

**MADISON COUNTY BOARD OF SUPERVISORS
MEETING MINUTES – TUESDAY, FEBRUARY 9, 2016**

The Board convened at 2:00 p.m. in the Supervisors Chambers, County Office Building, Wampsville, New York with all members present.

Pledge of Allegiance.

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

COMMUNICATIONS

1. Letter received from Reality Check highlighting a few projects for the New Year. They also will be hosting the New York State Reality Check Leader's Summit at Cazenovia College this July 12-14.
2. Resolution from Cayuga County – Calling on the State to Develop a 100 Percent State Funded Indigent Legal Defense System as a way to Provide Mandate Relief and Lower Property Taxes.
3. Resolution from Lewis County – Opposing the NYS Labor Commissioner's Order to Raise the Minimum Wage to \$15 an Hour for Employees of Fast-Food Chain Restaurants in New York.
4. Resolution from Tompkins County – Calling Upon Congress to Reject the Trans-Pacific Partnership (TPP) Agreement.
5. Resolution from Chenango County – Calling on the State of New York to Restore Funding Parity Between the Capital Plans of the Metropolitan Transportation Authority and the NYS Department of Transportation.
6. Acknowledgement received from NYSAC regarding Res. 528-15 – Reimbursement of Expenses Associated with Indigent Defendants.

REPORTS

1. Madison County Corporate Compliance Program Annual Work Plan and Program Assessment for 2016.
2. Madison County Board of Elections Annual Report – 2015.

REPORTS OF COMMITTEES

Supervisors, Highway, Social Services, JTPA/WIA and Madison County Sewer District:	\$7,990,266.41
Miscellaneous Accounts:	\$2,052,825.41

At this time Chairman Becker called on Steve Lorraine, District Manager for the Madison County Soil and Water Conservation District. Mr. Lorraine did a presentation on streams, rivers, lakes with flooding/erosion issues that have occurred in our towns and villages over the last few years. Mr. Lorraine put together before and after

pictures, showing damages and how they were corrected, some areas with little costs, some much more expensive. Town, village, county and state funds were used to correct these problems and the district will continue to work to solve problems that develop due to these issues.

RESOLUTIONS – PREFERRED AGENDA

By Government Operations Committee:

RESOLUTION NO. 9-16

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

WHEREAS, the 32nd Huntsville Symposium will be held April 4-7, 2016 in Huntsville, AL; and

WHEREAS, Michael Fitzgerald, Commissioner of Social Services has requested that Jessica Benedict, Caseworker, attend said conference; and

WHEREAS, her expenses are fully funded by the Multi-Disciplinary 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, Health and Human Services and the Government Operations Committee,

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

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 10-16

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

WHEREAS, the 32nd Huntsville Symposium will be held April 4-7, 2016 in Huntsville, AL; and

WHEREAS, Michael Fitzgerald, Commissioner of Social Services has requested that Karen Bright, Case Supervisor, attend said 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, Health and Human Services and the Government Operations Committee,

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

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 11-16

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

WHEREAS, the Mental Health First Aid Instructor Certification Training will be held February 22 – 26, 2016, in Manchester, NH; and

WHEREAS, Michael Fitzgerald, Commissioner of Social Services, has requested that Marcie Soule, School Services Program Coordinator, attend said conference; and

WHEREAS, the majority of her expenses are funded by the US Substance Abuse and Mental Health Services Administration grant received by the Madison-Oneida BOCES; and

WHEREAS, this request has been reviewed and approved by the Health and Human Services and the Government Operations Committees;

NOW, THEREFORE BE IT RESOLVED that Marcie Soule be and hereby is authorized to attend said conference at a cost not to exceed \$150.00.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 12-16

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AMENDED
AGREEMENT WITH HUMANA INSURANCE COMPANY**

WHEREAS, by Resolution No. 355-B-15, dated October 13, 2015, the Madison County Board of Supervisors authorized the Chairman to enter into an Agreement with Humana Insurance Company (Humana) for the Humana Medicare Advantage with Prescription Drug Program for plan year 2016; and

WHEREAS, Humana has since requested the County execute an Amendment to Medicare Advantage Group Agreement to further delineate the plan/option and premium rates for the 2016 contract period; and

WHEREAS, there is no change to the 2016 monthly rate of \$289.86 per member per month.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be, and hereby is, authorized to execute an Amendment to Medicare Advantage Group Agreement, as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 13-16

**AUTHORIZING THE CHAIRMAN ENTER INTO AN AGREEMENT WITH
NORTHLAND COMMUNICATIONS**

WHEREAS, Madison County's provider of telephone services has been Windstream Communications since 2001, (previously Paetec Communications); and

WHEREAS, quotes were requested from competitive communication providers in the area; and

WHEREAS, Northland Communications has provided Madison County with a three year contract, which based on current usage will save Madison County approximately \$400.00 per month; and

WHEREAS, Northland Communications will be able to provide possible additional Network, Internet, and Disaster Recovery Services in the future,

NOW, THEREFORE BE IT RESOLVED, that the Chairman be and hereby is authorized to enter into a three year agreement with Northland Communications on behalf of the County, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 14-16

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH THE YMCA OF THE GREATER TRI-VALLEY

WHEREAS, Madison County has maintained a Community Partnership Agreement with the YMCA of the Greater Tri-Valley since 2010; and

WHEREAS, employees of entities that enter into such an agreement with the YMCA are provided with discounts for membership and other YMCA services; and

WHEREAS, the programs offered to YMCA members provide significant health, morale and welfare benefits to those who take advantage of the services; and

WHEREAS, the agreement requires minimal effort on the part of the County in order to obtain these benefits and discounts;

NOW THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to renew the Agreement, on behalf of Madison County.

