

MADISON COUNTY BOARD OF SUPERVISORS
Meeting – Tuesday, September 8, 2009

The Board convened at 10:00 a.m. in the Supervisors Chambers, second floor, County Office Building, Wampsville, New York with all members present.

Pledge of Allegiance.

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

COMMUNICATIONS

1. Copy resolutions from Schoharie and Wyoming Counties – Urging the Federal Government to Implement Immediate Actions to Help Relieve the Current Dairy Fiscal Crisis.
2. Copy of a resolution from Chemung County – To Governor Paterson and New York State Legislature to Advance Funding and Expedite the Timetables to Complete the Appalachian Development Highway System.
3. Resignation received by Madison County Sheriff Ron Cary effective Sept. 19, 2009.

REPORTS

1. Madison County Occupancy Tax Receipts/Expenditures for Quarter 4/1/09 – 6/30/09.

REPORTS OF COMMITTEES

Supervisors, Highway, Social Services, Employment & Training/WIA And Cazenovia Sewer District:	\$ 2,003,686.03
Miscellaneous Accounts:	\$ 137,336.21

RESOLUTIONS

By Supervisor Bargabos:

RESOLUTION NO. 350-09

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 a certain County employee with an upcoming retirement is in order,

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors hereby recognizes the dedicated contributions of Ronald I. Cary upon his retirement.

Ronald I. Cary Sheriff 1977 - 2009 32 years

Sheriff Cary was presented a gift by Chairman Becker on behalf of the Board and thanked for his many years of dedicated service to the County. Sheriff Cary thanked the Board and reminded everyone that the County is in good shape today thanks to such hard working department heads and Board members who truly care about our County.

ADOPTED: AYES – 1500 NAYS - 0

At 10:15 a.m., Chairman Becker announced and called for a motion to open the scheduled public hearing on the proposed modifications to Agricultural Districts #1, #3, #12 and #13. Supervisor Reinhardt made the motion to open the hearing, seconded by Supervisor Bono and carried. Chairman Becker then called for speakers.

Madison County Assistant Director of Planning, Scott Ingmire gave an overview of the modification process to the Board members and audience. Brookfield Supervisor John Salka asked on behalf of one of his town residents about the status of a certain parcel being removed from district #1. Mr. Ingmire explained that residents are notified ahead of time about the modification process and through the process parcels can be added or removed. Mr. Ingmire also stated that if Mr. Salka had any other residents with concerns or questions to please contact him.

There being no further speakers, Supervisor Williams made a motion to close the hearing, seconded by Supervisor Suits and carried. Chairman Becker declared the hearing closed and continued with regular business.

RESOLUTION NO. 351-09

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

WHEREAS, the 2009 Mid Year Healthy Homes Conference will be held in Philadelphia, PA October 15-16, 2009; and

WHEREAS, Eric Faisst, Public Health Director has requested that Aaron Lazzara, Assistant Director of Environmental Health and JoAnn Perkins, Health Educator attend said conference; and

WHEREAS, these expenses will be funded at approximately 65% by NYS State Aid and the remainder will be funded through appropriations in the Health Department 2009 budget; and

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

NOW, THEREFORE BE IT RESOLVED that Aaron Lazzara and JoAnn Perkins be and hereby are authorized to attend said training at County expense not to exceed \$550.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 352-09

ABOLISHING ONE TEMPORARY ENERGY RESOURCE AIDE POSITION AND ONE TEMPORARY OFFICE ASSISTANT II POSITION AND CREATING ONE PERMANENT SOCIAL WELFARE EXAMINER TRAINEE POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, one temporary Energy Resource Aide and one temporary Office Assistant II position are both vacant, the Commissioner of Social Services recommends that these positions be abolished; and

WHEREAS, the Commissioner has requested that a permanent Social Welfare Examiner Trainee position be created due to the Home Energy Assistance Program's (HEAP) expansion from a traditional seasonal program to a year-round assistance program to better serve the community; and

WHEREAS, providing such year-round services, such as furnace repair or replacement, Cooling Component (providing eligible homes with an air conditioner), and a new Clean and Tune Component (services may include a furnace and/or chimney cleaning, installation of a programmable thermostat, and minor repairs to the primary heating system) has resulted in additional work for the Department of Social Services; and

WHEREAS, the Personnel Officer certifies that Social Welfare Examiner Trainee is the appropriate classification based on the description of duties submitted for this position; and

WHEREAS, this position is in the HEAP unit and is one-hundred (100) percent funded; and

WHEREAS, this request was reviewed and approved in accordance with the vacancy review procedure by the Social and Mental Health Services Committee and the Government Operations Committee;

NOW, THEREFORE, BE IT RESOLVED that one temporary Energy Resource Aide and one temporary Office Assistant II position be and hereby are abolished effective immediately; and

BE IT FURTHER RESOLVED that one permanent Social Welfare Examiner Trainee position be and hereby is created and filling of said position is contingent upon receipt of HEAP funding; and

BE IT FURTHER RESOLVED that if HEAP funding for said position is eliminated, the position will be eliminated; and

BE IT FURTHER RESOLVED that the Commissioner of Social Services be and hereby is authorized to fill said position when funded, in accordance with Civil Service Law and Rule and the Agreement between the County and the Civil Service Employees Association, White Collar Unit.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 353-09

CREATING A TEMPORARY, FULL-TIME OFFICE ASSISTANT II POSITION IN THE SHERIFF'S DEPARTMENT

WHEREAS, an Office Assistant II will retire in December, 2009; and

WHEREAS, the Sheriff has requested the creation of a temporary Office Assistant II position to accomplish a successful transition following the retirement; and

WHEREAS, the salary and fringe benefits for this position will be funded through appropriations in the Sheriff's Department budget resulting from vacancies; and

WHEREAS, this request has been reviewed and approved in accordance with the vacancy review procedure by the Criminal Justice, Public Safety and Telecommunications Committee and the Government Operations Committee,

NOW, THEREFORE BE IT RESOLVED that one (1), temporary full-time Office Assistant II position be and hereby is created effective immediately for a period not to exceed four (4) months; and

BE IT FURTHER RESOLVED that the Sheriff hereby is authorized to fill said position in accordance with Civil Service Law and Rule and the Agreement between the County and the Civil Service Employees Association, White Collar Unit effective immediately.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisors Bargabos and Reinhardt:

RESOLUTION NO. 354-09

CREATING A TEMPORARY, FULL-TIME POSITION IN THE TREASURER’S OFFICE

WHEREAS, the Payroll Manager will retire in January 2010; and

WHEREAS, the County Treasurer has requested the creation of a temporary Payroll Specialist position to accomplish a successful transition following the retirement; and

WHEREAS, this request has been reviewed and approved in accordance with the vacancy review procedure by the Finance, Ways and Means and Government Operations Committees,

