

**MADISON COUNTY BOARD OF SUPERVISORS**  
**Meeting – Tuesday, August 12, 2008**

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

**COMMUNICATIONS**

1. Thank you card received from retired employee Kristy Bikowski.
2. Notice of Public Hearing on a local law related to land management for the Town of Lebanon.
3. Thank you from Governor Paterson for our thoughtful message of congratulations.

**REPORTS**

1. Capital District Regional Off-Track Betting Corp. Financial Report for May 31, 2008.
2. Madison County Tax Receipts/Expenditures for Quarter 4/1/08 – 6/30/08.

**REPORTS OF COMMITTEES**

Supervisors, Highway, Social Services, JTPA/WIA and Cazenovia Sewer District:	\$2,875,170.83
Miscellaneous Accounts:	\$ 480,182.04

Margaret Argentine, PhD, RN did a presentation on a “Vision for a Healthy Madison County.” Folders were presented to Board members outlining MAPP - Mobilizing for Action through Planning and Partnerships - and a fact sheet on Community Health Assessment.

Becca Brier-Rosenfield along with two summer interns were then called on who presented t-shirts and passports to each Board member, listing area farms you can visit in Madison County that sell local farm products. These passports can be used on August 16, 2008 while visiting local farms. Stamps can be collected which can qualify you to win free gifts.

**RESOLUTIONS**

**By Supervisor Bargabos:**

**RESOLUTION NO. 282-08**

**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 the following employees upon their retirement:

Steven F. Clark	Highway	1978 - 2008	30 years
Sally W. Cox	Health	1988 – 2008	19 years

**ADOPTED: AYES – 1500 NAYS - 0**

Sally Cox was presented a gift on behalf of the Board and thanked for being such a dedicated employee. Mr. Clark was unable to attend and his gift was accepted by Highway Superintendent Joe Wisinski.

**RESOLUTION NO. 283-08**

**ABOLISHING A SOCIAL WORKER POSITION IN THE DEPARTMENT OF SOCIAL SERVICES AND CREATING A SENIOR CASEWORKER AND CASEWORKER POSITION**

WHEREAS, the Commissioner has requested that the Social Worker – Child Welfare position be abolished due to lower than expected utilization; and

WHEREAS, the Commissioner has requested the creation of a Senior Caseworker and Caseworker due to increasing caseloads in child welfare and child protective services; and

WHEREAS, the salaries and fringe benefits for these positions are fifty-two percent (52%) funded through federal and state reimbursements; and

WHEREAS, the increased County costs in salaries and fringe benefits of approximately \$7,300 in 2008 will be funded through existing appropriations in the 2008 Department of Social Services budget due to vacancies; and

WHEREAS, said positions will be abolished if said funding decreases or is eliminated; and

WHEREAS, this request has been 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 (1) full-time Social Worker – Child Welfare position be and hereby is abolished effective August 29, 2008; and

BE IT FURTHER RESOLVED that one (1) full-time Senior Caseworker position be and hereby is created; and

BE IT FURTHER RESOLVED that one, (1) full-time Caseworker position be and hereby is created; and

BE IT FURTHER RESOLVED that the Commissioner of Social Services be and hereby is authorized to fill said positions at the 2008 hourly rates of \$19.07 for Senior Caseworker and \$17.28 for Caseworker 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 – 1419 NAYS – 81 (Salka, Bargabos)**

**RESOLUTION NO. 284-08**

**CREATING A TEMPORARY PART-TIME POSITION IN THE DISTRICT ATTORNEY'S OFFICE**

WHEREAS, the Acting District Attorney has requested the creation of a temporary, part-time Law Intern position to work up to sixteen (16) hours each week; and

WHEREAS, the salary and fringe benefits for the position will be fully funded through the Aid to Prosecution Grant; 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) part-time Law Intern position be and hereby is created effective August 4, 2008 through December 31, 2008; and

BE IT FURTHER RESOLVED that the Acting District Attorney be and hereby is authorized to fill said position at the 2008 hourly rate of \$10.00 in accordance with Civil Service Law and Rule and County policies and procedures effective August 4, 2008.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 285-08**

**MODIFYING THE 2008 RECRUITMENT AND RETENTION GRANT STIPENDS  
IN THE DISTRICT ATTORNEY'S OFFICE**

WHEREAS, Madison County was awarded a Recruitment and Retention Grant in the amount of \$9,461 through NYS Division of Criminal Justice Services, and

WHEREAS, Resolution No. 6-08 was passed on January 8, 2008 establishing stipends for the First and Second Assistant District Attorneys, and

WHEREAS, Resolution No. 21-08 was passed on February 12, 2008 amending the stipends for the First and Second Assistant District Attorneys and establishing the stipend for the Assistant District Attorney-DWI Program, and

