

MADISON COUNTY BOARD OF SUPERVISORS
Meeting – Tuesday, June 14, 2011

The Board convened at 10:30 a.m. in the Supervisors Chambers, second floor, County Office Building, Wampsville, New York with all members present for Supervisor Bono (63 votes) and Supervisor Becker (285 votes). Vice Chairman Rick Bargabos presided over the meeting in Chairman Becker's absence.

Pledge of Allegiance.

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

COMMUNICATIONS

1. Copy of a resolution from Greene County – Urging Elected Representatives in the New York State Legislature to Pass Legislation Exempting Counties from Obligation to pay Chargebacks Associated with the Fashion Institute of Technology (FIT) Tuition and Fees or Reimburse Counties Pursuant to Education Law.
2. Copy of a resolution from Sullivan County – Urging the State of New York to Eliminate the Unfunded Mandates and Reduce the Underfunded Mandates that Cause County Property Tax Increase In Conjunction with Imposing a CAP on County Property Taxes.

REPORTS

1. Madison County Mental Health Department Monthly Report for May 2011.
2. Madison County Office for the Aging Annual Report 4/1/10 – 3/31/11.
3. Madison County Occupancy Tax Receipts/Expenditures for Quarter 1/1/11-3/31/11.

REPORTS OF COMMITTEES

Supervisors, Highway, Social Services JTPA/WIA and Cazenovia Sewer District:	\$ 1,290,211.33
Miscellaneous Accounts:	\$ 94,210.23

RESOLUTIONS

By Supervisor Bargabos:

RESOLUTION NO. 189-11

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 upcoming retirements is in order,

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors hereby recognizes the dedicated contributions of William Wilcox and Alice Foepfel upon their retirement.

William M. Wilcox	Weights and Measures	1985 - 2011
Alice M. Foepfel	Social Services	1999 - 2011

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

Vice Chairman Bargabos asked DSS Commissioner Mike Fitzgerald to step up front to accept a gift for Alice Foepfel, who could not be present today. Commissioner Fitzgerald stated that Alice was a behind the scenes data entry worker who did a good job, and wished her the best in her retirement.

Vice Chairman Bargabos then asked Mr. Wilcox to step forward, stating that he has been a pleasure to work with over the years; very knowledgeable in his role as Director of Weights and Measures and even conversed with him about getting certain State legislation passed regarding weights and measures while in his position. Mr. Wilcox thanked the Board and mentioned that he will return on a part time basis to assist the new Director of Weights and Measures as needed.

RESOLUTION NO. 190-11

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH XDEFENDERS, INC.

WHEREAS, the Information Technology Department purchased a Enterprise SysLog Manager (ESM) in 2008 to provide compliance reporting and security event management for the County; and

WHEREAS, the purchase price of the ESM included two (2) years of support, service and maintenance from the vendor; and

WHEREAS, the service agreement has since lapsed and the Interim Director of Information Technology recommends entering into a one (1) year contract with xDefenders, Inc. to provide said support, service and maintenance; and

WHEREAS, the Government Operations Committee recommends that the Chairman execute the agreement with xDefenders, Inc. to provide said services; and

WHEREAS, the cost of this agreement will be covered by existing appropriations in the Information Technology Department budget.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be and hereby is authorized to execute the agreement with xDefenders, Inc. effective June 14, 2011 - June 13, 2012 at a total cost to not exceed \$1,950 a copy of which is on file with the Clerk to the Board.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 191-11

AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH KINNEY MANAGEMENT SERVICES, LLC

WHEREAS, Madison County bills Federal and State programs for services provided to County residents; and

WHEREAS, beginning in January 2009, CMMS (Centers for Medicaid and Medicare Services) required that all providers conduct monthly checks for all employees and contractors against the OMIG (Office of the Medicaid Inspector General) list of excluded individual and entities; and

WHEREAS, a party excluded from one program is excluded from all federal programs, at any level and all state agencies follow this rule and require it from any entity receiving money from them; and

WHEREAS, there are three websites for providers to use to perform this process that require staff to view by employee and keep backup with dates that these checks were performed each month; and

WHEREAS, Kinney Management Services, LLC can provide the County with Kchecks web-based software that allows users to search the Federal OMIG and New York OMIG databases at the same time, complete mandated monthly testing for exclusions, record action taken on the matches found and retain a history of match resolution for use in any federal and state audits; and

WHEREAS, the Personnel Department will do the required checks for all County employees and the Treasurer's Office will do the required checks for all vendors; and

WHEREAS, this software is available for \$4500 annual fee per agency with a NYSAC discount of \$450 per year, for a total cost of \$4050 per year; and

WHEREAS, there are funds in the 2011 budget to cover this expense; and

WHEREAS, the Corporate Compliance Officer believes that the Kchecks software will enable Madison County to quickly check and maintain the OMIG requirement and avoid penalties for billing providers that are on the exclusion lists; and

WHEREAS, the Government Operations Committee has reviewed and approved the Kchecks Licensing/Subscription Agreement from Kinney Management Services, LLC;

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 Board with Kinney Management Services, LLC as is on file with the Clerk of the Board; and