ADOPTED: AYES – 1500 NAYS – 0

By Government Operations and Finance, Ways and Means Committees:

RESOLUTION NO. 15-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH FINGER LAKES TECHNOLOGY GROUP FOR HARDWARE MAINTENANCE AND SOFTWARE LICENSES FOR THE MADISON COUNTY PHONE SYSTEM AND MODIFYING THE 2016 ADOPTED BUDGET

WHEREAS, the Madison County phone system was installed in 2015; and

WHEREAS, there are yearly license costs associated with maintenance on equipment and software; and

WHEREAS, new features and expansion of the phone system occurred after the 2016 budget was created; and

WHEREAS, the current adopted budget is not adequate to support the system; and

NOW, THEREFORE BE IT RESOLVED, that the Chairman be and hereby is authorized to execute an Agreement with Finger Lakes Technology Group on behalf of the County, in the form as is on file with the Clerk of the Board; and

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

General Fund

1680 Information Technology

Expense

	<u>From</u>	<u>To</u>
A168010 541610 Telephone Maintenance	\$16,836	\$25,000

1990 Contingent Fund

Expense

A199010 544440 Contingent Fund	<u>1,508,000</u>	<u>1,499,836</u>
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Control Total	<u>\$1,524,836</u>	<u>\$1,524,836</u>
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ADOPTED: AYES – 1500 NAYS - 0

RESOLUTION NO. 16-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH TRANSPRO CONSULTING, LLC AND MODIFYING THE 2016 ADOPTED BUDGET

WHEREAS, this Board of Supervisors recognizes the need to provide professional development opportunities to County employees and Elected Officials throughout the County; and

WHEREAS, TransPro Consulting, LLC is a firm that specializes in public sector management providing Leadership Enhancement Training; and

WHEREAS, the cost of said training is \$20,250 with the potential for follow-up training at a rate of \$150 per hour; and

WHEREAS, the Government Operations Committee recommends that the Chairman execute the agreement with TransPro Consulting, LLC to provide said training,

NOW, THEREFORE BE IT RESOLVED that the Chairman of the Board be and hereby is authorized to execute the agreement with TransPro Consulting, LLC, effective immediately, a copy of which is on file with the Clerk to the Board,

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

General Fund

1430 Personnel & Civil Service

Expense

	<u>From</u>	<u>To</u>
A143010 542105 Leadership Training Expense	<u>\$-0-</u>	<u>\$25,250</u>

1990 Contingent Fund

Expense

A199010 544440 Contingent Fund	<u>1,499,836</u>	<u>1,474,586</u>
Control Total	<u>\$1,499,836</u>	<u>\$1,499,836</u>

ADOPTED: AYES – 1500 NAYS – 0

By Finance, Ways and Means Committee:

RESOLUTION NO. 17-16

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
WITH FISCAL ADVISORS & MARKETING, INC.**

WHEREAS, from time-to-time it is necessary for the County to issue debt to finance capital projects; and

WHEREAS, it is prudent for the County to consult with a financial advisor relative to capital financings, leases, refinancing and prospective debt issuances; and

WHEREAS, Fiscal Advisors & Marketing, Inc. has satisfactorily assisted the County with such financial advisory services for many years; and

WHEREAS, the County has embarked on a water pipeline project that will necessitate the issuance of bond anticipation notes in 2016, and the County will be undergoing a landfill expansion project that will necessitate the issuance of bonds in 2016; and

WHEREAS, based on Fiscal Advisors' fee schedule, the estimated cost for their services in 2016 amounts to approximately \$16,500 for the upcoming bond anticipation note issuance, the bond issuance, and the continuing disclosure filing; and

WHEREAS, the County Treasurer recommends maintaining the account relationship with Fiscal Advisors & Marketing, Inc. for their financial advisory and continuing disclosure filing services.

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

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 18-16

**AUTHORIZING CHAIRMAN TO SIGN CONTRACTS WITH NOT-FOR-PROFIT
ORGANIZATIONS FOR 2016**

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

WHEREAS, the Board of Supervisors in adopting the budget for the year 2016, pursuant to the provisions of Article 7 of the County Law has allocated to the following organizations the amount set forth opposite the name of said organization:

A6772	Program for the Aging	208,193.00
A6988	Community Action Program	45,964.00
A6989	Food Bank of CNY	10,000.00
A7410	Mid-York & Local Libraries	120,353.00
A7450	Museum	30,000.00
A7510	Madison County Historical Society	25,750.00
A8025	CNY Regional Planning & Develop. Board	22,310.00
A8710	Affiliated Conservation Clubs	3,500.00
A8745	Soil & Water Conservation	154,500.00
A8750	Cooperative Extension	319,658.00

NOW, THEREFORE BE IT RESOLVED, that 50% of the monies hereinfere referred to be paid to each organization in February 2016 and the other 50% of the monies be paid in July 2016, after the previous years' report is filed; and

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

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 19-16

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

WHEREAS, the following application for refund and credit of real property taxes was made in accordance with Section 556 of the Real Property Tax Law,

Otis Marshall Farms	4 parcels
Box 734, 4787 Pratts Road	246.14 Acres & improvement
Munnsville, NY 13409	Town of Smithfield

WHEREAS, the 2015-16 Morrisville Eaton School tax for 4 parcels in the Town of Smithfield identified by MAP# 90.-1-31; 81.-1-30; 81.-1-30.1 and 90.-1-16 were issued; and

WHEREAS, Otis Marshall Farms submitted Ag exemption renewal forms for the 4 parcels to the wrong assessor in error; and

WHEREAS, Otis Marshall Farms submitted correction of error forms for all 4 parcels; and

WHEREAS, the Director of Real Property Tax Services denied approval of the applications, and

WHEREAS, Otis Marshall Farms appealed the denial to the Morrisville Eaton School District Board which approved the ag exemptions; and

WHEREAS, Otis Marshall Farms paid the school taxes with interest to the Madison County Treasurer prior to the point of relevy;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Treasurer be and hereby is directed to refund the 2015-16 school taxes for the ag exemptions plus 2% interest for the above mentioned parcels in the amount of \$1,207.82; and

BE, IT FURTHER RESOLVED, that the Madison County Treasurer will reduce the payment to Morrisville Eaton School District on March 31, 2016 by the amount of \$1,207.82.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 20-16