WHEREAS, the full amount of the stipends allowed by the Recruitment and Retention Grant through New York State have not been fully disbursed due to staffing changes; and

WHEREAS, the reallocation and payment of the balance of the stipends 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 the allocation of the balance of the Recruitment and Retention Grant be as follows:

1 <sup>st</sup> Assistant District Attorney	\$3,213.83
3 <sup>rd</sup> Assistant District Attorney	803.45
4 <sup>th</sup> Assistant District Attorney	2,410.38

BE IT FURTHER RESOLVED that the balance of the stipends be paid on the next payroll following adoption of this resolution.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 286-08**

**CREATING A FULL-TIME POSITION IN THE  
DEPARTMENT OF SOLID WASTE AND SANITATION**

WHEREAS, the Director of Solid Waste Management has requested the creation of a full-time Building Maintenance Worker position; and

WHEREAS, the position will be responsible for general buildings and grounds maintenance activities including building cleaning as well as the receipt and processing of solid waste and recyclables; and

WHEREAS, the salary and fringe benefits for said position will be fully funded by landfill revenues; and

WHEREAS, the Solid Waste and Recycling Committee and the Government Operations Committee have reviewed and approved this request in accordance with the vacancy review procedure,

NOW, THEREFORE, BE IT RESOLVED that one (1) full-time Building Maintenance Worker position be and hereby is created; and

BE IT FURTHER RESOLVED that the Director of Solid Waste Management be and hereby is authorized to fill said position at the 2008 hourly rate up to \$17.41 in accordance with Civil Service Law and Rule and the agreement between the County and the Civil Service Employees' Association, Inc., Blue Collar Unit.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 287-08**

**ADOPTING A PRE-PLACEMENT PHYSICAL EXAMINATION AND CONTROLLED SUBSTANCES SCREENING POLICY AND PROCEDURES**

WHEREAS, the Madison County Board of Supervisors adopted an appropriation in the 2004 Personnel Department budget for the purposes of pre-placement physical examinations and controlled substances screening for candidates for County employment; and

WHEREAS, the Government Operations Committee approved a policy and procedures for said testing effective August 1, 2004; and

WHEREAS, the Personnel Department staff have reviewed said policy and procedures and recommended certain changes to now include permanent, part-time employees under the policy and to charge candidates for a second controlled substances screening when their results are inconclusive or show a dilute sample; and

WHEREAS, the Government Operations Committee has reviewed the changes and recommends that the policy and procedures be amended accordingly,

NOW, THEREFORE, BE IT RESOLVED that the amended Madison County Pre-placement Physical Examination and Controlled Substances Screening Policy and Procedures, as is attached, be and hereby is adopted effective immediately; and

BE IT FURTHER RESOLVED that the Government Operations Committee be and hereby is authorized to amend the procedures from time to time as may be required and within existing budgetary appropriations.

**ADOPTED: AYES – 1500 NAYS – 0**

**MADISON COUNTY POLICIES AND PROCEDURES**

I. **SUBJECT: Madison County Pre-placement Physical Examination and Controlled Substances Screening Policy and Procedures**

II. **EFFECTIVE DATE:** August 1, 2004  
Revised: September 2, 2004  
**Revised: August 12, 2008**

III. **PURPOSE:**

To conduct a pre-placement physical examination and controlled substances screening of an applicant who has been offered a permanent, full-time position **or permanent, part-time** in Madison County.

IV. **PROCEDURE:**

A. Department Head

All applicants will be notified by the Department Head or designee that all **permanent** full-time positions **and permanent part-time positions** in Madison County require a pre-placement physical examination and controlled substances screening following an employment offer. Current County employees who transfer to another department or within their current department are exempt from this policy. When an offer of employment is made, a pre-placement physical examination and controlled substances screening will be scheduled by the candidate with the County's Medical Review Officer (MRO)/Physician after the candidate signs the applicable consent forms received from the Personnel Department. (*Appendix A and B*) The Department Head or designee will notify the Personnel Officer or designee that an offer has been made to an applicant.

B. Personnel Department

The Personnel Officer or designee will notify the applicant in writing of the procedure for scheduling the physical examination and controlled substances screen. It will be the responsibility of the applicant to schedule the physical examination and controlled substances screen. Failure to schedule the physical and controlled substances screen within three (3) working days of receipt of written notification to schedule said examination may result in withdrawal of the offer of employment. Failure to appear for the scheduled physical examination and drug screen may also result in withdrawal

of the offer of employment. The offer of employment is contingent upon successful completion of the physical examination and substance abuse screening.