NOW, THEREFORE BE IT RESOLVED that one (1), temporary full-time Payroll Specialist position be and hereby is created effective immediately for a period not to exceed five (5) months; and

BE IT FURTHER RESOLVED that the title of Payroll Specialist be allocated to Grade A of the Management Salary Plan; and

BE IT FURTHER RESOLVED that the County Treasurer be and hereby is authorized to fill said temporary position at the minimum 2009 salary of \$26,992 in accordance with Civil Service Law and Rule effective immediately; and

BE IT FURTHER RESOLVED, that the 2009 Adopted County Budget be modified as follows:

General Fund

<u>1325 County Treasurer</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
A1325.1 Personal Services	\$526,983	\$533,733
A1325.8130 Social Security Expense	40,314	40,831
A1325.4071 Consultation/Actuarial Svcs GASB 45	<u>14,100</u>	<u>6,833</u>
Control Total	<u>\$581,397</u>	<u>\$581,397</u>

On motion by Supervisor Bargabos, seconded by Supervisor Degear, the following amendment was offered and carried by unanimous vote:

REVISED RESOLUTION NO. 354-09

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CREATING A FULL-TIME POSITION IN THE TREASURER'S OFFICE

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WHEREAS, the Payroll Manager will retire in January 2010; and

WHEREAS, the County Treasurer has requested the creation of a Payroll Specialist position to accomplish a successful transition following the retirement; and

WHEREAS, this request has been reviewed and approved in accordance with the vacancy review procedure by the Finance, Ways and Means and Government Operations Committees,

NOW, THEREFORE BE IT RESOLVED that one (1) full-time Payroll Specialist position be and hereby is created effective immediately; and

BE IT FURTHER RESOLVED that the title of Payroll Specialist be allocated to Grade A of the Management Salary Plan; and

BE IT FURTHER RESOLVED that the County Treasurer be and hereby is authorized to fill said position at the minimum 2009 salary of \$26,992 in accordance with Civil Service Law and Rule effective immediately; and

BE IT FURTHER RESOLVED, that the 2009 Adopted County Budget be modified as follows:

General Fund

<u>1325 County Treasurer Expense</u>	<u>From</u>	<u>To</u>
A1325.1 Personal Services	\$526,983	\$533,733
A1325.8130 Social Security Expense	40,314	40,831
A1325.4071 Consultation/Actuarial Svcs GASB 45	<u>14,100</u>	<u>6,833</u>
Control Total	<u>\$581,397</u>	<u>\$581,397</u>

A final vote was then taken as follows:

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Salka:

RESOLUTION NO. 355-09

**AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH STATE
UNIVERSITY OF NEW YORK, MORRISVILLE CAMPUS**

WHEREAS, Madison County Public Health Department is duly certified to operate both the Home Health Care Agency and Long Term Home Health Care Program; and

WHEREAS, the Public Health Department employs registered nurses to provide home visits to County residents; and

WHEREAS, the State University of New York, Morrisville Campus desires to have nursing students receive clinical field work experience with Madison County registered nurses; and

WHEREAS, Madison County Health Department is willing to accept nursing students to work with their registered nurses to gain field experience; and

WHEREAS, this joint project has been reviewed and approved by the Public Health 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 the State University of New York, Morrisville Campus effective September 8, 2009 through December 31, 2010, as is on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 356-09

**AUTHORIZING AN APPLICATION FOR GRANT FUNDS FROM THE
NEW YORK STATE DEPARTMENT OF HEALTH**

WHEREAS, the County of Madison is eligible to apply for New York State Department of Health grant funding for Sexual Health Promotion for Young People through Youth Leadership and Community Engagement ; and

WHEREAS, the Department of Health, in collaboration with the Youth Bureau, is desirous of applying for this grant funding to help promote optimal sexual health for young people, ages 13 - 24, through youth leadership, peer education and community engagement ; and

WHEREAS, the Department of Health and the Youth Bureau have the combined expertise to submit a competitive grant application and to accomplish the tasks contained in the proposed application and work plan; and

WHEREAS, grant funding will be awarded for a 12-month term, with an anticipated start date of June 1, 2010, which may be renewed for up to 4 additional one-year periods;

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman of the Board to sign a grant application for Sexual Health Promotion for Young People through Youth Leadership and Community Engagement through the New York State Department of Health.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 357-09

**AUTHORIZING CHAIRMAN TO MODIFY AN AGREEMENT
FOR MENTAL HEALTH CONSULTATION SERVICES**

WHEREAS, on June 9, 2009, Resolution#236-09 authorized the Chairman to enter into an amend an agreement for mental health consultation services with Mary Horan, MSW from June 30, 2009 through August 31, 2009; and

WHEREAS, the County Mental Health Department needs an additional mental health consult for its clients due to various vacancies with the department; and

WHEREAS, the 2009 County budget provides funds for the provision of mental health counseling services;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be hereby authorized to enter into a modified agreement, a copy of which is on file with the Clerk of the Board of Supervisors, with Mary Horan, MSW, for the provision of mental health consultation services to the Mental Health Department at an hourly rate of \$35.00, said rate to be effective September 1, 2009 to December 31, 2009 not to exceed 20 hours a week.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 358-09

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT
FOR MENTAL HEALTH CONSULTATION SERVICES**

WHEREAS, the County Mental Health Department is required to provide mental health consultation for certain of its clients; and

WHEREAS, from time to time, these services need to be provided on a part-time contractual basis; and

WHEREAS, the 2009 Mental Health budget provides funds for the provision of mental health counseling services;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be hereby authorized to enter into an agreement, a copy of which is on file with the Clerk of the Board, with Marla Velky-Reger, LCSW-R, for the provision of mental health consultation services to the Mental Health Department at an hourly rate of \$35.00, said rate to be effective September 1, 2009 to December 31, 2009.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 359-09

**AUTHORIZING CHAIRMAN TO AMEND AN AGREEMENT
FOR INTERPRETER SERVICES**

WHEREAS, on February 12, 2009, Resolution#33-09 authorized the Chairman to enter into an agreement for interpreter services with Resource Center for Independent Living (RCIL); and

WHEREAS, there is a current need for an additional interpreter to provide qualified sign language services to a client who attends the Outpatient Mental Health Clinic; and

WHEREAS, the 2009 Mental Health Department budget provides funds for the purchase of these services; and

WHEREAS, the Social and Mental Health Services Committee has approved modifying the contract with RCIL;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be hereby authorized to amend an agreement with Resource Center for Independent Living (RCIL), 409 Columbia Street, Utica, New York, for the provision of additional interpreter services to the Mental Health Department and be paid at the rate of \$60 for up to 72 hours, \$4320 paid in advance, a copy of which is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 360-09