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

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

Steven & Yvette Dailey
6947 Horton Road
Hamilton NY 13346

Tax Map #183.-1-6.12
Town of Hamilton

WHEREAS, Steven & Yvette Dailey were denied the ability to pay their 2015-16 school tax on time to the school tax collector due to an error at the school; and

WHEREAS, the 2015-16 school was relevied onto the 2016 Town and County tax bill along with County, Town, and Hamilton Fire taxes; and

WHEREAS, Steven & Yvette Dailey contacted the Hamilton School District when they received their 2016 Town and County Tax Bill and the Hamilton School District rectified the error by allowing the Dailey's to pay their original school tax; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Treasurer be authorized to remove the 2015-16 school tax relevy from this parcel and the Madison County Treasurer will deduct the amount plus interest from the March 31, 2016 school tax payment.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 21-16

AUTHORIZING THE MODIFICATION OF THE 2016 ADOPTED COUNTY BUDGET

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

Modification No. 1

Modification No. 1/Grant No. 4

General Fund

1171 Public Defender Grants

From

To

<u>Revenue</u>		
A117110 433904 St. Aid Indigent Legal Services	\$-0-	<u>\$37,946</u>
Control Total		<u>\$37,946</u>

<u>Expense</u>		
A117110 547471 ILSF Legal Defense	-0-	\$25,000
A117110 547481 ILSF Legal Defense CLE	-0-	\$1,500
A117110 547491 ILSF Legal Defense Disbursements	-0-	\$11,446
Control Total		<u>\$37,946</u>

Modification No.2/Grant No. 5

General Fund

1171 Public Defender Grants

	<u>From</u>	<u>To</u>
<u>Revenue</u>		
A117110 433905	-0-	<u>\$75,892</u>
Control Total		<u>\$75,892</u>

<u>Expense</u>		
A117110 547571 ILSF Legal Defense	-0-	\$45,000
A117110 547581 ILSF Legal Defense CLE	-0-	\$6,000
A117110 547591 ILSF Legal Defense Disbursements	-0-	\$24,892
Control Total		<u>\$75,892</u>

Modification No. 2

General Fund

1680 Information Technology

	<u>From</u>	<u>To</u>
<u>Expense</u>		
A168010 549990 MFD Departmental Billing	\$-0-	<u>\$110,000</u>
Control Total		<u>\$110,000</u>

<u>Revenue</u>		
A168010 428096 Interfund Revenue IT MFD	\$-0-	<u>\$110,000</u>
Control Total		<u>\$110,000</u>

Modification No. 3

General Fund

3150 Sheriff Department

	<u>From</u>	<u>To</u>
<u>Expense</u>		
A315030.547165 Inmate Hair Cuts	\$ 0	<u>\$2,000</u>
Control Total		<u>\$2,000</u>

<u>Revenue</u>		
A315030.427709 Inmate Commissary Account Rev	\$ 0	<u>\$2,000</u>
Control Total		<u>\$2,000</u>

Modification No. 4

County Road Fund

5020 County Highway Engineering

	<u>From</u>	<u>To</u>
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<u>Expense</u>		
D502050 542006 SPCC & Environmental Review	\$0	\$7,950

5112 Construction Projects

<u>Expense</u>		
D511250 545081 Erieville Rd Culvert	\$150,000	\$142,050
Control Totals	\$150,000	\$150,000

Modification No. 5

Capital Projects Fund

5197 Highway Road & Bridge Capital Projects

<u>Expense</u>	<u>From</u>	<u>To</u>
H519750 529008 Creek Road Over Clockville Creek	\$25,435	\$511,834
Control Total		\$486,399

<u>Revenue</u>		
H519750 450315 Transfer from County Road	1,865,953	2,352,352
Control Total		\$486,399

County Road Fund

5110 Maintenance of Roads and Bridges

<u>Expense</u>		
D511050 549105 Transfer to Capital Projects Fund	\$30,684	\$517,083
Control Total		\$486,399

<u>Fund Balance</u>		
D 300599 Budgetary Fund Balance Unreserved	\$1,161,000	\$1,647,399
Control Total		\$486,399

Modification No. 6

Capital Projects Fund

5197 Highway Road & Bridge Capital Projects

<u>Expense</u>	<u>From</u>	<u>To</u>
H519750 529007 S Court St Over Clockville Creek	\$29,077	\$ 41,367
Control Total		\$ 12,290

<u>Revenue</u>		
H519750 450315 Transfer from County Road	2,352,352	2,364,642
Control Total		\$ 12,290

County Road Fund

5110 Maintenance of Roads and Bridges

<u>Expense</u>		
D511050 549105 Transfer to Capital Projects Fund	\$517,083	\$529,373
Control Total		\$ 12,290

<u>Fund Balance</u>		
D 300599 Budgetary Fund Balance Unreserved	\$1,647,399	\$1,659,689
Control Total		\$ <u>12,290</u>

Modification No. 7

Enterprise Environmental Landfill Fund

8164 Environmental Control (Landfill)

<u>Expense</u>	<u>From</u>	<u>To</u>
EE816480 529330 Miscellaneous Equipment	\$50,000	\$150,000
EE816480 529080 Pickup Truck	-0-	35,000

8176 Landfill Utilities Gas to Energy

EE817680 542161 Gas Field Supply & Service	<u>50,000</u>	<u>115,000</u>
Totals	<u>\$100,000</u>	<u>\$300,000</u>

Control Total \$200,000

EE300599 Budgetary Fund Balance Unreserved \$246,750 \$414,250

Revenue

EE817080 439102 St. Aid Muni Waste Reduction	<u>-0-</u>	<u>32,500</u>
Totals	<u>\$246,750</u>	<u>\$446,750</u>

Control Total \$200,000

Modification No. 8

Enterprise Environmental Landfill Fund

8167 Landfill Expansion

<u>Expense</u>	<u>From</u>	<u>To</u>
EE816780 540200 Miscellaneous Expense	<u>\$50,000</u>	<u>\$289,250</u>

Control Total \$239,250

EE300599 Budgetary Net Assets Unreserved \$ 7,500 \$246,750

Control Total \$239,250

ADOPTED: AYES – 1500 NAYS – 0

By Health and Human Services Committee:

RESOLUTION NO. 22-16

AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH MADISON COUNTY RURAL HEALTH COUNCIL, INC.