**V. PRE-PLACEMENT DOT PHYSICAL AND CONTROLLED SUBSTANCES/ALCOHOL SCREENING (CDL HOLDERS)**

**Pre-Placement Controlled Substances/Alcohol Screenings:**

In accordance with the **Madison County Controlled Substances and Alcohol Testing Policies and Procedures** and in conjunction with the required pre-placement Department of Transportation (DOT) physical examination the County requires a pre-placement physical examination and controlled substances/alcohol screenings for all new full-time, part-time and temporary employees who are required to hold a Commercial Drivers License (CDL) as a condition of employment. The procedure for the (DOT) physical examination will follow the pre-placement physical examination procedure as outlined in this policy. Applicants are required to submit to a controlled substance/alcohol screening as a condition of employment. Applicants who test positive or refuse the pre-placement controlled substances screening will not be hired.

**VI. GENERAL PRE-PLACEMENT PHYSICAL EXAMINATION:**

All new, **permanent full-time and permanent part-time** employees will be required to complete a post offer pre-placement physical examination with the County's designated physician for the purposes of establishing a baseline medical report to be used primarily for Workers' Compensation purposes. The examination will also establish whether the candidate has the ability to work.

**Pre-placement Baseline Physical:**

The physical examination will include medical history, hands on medical evaluation, vision, vital signs, musculoskeletal screening, ability to perform essential work tasks and pre-existing condition evaluation.

After successful completion of the pre-placement physical examination, the Personnel Department will receive a statement from the physician that the employee is either fit for work or not fit for work. The County's designated physician will keep all medical records.

**Pre-placement DOT Baseline Physical (*required for CDL holders only*):**

The physical examination is a medical examination to determine if a person meets the federal standard to drive a truck.

The physical examination includes medical history, hands on medical examination, vision (distance, color and horizontal field of vision), vital signs, musculoskeletal screening, ability to perform essential work tasks and pre-existing condition evaluation.

The examination also may identify disqualifying physical impairments, diabetes, hypertension and epilepsy.

After successful completion of the pre-placement (DOT) physical examination, the Personnel Department will receive a statement from the physician that the employee is either fit for work or not fit for work. All medical records will be forwarded to the employee's department and will be kept in a confidential medical file. A (DOT) card will be given to the employee who successfully completes the physical examination.

## **VII. CONTROLLED SUBSTANCES SCREENING (*non-CDL holders*):**

### **Pre-Placement Controlled Substance Screenings:**

Madison County requires pre-placement controlled substances screenings for all new, **permanent full-time and permanent part-time** employees in conjunction with the required pre-placement medical examination. Applicants are required to submit to controlled substances screening as a condition of employment. Applicants who test positive or refuse the pre-placement controlled substances screening will not be hired.

**If an applicant has a dilute or inconclusive test result, a second test may be conducted at the applicant's request and expense. If a second test is not conducted within two (2) days, the applicant will not be hired.**

### **Controlled Substances Screening:**

Controlled substances screening involves an assessment for evidence of the use of illegal drugs and the inappropriate use of legal drugs. Urine is screened for the following categories of drugs including marijuana, cocaine, opiates, amphetamines or phencyclidine (PCP). Split samples will be taken for these tests. Medical review of all positive results is conducted by a Medical Review Officer (MRO). The presence of any illegal substance constitutes a positive substance abuse screen. The presence of any legal substance for which there is not prescription and/or medical confirmation of need constitutes a positive screen.

### **Procedure:**

- A. Any and all information, including drug test results, written or otherwise, received by Madison County as part of this controlled substances screening program are confidential communications. Unless authorized by state laws, rules or regulations, Madison County will not release such information without a written consent form signed voluntarily by the person screened. Information on controlled substances screening results will not be released in any criminal proceeding unless such information or records are compelled by a court or a professional or occupational licensing board in a related disciplinary proceeding. Screening results for non-CDL holders will be maintained in the Personnel Department in the employee's confidential medical file. CDL holders screening results will be forwarded to the employee's department and will be kept in a confidential medical file.

- B. Employment may not begin until the controlled substances screening has been completed with satisfactory results. Upon successful completion of the physical examination and controlled substances screening, the Personnel Officer or designee will notify the Department Head or designee that the applicant may be hired. When an applicant's controlled substances screen is positive, the laboratory will automatically reconfirm the original specimen before concluding that the test result was positive. A positive test result will require rescission of the conditional offer of employment. The MRO will notify the Personnel Officer or designee and the applicant of positive test results. The Personnel Officer or designee will also communicate this to the Department Head or designee. Three calendar days will normally be necessary to process the screening results. A job applicant with a positive test result may be provided with a copy of the test results upon request of the Personnel Officer or designee.
- C. During the seventy two (72) hour period after written notification of a positive test result, the job applicant will be permitted by Madison County to have the second portion of the split sample of the specimen retested, at the job applicant's expense. Prospective employees who have tested positive on the post offer controlled substances screening will not be considered for employment with Madison County for one year or until any appeal is resolved. At that time the applicant may reapply and if offered a position will be required to pass another screening procedure. The re-application process will be consistent with the Americans with Disabilities Act guidelines.
- D. Madison County will pay the expenses for the pre-placement physical examination and controlled substances screening required by this policy **except for a second controlled substance screening requested by the applicant in the event of a dilute or inconclusive result. The expense of said test shall be borne by the applicant.**