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 192-11

**AUTHORIZING THE CHAIRMAN TO EXECUTE
PROPERTY DAMAGE RELEASE**

WHEREAS, on September 18, 2009 significant guiderail damage occurred on Oxbow Road in the Town of Lincoln due to a motor vehicle accident; and

WHEREAS, the Madison County Highway Department has since repaired and replaced the section of guiderail and has submitted for reimbursement to GEICO General Insurance Company in the amount of \$2,836.17; and

WHEREAS, GEICO General Insurance Company informed the County of Madison that the total Property Damage claim exceeds its policy limit of \$25,000 and have offered a settlement in the amount of \$1,221.39; and

WHEREAS, the Government Operations Committee has reviewed and approved the settlement and recommends accepting payment of the \$1,221.39;

NOW, THEREFORE, BE IT RESOLVED, that the County of Madison accepts the settlement of \$1,221.39 and that the Chairman of the Madison County Board of Supervisors is hereby authorized to sign the Property Damage Release, Claim No: 023636467-0101-019 on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 193-11

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 listed below,

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

ITEM	DEPARTMENT	CONDITION
1980 Mack Water Truck	Landfill	fair/good
1986 Autocar Roll-off Truck	Landfill	fair/good
2001 Chevy Impala	Landfill	fair
MadVac Vacuum	Landfill	fair/good
Bobcat Snowblades (3-72")	Landfill	good
Snowblades off CAT Loader	Landfill	good
John Deere Snowblower	Sewer District	for parts
Ariens Snowblower	Sewer District	like new
2001 Chevy Impala	Sheriff	fair
2002 Chevy Impala	Sheriff	fair/good
1999 Chevy Cavalier	Highway	poor/fair
1977 Dodge Pickup	Highway	good
1990 Chevy Pickup	Highway	poor/fair
IBM Laptop ThinkPad T42(12)	Information Technology	serviceable
(7)Biometric Devices	Information Technology	serviceable
HP LaserJet Scanner	Information Technology	serviceable
Mustek Scanner	Information Technology	serviceable
HP Printer, Deskjet 932C	Information Technology	serviceable
Brother Fax Machine	Information Technology	serviceable

4-HP Servers	Information Technology	serviceable
27-CPU,HP,Dell,Apple	Information Technology	serviceable

On motion by Supervisor Henderson, seconded by Supervisor Degear, this resolution was TABLED.

RESOLUTION NO. 194-11

ESTABLISHING STIPENDS FOR 2011-2012 FOR EMPLOYEES IN THE DISTRICT ATTORNEY'S OFFICE (Aid to Prosecution Grant)

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

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

WHEREAS, the Board previously approved stipends for the New York State fiscal year of 2010-2011 as follow:

Chief Assistant District Attorney	\$ 15,000.00
Second Assistant District Attorney	\$ 6,500.00
Third Assistant District Attorney	\$ 3,300.00
Fourth Assistant District Attorney	\$ 2,700.00
Confidential Secretary	\$ 4,300.00

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

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

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

NOW, THEREFORE BE IT RESOLVED that stipends for 2011-2012 be and hereby are established as follow:

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

BE IT FURTHER RESOLVED that said 2011-2012 stipends shall be payable in the second pay period of each month effective in June 2011 through March 2012; and

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

Supervisor Henderson made a motion to amend this resolution, seconded by Supervisor DiVeronica to add the following paragraph:

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

The amendment was carried.

Final vote with amendment:

ADOPTED: AYES – 1023 NAYS – 129 (Kuiper) ABSENT – 348 (Bono Becker)

At 10:45 a.m. Vice Chairman Bargabos announced and opened the scheduled public hearing on Local Law No. 2 for 2011 – Modifying the salary for the Sheriff for 2011. Supervisor Degear made the motion to open the hearing, seconded by Supervisor Salka and carried.

Vice Chairman Bargabos asked for speakers. Supervisor Ball reminding Board members that this was the original plan when Sheriff Riley was hired and stating that the Sheriff has more than justified this salary increase. There being no other speakers, Vice Chairman Bargabos called for a motion to close the hearing which was offered by Supervisor Goldstein, seconded by Supervisor Salka and carried.

RESOLUTION NO. 195-11

AUTHORIZING ATTENDANCE AT AN OUT-OF-STATE CONFERENCE (Probation)

WHEREAS, the American Correctional Association will be holding its 141st Congress of Correction Conference in Kissimmee, Florida on August 5 – 10, 2011; and

WHEREAS, Karen Birch, Probation Director has requested to attend said conference; and

WHEREAS, her expenses for transportation, meals, lodging and registration are funded through appropriations in the 2011 Probation Department budget; and

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

NOW, THEREFORE BE IT RESOLVED that Karen Birch be and hereby is authorized to attend said conference at County expense not to exceed \$1,396.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 196-11

APPOINTING A DIRECTOR OF WEIGHTS AND MEASURES

WHEREAS, the Director of Weights and Measures will retire effective June 30, 2011; and

WHEREAS, the members of the Government Operations Committee recommend that Marc C. O’Hara be appointed as Director of Weights and Measures,