WHEREAS, Madison County Public Health Department is mandated by NYSDOH to complete a Community Health Assessment in 2016; and

WHEREAS, the Madison County Rural Health Council, Inc. has the expertise to assist with this project; and

WHEREAS, the County will reimburse Madison County Rural Health Council, Inc. a maximum reimbursement of \$10,000; and

WHEREAS, this agreement has been reviewed and approved by the Health and Human Services Committee;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter the agreement between Madison County Department of Health and Madison County Rural Health Council, Inc. effective January 25, 2016 through January 31, 2017, as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 23-16

**AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH
UTICA COLLEGE**

WHEREAS, Madison County Public Health operates a Maternal Child Services Program, a Diagnostic and Treatment Center, Lead Poisoning Prevention Program, Preschool Program and Environmental Program; and

WHEREAS, Utica College maintains a School of Health Professions and Education and requires onsite training as part of their clinical studies; and

WHEREAS, the Madison County Health Department staff possess the professional expertise to provide such training; and

WHEREAS, this agreement has been reviewed and approved by the Health and Human Services Committee;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter the agreement between Madison County Department of Health and Utica College effective January 13, 2016 through January 13, 2018, as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

**By Health and Human Services and Finance,
Ways and Means Committees:**

RESOLUTION NO. 24-16

**AUTHORIZING CHAIRMAN TO ACCEPT GRANT AND MODIFYING THE 2016 ADOPTED
COUNTY BUDGET**

WHEREAS, the Central New York Community Foundation awarded the Public Health Department a grant from the Ralph Myron Sayer & Sophrona Davis Sayer Endowment and Syracuse Dispensary Funds; and

WHEREAS, the Madison County Health Department will use these funds for the ongoing health assessment gas compressor project; and

WHEREAS, the Health and Human Services Committee has reviewed this budget modification;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to modify the 2016 adopted budget as follows;

Public Health Department

<u>Expense</u>		<u>From</u>	<u>To</u>
A409040.540208	Health Assessment- Gas Compress Control Total	<u>\$ 61,373</u> <u>\$ 61,373</u>	<u>\$77,443</u> <u>\$77,443</u>

Revenue

A409040.427055	CNY Community Foundation Control Total	<u>\$0</u> <u>\$0</u>	<u>\$16,070</u> <u>\$16,070</u>
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ADOPTED: AYES – 1500 NAYS – 0

By Health and Human Services Committee:

RESOLUTION NO. 25-16

AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT MODIFICATION

WHEREAS, by Resolution Number 590-15 the Board of Supervisors entered into an agreement with IMA Systems LLC. for the care and annual upgrade of the information software that is used by the Mental Health Department; and

WHEREAS, IMA Systems LLC. has amended its original subscription fees, changing the budget from \$60,010 to \$58,210;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board be hereby authorized to execute a modification agreement, a copy of which is on file with the Clerk of this Board, for the period January 1, 2016 through December 31, 2016 with IMA Systems LLC. to decrease the contract amount to \$58,210.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 26-16

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

WHEREAS, the County Mental Health Department is a recipient of the New York State Office of Mental Health Vital Access Provider program;

WHEREAS, the OMH VAP project submitted by the department involves contracting with a consultant for psychiatry scheduling;

WHEREAS, the National Council for Behavioral Health has expertise in this area, and the cost for this service is as follows:

\$4750 for the entire scope of the project, which includes 2 months of set-up and training, 3 months for conversion to new system, and 1-2 months of follow up and a rate of \$365 per hour for any services outside the scope of work

WHEREAS, the costs associated with the project are 100% reimbursable by the VAP program;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be hereby authorized to enter into an agreement with the National Council for Behavioral Health in the form as on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 27-16

APPOINTING A MEMBER TO THE MADISON COUNTY YOUTH BOARD

WHEREAS, the Madison County Board of Supervisors must approve the appointment of members to the Madison County Youth Board, which acts as a community advisory board to the Madison County Youth Bureau; and

WHEREAS, the following individual has been recommended by the membership of the Madison County Youth Board for appointment to the Youth Board and has been approved by the Health and Human Services Committee;

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors do hereby appoint **Freeda Windland**, 117 Valerie Circle, Fayetteville to the Madison County Youth Board for a term commencing on February 1, 2016 and expiring on December 31, 2017.

ADOPTED: AYES – 1500 NAYS – 0

**By Health and Human Services and Finance,
Ways and Means Committee:**

RESOLUTION NO. 28-16

AUTHORIZING THE MODIFICATION OF THE 2015 ADOPTED COUNTY BUDGET

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

General Fund

6510 Veteran's Agency

A651060 541097 Burial Expense

From
\$ 35,000

To
\$ 45,000

1990 Contingent Fund

Expense

A199010 544440 Contingent

875,648

865,648

Control Totals

\$910,648

\$910,648

ADOPTED: AYES – 1500 NAYS – 0

**By Criminal Justice, Public Safety and
Emergency Communications Committee:**

RESOLUTION NO. 29-16

**AUTHORIZING CHAIRMAN TO ENTER INTO A BUSINESS
ASSOCIATE AGREEMENT WITH AMERICAN MOBILE DENTAL**

WHEREAS, the Sheriff of Madison County is required by the New York State Commission of Correction to provide community-level dental care to inmates incarcerated in the Madison County Jail; and

WHEREAS, the Sheriff of Madison County finds it necessary on occasion for inmates housed at the Madison County Jail to receive professional dental work; and

WHEREAS, American Mobile Dental is willing to travel to the Madison County Public Safety Building to provide the needed dental treatment to the inmates housed at the Madison County Jail on a scheduled basis; and

WHEREAS, the fees for the procedures conducted by American Mobile Dental are pursuant to the Medicaid service rate schedule established by New York State; and