**AUTHORIZING THE CHAIRMAN TO PROCLAIM SEPTEMBER AS NATIONAL
ALCOHOL AND DRUG ADDICTION RECOVERY MONTH**

WHEREAS, treatment and recovery improve the community's welfare and provide a renewed outlook on life for those who struggle with substance use disorders and their family and friends; and

WHEREAS, 23.2 million people aged 12 or older in the United States needed treatment for a substance use disorder in 2007, and 5.4 million adults also suffered from a concurrent mental illness; and

WHEREAS, studies have indicated that 8.9 percent of people who made an effort to get treatment, but did not receive it, were concerned that receiving treatment might cause neighbors or community members to have negative opinions of them. However, most say they would not have a negative opinion of a relative or friend in recovery from an addiction; and

WHEREAS, resources exist online and in our community to increase people's awareness about how substance use disorders affect children, families, and our society; and

WHEREAS, such education is essential to overcoming misconceptions and achieving long-term recovery; and

WHEREAS, to help achieve this goal, the U.S. Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, the White House Office of National Drug Control Policy, and the Alcohol and Substance Abuse Sub-Committee of the Madison County Community Services Board invite all residents of Madison County to participate in the 20th anniversary of **National Alcohol and Drug Addiction Recovery Month**; and

BE IT FURTHER RESOLVED, that the Board of Supervisors call upon the people of Madison County to observe this month with appropriate programs, activities, and ceremonies supporting this year's theme, "**Join the Voices for Recovery: Together We Learn, Together We Heal.**"

ADOPTED: AYES – 1500 NAYS – 0

At this time Susan Jenkins, Executive Director of BRiDGES addressed the Board about the importance of National Alcohol and Drug Addiction Recovery Month and invited everyone to join the Fourth Annual Walk for Recovery being held on September 12, 2009 @ 10:30 a.m. at the Village Green in Hamilton.

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RESOLUTION NO. 361-09

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT FOR PSYCHIATRIC SERVICES

WHEREAS, the County Mental Health Department is required to provide psychiatric consultation for certain of its clients; and

WHEREAS, these services have regularly been provided on a part-time contractual basis; and

WHEREAS, the 2009 Mental Health budget provides funds for the purchase of psychiatric services;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be hereby authorized to enter into an agreement with Ahmed Raslaan Nizar, M.D., for the provision of psychiatric consultation to the Mental Health Department at an hourly rate of \$95.00 for

adult services and \$115.00 for child/adolescent services, said rate to be effective September 1, 2009 to December 31, 2009, and place a copy of the agreement on file with the Clerk of the Board.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisors Salka and Reinhardt:

RESOLUTION NO. 362-09

AMENDING AGREEMENT AND MODIFYING THE 2009 ADOPTED COUNTY BUDGET

WHEREAS, the Office of Alcoholism and Substance Abuse Services has awarded funding to Liberty Resources, Inc. to provide permanent supportive housing in Madison County; and

WHEREAS, the Social and Mental Health Committee has approved modifying the contract with Liberty Resources, Inc. to include such funding; and

WHEREAS, it is necessary to modify the 2009 budget to account for these additional funds which result in 100% State Aid;

NOW, THEREFORE, BE IT RESOLVED that the 2009 Adopted County Budget be modified as follows:

General Fund

4316 – Mental Health – Liberty Resources

Revenue

A3490.3087 St Aid-Permanent Supportive Housing	FROM \$ 0	TO \$ 28,750
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Control Total		<u>\$ 28,750</u>
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Expense

A4316.4277 Permanent Supportive Housing	\$ 0	\$ 28,750
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Control Total		<u>\$ 28,750</u>
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BE IT FURTHER RESOLVED, that the Chairman of the Board be hereby authorized to execute a modification agreement, a copy of which is on file with the Clerk of this Board, for the period January 1, 2009 through December 31, 2009 with Liberty Resources, Inc.

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ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Salka:

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH CORNELL
COOPERATIVE EXTENSION FOR FOOD STAMP NUTRITION EDUCATION
PROGRAM**

WHEREAS, Madison County Department of Social Services determines eligibility and issues food stamp benefits to Madison County residents; and

WHEREAS, the Food Stamp Program is a program operated under the United States Department of Agriculture (USDA) and was implemented to improve the nutrition of low-income families; and

WHEREAS, Madison County Department of Social Services does not have the nutrition expertise to operate such a program; and

WHEREAS, Cornell Cooperative Extension has operated a Food Stamp Nutrition Education Program (FSNEP) through an agreement with Madison County since November 1, 2003, and has served 54 families, which represents 166 family members during the 2008-09 program year; and

WHEREAS, Cornell Cooperative Extension has submitted an application to the Office of Temporary and Disability Assistance to continue operation of FSNEP for the period October 1, 2009, to September 30, 2010; and

WHEREAS, the funding for the FSNEP project is 100 percent federally reimbursed as an allowable cost under the Food Stamp Program; and

WHEREAS, this agreement is contingent upon approval of the New York State contract by the USDA, and no payment will be made by Madison County until said approval is granted; and

WHEREAS, the "Hold Harmless" clause diverges from the standard Madison County contract language to meet the needs of Cornell Cooperative Extension; and

WHEREAS, a copy of this agreement is on file with the Clerk to the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be and is hereby authorized to renew an agreement with Cornell Cooperative Extension for the period October 1, 2009, to September 30, 2010, for the performance of these services at a total cost of \$142,000; and

BE IT FURTHER RESOLVED, that Madison County Department of Social Services agrees to pay an annual rate not to exceed \$71,000 and Cornell Cooperative

Extension agrees to accept responsibility for the \$71,000 as a federal match with local, in-kind revenue.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 364-09

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH COMMUNITY ACTION PROGRAM FOR TRANSPORTATION SERVICES

WHEREAS, Madison County Department of Social Services receives federal monies through the Temporary Assistance for Needy Families (TANF) to assist TANF recipients and low-income families eliminate barriers to employment; and

WHEREAS, Community Action Program, Inc., (CAP) has a documented record of assisting low-income residents of Madison County, including such services as CAP-CAR and other transportation linkages; and

WHEREAS, Community Action Program, Inc., is currently providing these services at a total cost of \$70,120 for the contract period October 1, 2008, to September 30, 2009; and

WHEREAS, during the fiscal year 2008-09, over 450 households were served through this program; and

WHEREAS, this funding is 100 percent reimbursable through the New York State Office of Temporary and Disability Assistance; and

WHEREAS, a copy of this agreement is on file with the Clerk to the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board be and is hereby authorized to renew an agreement with Community Action Program, Inc., for the period of October 1, 2009, to September 30, 2010, for the performance of these services at a total cost of \$72,224.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisors Salka and Reinhardt:

RESOLUTION NO. 365-09

AUTHORIZING THE MODIFICATION OF THE 2009 ADOPTED BUDGET AS A RESULT OF THE BACK TO SCHOOL PROGRAM

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WHEREAS, NYS OTDA made available funds for families, who were in receipt of food stamps and had school-age children, to be used for back-to-school expenditures; and

WHEREAS, Madison County had approximately 2,290 children eligible for this one-time payment of \$200; and

WHEREAS, these monies were not included in the county's 2009 adopted budget; and

WHEREAS, these expenditures are being funded by 80% federal monies and 20% state monies;

NOW, THEREFORE, BE IT RESOLVED, that the 2009 Adopted County Budget be modified as follows:

<u>General Fund</u>			
<u>6109 TANF</u>		<u>From</u>	<u>To</u>
<u>Expense</u>			
A6109.41083	Family Assistance	\$1,000,000	\$1,517,800
	Control Total		<u>\$ 517,800</u>
 <u>Revenue</u>			
A3609	St. Aid TANF	\$ 373,060	\$ 476,620
A4609	Federal Aid TANF	<u>\$ 594,000</u>	<u>\$1,008,240</u>
	Total	\$ 967,060	\$1,484,860
	Control Total		<u>\$ 517,800</u>

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Ball:

RESOLUTION NO. 366-09

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**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: 04/01/09 – 03/31/10
 Contract Number: AP09-1026-D00
 Total Grant Amount: \$35,300.00

WHEREAS, the initial budget for this grant will be established in the 2010 budget;

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

ADOPTED: AYES – 1500 NAYS – 0

By Supervisors Ball and Reinhardt:

RESOLUTION NO. 367-09

AUTHORIZING CHAIRMAN TO ENTER INTO JAG GRANT

WHEREAS, the Madison County Sheriff wishes to enter into an Inter-local Agreement with the City of Oneida; and

WHEREAS, the United States Department of Justice (USDOJ), Office of Justice Programs (OJP), Recovery Act Edward Byrne Memorial Justice Assistance Grant Program (Local Solicitation for Local Law Enforcement) has awarded the City of Oneida a total of \$12,390 in joint funds; and

WHEREAS, the Federal grant award is identified as follows:

Awarding Agency: United States Department of Justice
 Program Name: Recovery Act Edward Byrne Memorial Justice Assistance Grant Program
 Award Year: 2009-2010
 Contract Number: 2009-H0755-NY-SB
 Total Grant Amount: \$6,195

WHEREAS, the City of Oneida agrees to provide Madison County with \$6,195 from the JAG award for the acquisition of an in-car audio / visual camera system; and

3110 Sheriff Department

<u>Expense</u>	<u>From</u>	<u>To</u>
A3110.2107 Patrol Car Camera Equipment-JAG Grant	\$ 0	<u>\$6,195</u>
Control Totals		<u>\$6,195</u>
<u>Revenue</u>		
A4389.2520 Federal Aid-JAG Grant	\$ 0	<u>\$6,195</u>

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ESTABLISHING STIPENDS FOR 2010 FOR EMPLOYEES IN THE DISTRICT ATTORNEY'S OFFICE¶ (Aid to Prosecution Grant)¶
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 . 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 use a portion of the grant funding to establish stipends for employees in the office who will perform duties related to felony prosecutions; and¶
 ¶
 . 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 2010 be and hereby are established as follow:¶
 ¶
 . First Assistant District Attorney . . \$16,000¶
 . Second Assistant District Attorney . \$ 7,000¶
 . Third Assistant District Attorney . . \$ 3,500¶
 . Fourth Assistant District Attorney . . \$ 3,000¶
 . Confidential Secretary . . . \$ 4,500¶
 ¶
 . **BE IT FURTHER RESOLVED** that said 2010 stipends shall be payable in the second pay period of each month of 2010 effective in January 2010; and¶
 ¶
 . **BE IT FURTHER RESOLVED** that said stipend will be reevaluated subject to continued Aid to Prosecution grant funding in the next State budget.¶
 ¶
ADOPTED:¶

Control Totals

\$6.195

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be and he is hereby authorized to enter into agreement with the City of Oneida; and

BE IT FURTHER RESOLVED, that a copy of this Memorandum of Understanding is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Cary:

RESOLUTION NO. 368-09

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

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

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

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

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

WHEREAS, the Agreements with the polling site owners regarding the following pollsites; Leonardsville Elementary School, Brookfield Town Building, North Brookfield Fire House, Malcolm Taylor Post, Cazenovia High School, DeRuyter Fire House, Eaton Town Office Building, Fenner Town Hall, Georgetown Town Hall, Hamilton Public Library, Earlville Village Office, Lebanon Town Office Building, New Life Church Sanctuary, Canastota Municipal Building, South Side School, Otto Shortell Middle School, Lincoln Town Hall, Madison Fire House, Erieville Fire House, Nelson Town Building, Smithfield Community Center, Stockbridge Town Building, Sullivan Veteran's Memorial Parks & Recreational Building, Bridgeport Elementary School, and Sullivan Town Office Building are on file with the Clerk of the Board of Supervisors;

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

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 369-09

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

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

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

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

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

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

WHEREAS, permanent improvements were made to the Poolville Community Center using funding from the HAVA Polling Place Access Improvement Grant; and

WHEREAS, the Agreement with the polling site owner regarding the Poolville Community Center is on file with the Clerk of the Board of Supervisors;

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors herein and hereby authorizes and ratifies the Agreement for the Hamilton, District 4 polling site currently on file with the Clerk of the Board of Supervisors, and the Chairman of the Board of Supervisors is hereby authorized to execute the same.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 370-09

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

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

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

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

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

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

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

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

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Moran:

RESOLUTION NO. 371-09

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AUTHORIZING THE RECERTIFICATION OF AGRICULTURAL DISTRICT #1 IN THE TOWN OF BROOKFIELD

WHEREAS, pursuant to the provisions contained in Article 25AA, Section 303 of the New York State Agriculture and Markets Law, Agricultural District #1 located in the Town of Brookfield is under review for modification and recertification; and

WHEREAS, Madison County has undertaken a review process pursuant to the Article 25AA of the New York State Agriculture and Markets Law; and

WHEREAS, the Madison County Agricultural and Farmland Protection Board and the Madison County Planning Agency have met and recommend to the Board of Supervisors the recertification of Agricultural District #1 as modified; and

WHEREAS, the recertification of the District is an unlisted action under the State Environmental Quality Review Act; and

WHEREAS, the Madison County Board of Supervisors have declared themselves Lead Agency for the environmental review; and

WHEREAS, the Madison County Board of Supervisors, after review and recommendation by the Madison County Planning Department, have determined that the recertification as modified will not have a significant adverse impact on the environment and therefore an Environmental Impact Statement will not be required;

NOW, THEREFORE BE IT RESOLVED, that Agricultural District #1 be approved for recertification as modified, a copy of such modification being on file with the Clerk of this Board; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Commissioner of the NYS Department of Agriculture and Markets for his action.

