benefit management,

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

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 173-14**

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH  
PUBLIC SECTOR HR CONSULTANTS L.L.C**

**WHEREAS**, the County has experienced a number of difficult recruitment efforts for positions identified as management/confidential recently; and

**WHEREAS**, the Madison County Management Salary Plan seeks to, amongst other things, "...attract and retain competent managerial personnel"; and

**WHEREAS**, a formal and independent review of all management/confidential positions and their salaries is warranted in order to ensure that our management salary plan is competitive; and

**WHEREAS**, an audit of all management/confidential positions surrounding their exemption status concerning minimum wage and overtime pay under the Fair Labor Standards Act can be conducted simultaneously with minor additional cost; and

**WHEREAS**, Public Sector HR Consultants L.L.C. has been identified as an organization that has the skills and expertise to provide the review and audit that is needed; and

**WHEREAS**, Public Sector HR Consultants L.L.C. has provided the proposal with the administrative fee of Forty-Two Thousand Seven Hundred Fifty dollars (\$42,750); and

**WHEREAS**, the County believes that Public Sector HR Consultants L.L.C. is capable of completing the desired projects in a timely, efficient and cost effective manner based on their longstanding and successful relationship with the County;

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board of Supervisors be, and hereby is, authorized to enter into an agreement with Public Sector HR Consultants L.L.C. as is on file with the Clerk of the Board of Supervisors not to exceed \$42,750.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**By Supervisor Stepanski:**

**RESOLUTION NO. 174-14**

**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 2014 event to be held at the Gorman Foundation Community Center, Oneida, 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 Gorman Foundation Community Center 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 2014 budget with the cost of the dinner not to exceed \$1000.00 and the plaques and mementos not to exceed \$900.00.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**By Supervisors Bradstreet and Degear:**

**RESOLUTION NO. 175-14**

**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 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 2013-2014 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 Emergency Communications Committee; and

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

**WHEREAS**, stipends for 2014-2015 be and hereby are established as follow:

Chief Assistant District Attorney	\$16,175.00
Second Assistant District Attorney	\$ 6,600.00
Fourth Assistant District Attorney	\$ 2,475.00
Confidential Secretary	\$ 3,950.00

**WHEREAS**, said 2014-2015 stipends shall be payable in the second pay period of each month effective in June 2014 through March 2015; and

**WHEREAS**, said stipend will be reevaluated subject to continued Aid to Prosecution grant funding in the next State budget; and

**WHEREAS**, such stipends are conditioned on the approval by this Board and entry into the Aid to Prosecution Grant; 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:	04/01/14 – 03/31/15
Contract Number:	AP14-1025-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 2014 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

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**By Supervisor Bradstreet:**

**RESOLUTION NO. 176-14**

**AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENT**

**WHEREAS**, Linstar, Inc. is an equipment dealer and systems integrator specializing in secure access, video surveillance, positive identification and emergency management; and

**WHEREAS**, the Sheriff's Office owns a Datacard CP80 Plus Duplex Printer with IDCentre Gold v6.5 from Linstar, Inc., for printing of ID cards; and

**WHEREAS**, the agreement includes a preventative maintenance trip and on –call remedial maintenance service; and

**WHEREAS**, the charges for the basic principal maintenance is One Thousand Six Hundred Ninety Five Dollars (\$1,695.00); and

**WHEREAS**, the term of this agreement shall begin on June 17, 2014 and end June 16, 2015; and

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

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 177-14**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH UPSTATE TEMPERATURE CONTROL**

**WHEREAS**, the County has installed climate-control wall-mounted packaged air conditioners in the County's 911 radio tower equipment rooms at fourteen (14) sites around the County; and

**WHEREAS**, the County needs to enter into a mechanical service agreement for the heating, ventilation and air conditioning systems for these fourteen (14) facilities throughout the County to keep them in reliable and efficient working condition; and

**WHEREAS**, the maintenance agreement is for one year, commencing June 10, 2014, in the amount of \$8,780.00 to inspect, check and clean the heating, ventilation and air conditioning systems at all fourteen (14) sites to be conducted twice yearly in fall and late spring; and

**WHEREAS**, this expenditure is included in the 2014 adopted Madison County budget; and

**WHEREAS**, the Criminal Justice, Public Safety and Telecommunications Committee has reviewed and approve of this maintenance agreement;