WHEREAS, the Madison County Sheriff's Office believes it would be beneficial to enter an agreement with American Mobile Dental for their services as it would eliminate the need to transport an inmate into the general public and the number of local dentists willing to provide services to inmates is scarce; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and he is hereby authorized to enter into agreement on behalf of the County of Madison with American Mobile Dental, effective February 1, 2016, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 30-16

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH
FES INSTALLATIONS, INC.**

WHEREAS, FES Installations, Inc. (FES) has submitted for approval an agreement with the County of Madison to provide a service for the purpose of maintaining the video security surveillance system equipment for the County; and

WHEREAS, FES will provide the services outlined in Appendix B, for the fee established in Appendix C attached hereto and made a part thereof; and

WHEREAS, the term of the contract is December 1, 2015 through December 2, 2016 unless terminated earlier; and

WHEREAS, this agreement has been reviewed and approved by the Criminal Justice, Public Safety and Emergency Communications 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 FES Installations, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 30-16

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

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

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

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

WHEREAS, the term of this contract shall be from March 1, 2016 through February 28, 2017. This contract may be terminated without cause by either party hereto at any time upon thirty (30) days written notice of the intention to so terminate. The County reserves the right to terminate this Agreement for cause at anytime; and

WHEREAS, the County hereby agrees to pay Madison-Oneida BOCES a monthly rate of Three Thousand Nine Hundred Ninety Five Dollars (\$3,995) in full and final satisfaction of all services and expenses. This represents 1.85% increase of the budgeted amount from the previous year. The total amount of compensation shall not exceed Forty Seven Thousand Nine Hundred Forty Dollars (\$47,940); and

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

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

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 32-16

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

RESOLVED, that Rob Young of Cazenovia, NY be and he is hereby reappointed to the Madison County Traffic Safety Board for a three (3) year term commencing on October 14, 2015 and expiring on October 13, 2018; and

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 33-16

RE-APPOINTING A SUPERVISOR TO THE JURY BOARD

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

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

NOW, THEREFORE BE IT RESOLVED, that Alex Stepanski, Supervisor from the town of Stockbridge be and he hereby is re-appointed to serve on the Jury Board for a one year term, commencing on January 1, 2016 and expiring on December 31, 2016.

ADOPTED: AYES – 1500 NAYS – 0

By Criminal Justice, Public Safety and Emergency Communications and Finance, Ways and Means Committee:

RESOLUTION NO. 34-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES AND MODIFYING THE 2016 COUNTY BUDGET – TACTICAL TEAM TARGETED GRANT – 2015 SHSP GRANT PROGRAM

WHEREAS, Madison County has been awarded a grant in the amount of \$100,000 by the New York State Division of Homeland Security and Emergency Services (DHSES), and

WHEREAS, these funds will provide 100% federal reimbursement of eligible costs incurred in the effort to support equipment needs associated with the Sheriff's Special Operations Unit team and the establishment of a tri-County tactical team for the Madison County Sheriff's Office, as well as to enhance a range of homeland security capabilities to address other hazards to Madison County; and this grant program is described as follows:

Awarding Agency:	U.S. Department of Homeland Security
Pass Thru. Agency:	NYS Division of Homeland Security and Emergency Services
Catalogue #	CFDA# 97.067
Program Name	State Homeland Security Program (SHSP) WM2015 – Tactical Team Targeted Grant (SHSP)
Grant Period:	12/7/2015 to 8/31/2018
Contract #	TT15-1035-E00 (DHSES #WM15152259)
Federal Funds:	100%
Grant Total:	\$100,000

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be authorized to enter into an agreement with the NYS Office of Homeland Security a copy of which is on file with the Clerk of the Board, and

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

General Fund

3645-Homeland Security

Expense	<u>From</u>	<u>To</u>
A364530 540773 Tactical Team Equipment	\$0	\$100,000
Revenue		
A364530 443073 Fed Aid-FY2015 Tactical Team Targeted Grant	\$0	\$100,000
Control Total		<u>\$100,000</u>

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 35-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES, OFFICE OF INTEROPERABILITY AND EMERGENCY COMMUNICATIONS AND MODIFYING THE 2016 ADOPTED 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:	U.S. Department of Justice
Pass through Agency:	NYS Office of Interoperability and Communications
Program Name:	2015-16 Public Safety Answering Points (PSAP) Operations Grant
Award Year:	2016
State Funds Percentage:	100%
Total Grant Amount:	\$158,368.00

WHEREAS, the purpose of this grant is State support in the form of reimbursement for operating expenses in a PSAP, including personal service; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement on behalf of the County of Madison with 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 2016 Adopted County Budget be modified as follows:

General Fund

3020 Communications Center

<u>Expense</u>	<u>From</u>	<u>To</u>
A302030 512000 Personal Services-Grants (PSAP)	\$-0-	\$158,368
Control Total		<u>\$158,368</u>

<u>Revenue</u>		
A302030 433907 PSAP Operations Grant 15-16	\$-0-	<u>\$158,368</u>
Control Total		<u>\$158,368</u>

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 36-16

**AUTHORIZING THE CHAIRMAN TO ENTER INTO A GRANT AGREEMENT AND
MODIFYING THE 2016 COUNTY BUDGET**

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:	Crimes Against Revenue Program (CARP)
Award Year:	01/01/2016 - 12/31/2016
Project Number:	CR15-1014-E00
DCJS Number:	CR15444453
Grant Total:	\$71,001.00

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 Crimes Against Revenue Program grant, as is on file with the Clerk to the Board; and

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

General Fund

<u>1168 Crimes Against Revenue Program Grant</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
A116810 512000 Personal Services	\$-0-	\$53,196
A116810 581001 Allocation of Fringe Benefits	-0-	<u>30,154</u>
Totals	\$-0-	<u>\$83,350</u>
Control Total		<u>\$83,350</u>
<u>Revenue</u>		
A116810 433099 St. Aid DA CARP Grant	\$-0-	\$71,001
A116810 428094 Interfund Revenue-Stop DWI	-0-	<u>12,349</u>
Totals	\$-0-	<u>\$83,350</u>
Control Total		<u>\$83,350</u>