## APPENDIX A

### PRE-PLACEMENT PHYSICAL EXAMINATION CONSENT FORM

I, \_\_\_\_\_, voluntarily consent to a pre-placement physical examination conducted at the request of Madison County. I understand that the offer of employment I have received is conditioned upon the successful completion of the physical examination. I understand that I may ask questions of the examining physician concerning any portion of the physical examination and that I may stop the physical examination at any time. However, if I do not complete the physical examination, I understand that the offer of employment will be withdrawn.

I have had the opportunity to ask a representative of the County questions about this physical examination, and any questions I had, have been completely and satisfactorily answered.

I consent to the release of the results of this physical examination to Madison County. I further consent to the release of all of my medical records to the County's physician as requested.

In consideration of my potential employment, I hereby release and agree to hold Madison County and its designated physician harmless against any and all claims, charges or causes of action whatsoever I now have or may have in the future which may arise from: (1) the examination to be conducted by the above physician; (2) the diagnosis or results of the examination; and (3) the use of any diagnosis.

**I CERTIFY THAT I HAVE READ, UNDERSTAND AND AGREE TO THE ABOVE PROVISIONS.**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**APPENDIX B**

**CONTROLLED SUBSTANCE SCREENING CONSENT FORM**

- I. I \_\_\_\_\_, voluntarily consent to submit to a urine specimen, under the direction of Madison County. I understand that this sample will be used for the purpose of conducting a chemical analysis to determine if I have engaged in the use of illegal drugs. I further give my permission to the Madison County Personnel Department to release my screening results to any authorized Medical Review Officer/Physician, but to no other person without my further written consent. I understand that this screening is being conducted pursuant to Madison County Policy. I will cooperate fully with Madison County and its designated testing personnel in the administration of the drug screening.
  
- II. I have not (circle appropriate response) taken **ANY** medication and or drugs of any kind in the past thirty (30) days including:
  - a. Over-the-counter medications
  - b. Prescription or other drugs
  
- III. I have (circle appropriate response) taken medications and or drugs in the past thirty (30) days including:
  - a. Over-the-counter medications
  - b. Prescription or other drugs

Comments/Explanations:

\_\_\_\_\_  
\_\_\_\_\_

I certify that any urine sample given by me belongs to me and is given solely for the purposes of controlled substance screening. I further certify that the above information

is correct to the best of my knowledge. I understand that Madison County may require me to produce documentation to verify the above information and that my refusal to do so may result in disqualification from employment. **I understand that if my test result is inconclusive or is a dilute sample, I can request and have a second test at my own expense within two (2) days of receiving my result.**

In consideration of my potential employment, I hereby release and agree to hold Madison County and its representatives harmless against any and all claims, charges or causes of action whatsoever I now have or may have in the future which may arise from this test. I understand that Madison County or any laboratory selected by Madison County has exclusive control over the method of conducting this test.

I CERTIFY THAT I HAVE READ, UNDERSTAND AND AGREE TO THE ABOVE PROVISIONS.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**RESOLUTION NO. 288-08**

**APPOINTING A STOP DWI COORDINATOR**

WHEREAS, the STOP DWI Coordinator position is vacant; and

WHEREAS, after an extensive recruitment process, the Government Operations Committee recommends the appointment of Stephen Goodfriend as STOP DWI Coordinator;

NOW, THEREFORE, BE IT RESOLVED that Stephen Goodfriend of Morrisville, New York be and hereby is appointed as STOP DWI Coordinator at the 2008 annual salary of \$27,178 effective August 13, 2008.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 289-08**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH LOCEY & CAHILL, LLC TO PROVIDE PROFESSIONAL CONSULTING SERVICES FOR THE RETIREE DRUG SUBSIDY**

WHEREAS, Madison County provides Medicare-eligible retirees with prescription drug benefits that are at least equivalent to those that otherwise would be provided by Medicare; and

**WHEREAS**, the Federal government will make subsidy assistance payments to the County for each Medicare Part D eligible retiree enrolled in the County's prescription drug plan and not enrolled in Medicare Part D; and

**WHEREAS**, the County anticipates revenue of approximately \$111,000 as a result of these subsidy assistance payments for plan year 2008; and

**WHEREAS**, the County is in the process of applying for a retiree drug subsidy in accordance with the Medicare Part D program for plan year 2008; and