NOW, THEREFORE BE IT RESOLVED that Marc C. O’Hara of Peterboro, New York be and hereby is appointed Director of Weights and Measures at the 2011 annual salary of \$38,796 effective July 1, 2011.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 197-11

APPOINTING AN ADMINISTRATIVE ASSISTANT TO THE CHAIRMAN OF THE BOARD OF SUPERVISORS

WHEREAS, by Resolution No. 517-10, the Madison County Board of Supervisors appointed Mark A. Scimone as Administrative Assistant to the Chairman of the Board of Supervisors on an interim basis and established the 2011 salary for said position; and

WHEREAS, the Government Operations Committee now recommends that Mark Scimone be appointed to said position on a permanent basis,

NOW, THEREFORE BE IT RESOLVED that Mark A. Scimone be and hereby is appointed Administrative Assistant to the Chairman of the Board of Supervisors effective immediately.

For clarification Supervisor Bargabos offered an amendment to this resolution seconded by Supervisor Stepanski to add the following paragraph as follows:

BE IT FURTHER RESOLVED, that the title in Account No. A1010.1015 be modified to read: County Administrator/Administrative Assistant to the Chairman of the Board.

The amendment was carried.

Final vote with amendment:

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 198-11

ADOPTING LOCAL LAW NO. 2 FOR THE YEAR 2011

WHEREAS, there has been duly introduced Local Law No. 2 for the year 2011 entitled "LOCAL LAW MODIFYING THE SALARY OF THE SHERIFF FOR 2011"; and

WHEREAS, a public hearing on said local law was duly held by the Board of Supervisors of the County of Madison on June 14, 2011;

NOW, THEREFORE BE IT RESOLVED, that Local Law No.2 for the year 2011 be and the same is hereby adopted.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

By Supervisor Salka:

RESOLUTION NO. 199-11

ACCEPTING BIDS AND AWARDING CONTRACTS FOR PRE-SCHOOL CHILDREN TRANSPORTATION

WHEREAS, bids were duly received and opened on May 31, 2011 for the transportation of handicapped children for the 2011-2012 school year; and

WHEREAS, Madison County Department of Health is responsible to provide arrangements for transportation of children with handicapping conditions to education facilities under the Early Intervention Program and Special Education Program for ages 0-5; and

WHEREAS, the offer of providing this responsibility was given to and accepted by the following companies for the July 1, 2011 through June 30, 2012 contract year as follows:

<u>Program Name</u>	<u>Location</u>	<u>Rate/Route</u>
---------------------	-----------------	-------------------

BIRNIE BUS

2- Jowonio	Syracuse	\$271.00
4- Little Lukes	East Syracuse	\$271.00
8- UCP Clinton	Clinton	\$248.00

PAINE BUS

5- Upstate Cerebral Palsy	Rome	\$225.55
6- Upstate Cerebral Palsy	Utica	\$259.60

LANPHER TRANSPORTATION

1- OCM BOCES	East Syracuse	\$290.80
3- SPICE- Elmcrest	Syracuse	\$248.00
7- Madison-Oneida BOCES	Munnsville, McConnellsville, Verona	\$261.66
9- Madison Cortland ARC	Oneida	\$292.66

DURHAM SCHOOL SERVICES:

10-Wheelchair Van	All Destinations	\$389.74
-------------------	------------------	----------

WHEREAS, the County shall have four (4) separate and consecutive options to extend these contracts for additional periods of one year each with the CPI or 3% increase, whichever is less; and

WHEREAS, the Board of Health and Public Health Services' Committee feels this is in the best interest of Madison County;

NOW, THEREFORE BE IT RESOLVED, that the County accepts bids submitted by the above named contractors, and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into agreements with Birnie Bus, Paine Bus, Lanpher's Transportation and Durham School Services effective July 1, 2011 through June 30, 2012, as is on file with the Clerk of the Board.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 200-11

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

WHEREAS, for over 40 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 mentally retarded and 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 2011 event to be held at the Greystone Castle;

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 Greystone Castle 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 2011 budget with the cost of the dinner not to exceed \$2000.00 and the plaques and mementos not to exceed \$900.00.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

By Supervisor Ball:

RESOLUTION NO. 201-11

AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN A CONTRACT EXTENSION WITH LANGONE & ASSOCIATES

WHEREAS, Langone & Associates has been participating in many tasks since the execution of the Motorola contract such as assisting the County in

identifying new radio sites, development of tower, shelter and generator specifications, SEQR process, microwave system analysis, radio coverage analysis, the frequency licensing process, user group meetings to develop radio programming features and factory equipment staging tests; and

WHEREAS, the purpose of this extension is for Langone & Associates to continue to participate in the implementation of this critical communications system. A list of the tasks to be supported by Langone & Associates has been reviewed by the Madison County Radio Project Team and these task support the Implementation/Construction Phase Services of the radio project; and

WHEREAS, this contract extension to assist the County with the remaining technical implementation tasks at a cost not to exceed \$62,000.00 is until the end of the project and cutover of the system; and

WHEREAS, the cost of this extension is covered in the project contingency fund;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be and hereby is authorized to execute this contract extension.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 202-11

AMENDING RESOLUTION 569-11

WHEREAS, Resolution 569-11 (Expressing the Authorization of the Chairman to Enter Into an Agreement) incorrectly identified the company as Applied Psychological Technologies, LLC.;

WHEREAS, the correct dates of the contract will read June 14, 2011-June 14, 2012;

NOW, THEREFORE, BE IT RESOLVED, all references of Applied Psychological Technologies, LLC. are hereby replaced to read Law Enforcement Psychological Associates (LEPA) and the corrected dates shall reflect the above.