3315 Special Traffic Programs-Stop DWI

<u>Expense</u>		
A331530 541126 DA Crimes Against Revenue	\$-0-	<u>\$12,349</u>
Control Total		<u>\$12,349</u>
<u>Revenue</u>		
A331530 488004 Appropriation of Stop DWI Reserves	\$-0-	<u>\$12,349</u>

Control Total

\$12,349

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 37-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH JACK VENESKY, CPA AND MODIFYING THE 2016 COUNTY BUDGET

WHEREAS, in accordance with New York State Corrections Law, the Madison County Sheriff maintains a Jail Commissary account and an Inmate Telephone Commissary account; and

WHEREAS, in accordance with the State Commission of Correction’s Standard 9 NYCCR Part 7016.1 (d), these commissary accounts must be made available for periodic audit; and

WHEREAS, the Madison County Sheriff’s Office additionally maintains other bank accounts that are not specifically audited as part of the County’s annual independent audit; and

WHEREAS, the Sheriff and the County Treasurer recommend that an independent audit be performed relative to these accounts for the fiscal year ended December 31, 2015; and

WHEREAS, Jack Venesky, CPA has submitted a proposal to perform the requested auditing services at a cost of \$6,900, which represents no increase from the audit conducted as of the fiscal year ended 2009.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be, and hereby is, authorized to enter into an agreement with Jack Venesky, CPA, as is on file with the Clerk of the Board of Supervisors; and

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

General Fund

1325 County Treasurer

Expense

	<u>From</u>	<u>To</u>
A132510 542026 Audit Expense-Sheriff’s Office	\$-0-	\$6,900
A132510 547100 Lienholder Search	<u>36,000</u>	<u>29,100</u>
Control Total	<u>\$36,000</u>	<u>\$36,000</u>

ADOPTED: AYES – 1500 NAYS – 0

By Highway, Buildings and Grounds Committee:

RESOLUTION NO. 38-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH CHEM-AQUA, INC.

WHEREAS, the County has an agreement with Chem-Aqua, Inc., of Irving, Texas, for the water treatment and equipment for the cooling towers located at the County Office Complex; and

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

WHEREAS, the maintenance agreement is for four years, commencing April 1, 2016, in the amount of \$4,741.05 for April 1, 2016, through March 31, 2017, and escalating at 2 percent per year thereafter; and

WHEREAS, New York State requires bi-annual inspection of cooling towers for Legionnella, which Chem-Aqua will provide at a flat rate of \$2,930.00 annually with no escalation over the contract period;

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 Chem-Aqua, Inc., a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 39-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO A SUPPLEMENTAL AGREEMENT WITH DELTA ENGINEERS

WHEREAS, the Highway, Buildings and Grounds Committee met on January 20, 2016 and authorized the Madison County Highway Department to proceed with supplemental engineering services for the South Court Street bridge over Clockville Creek, LIN166 (BIN 3309040) located in the Town of Lincoln, Madison County; and

WHEREAS, the firm Delta Engineers, Inc., provided Engineering services for design and construction inspection; and

WHEREAS, Delta Engineers has provided a cost for the Supplemental Engineering Services for South Court Street described in Attachment C with a maximum amount payable of \$12,290.00; and

WHEREAS, the cost for the additional Supplemental Services has been appropriated in the County Road Fund 2016 Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into an Agreement on behalf of the County of Madison with Delta Engineers, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 40-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH D.H. SMITH CO. INC. FOR REPLACEMENT OF THE EATON ROAD BRIDGE OVER ELECTRIC LIGHT CREEK IN THE TOWN OF EATON (BIN 3308830)

WHEREAS, the Highway, Buildings and Grounds Committee has authorized the Madison County Highway Department to proceed with the replacement of the Eaton Road Bridge over Electric Light Creek in the Town of Eaton (BIN 3308830); and

WHEREAS, sealed bids were opened on January 7, 2016 and were reviewed by the Highway, Buildings and Grounds Committee on January 20, 2016; and

WHEREAS, the Highway, Buildings and Grounds Committee has approved the Highway Superintendent's recommendation on low bidder as follows:

D.H. Smith Company, Inc. in the amount of \$512,219.74; and

WHEREAS, the cost for construction has been appropriated in the County Road Fund 2016 Budget, Account H519750 529001; and

WHEREAS, Federal and State funds have been secured for this project at 80% Federal, 15% State and 5% Local; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement on behalf of the County of Madison with D.H. Smith Company, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 41-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH D.H. SMITH CO. INC. FOR REPLACEMENT OF THE CREEK ROAD BRIDGE OVER COWASELON CREEK IN THE TOWN OF LINCOLN (BIN 3309020)

WHEREAS, the Highway, Buildings and Grounds Committee has authorized the Madison County Highway Department to proceed with the replacement of the Creek Road Bridge over Cowaselon Creek in the Town of Lincoln (BIN 3309020); and

WHEREAS, sealed bids were opened on December 10, 2015 and reviewed by the Highway, Buildings and Grounds Committee on January 20, 2016; and

WHEREAS, the Highway, Buildings and Grounds Committee has approved the Highway Superintendent's recommendation on low bidder as follows:

D.H. Smith Company, Inc. in the amount of \$486,330.96; and

WHEREAS, the cost for construction has been appropriated in the County Road Fund 2016 Budget, Account H519750 529008;

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 D.H. Smith Company, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 42-16

AUTHORIZING THE CHAIRMAN TO ENTER IN AN AGREEMENT WITH O'BRIEN AND GERE ENGINEERS, INC.