ADOPTED: AYES – 1446 NAYS – 54 (Salka)

RESOLUTION NO. 372-09

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AUTHORIZING THE RECERTIFICATION OF AGRICULTURAL DISTRICT #3 IN THE TOWNS OF STOCKBRIDGE AND EATON, THE CITY OF ONEIDA, AND THE VILLAGE OF MUNNSVILLE

WHEREAS, pursuant to the provisions contained in Article 25AA, Section 303 of the New York State Agriculture and Markets Law, Agricultural District #3 located in the Towns of Stockbridge and Eaton, the City of Oneida, and the Village of Munnsville is under review for modification and recertification; and

WHEREAS, Madison County has undertaken a review process pursuant to the Article 25AA of the New York State Agriculture and Markets Law; and

WHEREAS, the Madison County Agricultural and Farmland Protection Board and the Madison County Planning Agency have met and recommend to the Board of Supervisors the recertification of Agricultural District #3 as modified; and

WHEREAS, the recertification of the District is an unlisted action under the State Environmental Quality Review Act; and

WHEREAS, the Madison County Board of Supervisors have declared themselves Lead Agency for the environmental review; and

WHEREAS, the Madison County Board of Supervisors, after review and recommendation by the Madison County Planning Department, have determined that the recertification as modified will not have a significant adverse impact on the environment and therefore an Environmental Impact Statement will not be required;

NOW, THEREFORE BE IT RESOLVED, that Agricultural District #3 be approved for recertification as modified, a copy of such modification being on file with the Clerk of this Board; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Commissioner of the NYS Department of Agriculture and Markets for his action.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 373-09

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AUTHORIZING THE RECERTIFICATION OF AGRICULTURAL DISTRICT #12 IN THE TOWNS OF FENNER, SMITHFIELD, NELSON, AND EATON

WHEREAS, pursuant to the provisions contained in Article 25AA, Section 303 of the New York State Agriculture and Markets Law, Agricultural District #12 located in the Towns of Fenner, Smithfield, Nelson, and Eaton is under review for modification and recertification; and

WHEREAS, Madison County has undertaken a review process pursuant to the Article 25AA of the New York State Agriculture and Markets Law; and

WHEREAS, the Madison County Agricultural and Farmland Protection Board and the Madison County Planning Agency have met and recommend to the Board of Supervisors the recertification of Agricultural District #12 as modified; and

WHEREAS, the recertification of the District is an unlisted action under the State Environmental Quality Review Act; and

WHEREAS, the Madison County Board of Supervisors have declared themselves Lead Agency for the environmental review; and

WHEREAS, the Madison County Board of Supervisors, after review and recommendation by the Madison County Planning Department, have determined that the recertification as modified will not have a significant adverse impact on the environment and therefore an Environmental Impact Statement will not be required;

NOW, THEREFORE BE IT RESOLVED, that Agricultural District #12 be approved for recertification as modified, a copy of such modification being on file with the Clerk of this Board; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Commissioner of the NYS Department of Agriculture and Markets for his action.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 374-09

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AUTHORIZING THE RECERTIFICATION OF AGRICULTURAL DISTRICT #13 IN THE TOWNS OF MADISON AND EATON

WHEREAS, pursuant to the provisions contained in Article 25AA, Section 303 of the New York State Agriculture and Markets Law, Agricultural District #13 located in the Towns of Madison and Eaton is under review for modification and recertification; and

WHEREAS, Madison County has undertaken a review process pursuant to the Article 25AA of the New York State Agriculture and Markets Law; and

WHEREAS, the Madison County Agricultural and Farmland Protection Board and the Madison County Planning Agency have met and recommend to the Board of Supervisors the recertification of Agricultural District #13 as modified; and

WHEREAS, the recertification of the District is an unlisted action under the State Environmental Quality Review Act; and

WHEREAS, the Madison County Board of Supervisors have declared themselves Lead Agency for the environmental review; and

WHEREAS, the Madison County Board of Supervisors, after review and recommendation by the Madison County Planning Department, have determined that the recertification as modified will not have a significant adverse impact on the environment and therefore an Environmental Impact Statement will not be required;

NOW, THEREFORE BE IT RESOLVED, that Agricultural District #13 be approved for recertification as modified, a copy of such modification being on file with the Clerk of this Board; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Commissioner of the NYS Department of Agriculture and Markets for his action.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 375-09

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**ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 3
FOR THE YEAR 2009 AND CALLING FOR A PUBLIC HEARING**

WHEREAS, Supervisor Moran has duly introduced proposed Local Law No. 3 of 2009, entitled "AUTHORIZING THE COUNTY OF MADISON TO MAKE AN AMENDED APPLICATION FOR REDESIGNATION OF CERTAIN AREAS WITHIN THE COUNTY OF MADISON AS AN EMPIRE ZONE"; and

WHEREAS, a copy of said proposed local law has been furnished to each Supervisor;

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held on the proposed Local Law in the Chambers of the Board of Supervisors at the Madison County Office Building on October 13, 2009 at 10:15 a.m.; and

BE IT FURTHER RESOLVED, that the Clerk of the Board duly publish a notice of this hearing in the official newspapers of the County at least five days prior to the scheduled hearing date.

ADOPTED: AYES – 1500 NAYS – 0

**COUNTY OF MADISON
LOCAL LAW NO. 3 FOR THE YEAR 2009**

**A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2006
TO REVISE AN EMPIRE ZONE**

WHEREAS, by Local Law No. 3 of 2002, this Board of Supervisors authorized an application for designation of an Empire Zone relative to certain land in Madison County; and

WHEREAS, the County of Madison has received Empire Zone approval from New York State; and

WHEREAS, by Local Law No. 5 of 2003, adopted on August 12, 2003, the Empire Zone was expanded; and

WHEREAS, by Local Law No. 1 of 2004, adopted on June 8, 2004, the Empire Zone was expanded a second time; and

WHEREAS, by Local Law No. 2 of 2004, adopted on September 13, 2004, the Empire Zone was expanded a third time; and

WHEREAS, by Local Law No. 4 of 2005, adopted on November 14, 2005, the Empire Zone was expanded a fourth time; and

WHEREAS, by Local Law No.2 of 2006, adopted on June 13, 2006, the Empire Zone boundary was revised; and

WHEREAS, it is the desire of this Board of Supervisors to authorize an application to revise the Empire Zone to include 98 acres located in the Town of Lincoln;

NOW, THEREFORE BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MADISON as follows:

Section 1. The County of Madison is hereby authorized to submit an application to revise the Empire Zone to add a 7th area consisting of the property described in Section 2 of this Local Law.