Supervisor Ball offered an amendment to this resolution, seconded by Supervisor Degear to change Resolution No. 569-11 to 169-11. Carried.

A final vote was then taken:

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 203-11

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

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

WHEREAS, the State grant award is identified as follows:

Awarding Agency:	NYS Division of Criminal Justice Services
Program Name:	Aid to Prosecution Program
Award Year:	04/01/11 – 03/31/12
Contract Number:	_____
Total Grant Award:	\$29,200.00

WHEREAS, the initial budget for this grant was established in the 2012 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.

Supervisor Ball offered an amendment to this resolution, seconded by Supervisor Henderson to insert the following contract number in the blank: AP11118036. The amendment was carried

A final vote was then taken:

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

By Supervisor Cary:

RESOLUTION NO. 204-11

**APPOINTING A MEMBER TO THE WORKFORCE INVESTMENT BOARD OF
HERKIMER-MADISON-ONEIDA COUNTIES**

WHEREAS, In accordance with the Tri-County Consortium Agreement of the Herkimer-Madison-Oneida Local Workforce Investment Area, the Madison County Chief Elected Official appoints a member to the Workforce Investment Board from a local educational agency; and

WHEREAS, that member has traditionally been affiliated with Madison-Oneida BOCES; and

WHEREAS, Ms. Kathleen Rinaldo, Director of Adult and Continuing Education at Madison-Oneida BOCES, who resides at 202 Spencer Street, Canastota, NY 13032, has expressed an interest in serving on the Workforce Investment Board; and

WHEREAS, Ms. Rinaldo's interest has been supported by the Superintendent of Madison-Oneida BOCES;

NOW, THEREFORE BE IT RESOLVED, that Ms. Kathleen Rinaldo be hereby appointed to the Workforce Investment Board of Herkimer-Madison-Oneida Counties for a three-year term, commencing on July 1, 2011.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 205-11

AUTHORIZING THE CHAIRMAN TO SIGN A MEMORANDUM OF UNDERSTANDING WITH THE WORKFORCE INVESTMENT BOARD FOR A FEDERAL GRANT

WHEREAS, it is the intent of the Workforce Investment Board of Herkimer-Madison-Oneida Counties to apply for a H-1B Technical Skills Training Grant provided through the Employment and Training Administration of the U.S. Department of Labor; and

WHEREAS, this grant, if received, would help area residents acquire the skills needed for the region's growing advanced manufacturing sector by meeting employer needs through an education and training project coupled with On-The-Job training opportunities; and

WHEREAS, Madison County is desirous of being a partner in this grant, through the Employment and Training Department; and

WHEREAS, the grant application requires a preliminary agreement of the partners, with a formal written agreement developed upon award of this grant to 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 this Memorandum of Understanding, specifically the Workforce Investment Board H-1B Training Project Memorandum of Understanding, a copy of which is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 206-11

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, 2011 and ends June 30, 2014, and the Chief Local Elected Officials Agreement, with a term that commences on July 1, 2010 and ends June 30, 2014, copies of which are on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 207-11

AUTHORIZING AN ECONOMIC DEVELOPMENT LOAN

WHEREAS, Madison County coordinates its economic development activities through the Madison County Center for Economic Development to advance job opportunities, economic growth, and general prosperity for the people of the County; and

WHEREAS, Madison County has a history of providing loans for business growth and expansion purposes; and

WHEREAS, Madison County has secured a microenterprise convertible loan / grant fund to assist in low to moderate income job creation through the New York State Homes and Community Renewal; and

WHEREAS, Good Nature Brewing, Inc. is establishing a microbrewery in Hamilton, NY and has requested a Microenterprise loan in the amount of \$35,000 to assist in the purchase of brewing equipment and material for leasehold improvements for the facility; and

WHEREAS, the project will create no fewer than 1 full time jobs over the next year;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors approve a loan to Good Nature Brewing, Inc. in the amount of \$35,000; and

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

ADOPTED: AYES – 1152 NAYS – 0 ABSENT – 348 (Bono, Becker)

RESOLUTION NO. 208-11

AUTHORIZING AN ECONOMIC DEVELOPMENT LOAN

WHEREAS, Madison County coordinates its economic development activities through the Madison County Center for Economic Development to advance job opportunities, economic growth, and general prosperity for the people of the County; and

WHEREAS, Madison County has a history of providing loans for business growth and expansion purposes; and

WHEREAS, Madison County has secured a microenterprise convertible loan / grant fund to assist in low to moderate income job creation through the New York State Homes and Community Renewal; and