WHEREAS, the Highway, Buildings and Grounds Committee met on January 20, 2016 and authorized Madison County Highway Department to proceed with the preparation of an

updated Spill Prevention, Control and Countermeasure (SPCC) Plan as required by E.P.A. 40 CFR Part 112 Oil - Pollution Prevention; In addition to, an environmental regulatory applicability review of the Wampsville and Morrisville Highway facilities; and

WHEREAS, the current plan will be updated to contain references to New York State Department of Environmental Conservation's (NYSDEC) recently revised regulations of Petroleum Bulk Storage (PBS) facilities; Assistance in identifying if the Wampsville facility is required to obtain permit coverage for storm water discharge and to have a Storm Water Pollution Prevention Plan (SWPPP), subject to an air permit for painting operations and subject to new requirements as a result of the recent revision to NYSDEC's PBS Regulations; Assistance in identifying if the Morrisville Highway garage is subject to SPCC, storm water, PBS and air permit requirements; and

WHEREAS, the firm of O'Brien and Gere Engineers, Inc. has presented a proposal for the described Engineering Services in the amount of \$7,950;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into an Agreement on behalf of the County of Madison with O'Brien and Gere Engineers, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 43-16

**AUTHORIZING THE CHAIRMAN TO ENTER INTO
AN AGREEMENT WITH THE MADISON COUNTY SNOWMOBILE ASSOCIATION, INC FOR
THE USE OF THE SWALLOWS BRIDGE ROAD BRIDGE**

WHEREAS, the County of Madison co-owns the Swallows Bridge Road Bridge situated in the City of Oneida, over Oneida Creek with the County of Oneida; and

WHEREAS, the Bridge has been closed to regular vehicle traffic since May 11, 2005; and

WHEREAS, Madison County has allowed the Madison County Snowmobile Association, Inc. to use and maintain the bridge for recreational snowmobile traffic in the past and wishes to continue to do so; and

WHEREAS, the Swallows Bridge Road Bridge is the most suitable crossing of Oneida Creek between Madison and Oneida Counties for snowmobiles; and

WHEREAS, the Madison County Snowmobile Association, Inc. has again agreed to certain terms and conditions for the use and maintenance of the Bridge for recreational snowmobile traffic from January 1, 2016 through October 31, 2016;

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 Madison County Snowmobile Association Inc. , in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

By Solid Waste and Recycling Committee:

RESOLUTION NO. 44-16

APPROVING AGREEMENT FOR TRANSPORTATION OF BIOSOLIDS TO THE MADSION COUNTY LANDFILL FROM THE CITIES OF ONEONTA AND AMSTERDAM

WHEREAS, Madison County ("County") owns and operates solid waste landfills located in the Town of Lincoln that are permitted to accept and dispose of organic wastes including biosolids generated by wastewater treatment facilities ("WWTP") and the County has entered into three year agreements with the City of Amsterdam and the City of Oneonta to accept and dispose of biosolids generated in the respective City wastewater treatment facilities; and

WHEREAS, pursuant to said contracts, the transportation of biosolids from both Cities to the landfill is a County obligation; and

WHEREAS, the County issued an invitation for sealed bids dated January 14, 2016 seeking bids for transportation of approximately 5,500 tons per year (TPY) of biosolids from the City of Amsterdam WWTP and approximately 1,200 TPY from the City of Oneonta WWTP for a one (1) year period with the option to renew the contract for an additional two (2) year period; and

WHEREAS, the apparent low bidder is Mr. Bult's, Inc. ("MBI") with a bid price of Twenty Three Dollars and Ninety-Nine cents per ton (\$23.99/ton) for hauling Biosolids from the City of Amsterdam WWTP to the County landfill and Twenty Two Dollars and Twenty cents per ton (\$22.20/ton) for hauling Biosolids from the City of Oneonta WWTP to the County landfill; and

WHEREAS, MBI has previously provided biosolids transportation services in connection with both City WWTP's for a number of years and both Cities have been satisfied with the quality of the services and the County finds MBI to be a responsible bidder and the low bids are less than anticipated by the County.

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 it is

FURTHER RESOLVED, this resolution shall take effect immediately.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 45-16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MCGOWAN'S HARDWARE FOR SELLING SOLID WASTE PUNCH CARDS

WHEREAS, the Solid Waste Committee has received a letter from McGowan's Hardware in Chittenango indicating that they are interested in selling punch cards; and

WHEREAS, McGowan's Hardware in Chittenango is willing to sell such punch cards at their store in Chittenango, and it is in the best interest of Madison County to approve such vendors; and

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

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

BE IT FURTHER RESOLVED, that the Chairman of this Board is hereby authorized and directed to enter into an Agreement with (Solid Waste Committee approved vendor) McGowan's Hardware in Chittenango.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 46-16

**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, 2016 through December 31, 2020; and

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

1. **BISTROW TRUCKING INC.**
2. **HAGAN CONSTRUCTION**
3. **JIM PECK BUILDING**
4. **LB HOMEWOOD CONST.**
5. **MORRISVILLE STATE COLLEGE**
6. **TRICON PIPING SYSTEMS INC.**
7. **ACTION HAULERS**

8. BRIAN ENDERS CONST. LLC
9. JOHN MADDEN SALES, INC.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTIONS - REGULAR AGENDA

By Government Operations Committee:

RESOLUTION NO. 47-16

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
WITH THE TOWN OF DERUYTER**

WHEREAS, the Town of DeRuyter has requested Information Technology services from Madison County; and

WHEREAS, an Inter-Municipal Agreement has been created and accepted by the Town of DeRuyter; and

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

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

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 48-16

**ESTABLISHING SALARIES FOR 2016 FOR EMPLOYEES IN
THE DISTRICT ATTORNEY'S OFFICE
(Crimes Against Revenue Program)**

WHEREAS, the County has been awarded Crimes Against Revenue Program grant funding by the New York State Division of Criminal Justice Services; and

WHEREAS, the District Attorney has requested to use the grant funding to establish salaries for employees in the office who will perform duties related to prosecution, training and equipment; and

WHEREAS, the amount of the grant award has decreased from \$90,000 in 2015 to \$71,001 in 2016; and

WHEREAS, there exists a \$12,349 shortfall between the recommended 2016 salaries and fringe benefits of \$83,350 and the grant award of \$71,001; and

WHEREAS, the Assistant District Attorney-Fraud Prevention is the prosecutor of record for misdemeanor DWI cases in the various justice courts, and County's Stop DWI program wishes to provide funding of \$12,349 to cover the shortfall; and

WHEREAS, said salaries will be adjusted if the grant funding decreases, and the positions will not be funded if the grant funding is abolished; and

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

NOW, THEREFORE BE IT RESOLVED that 2016 following salaries shall be payable on a bi-weekly basis effective retroactively to January 1, 2016:

Assistant District Attorney - Fraud Prevention	\$ 33,764.00
Fringe Benefits for ADA – Fraud Prevention	\$ 28,576.00
Criminal Investigator	\$ 19,432.00
Fringe Benefits for Criminal Investigator	\$ 1,578.00

BE IT FURTHER RESOLVED that said salaries will be reevaluated subject to continued Crimes Against Revenue Program grant funding in the next State budget; and

BE IT FURTHER RESOLVED that such salaries are conditioned on the approval by this Board and entry into the Crimes Against Revenue Program Grant.