**WHEREAS**, the County requires professional consulting services to continue with the application process; and

**WHEREAS**, Locey & Cahill, LLC, has the technical and professional ability to prepare the actuarial attestation statement, coordinate the filing of the statement, and coordinate the filing of the application for the subsidy for the County; and

**WHEREAS**, Locey & Cahill, LLC, has provided the County with a proposal to provide these health benefits consulting services for plan year 2008 for a fee of \$3,000, which represents no increase from their fee for plan year 2007; and

**WHEREAS**, there are adequate appropriations in account CS9060.8609 Health Benefit Consultants, as provided in the Madison County 2008 Adopted Budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board be authorized to execute an agreement with Locey & Cahill, LLC, to provide professional consulting services for the retiree drug subsidy, a copy of which is on file with the Clerk of the Board of Supervisors.

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisors Salka:**

**RESOLUTION NO. 290-08**

**AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR YOUTH TOBACCO ENFORCEMENT AND PREVENTION Adolescent Tobacco Use & Prevention Act (ATUPA)**

**WHEREAS**, The New York State Health Department Center for Environmental Health will continue funding to counties for the implementation of the provisions in Section 13-F of the Public Health Law(Section 1399-hh), dealing with Adolescent Tobacco Use Prevention Act; and

**WHEREAS**, The New York State Health Department recognizes that since implementation, there has been a decrease in the sale of tobacco products to minors through local education and regulation; and

**WHEREAS**, in an effort to enhance this initiative the State has agreed to fund \$34,518 for the period of October 1, 2008 through September 30, 2009; and

**WHEREAS**, the funds are currently in the 2008 Adopted budget; and

**WHEREAS**, both The Board of Health and The Public Health Services Committee agree that local efforts in the reduction of tobacco use in Madison County by adolescents is essential to the well being of county residents; and

**NOW THEREFORE BE IT RESOLVED**, that The Chairman of The Board of Supervisors be and is hereby authorized to enter into an agreement with The New York State Department of Health as is on file with The Clerk of The Board; and

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Stepanski:**

**RESOLUTION NO. 291-08**

**RECOGNIZING THE SUMMER YOUTH PARTICIPANTS IN SERVICE TO MADISON COUNTY**

**WHEREAS**, the Madison County Board of Supervisors recognizes individuals for outstanding service and accomplishments; and

**WHEREAS**, several youth, funded through the Madison County Office of Employment and Training, have worked in the County Office Complex this summer; and

**WHEREAS**, their work provides assistance to all the residents of Madison County; and

**WHEREAS**, the Madison County Board of Supervisors believes that dedicated public service is the backbone of our democracy;

**NOW, THEREFORE, BE IT RESOLVED**, that the Madison County Board of Supervisors hereby recognizes these youth for their work and encourages them to continue to be involved in public service in the future; and

**BE IT FURTHER RESOLVED**, that the following youth be honored with certificates for their current work and accomplishments:

**Heather Featherly – Public Information/Historian  
Allison Stone – County Clerk’s Office  
Olivia Lopitz – County Clerk’s Office  
Alexandra Williamson – County Clerk’s Office  
Alexis Holmes – Mental Health/DSS  
Tim Pratt – Solid Waste/Recycling Center**

**ADOPTED: AYES – 1500 NAYS – 0**

Chairman Becker called upon Employment and Training Director Lorraine Schmidtka to present certificates to each participant. Each participant gave their name and described one thing they learned while working with county departments.

**RESOLUTION NO. 292-08**

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH CORNELL  
COPPERATIVE EXTENSION OF MADISON COUNTY**

**WHEREAS**, the Madison County Youth Bureau was awarded an ‘Assets Coming Together for Youth’ (ACT for Youth) grant from the New York State Department of Health to increase opportunities for youth engagement and youth voice in schools and communities; and

**WHEREAS** Cornell Cooperative Extension of Madison County has experience and expertise in providing opportunities for youth civic engagement; and

**WHEREAS** the Madison County Youth Bureau desires to renew an Agreement with Cornell Cooperative Extension of Madison County to help achieve the goals of the approved grant workplan; and

**WHEREAS**, the funding for this Agreement is included in the approved ACT for Youth grant budget;

**NOW THEREFORE BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors be authorized to renew an Agreement with Cornell Cooperative Extension of Madison County in the amount of \$19,200.00 for the period of July 1, 2008 – June 30, 2009, in the form as is on file with the Clerk of the Board.