WHEREAS, The Cornerstore and Deli is opening a grocery store and deli at 41 Lebanon St. in Hamilton, NY and has requested a Microenterprise loan in the amount of \$35,000 to assist in the purchase of equipment, inventory and materials for leasehold improvements for the facility; and

WHEREAS, the project will create no fewer than 2 full time equivalent jobs over the next year;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors approve a loan to The Cornerstore and Deli in the amount of \$35,000; and

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

Please note that Chairman Becker arrived at this time changing the amount of absent votes.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 209-11

AUTHORIZING AN ECONOMIC DEVELOPMENT LOAN

WHEREAS, Madison County coordinates its economic development activities through the Madison County Center for Economic Development to advance job opportunities, economic growth, and general prosperity for the people of the County; and

WHEREAS, Madison County has a history of providing loans for business growth and expansion purposes; and

WHEREAS, Madison County has secured a microenterprise convertible loan / grant fund to assist in low to moderate income job creation through the New York State Homes and Community Renewal; and

WHEREAS, Budget Spray Foam, LLC is establishing a spray foam insulation business in Madison, NY and has requested a Microenterprise loan in the amount of \$35,000 to assist in the purchase of equipment and inventory for the business; and

WHEREAS, the project will create no fewer than 2 full time jobs over the next year;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors approve a loan to Budget Spray Foam, LLC in the amount of \$35,000; and

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

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 210-11

AUTHORIZING THE COUNTY TO BECOME A MEMBER OF ICLEI-LOCAL GOVERNMENTS FOR SUSTAINABILITY

WHEREAS, scientific consensus identifies carbon dioxide (CO₂) and other greenhouse gases released into the atmosphere as having potentially profound effects on the Earth's climate; and

WHEREAS, pollutants such as greenhouse gases released into the atmosphere may have negative long-term effects on local and regional human and natural systems, including, but not limited to, economic vitality, environmental integrity, and human health; and

WHEREAS, energy consumption, specifically the burning of fossil fuels, accounts for more than 80% of U.S. greenhouse gas emissions; and

WHEREAS, local government policies and the services that local governments provide directly impact the community's livability, economic vitality, and preservation of the community's natural resources; and

WHEREAS, direct and indirect costs can be avoided, and pollutants reduced, through energy efficiency and energy management; coordinating planning efforts for land use, housing, and transportation; and waste reduction; and

WHEREAS, Madison County has:

- Been selected for Central New York Regional Planning and Development Board Climate Change Innovation Program; and
- Joined New York State Department of Environmental Conservation Climate Smart Communities Program; and
- Become an U.S. Environmental Protection Agency ENERGY STAR Pledge Driver; and
- Contracted work to complete energy improvement retrofits to county buildings

WHEREAS, Madison County desires to continue to work towards reducing greenhouse gas emissions through reductions in fuel use, energy use, and solid waste produced by municipal operations and the community as a whole; and

WHEREAS, Madison County has a vested interest in protecting and enhancing the environment, the economy, and quality of life through reducing energy consumption and helping the community become more sustainable in its use of resources; and

WHEREAS, ICLEI-Local Governments for Sustainability is a nonprofit membership association of local governments committed to sustainability, energy conservation, and climate protection;

WHEREAS, membership into ICLEI-Local Governments for Sustainability requires annual membership dues of \$1,200 for Madison County with a \$1,000 reimbursement from Central New York Regional Planning and Development Board for the first year as part of Madison County's participation in the Climate Change Innovation Program;

NOW THEREFORE, BE IT RESOLVED, that Madison County will join ICLEI as a Full Member and pledges to take a leadership role in promoting public awareness, education, and outreach regarding sustainability, the impacts of greenhouse gas emissions, actions that mitigate the negative effects of air pollution, and strengthen the local economy and quality of life; and

BE IT FURTHER RESOLVED, that Madison County will strive to undertake the Five Milestones for Climate Change Mitigation, to reduce both greenhouse gas and air pollution emissions throughout the community, and specifically:

- Conduct a greenhouse gas emissions inventory, which includes an inventory of energy use, fuel use, and solid waste, and forecast to determine the source and quantity of greenhouse gas emissions resulting from municipal operations and the community as a whole
- Adopt a greenhouse gas emissions reduction target(s)
- Develop a climate action plan with both existing and future actions which, when implemented, will allow the local government to meet the local greenhouse gas emissions reduction target
- Implement the policies and measures in the plan
- Monitor and verify progress

BE IT FINALLY RESOLVED, ICLEI membership will entitle Madison County to membership benefits and assistance as it progresses through these Milestones.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 211-11

AUTHORIZING THE PURCHASE OF LAND

WHEREAS, property owned by Gerald Greene which is located on 3870 Cottons Road, Town of Lincoln is available for purchase; and

WHEREAS, this real property includes one trailer and is located on .25 acres of land; and

WHEREAS, this property commonly known as Tax Map #52.-1-1-10 is contiguous on the north side of land currently owned by Madison County (Oxbow Park); and

WHEREAS, the acquisition of this property would allow the County to provide access to Oxbow Park from Cottons Road; and

WHEREAS, the County would be responsible for the removal of the trailer and related cleanup of said property as a condition of purchase;