Section 2. The boundary of the Empire Zone, as described in Local Law No. 4 of 2005 and Local Law No. 2 of 2006 shall be revised to include the addition of a 7th area in the Town of Lincoln and to remove a corresponding area from the Town of Sullivan sub-zone, both areas more particularly described in Schedule A attached.

Section 3. The Commissioner of the New York State Department of Economic Development is hereby requested to revise the boundaries of the Empire Zone in accordance with this Local law.

Section 4. In all other respects, Local law No. 3 of 2002, Local Law No. 4 of 2005 and Local Law No. 2 of 2006 shall remain in full force and effect.

Section 5. This Local Law shall take effect upon filing with the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

By Supervisors Moran and Reinhardt:

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RESOLUTION NO. 376-09

RECOVERY ZONE DESIGNATION RESOLUTION

WHEREAS, the American Recovery and Reinvestment Act of 2009 ("ARRA") authorizes the County to issue recovery zone economic development bonds in an amount up to \$1,028,000 pursuant to a suballocation of the national volume cap for Recovery Zone Bonds provided by the federal Treasury Department; and

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WHEREAS, recovery zone economic development bonds are entitled to a direct federal subsidy of 45% of the interest thereon; and

WHEREAS, the County is required to designate a recovery zone prior to issuing such bonds; and

WHEREAS, any such bonds must be for expenditures for property located within the recovery zone or otherwise promote economic activity therein; and

WHEREAS, the term recovery zone is defined to mean (1) any area designated by the County as having significant poverty, unemployment, rate of home foreclosures, or general distress; (2) any area designated by the County as economically distressed by reason of the closure or realignment of a military installation pursuant to the Defense Base Closure and Realignment Act of 1990; and (3) any area for which a designation as an empowerment zone or renewal community is in effect as of February 17, 2009; and

WHEREAS, it is now desired to designate the County of Madison as a recovery zone under ARRA;

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

Section 1. The County of Madison is hereby designated as a recovery zone for purposes of ARRA as a result of general distress as the current recession has had and continues to have a significant adverse impact on the County as a whole.

Section 2. This resolution takes effect immediately.

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES: 1500
NAYS: 0
ABSENT: 0
EXCUSED: 0

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This resolution was thereupon declared duly adopted.

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RESOLUTION NO. 377-09

AUTHORIZING A CONTRIBUTION TO COMMUNITIES AGAINST REGIONAL INTERCONNECT AND MODIFYING THE 2009 BUDGET

WHEREAS, on February 7, 2008, the County authorized amendment to a previous agreement with the Counties of Broome, Chenango, Delaware, Oneida, Orange and Sullivan, collectively the "Counties" and several organizations known as STOP NYRI, INC., Upstate New York Citizens Alliance, Inc., Upper Delaware Council,

Upper Delaware Preservation Alliance, and SayNo2NYRI collectively the Public Interest Groups in an organization known as Communities Against Regional Interconnection (CARI); and

WHEREAS, by Resolution 183-09 Madison County indicated its intention to withdraw from CARI as of May 14, 2009, the goal of the CARI collaboration having been achieved; and

WHEREAS, each member county of CARI is obligated to pay its fair share of costs incurred while a member of CARI; and

WHEREAS, the Managing Agent of CARI has provided a Final Accounting of expenses and has provided notice that Madison County's final obligation for contribution is \$20,126.94;

NOW THEREFORE BE IT RESOLVED, that the Adopted 2009 County Budget is hereby modified as follows for the further support of CARI to be paid in conformance with the Final Accounting provided by the Managing Agent.

<u>Appropriated Fund Balance</u>	<u>From</u>	<u>To</u>
A599 Appropriated Fund Balance	\$10,287,040	\$10,307,167
Control Total		<u>\$ 20,127</u>

General Fund

1010 Legislative Board

Expense

A1010.4065 Contribution to Mohawk Valley EDGE	\$ 55,000	\$ 75,127
Control Total		<u>\$ 20,127</u>

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Reinhardt:

RESOLUTION NO. 378-09

AUTHORIZING THE CHAIRMAN TO APPLY FOR AN AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) ENERGY CONSERVATION STUDY GRANT THROUGH NYSERDA

WHEREAS, the County of Madison is eligible to apply for American Recovery and Reinvestment Act (ARRA) Energy Conservation Study Grant Funds, Program Opportunity Notice (PON) 0004, administered through the New York State Energy Research and Development Authority (NYSERDA); and

WHEREAS, the County of Madison has recognized the need to ensure its buildings operate in a energy efficient manner; and

WHEREAS, the Energy Conservation Study will evaluate the energy efficiency of the County Government Campus and be conducted by C&S Companies pending the award of the grant; and

WHEREAS, the grant does not require matching funds.

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman of the Board to sign a grant application through NYSERDA for an American Recovery and Reinvestment Act (ARRA) Energy Conservation Study, in the amount not to exceed \$30,000.

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ADOPTED: AYES – 1500 NAYS – 0

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RESOLUTION NO. 379-09

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT
WITH HARBRIDGE CONSULTING GROUP, LLC
FOR ACTUARIAL SERVICES**

WHEREAS, Governmental Accounting Standards Board (GASB) has issued Statement No. 45, establishing accounting and reporting standards regarding the costs and financial obligations that governments incur for post-employment benefits other than pensions (OPEB) offered by state and local governments; and

WHEREAS, a full actuarial valuation is required to be performed once every two years in order to be in compliance with GASB Statement No. 45; and

WHEREAS, the County of Madison was required to implement GASB Statement No. 45 beginning with fiscal year ending 2008; and

WHEREAS, Harbridge Consulting Group, LLC successfully performed the County's initial actuarial valuation for fiscal year ending 2008; and

WHEREAS, Harbridge Consulting Group, LLC has submitted a proposal to provide the County with the required full actuarial valuations for fiscal years ending 2010 and 2012, at a cost of \$10,900 and \$11,400, respectively.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be and hereby is authorized to renew an agreement with Harbridge Consulting Group, LLC, as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 380-09

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH SYSTEMS EAST, INC. FOR APPLICATION SOFTWARE AND SUPPORT SERVICES

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WHEREAS, Systems East, Inc. has designed and developed several customized software applications utilized by the County Treasurer's Office and has provided annual maintenance on the various programs since their inception; and

WHEREAS, Systems East Inc. has proposed renewal of the maintenance contract for fiscal year 2010 at a cost of \$37,188.00, an increase of 3.0% from the fiscal year 2009 agreement; and

WHEREAS, this contract covers maintenance and support for the following software programs:

- Integrated accounting system
- Delinquent tax collection system
- Integrated payroll system
- Employee health insurance tracking system
- Corporate tax levy program
- Certificate of residency program

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be, and hereby is, authorized to renew agreement with Systems East, Inc., as is on file with the Clerk of the Board of Supervisors, for the period of January 1, 2010 through December 31, 2010.