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisors Stepanski and Bargabos:**

**RESOLUTION NO. 293-08**

**CREATING A TEMPORARY FULL-TIME POSITION IN THE DEPARTMENT OF  
SOCIAL SERVICES AND MODIFYING THE 2008 COUNTY BUDGET**

**WHEREAS**, the Department of Social Services has two temporary full-time Energy Resource Aide positions in the 2008 budget; and

**WHEREAS**, the Commissioner has requested the creation of one additional temporary full-time Energy Resource Aide for the Home Energy Assistance Program (HEAP) season due to the anticipated increase in applications for assistance; and

**WHEREAS**, the HEAP season will begin on or about October 1, 2008, and end on or about May 2, 2009; and

**WHEREAS**, the salary and benefits for said position are fully funded by State and Federal revenues; and

**WHEREAS**, said position will be abolished if funding is abolished or decreases; and

**WHEREAS**, this request has been 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 (1) temporary, full-time Energy Resource Aide position be and hereby is created; and

**BE IT FURTHER RESOLVED** that the Commissioner of Social Services be and hereby is authorized to fill said position at the 2008 hourly rate of \$13.17 in accordance with Civil Service Law and Rule effective November 3, 2008, through May 2, 2009; and

**BE IT FURTHER RESOLVED** that the Adopted 2008 County Budget be modified as follows:

General Fund

6010 Social Services Administration

<u>Expense</u>		<u>From</u>	<u>To</u>
A6010.1	Personal Services	\$4,216,010	\$4,220,258
A6010.810	Allocation of Fringe Benefits	1,794	2,131
	Total	<u>\$4,217,804</u>	<u>\$4,222,389</u>

Control Total \$ 4,585

Revenue

A4610.1010	Fed. Aid Social Services	\$2,073,865	\$2,078,450
------------	--------------------------	-------------	-------------

Control Total \$ 4,585

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 294-08**

**AMENDING AGREEMENT AND MODIFYING THE 2008 ADOPTED COUNTY BUDGET**

**WHEREAS**, the Office of Mental Retardation and Developmental Disabilities has issued the 2008 Health Care Enhancement and these additional funds result in 100% State Aid in 2008 for Madison-Cortland ARC; and

**WHEREAS**, the Social and Mental Health Committee has approved modifying the contract with Madison-Cortland ARC at no cost to the County; and

**WHEREAS**, it is necessary to modify the 2008 budget to account for the funds which have already been received by the County;

**NOW, THEREFORE, BE IT RESOLVED** that the 2008 Adopted County Budget be modified as follows:

GENERAL FUND

4330 – Mental Health – ARC Programs

<u>Revenue</u>	<u>From</u>	<u>To</u>
A3490.9005 St. Aid MR ARC Expense	\$577,314	\$585,440
Control Total		<u>\$ 8,126</u>

<u>Expense</u>		
A4330.42707 Madison County ARC Expense	\$737,345	\$745,471
Control Total		<u>\$ 8,126</u>

and

**BE IT FURTHER RESOLVED**, that the Chairman of the Board be hereby authorized to execute modification agreements, copies of which are on file with the Clerk of this Board, for the period January 1, 2008 through December 31, 2008 with Madison-Cortland ARC.

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Ball:**

**RESOLUTION NO. 295-08**

**AUTHORIZING THE CHAIRMAN TO APPROVE REVISION OF RESPONDING DETERMINATES TO MADISON COUNTY'S PRIORITY DISPATCH EMERGENCY MEDICAL DISPATCH PROGRAM**

**WHEREAS**, Emergency Medical Dispatch Program was approved by County Resolution No. 110 on May 13, 2003 to provide better patient care and better patient outcome through the delivery of pre-arrival instructions; and

**WHEREAS**, Emergency Medical Dispatch Program was implemented on April 1, 2004 to better manage Emergency Medical Services in accordance with New York State Law which included Emergency Medical Dispatch protocols; and

**WHEREAS**, the Mid-State Regional Medical Control Director has requested that Herkimer, Oneida, and Madison County begin using Priority 1 and Priority 2 protocols consistent with the priority dispatch section of the Emergency Medical Dispatch Program; and

**WHEREAS**, a committee of representatives from the County's Emergency Medical Services reviewed all Emergency Medical Dispatch protocols and developed the following response determinants:

**Priority 1** – Life threatening or potentially unstable. Use of lights and sirens may be appropriate.

**Priority 2** – Non-life threatening; stable. Use of lights and sirens may not be appropriate; and

**WHEREAS**, the aforementioned determinates shall only be recommendations made by the Madison County 911 Center to the responding Emergency Medical Services; and

**WHEREAS**, the Board of Supervisors has reviewed the aforementioned changes; and

**WHEREAS**, the Board of Supervisors has concluded that in the interest of ensuring the safety of the community it is appropriate and necessary to incorporate oversight call receipt times into the official records distributed to end users;

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Supervisors herein and hereby is adopting the following changes as part of Madison County's Emergency Medical Dispatch Program:

1. All oversight call receipt times shall be incorporated into the official records distributed to end users; and
2. Emergency Medical Dispatchers shall use the Priority 1 and Priority 2 protocols in accordance with the attached Standard Operating Guideline.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 296-08**