NOW, THEREFORE BE IT RESOLVED, that it is determined that the acquisition of this property is deemed to be in the best interest of the County; and

BE IT FURTHER RESOLVED, that the County purchase this property from Gerald Green ratifying a contract to purchase dated June 14, 2011, which is on file with the Clerk of the Board of Supervisors, for the consideration of \$1, and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be authorized and directed to execute any necessary documents to consummate the transaction.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

By Supervisors Cary and Reinhardt:

RESOLUTION NO. 212-11

AUTHORIZING THE COUNTY TO ACCEPT GRANT FUNDS FROM THE CENTRAL NEW YORK REGIONAL PLANNING AND DEVELOPMENT BOARD

WHEREAS, Madison County has received a \$31,000 grant from the Central New York Regional Planning and Development Board (Resolution 173-11); and

WHEREAS, the grant award is identified as follows:

Awarding Agency: U.S. Environmental Protection Agency
Pass-Through Agency: Central New York Regional Planning and Development Board
Program Name: Climate Change Innovation Program
Award Year: 2010
Federal Funds Percentage: 100%
CFDA#: 66.041
Total Grant Amount: \$31,000

WHEREAS, Madison County will use the grant for membership to ICLEI Local Governments for Sustainability and a demonstration project;

NOW, THEREFORE BE IT RESOLVED, that the Treasurer of Madison County is authorized to undertake the necessary activities and set up the following accounts for receipt and disbursement of the grant:

General Fund

8020 Planning Department

		<u>From</u>	<u>To</u>
Revenue			
A4989.10	Fed Aid-CNY Climate Change Innovation Program (C2IP)	0	\$31,000

Expense

A8020.4100	CNY Climate Change Innovation Program (C2IP)	0	\$31,000
------------	--	---	----------

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 213-11

AUTHORIZING THE MODIFICATION OF THE 2011 COUNTY BUDGET FOR THE MADISON COUNTY FAIR

WHEREAS, Madison County has appropriated a total of \$25,000 in the 2011 Budget to support the Madison County Fair, and;

WHEREAS, the County has received a proposal from Brookfield Riding and Driving Association to restore an equine arena at the fairgrounds that could be used during the annual fair and many other times throughout the year to showcase the County’s equine enterprises, and;

WHEREAS, the County Fair is an integral part of our agricultural community and serves as a vehicle for growth and tourism, and;

WHEREAS, the restoration of the equine arena would continue the diversification of events that would be offered at the fairgrounds and foster increased growth and tourism for the County Fair, and;

WHEREAS, the restoration of the arena would include adding a new subsurface, base and fencing.

NOW THEREFORE BE IT RESOLVED, that the County will appropriate \$10,000 for the restoration of the equine arena from within the Madison County Fair budget; and

BE IT FURTHER RESOLVED, that the 2011 County Budget be modified as follows:

General Fund

7550 Madison County Fair

<u>Expense</u>	<u>From</u>	<u>To</u>
A7550.4101 Attractions & Promotions	\$15,000	\$ 5,000
A7550.402 Equine Arena	<u>-0-</u>	<u>10,000</u>
Control Total	<u>\$15,000</u>	<u>\$15,000</u>

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

By Supervisor Degear:

RESOLUTION NO. 214-11

SUPPORTING ASSEMBLY BILL A7205-2011, HIGHWAY AND BRIDGE FUNDING

WHEREAS, local governments are responsible for nearly eighty-seven (87%) percent of the state's 112,500 miles of roadways, and are also responsible for fifty percent (50%) of the state's 18,000 bridges; and

WHEREAS, every year, NYS replenishes the funds in the Dedicated Bridge and Highway Trust Fund – this year, the balance is \$750 million; and

WHEREAS, historically, over 65% of the fund monies have gone to salaries or debt payment; and

WHEREAS, a Senate Bill S.1071, passed in April, will phase out extraneous expenses over five years, to return the Fund to its' original intent, operational costs for maintaining roads and bridges;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors hereby go on record supporting Assembly Bill A7205-2011;

BE IT FURTHER RESOLVED, that the Madison County Board of Supervisors shall forward copies of this Resolution to Governor Andrew Cuomo, Senator David Valesky, Assemblyman William Magee, the New York State Association of Counties and all others deemed necessary and proper.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 215-11

AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENT FOR ENGINEERING SERVICES WITH C&S ENGINEERS, INC.