**NOW, THEREFORE BE IT RESOLVED**, that the Madison County Board of Supervisors Chairman be and hereby is authorized to enter into a maintenance agreement with Upstate Temperature Control, a copy of which is on file with the Clerk of the Board.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 178-14**

**AUTHORIZING THE CHAIRMAN TO APPLY FOR A GRANT FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES – FY2014 STATE HOMELAND SECURITY PROGRAM (SLETPP)**

**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, SLETPP funding; and

**WHEREAS**, the award under this program is set at \$31,250.

**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.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**By Supervisors Bradstreet and Reinhardt:**

**RESOLUTION NO. 179-14**

**AUTHORIZING THE MODIFICATION OF THE 2014 ADOPTED COUNTY BUDGET**

**WHEREAS**, in fiscal year 2013 the Madison County Sheriff's Office ordered ammunition and repair parts for its road patrol and correctional facility; and

**WHEREAS**, due to delays in the availability of said ammunition and repair parts, they had not been received prior to the closing of the County's fiscal year 2013; and

**WHEREAS**, the ammunition and repair parts are still needed and have now become available, but the 2013 purchase order has expired, necessitating a modification to the 2014 County Budget in order to account for these purchases.

**NOW, THEREFORE, BE IT RESOLVED** that the 2014 Adopted County budget be modified as follows:

**General Fund**

**3110 Sheriff Department**

**Expense**

	<u>From</u>	<u>To</u>
A3110.44231 Ammunition & Targets	\$10,000	\$15,960
A3110.4835 Repairs-Patrol Equipment	3,000	5,555

**3150 Sheriff-Correctional Facility**

**Expense**

A3150.44231 Ammunition & Targets	10,000	19,158
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**1990 Contingent Fund**

**Expense**

A1990.4444 Contingent Fund	<u>474,802</u>	<u>457,129</u>
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Control Total	<u>\$497,802</u>	<u>\$497,802</u>
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**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**By Supervisor Salka:**

**RESOLUTION NO. 180-14**

**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 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, Cazenovia, 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 2014.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 181-14**

**AUTHORIZING AN ECONOMIC DEVELOPMENT LOAN**

**WHEREAS**, Madison County maintains an economic development loan fund to assist in job creation and job retention; and

**WHEREAS**, Stephen J. Stevens has recently formed Blading Services Unlimited, Inc. and will be starting a new company dedicated to manufacturing turbine blades for power generating systems. The business to be located in the Canastota Business Park. Stevens has requested a loan in the amount of \$100,000 to purchase new CNC production machinery; and

**WHEREAS**, the project will create 6 full time jobs by the end of 2014 and 15 full time jobs within 3 years;

**NOW, THEREFORE, BE IT RESOLVED**, that the Madison County Board of Supervisors approve a loan to Blading Services Unlimited, Inc. in the amount of \$100,000; and

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

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 182-14**

**AUTHORIZING THE CHAIRMAN TO SIGN THE TRI-COUNTY CONSORTIUM AGREEMENT AND THE CHIEF LOCAL ELECTED OFFICIALS AGREEMENT WITH THE COUNTIES OF HERKIMER AND ONEIDA FOR THE OPERATION OF PROGRAMS FUNDED UNDER THE WORKFORCE INVESTMENT ACT**

**WHEREAS**, the Workforce Investment Act of 1998 (“the Act”) continues a longstanding federal commitment to help people with employment barriers to be productive members of the labor force; and

**WHEREAS**, the act authorized the expenditure of federal funds for workforce development programs made available by the United States Department of Labor; and

**WHEREAS**, it is the intent of the Counties of Herkimer, Madison and Oneida to work cooperatively in developing a coordinated program for the implementation of WIA programs, and

**WHEREAS**, this tri-county area has been designated by the Governor of the State of New York as a Workforce Investment Area to be known as the Herkimer-Madison-Oneida Workforce Investment are; and

**WHEREAS**, for many years these Counties have implemented and operated their workforce development programs by way of a Consortium Agreement among the three counties entitled “Herkimer-Madison-Oneida Tri-County Consortium Agreement and a Chief Local Elected Officials Agreement among the Chief Elected Officials of the three Counties and the Workforce Investment Board; and