**AUTHORIZING THE CHAIRMAN AND THE SHERIFF TO ENTER INTO AN AGREEMENT TO PROVIDE SPECIALIZED LAW ENFORCEMENT SERVICES WITH THE VILLAGE OF EARLVILLE**

**WHEREAS**, The Village of Earlville has requested of the Madison County Sheriff a provision to it of specialized law enforcement services, consisting of coverage in excess of that usually and normally furnished by the Sheriff to the village; and

**WHEREAS**, the Sheriff is willing to provide such coverage presently to the extent of up to 16 man hours per week, subject to increase or decrease upon the mutual agreement of the Sheriff and the Village of Earlville; and

**WHEREAS**, the Village of Earlville will reimburse the Sheriff at an hourly rate of \$30.00 per hour for the part-time personnel, which personnel shall be used predominantly where reasonably possible; and will reimburse the Sheriff at a rate based upon the rate payable by the County to full-time deputies in the event the same shall be required to be used, which rate shall be inclusive of fringes, benefits, and related allocable costs; and

**WHEREAS**, the sheriff shall furnish the vehicle, all labor, equipment and supplies required to deliver said services and the Village shall provide and maintain an office, necessary office equipment (including but not limited to a telephone, computer, printer parking space/facility), all is more fully set forth in this Agreement; and

**NOW, THEREFORE BE IT RESOLVED** that the Sheriff and the Chairman of the Board of Supervisors be and are hereby authorized to execute an agreement with the Village of Earlville for the provision of Specialized Law Enforcement Services, for a term of one year commencing September 1, 2008 and renewable annually, in the form as is on file with the Clerk of this Board.

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Moran:**

**RESOLUTION NO. 297-08**

**APPOINTING A MEMBER TO THE MADISON COUNTY EMPIRE ZONE ADMINISTRATIVE BOARD**

**BE IT RESOLVED**, that Steven Tornabene, of 3961 Douglas Heights Drive, Canastota, NY 13032, be and hereby is appointed, effective August 12, 2008, to the Madison County Empire Zone Administrative Board, as representative of business, for a three-year term expiring August 9, 2011.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 298-08**

**RESOLUTION OF APPRECIATION – ARCHIVAL VOLUNTEER EFFORTS**

**WHEREAS**, American volunteerism officially began with “the shot heard around the world” and many of those same Revolutionary War heroes were founding citizens of Madison County, the Madison County Board of Supervisors believes in acknowledging and recognizing that same spirit that lives today in Madison County residents; and

**WHEREAS**, volunteers were a vital component of the successful completion of a Local Government Records Management Improvement Fund Grant awarded to the Madison County Clerk’s Office; and

**WHEREAS**, volunteers logged over 400 hours cleaning, identifying, sorting and organizing original archival documents under the direction of the Madison County Historian; and

**WHEREAS**, these volunteers have agreed to continue the project in spite of time constraints and rising transportation costs;

**NOW, THEREFORE BE IT RESOLVED** that the Madison County Board of Supervisors hereby recognize the dedicated contribution of the following volunteers:

Robert Betz  
Bea Wolff-Banner  
Audrey Howard  
Mike Curtis  
Donna Nortman  
Barbara Rivette

**ADOPTED: AYES – 1500 NAYS – 0**

County Historian, Mary Messere addressed this resolution thanking the volunteers for all of the time that was dedicated to the archival projects.

**By Supervisor Bargabos:**

**RESOLUTION NO. 299-08**

**AUTHORIZING THE MADISON COUNTY BOARD OF ELECTIONS TO CONTRACT FOR POLLSITE 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, William Cain Post, Bridgeport Elementary School, Sullivan Town Office Building, Oneida Senior High School, Seneca Street School, First Presbyterian Church of Oneida, Oneida Municipal Building, and Consumer Services 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. 300-08**

**AUTHORIZING THE MADISON COUNTY BOARD OF ELECTIONS TO CONTRACT FOR POLLSITE 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, 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**

**RESOLUTION NO. 301-08**

**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. 302-08**

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT**

**WHEREAS**, it is necessary for the Real Property Tax Department to enter into a maintenance agreement with Xerox Corporation for the routine cleaning and maintenance of the Xerox 6204; and

**WHEREAS**, the Xerox 6204 is used for reproduction of GIS/Tax Maps and other digital products on a daily basis and needs to be in top working condition; and

**WHEREAS**, the Finance, Ways and Means Committee have reviewed and approve of this maintenance agreement; and

**WHEREAS**, the maintenance agreement is for one (1) year, commencing on September 1, 2008 and expiring on August 31, 2009, with a base charge of \$65.00 per month which includes toner and a 1,000 sq./ft allowance per month and having a service overage rate of \$.032 not to exceed \$1,500.00; and