WHEREAS, the Public Works Committee met on May 17, 2011 and authorized the Madison County Highway Department to proceed with Engineering Services in connection with a Red Flag on Campbell Road over Lebanon Brook (BIN 3308430) in the Town of Lebanon; and

WHEREAS, the firm C&S Engineers, Inc. has provided a lump sum fee for Engineering Services at Three thousand two hundred dollars and no cents (\$3,200.00); and

WHEREAS, the cost for Engineering Services has been appropriated in the County Road Fund 2011 Budget line item D5020.4229;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into an Engineering Agreement to provide said services as outlined in the Agreement to be on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 216-11

ACCEPTING BID AND AWARDING CONTRACT FOR THE MADISON COUNTY SEWER DISTRICT FINISHED COMPOST STORAGE BUILDING

WHEREAS, bids were duly received and opened on May 26, 2011 for Bid Ref. No. 11.18 for a Finished Compost Storage Building for the Madison County Sewer District; and

WHEREAS, all bids have been canvassed and reviewed by the Madison County Sewer District Board and the Public Works Committee, who have made

their recommendation to award to the lowest responsible bidder having no exceptions to the contract documents;

NOW, THEREFORE BE IT RESOLVED, that the County accept and award the bid to the following bidder meeting bid specifications:

**Fingerlakes Construction Co., Inc.
10269 Old Route 31 West
Clyde, New York 14433**

Total Bid Award: \$49,900.00

BE IT FURTHER RESOLVED, that upon receipt of the signed contracts and other related and required contract documents, copies of which are on file with the Clerk to the Board, that the Chairman of the Board be and is hereby authorized and directed to execute the same on behalf of the County of Madison.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

By Supervisor Goldstein:

RESOLUTION NO. 217-11

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
WITH THE CITY OF ROME FOR LEACHATE DISPOSAL**

WHEREAS, the Madison County Board of Supervisors has before it a proposal to contract with the City of Rome, New York to provide Madison County with disposal capacity at the City of Rome Wastewater Treatment Facility not to exceed 8 million gallons per year of leachate generated by the Madison County Landfill at the rates specified in the Agreement; and

WHEREAS, in 1994 the County had reviewed the environmental impacts associated with the proposed Contract pursuant to the State Environmental Quality Review Act (“SEQR”) and after finding no significant adverse environmental impacts adopted a negative declaration; and

WHEREAS, the term of the Agreement by and between the parties shall be from June 14, 2011 through June 14, 2013; and

WHEREAS, the Madison County Board of Supervisors finds the Contract with the City of Rome for leachate disposal to be favorable as a alternative disposal site for the landfill leachate; and

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

execute the required Agreement documents, on behalf of the County of Madison, a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

By Supervisor Goldstein:

RESOLUTION NO. 218-11

APPROVING AGREEMENT WITH JOHNSON BROTHERS LUMBER COMPANY FOR SALE OF EXCESS HEAT FROM LANDFILL GAS TO ENERGY PROJECT

WHEREAS, Madison County owns and operates a solid waste management facility located in the Town of Lincoln, including landfills that produce gases containing methane ("LFG"); and

WHEREAS, the County is party to a contract dated December 11, 2007 with Waste Management Renewable Energy, Inc. ("WMRE") whereby WMRE owns and operates an electric generation system designed to burn LFG produced by the landfills. The combustion of LFG produces thermal energy ("Excess Heat") owned by Madison County; and

WHEREAS, the County, acting pursuant to its authority under New York General Municipal Law Section 120-w issued a request for proposals ("RFP") dated April 2, 2009 soliciting proposals for resource recovery projects that would beneficially use the Excess Heat and Johnson Brothers Lumber Company of Cazenovia, New York ("JBL") responded to the RFP by letter proposal dated May 4, 2009; and

WHEREAS, after review of various proposals the County selected JBL as the preferred bidder based upon a matrix of factors including revenues, local economic benefits, value of jobs created, financial capabilities, sustainability, long term commitment to the community and various other factors deemed appropriate by the County; and

WHEREAS, the terms and conditions of a proposed contract between JBL and the County for sale of the Excess Heat are set forth in an agreement on file with the Clerk of the Board of Supervisors;

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

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

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 219-11

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

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

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

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

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

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 to the Board; and

BE IT FURTHER RESOLVED, the Solid Waste Disposal Agreement shall cover the period from January 1, 2011 through December 31, 2016; and

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

1. ACTION TECHNICAL SERVICES

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

By Supervisor Reinhardt:

RESOLUTION NO. 220-11

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

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

William & Bonnie Bennett
2748 Pine Ridge Road
Canastota, NY 13032

Tax Map #61.-1-25
Town of Lincoln

WHEREAS, the house on this property valued at \$46,600 was removed prior to the March 1, 2008 taxable status date; and

WHEREAS, the Town of Lincoln completed a town-wide reassessment project for the 2008 assessment roll; and

WHEREAS, the assessor had noted in her field review workbook that the property now was vacant land and would be assessed for \$15,400 but in error the reduced assessment was not entered into the computer file; and

WHEREAS, under Section 550; 2(a) of the New York State Real Property Tax Law, this is an "error in essential fact", an entry on the tax roll of an improvement to real property which was removed or destroyed prior to taxable status date; and

WHEREAS, the Director of Real Property Tax Services recommends approval of these applications,

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer be and hereby is directed to refund town and county taxes for the years 2011, 2010 and 2009 in the amounts of \$344.99, \$341.72 and \$340.08 respectfully due to this error.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 221-11

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

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

Robert & Candy Pouliot
6860 Old County Road
Canastota, NY 13032

Tax Map #52.-1-63.212
Town of Lincoln

WHEREAS, there are 2009 and 2010 delinquent taxes in the amounts of \$1,211.61 and \$980.28 respectively; and