**WHEREAS**, no local funds are involved herewith or encumbered hereby;

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of this Board be and is hereby authorized and directed to execute these Agreements, specifically the Tri-County Consortium Agreement, with a term that commences on July 1, 2014 and ends June 30, 2017, and the Chief Local Elected Officials Agreement, with a term that commences on July 1, 2014 and ends June 30, 2017, copies of which are on file with the Clerk of the Board of Supervisors.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**By Supervisors Salka and Bono:**

**RESOLUTION NO. 183-14**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH LABELLA ASSOCIATES, DPC**

**WHEREAS**, the Planning Department would like to utilize space in the Department of Social Services (DSS) building to relocate the Workforce Investment Act Employment and Training Center (WIA) from Lenox Avenue, Oneida, to the Madison County Office Complex; and

**WHEREAS**, the County needs architectural design and estimate services to allocate space at DSS for WIA; and

**WHEREAS**, the Highway, Buildings and Grounds Committee unanimously approved the proposed building modification; and

**WHEREAS**, the proposed move has long-term savings projections for the County; and

**WHEREAS**, the Planning, Economic Development, Environmental and Intergovernmental Affairs and Highway Buildings and Grounds Committees recommend entering into an agreement with LaBella Associates, DPC, to complete the design and estimate work required to accomplish the move of WIA to DSS in an amount not to exceed \$10,000 (Ten Thousand and 00/100 Dollars); and

**WHEREAS**, the Planning Department, which oversees WIA, has budgetary resources to cover this expense;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman be and hereby is authorized to enter into a contract with LaBella Associates, DPC, for design and estimate services for relocation of WIA to DSS, a copy of which is on file with the Clerk of the Board.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**By Supervisors Degear and Reinhardt:**

**RESOLUTION NO. 184-14**

**ESTABLISHING THE SALARY OF THE PURCHASING AGENT AND MODIFYING THE 2014 ADOPTED BUDGET**

**WHEREAS**, Board of Supervisors Resolution No. 44-14 abolished a Confidential Secretary to the Clerk to the Board position and created a Purchasing Agent position in the Office of the County Administrator; and

**WHEREAS**, the Government Operations Committee recommends a 2014 salary be established of \$57,000; and

**NOW, THEREFORE BE IT RESOLVED** that the County Administrator be and hereby is authorized to fill the Purchasing Agent position at the 2014 salary of \$57,000 effective immediately,

**BE IT FURTHER RESOLVED** that the County Administrator be and hereby is authorized to fill the position in accordance with Civil Service Law and Rule and County policies and procedures effective immediately,

**BE IT FURTHER RESOLVED** that the 2014 Adopted County budget be modified as follows:

**General Fund**

**1345 Purchasing**

Expense

	<u>From</u>	<u>To</u>
A1345.1 Personal Services	\$-0-	\$28,609
A1345.8110 Retirement Expense	-0-	5,750
A1345.8130 Social Security Expense	-0-	2,189

**1040 Clerk of Legislative Board**

Expense

A1040.1 Personal Services	\$122,920	\$112,738
A1040.8130 Social Security Expense	9,403	8,624

**9010 Retirement Expense**

Expense

A9010.8010 Retirement Expense	\$3,831,623	\$3,837,373
A9010.8020 Allocation Retirement Expense	(3,831,623)	(3,837,373)

**9030 Social Security & Medicare Expense**

Expense

A9030.8200 Social Security Expense	\$1,541,902	\$1,543,312
A9030.8210 Allocation FICA Expense	(1,541,902)	(1,543,312)

**1990 Contingent Fund**

Expense

A1990.4444 Contingent Fund	<u>\$457,129</u>	<u>\$431,542</u>
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Control Totals	<u>\$589,452</u>	<u>\$589,452</u>
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**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci**

**By Supervisor Goldstein:**

**RESOLUTION NO. 185-14**

**AUTHORIZING 5-YEAR SOLID WASTE DISPOSAL AGREEMENT 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. BERNARD HALDENWANG**

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**By Supervisor Reinhardt:**

**RESOLUTION NO. 186-14**

**AUTHORIZING THE MODIFICATION OF THE 2014 ADOPTED COUNTY BUDGET**

**RESOLVED**, that the 2014 Adopted County Budget be modified as follows:

**Modification No. 1**

**General Fund**

**1167 District Attorney-Aid to Prosecution**

**Expense**

	<u>From</u>	<u>To</u>
A1167.1 Personal Services	\$8,760	\$37,960
Control Total		\$29,200