ADOPTED: AYES – 1500 NAYS – 0

By Finance, Ways and Means Committee:

RESOLUTION NO. 49-16

A RESOLUTION AUTHORIZING EXPANSION OF THE LANDFILL IN AND FOR THE COUNTY OF MADISON, NEW YORK, AT A TOTAL MAXIMUM ESTIMATED COST OF \$5,550,000 AND AUTHORIZING THE ISSUANCE OF UP TO \$5,550,000 BONDS TO PAY COSTS THEREOF.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; **NOW, THEREFORE, BE IT**

RESOLVED by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Supervisors of the County of Madison, New York, as follows:

Section 1. Expansion of the landfill, including filling, drainage, fences, roadways, buildings and original furnishings, equipment, machinery and apparatus, is hereby authorized in and for the County of Madison, New York.

Section 2. The plan for the financing of the aforesaid purpose consists of the issuance of up to \$5,550,000 bonds of said County, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 6-a of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and

contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Madison, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from tipping fees or other revenues, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with as the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said County hereby designated for such purpose, together with a notice of the Clerk of the Board of Supervisors in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.

Please note that this resolution is adopted by a 2/3's majority vote as follows:

ADOPTED: AYES – 1500 NAYS – 0

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

RESOLUTION NO. 50-16

AUTHORIZING AGREEMENT FOR AN ANNUAL STREAM MAINTENANCE AND RESILIENCY PROGRAM

WHEREAS, Madison County is blessed with a wide variety of creeks and streams that provide natural beauty, recreational resources, and ecosystem functions; and

WHEREAS, historical settlement patterns often focused in and around many of these water courses for the many resources they provided; and

WHEREAS, many of these creeks and streams are subjected to periods of heavy and intense rainfall that from time to time cause them to flood resulting in damage to nearby lands and buildings; and

WHEREAS, though a natural process, these flooding events seem to have been exacerbated in recent years, causing more frequent and intense damage; and

WHEREAS, Madison County plans to be progressive in addressing some of these flooding issues by developing an annual stream maintenance program that looks to find solutions before problems arise; and

WHEREAS, the Madison County Soil and Water District has the skills and resources necessary to undertake such a stream maintenance program;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of this Board of Supervisors be and is hereby authorized and directed to enter into an agreement with Madison County Soil and Water Conservation District for an annual stream maintenance program, a copy of such agreement being on file with the Clerk of this Board; and

BE IT FURTHER RESOLVED that the cost of this program will not exceed \$75,000.00, which was appropriated within the Planning Department's 2016 Budget.

ADOPTED: AYES – 1500 NAYS – 0

By Highway, Buildings and Grounds Committee:

RESOLUTION NO. 51-16

**AUTHORIZING THE CHAIRMAN TO SIGN TASK ORDERS
(National Grid – Energy Efficiency Portfolio Standard Programs)**

WHEREAS, the Madison County entered into a Master Agreement with Niagara Mohawk d/b/a National Grid for energy conservation and management services offered by National Grid under its Energy Efficiency Portfolio Standard programs; and

WHEREAS, projects have been identified under the Master Agreement to improve energy efficiency at Madison County; and

WHEREAS, areas are in need of upgrades, energy usage can be reduced and Madison County desires to implement energy savings; and

WHEREAS, the savings will be used to fund the expense of the improvements; and

WHEREAS, the Highway, Buildings and Grounds Committee has reviewed and approved of this project; and

WHEREAS, to proceed with these projects it is necessary to enter into a Task Order to execute the energy saving facility improvements; therefore be it

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors Chairman be and hereby is authorized to sign an agreement to enter into Task Orders under the Master Agreement, a copy of which is on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, the cost of said projects will not exceed \$3,006,877.00, which will be paid for by efficiency savings over the life of the project loan.

Supervisor Bono offered an amendment to this resolution changing the amount in the last paragraph for \$2,740,518.00, seconded by Supervisor Ball and carried.

Final vote:

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Henderson:

RESOLUTION NO. 52-16

DESIGNATING DISPOSAL OF OBSOLETE AND/OR SURPLUS COUNTY PERSONAL PROPERTY

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

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

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

ITEM	DEPARTMENT	MILEAGE	CONDITION
WAM056	Highway	83,272	Good
WAM058	Highway	90,887	Good

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 53-16

REAPPOINTING THE COUNTY HIGHWAY SUPERINTENDENT

WHEREAS, Resolution No. 19 of 2008 appointed F. Joseph Wisinski as County Highway Superintendent for a four year term expiring February 11, 2016; and

WHEREAS, the Highway, Buildings and Grounds Committee and the Government Operations Committee recommend the reappointment of F. Joseph Wisinski to another term;

NOW, THEREFORE BE IT RESOLVED that F. Joseph Wisinski of Canastota, New York be and hereby is appointed Madison County Highway Superintendent for a term of four years at an annual salary of \$90,172 effective February 12, 2016.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 54-16

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 – 1500 NAYS – 0

PUBLIC COMMENT PERIOD

Speakers:

1. Gary Padula of Canastota, New York spoke on Oneida Indian Nation issues.

On motion by Supervisor Bono, seconded by Supervisor Reinhardt, the Board adjourned.