WHEREAS, these delinquencies reflect an assessed value of \$43,000 in error due to an erroneous amount of acreage of 14.59 acres; and

WHEREAS, this error appeared at the time of the 2008 town-wide reassessment project due to a computer file error; and

WHEREAS, the assessed value should be \$35,700 with the correct acreage of 5.39 acres; and

WHEREAS, under Section 550;(2)a of the New York State Real Property Tax Law this is a clerical error; and

WHEREAS, the Director of Real Property Tax Services recommends approval of these applications,

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer be and hereby is directed to credit 2009 taxes in the amount of \$332.71 and the 2010 taxes in the amount of \$308.16 for a total amount of \$640.87 due to this error.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

RESOLUTION NO. 222-11

AUTHORIZING THE MODIFICATION OF THE 2011 ADOPTED COUNTY BUDGET

RESOLVED, that the 2011 Adopted County budget be modified as follows:

Modification No. 1

General Fund

6010 Social Services Administration

Expense

A6010.41096 FAR Flex Fund Expense

From

To

\$ -0-

\$ 8,500

Control Total \$ 8,500

Revenue

A3610.1010	St. Aid Social Services	<u>\$2,052,591</u>	<u>\$2,061,091</u>
	Control Total		<u>\$ 8,500</u>

Modification No. 2

General Fund

6010 Social Services Administration

Expense

	<u>From</u>	<u>To</u>
A6010.2901 Building Renovation	\$ 45,000	\$ 15,000
A6010.2902 Cooling Tower	<u>-0-</u>	<u>74,100</u>

1990 Contingent Fund

Expense

A1990.4444 Contingent Fund	<u>\$ 567,000</u>	<u>\$ 522,900</u>
Control Totals	<u>\$ 612,000</u>	<u>\$ 612,000</u>

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

By Supervisors Ball and Reinhardt:

RESOLUTION NO. 223-11

AUTHORIZING THE MODIFICATION OF THE 2011 ADOPTED COUNTY BUDGET

BE IT RESOLVED that the 2011 Adopted County budget be modified as follows:

General Fund

1165 District Attorney

Expense

	<u>From</u>	<u>To</u>
A1165.4221 Special Prosecutor	\$ 9,000	\$ 12,673

1990 Contingent Fund

Expense

A1990.4444 Contingent Fund	<u>522,900</u>	<u>519,227</u>
----------------------------	----------------	----------------

Control Total	<u>\$531,900</u>	<u>\$531,900</u>
---------------	------------------	------------------

Supervisor Reinhardt offered the following amended resolution, seconded by Supervisor Ball:

AMENDMENT TO RESOLUTION NO. 36

**AUTHORIZING THE MODIFICATION OF THE 2011 ADOPTED COUNTY
BUDGET**

BE IT RESOLVED that the 2011 Adopted County budget be modified as follows:

General Fund

3315 Special Traffic Programs-STOP DWI

	<u>From</u>	<u>To</u>
<u>Expense</u>		
A3315.41022 District Attorney Prosecution	\$53,880	\$57,553
Control Total		<u>\$3,673</u>

Revenue

A2705.1040 Gifts & Donations-STOP DWI	<u>14,196</u>	<u>17,869</u>
Control Total		<u>\$3,673</u>

1165 District Attorney

Expense

A1165.4221 Special Prosecutor	\$9,000	\$12,673
Control Total		<u>\$3,673</u>

Revenue

A2801.2010 Prosecution STOP DWI Cases	<u>53,880</u>	<u>57,553</u>
Control Total		<u>\$3,673</u>

ADOPTED: AYES – 1399 NAYS – 38 ABSENT – 63 (Bono)

A final vote with amendment was then taken:

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

By Supervisor Bargabos:

RESOLUTION NO. 224-11

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT

WHEREAS, in accordance with 18 NYCRR § 521.3 (a) “Provider Compliance Programs” Madison County is required to have a Medicaid Corporate Compliance Plan as the County is a provider of Medicaid services and receives over \$500,000 annually in Medicaid; and

WHEREAS, The Bonadio Group has provided documentation risk assessment and assessment and testing of multiple municipal government and private sector corporate compliance programs; and

WHEREAS, to ensure the County's compliance with the NYS Office of Medicaid Inspector General regulations the Corporate Compliance Officer recommends entering into an agreement with The Bonadio Group to provide said services; and

WHEREAS, the Public Health Services, Social and Mental Health Services and Government Operations Committees also recommend entering into an agreement with The Bonadio Group to provide said services; and

WHEREAS, the Mental Health and Public Health department budgets have appropriations to cover the cost of this agreement;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be and hereby is authorized to execute the agreement with The Bonadio Group effective June 14, 2011 at a total cost to not exceed \$20,380, a copy of which is on file with the Clerk to the Board.

ADOPTED: AYES – 1437 NAYS – 0 ABSENT – 63 (Bono)

By Supervisor Reinhardt:

RESOLUTION NO. 225-11

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 – 1437 NAYS – 0 ABSENT – 63 (Bono)

PUBLIC COMMENT PERIOD

No speakers.

No motion by Supervisor Henderson, seconded by Supervisor Monforte, the Board adjourned.