**Revenue**

A3032 St. Aid DA Aid to Prosecution Grant	\$8,760	\$37,960
Control Total		\$29,200

**Modification No. 2**

**General Fund**

**1620 County Buildings**

**Expense**

	<u>From</u>	<u>To</u>
A1620.4021 Emergency Repairs	\$18,797	\$28,797

**1990 Contingent Fund**

**Expense**

A1990.4444	Contingent Fund	<u>\$431,542</u>	<u>\$421,542</u>
	Control Total	<u>\$450,339</u>	<u>\$450,339</u>

**Modification No. 3**

**General Fund**

**3110 Sheriff Department**

**Expense**

A3110.4261	Community Overdose Prevention Program	<u>From</u> \$ 0	<u>To</u> \$ 3,540
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**Revenue**

A3389.3520	St Aid Community Overdose Prevention Program	\$ 0	\$ 3,540
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**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 187-14**

**APPROVAL OF APPLICATION FOR REFUND AND CREDIT OF REAL PROPERTY TAXES UNDER SECTION 556 OF THE REAL PROPERTY TAX LAW**

**WHEREAS**, Town and County taxes were paid on January 31, 2014 in the amount of \$1,561.44 to the Town of Lincoln for property owned by Dennis and Nancy DeForge and also known as tax map number 60.-1-26.11; and

**WHEREAS**, the owner applied for the Agricultural Land exemption and was approved by the local assessor to receive the exemption in the amount of 16,096 for taxable status date March 1, 2013, but in error this was not reflected on the July 1, 2013 Final Assessment Roll; and

**WHEREAS**, the correct amount for the 2014 Town and County taxes should be \$1,372.19; and

**WHEREAS**, under Section 550;2(c) of the New York State Real Property Tax Law this is a “clerical error”, an incorrect entry due to failure of the assessor to act on a partial exemption;

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Treasurer be and is hereby directed to refund the 2014 Town and County taxes in the amount of \$189.25 due to this error.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 188-14**

**AUTHORIZING THE CHAIRMAN TO EXECUTE AN AGREEMENT FOR LIEN AND TITLE SEARCH SERVICES**

**WHEREAS**, Madison County Treasurer is required, in connection with Article 11 of the New York State Real Property Tax Law In Rem Foreclosure Proceeding, to serve Petitions and Notices of Foreclosure to lien holders of record; and

**WHEREAS**, there are approximately 555 parcels that are currently in the foreclosure process; and

**WHEREAS**, Allied American Abstract Corporation and Leatherstocking Abstract Corporation have submitted a bid proposal for performing the required services of providing lien searches, bankruptcy searches and updating lien searches prior to Madison County taking title and there has been no increase in fees;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board be authorized to execute an agreement with Allied American Abstract Corporation and Leatherstocking Abstract Corporation, as is on file with the Clerk of the Board of Supervisors.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

**RESOLUTION NO. 189-14**

**APPROVING THE PAYMENT OF CLAIMS**

**RESOLVED**, that the claims presented to this Board by the Clerk, having been duly audited, be and the same hereby are authorized to be paid by the Treasurer upon receipt of a copy of the abstract of audited claims attested by the Clerk.

**ADOPTED: AYES – 1418 NAYS – 0 ABSENT – 82 (Bargabos, Carinci)**

Each Supervisor was handed a packet of sample materials which came from the National Association of Counties which includes; sample letters, resolutions, comments and a guide on how to be proactive, regarding a new release out by the US Environmental Protection Agency and the US Army Corps of Engineers on federal regulations concerning ditches and drains. Each Supervisor was asked to deliver this information to their towns for immediate action.

**PUBLIC COMMENT PERIOD**

**Speakers:**

1. Gary Padula, Canastota, New York spoke on Oneida Indian land claim issues.
2. Rhonda Wheeler, Georgetown, New York spoke on the possibility of a Compressor Natural Gas Production Station being built in nearby Sheds, New York, that could cause many future problems.

There being no further business, Supervisor Moses made a motion to adjourn the Board meeting, seconded by Supervisor Zupan and carried.