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 381-09

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AUTHORIZING THE MODIFICATION OF THE 2009 ADOPTED BUDGET

BE IT RESOLVED, that the 2009 Adopted County Budget be modified as follows:

Modification No. 1

General Fund

1170 Public Defender Service

Expense:

	<u>From</u>	<u>To</u>
A1170.1 Assigned Counsel Personal Services	\$ 3,720	\$ 6,020
A1170.8130 Social Security Expense	285	461

1990 Contingent Fund

Expense:

A1990.4444 Contingent Account	<u>\$742,192</u>	<u>\$739,716</u>
Control Totals:	<u>\$746,197</u>	<u>\$746,197</u>

Modification No. 2

General Fund

1325 County Treasurer

Expense:

	<u>From</u>	<u>To</u>
A1325.2115 Kronos Time & Attendance System	\$120,000	\$125,865
Control Total		<u>\$ 5,865</u>

Revenue

A2801.2546 Interfund Revenue Landfill Kronos	\$ 10,000	\$ 15,865
Control Total		<u>\$ 5,865</u>

Modification No. 3

General Fund

1325 County Treasurer

Expense:

	<u>From</u>	<u>To</u>
A1325.409 Section 125 Admin Expense	\$ 4,500	\$ 5,000
A1325.4110 Training & Staff Development	750	250
Control Total	<u>\$ 5,250</u>	<u>\$ 5,250</u>

Modification No. 4

General Fund

1325 County Treasurer

Expense:

	<u>From</u>	<u>To</u>
A1325.4710 Lien Holder Search	\$ 36,000	\$ 41,250
A1325.4711 Bankruptcy Search	5,250	-0-
Control Total	<u>\$ 41,250</u>	<u>\$ 41,250</u>

Modification No. 5

General Fund

1680 Information Technology

Expense:

	<u>From</u>	<u>To</u>
A1680.2110 Computer Equipment	\$135,617	\$132,570
A1680.2926 Air Conditioning Unit	-0-	3,047
Control Total	<u>\$135,617</u>	<u>\$135,617</u>

Modification No. 6

General Fund

3110 Sheriff Department

Expense:

	<u>From</u>	<u>To</u>
A3110.2803 Bar Lights/Cages	\$ 3,300	\$ 0
A3110.4194 Radio Maintenance & Parts	10,600	7,600
A3110.22 Automobiles	<u>113,780</u>	<u>120,080</u>
Control Total	<u>\$127,680</u>	<u>\$127,680</u>

Modification No. 7

3110 Sheriff Department

Expense:

	<u>From</u>	<u>To</u>
A3110.41017 Supplies – Youth Recognition	\$ -0-	\$ 2,500
Revenue		
A2801.4540 Youth Bureau – Youth Recognition Award Program	\$ -0-	\$ 2,500

Modification No. 8

General Fund

3140 Probation Department

Expense

	<u>From</u>	<u>To</u>
A3140.412 Training	\$ 11,509	\$ 8,809
A3140.463 Polygraph Testing	\$ 3,000	\$ 5,700
Control Total	<u>\$ 14,509</u>	<u>\$ 14,509</u>

Modification No. 9

General Fund

3140 Probation Department

Expense

	<u>From</u>	<u>To</u>
A3140.4420 Electronic Monitoring	\$ 25,927	\$ 25,227
A3140.4921 Telephone/Pager/Cell Phone	\$ 400	\$ 1,100
Control Total	<u>\$ 26,327</u>	<u>\$ 26,327</u>

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Modification No. 10

General Fund

Department: 4306 – Mental Health – Clinic Child

Expense:

	<u>From</u>	<u>To</u>
A4306.4039 Furniture	\$ 0	\$ 1,651
A4306.4301 Professional Liability	\$ 2,956	\$ 1,305
Totals	<u>\$ 2,956</u>	<u>\$ 2,956</u>

Department: 4309 – Mental Health – ADAPT

Expense:

	<u>From</u>	<u>To</u>
A4309.4039 Furniture	\$ 0	\$ 3,003
A4309.4301 Professional Liability	\$ 5,375	\$ 2,372
Totals	<u>\$ 5,375</u>	<u>\$ 5,375</u>

Department: 4308 – Mental Health – Clinic Adult

Expenses:

	<u>From</u>	<u>To</u>
A4308.4301 Professional Liability	\$ 6,987	\$ 3,084

A4308.4227 Medical & Psychiatric	\$243,560	\$237,463
A4308.4226 Transcription Service	<u>\$ 13,560</u>	<u>\$ 23,560</u>
Totals	<u>\$264,107</u>	<u>\$264,107</u>
Control Total		\$ 0

Modification No. 11
County Road Fund
5112 Construction Projects

<u>Expense:</u>	<u>From</u>	<u>To</u>
D5112.45009 Reconstruct County Roads in Villages	50,000	0
D5112.46007 Misc. Materials	<u>\$233,513</u>	<u>\$283,513</u>
Control Total	<u>\$283,513</u>	<u>\$283,513</u>

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 382-09

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AUTHORIZING CHAIRMAN TO EXECUTE KRONOS PROJECT CHANGE ORDERS AND MODIFYING THE 2009 COUNTY BUDGET

WHEREAS, by Resolution No. 85-09, the Madison County Board of Supervisors authorized an agreement with Kronos Incorporated for an automated time and attendance system; and

WHEREAS, said agreement included an estimated number of hours for Kronos to design, configure, test and support the new system; and

WHEREAS, during the assessment phase of the project it was determined that inadequate hours were originally estimated; and

WHEREAS, Kronos has provided change orders totaling \$6,675 to offset the estimated deficiency of 44.5 hours.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the Kronos Incorporated project change orders, as are on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED that the 2009 County Budget be modified as follows:

General Fund

<u>1325 County Treasurer Expense</u>	<u>From</u>	<u>To</u>
A1325.2115 Kronos Time & Attendance System	\$125,865	\$132,540
<u>1990 Contingent Fund</u>		
A1990.4444 Contingent Fund	<u>739,716</u>	<u>733,041</u>
Control Total	<u>\$865,581</u>	<u>\$865,581</u>

ADOPTED: AYES – 1414 NAYS – 86 (Degear, Hammond, Goldstein)

RESOLUTION NO. 383-09

AUTHORIZING THE MODIFICATION OF THE 2009 ADOPTED COUNTY BUDGET

BE IT RESOLVED that the 2009 Adopted County budget be modified as follows:

Risk Retention Fund

<u>9050 Unemployment Insurance Expense</u>	<u>From</u>	<u>To</u>
CS9050.44007 Claims Administration	\$ 5,850	\$ 5,965
CS9050.8500 Unemployment Benefits	<u>50,000</u>	<u>49,885</u>
Control Total	<u>\$55,850</u>	<u>\$55,850</u>

ADOPTED: AYES – 1500 NAYS – 0

RESOLUTION NO. 384-09

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,

Daniel D. Skramko	Tax Map #195.-1-1
Julia M. Skramko	Town of Georgetown
P.O. Box 179	
Richfield Springs, NY 13439	

WHEREAS, the 2007 and 2008 town, county and fire district taxes were paid in the amounts of \$5,448.93 and \$5,371.83 respectively; and

WHEREAS, the property has been assessed for \$394,800 for 447.13 acres; and

WHEREAS, the applicant has submitted to the real property tax mapping office a survey indicating that this is a 403.30 acre parcel and the assessor has stated that the assessed value should be \$380,500; and

WHEREAS, under Section 550;(3)c of the New York State Real Property Tax Law this is an error in essential fact; and

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

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer be and hereby is directed to refund for the 2007 taxes \$225.22 and for the 2008 taxes \$220.36 a total amount of \$445.57.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Cary:

RESOLUTION NO. 385-09

REQUESTING THE WAIVER OF RULE NO. 24 AND NO. 24-A

WHEREAS, Rule No. 24 requires that all resolutions intended to be moved for adoption at a regular meeting shall be filed with the Clerk not less than seven (7) calendar days prior to the meeting; and

WHEREAS, Rule No 24-A requires that all such resolutions be introduced by the Chairman of the Legislative Board having jurisdiction after having been filed with the Chairman at least ten (10) days prior to the meeting at which time it is to be introduced;

NOW, THEREFORE BE IT RESOLVED, that Rule No. 24 is hereby waived for the purpose of the introduction of resolutions for the balance of this meeting; and

BE IT FURTHER RESOLVED, that portion of Rule No. 24-A calling for all resolutions to be first filed with the Chairman of the appropriate committee ten (10) days prior to the meeting, is also hereby waived to the extent of such time limitation for the balance of this meeting; providing however, that to the extent not hereby specifically waived all such rules remain in full force and effect.

ADOPTED: AYES – 1500 NAYS – 0

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By Supervisors Ball and Reinhardt:

RESOLUTION NO. 386-09

AUTHORIZING CONTINUED PARTICIPATION IN STATE GRANT FOR

“MULTIDISCIPLINARY TEAMS, CHILD ADVOCACY CENTERS AND CHILD FATALITY REVIEW BOARDS”

WHEREAS, Madison County has been the recipient of a state grant through the Office of Child and Family Services (“OCFS”) since February 1, 2003 for the creation and maintenance of a Multi-disciplinary Team/Children’s Advocacy Center program; and

WHEREAS, said grant was a straight, state-funded grant with no federal funds passing through; and

WHEREAS, the original grant period has been amended and extended continuously to the present time, the most recent grant period ending on September 30, 2009; and

WHEREAS, OCFS has awarded Madison County a further grant of \$121,525 for the twelve month contract period commencing on October 1, 2009, said monies to be used to cover the costs of program and staff positions and operations; and

WHEREAS, the funding agency has approved the following allocations to the Madison County budget to incorporate the \$121,525 in monies from OCFS:

General Fund

3114 Grant – Multidisciplinary Team

<u>Expense</u>	<u>From</u>	<u>To</u>
A3114. 1 Personal Services	\$34,150	\$ 94,500
A3114.4234 Contracted/Consultant Services		
– Multidisciplinary Grant	13,387	17,691
A3114.41 Travel Expense (Mileage)	15,155	28,901
A3114.4004 Equipment – Multidisciplinary Grant	19,302	21,282
A3114.4911 Office Supplies (outside)	2,087	2,983
A3114.4100 Other Expense	14,936	28,515
A3114.810 Allocation of Fringe Benefits	6,839	33,509
<hr/>		
Total:	\$105,856	\$227,381
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Control Total:		\$121,525
<hr/>		
<u>Revenue</u>		
A3389.5510 State Aid – Multidisciplinary Team	\$133,800	\$255,325
<hr/>		
Control Total:		\$121,525

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board be and hereby is authorized to execute an agreement with the State of New York permitting the County’s continued participation in this grant; and

BE IT FURTHER RESOLVED that the adopted 2009 Madison County Budget be modified in accordance with this grant.

ADOPTED: AYES – 1500 NAYS – 0

By Supervisor Reinhardt:

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RESOLUTION NO. 387-09

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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

PROCLAMATION

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IN RECOGNITION OF THE OBSERVANCE OF SEPTEMBER 12, 2009 AS SAFE PILL DROP OFF DAY

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WHEREAS, unused, no longer prescribed, and expired prescriptions and Over-the-Counter medications tend to accumulate in our medicine cabinets and home storage cabinets; and

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WHEREAS, these drugs and medicines present the temptation for improper use, and, when used incorrectly or by those for whom they have not been prescribed, can cause serious medical and life-threatening complications; and

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WHEREAS, past practices of disposal of unused and expired prescription and over-the-counter medications was to dump them down the drain; and

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WHEREAS, we now know that due to population growth and our increased use of medications, trace amounts of compounds and drugs can be detected in conventional wastewater treatment plan outflow, and end up in creeks, streams, rivers, lakes, and the ocean; and

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WHEREAS, it is in the public's best interest to have a way of removing these drugs and medications from our homes in a safe and environmentally sensitive manner; and

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WHEREAS, Madison County's Promise, its Drug Free Task Force, and the Madison County Solid Waste Department jointly have organized and are sponsoring a SAFE PILL DROP OFF DAY for Madison County;

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NOW THEREFORE, I, John Becker, Chairman of the Madison County Board of Supervisors, recognize and applaud the work of these organizations in offering a SAFE PILL DROP OFF program for Madison County Citizens; and, I urge all our citizens to make good use of this opportunity and to dispose of their unused, no longer prescribed, and expired prescriptions and over-the-counter medications by bringing them to:

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SAFE PILL DROP OFF DAY

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PUBLIC COMMENT PERIOD

1. Sara Coulthart from Madison County’s Promise addressed the Board about the upcoming Safe Pill Drop Off event, scheduled for Saturday, September 12, 2009 at noon in Hamilton, New York.

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2. Doug Holdridge, resident from the Town of Lincoln addressed the Board regarding the up-coming retirement of Sheriff Ron Cary. The Sheriff is to be commended for doing a great job over the last thirty plus years. He is not only a professional but also a friend to many and will be missed.

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On motion by Supervisor Rafte, seconded by Supervisor Salka, the meeting adjourned.

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