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

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 303-08**

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

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

Michael West  
P.O. Box 464  
Oneida, NY 13421

Tax Map #36.-2-1.2  
Town of Lenox

**WHEREAS**, based on a survey, the tax map for this property was updated to reflect a change in acreage from 20.30 acres to 13.50 acres for the 2005-2006 assessment roll; and

**WHEREAS**, the reduction in acreage would have reflected a decrease in taxable assessed value of \$7,600; and

**WHEREAS**, in error, the corrected acreage and reduced assessment were not reflected on the final roll produced for the Town of Lenox; and

**WHEREAS**, there are delinquent 2006, 2007 and 2008 Town and County Taxes which include relieved school taxes for 2005, 2006 and 2007 in the amounts of \$1,220.10, \$1,141.41 and \$894.48 respectively; and

**WHEREAS**, the corrected amounts with interest and penalties should be \$862.28, \$809.89 and \$595.38 respectively; 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 credit the 2006, 2007 and 2008 Town and County Taxes in the amounts of \$357.82, \$331.52 and \$299.10 respectively due to this error.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 304-08**

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

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

Redeemer Evangelical Lutheran  
P.O. Box 497  
Canastota, NY 13032

Tax Map #44.-1-46.6  
Town of Lenox  
Oneida City School District

WHEREAS, this property is "wholly exempt" from taxation; and

WHEREAS, due to a clerical error the non-profit exempt code of 25110 was omitted from the assessment roll and a 2006/2007 school tax was levied; and

WHEREAS, the Oneida City School District returned the unpaid school tax to the Madison County Treasurer's Office and with interest and penalties the amount due is \$686.79; and

WHEREAS, Madison County does not relevel unpaid Oneida City School taxes onto Town Tax Rolls; 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 credit the 2006/2007 school tax in the amount of \$686.79.

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Hammond:**

**RESOLUTION NO. 305-08**

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

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

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

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

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

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

**BE IT FURTHER RESOLVED**, the Solid Waste Disposal Agreement shall cover the period from January 1, 2006 through December 31, 2010; and

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

1. JT Enterprises

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Hammond:**

**RESOLUTION NO. 306-08**

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH F.J. PUGLIESE CO., INC.**

**WHEREAS**, the County has an agreement with F.J. Pugliese Co., Inc. of Utica, New York for the pest control services for the County Office Building, Cedar House, Highway both (Wampsville & Morrisville), Dept. of Solid Waste, Public Safety Building, Social Services, Bldg., Court House, Veteran's Memorial Building, Employment & Training, Public Health Building and the Child Advocacy Center (quarterly service) and

**WHEREAS**, the County Buildings & Grounds Committee has reviewed the renewal and recommend that the renewal be accepted; and

**WHEREAS**, said agreement is a two (2) year agreement, effective August 15, 2008 through August 15, 2010 in the amount of \$3,952.00 per year , with a renewal option;

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors be and he hereby is authorized to renew an agreement with the F.J. Pugliese Co., Inc. for a two (2) year period commencing on August 15, 2008 and expiring on August 15, 2010, in the amount of \$3,952.00 per year, a copy of which is on file with the Clerk of the Board of Supervisors.

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Williams:**

**RESOLUTION NO. 307-08**

**AUTHORIZING AGREEMENT FOR NORTH LAKE ROAD CULVERT REPLACEMENT WITH TIOGA CONSTRUCTION CO., INC.**

**WHEREAS**, the Public Works Committee authorized the Madison County Highway Department to proceed with the culvert replacement on North Lake Road over Cazenovia Lake Inlet in the Town of Cazenovia (CAZ 252), Madison County; and

**WHEREAS**, sealed bids were opened on June 26, 2008 and were reviewed by the Public Works Committee on July 15, 2008 and have approved the Highway Superintendent's recommendation on low bidder as follows:

<b>Tioga Construction Co., Inc. / Total Bid Price</b>	<b>\$240,789.00</b>
---	---------------------

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors be and he hereby is authorized to enter into an Agreement with low Bidder for the replacement of the North Lake Road Culvert, Town of Cazenovia, a copy of which will be kept in the office of the Clerk of the Board of Supervisors.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 308-08**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AGREEMENT FOR ENGINEERING DESIGN SERVICES FOR IMPROVEMENTS IN THE WAMPSVILLE HIGHWAY GARAGE**

**WHEREAS**, the Public Works Committee met on June 17, 2008 and authorized the Madison County Highway Department to proceed with the preparation of preliminary design improvements; and

**WHEREAS**, the improvements will include installing a new stairway in the stockroom, installing a new suspended ceiling and lights over the main section of the stockroom, replacing the fiberglass window panels, installing a new heating and cooling unit and related duct work for the stockroom and installing new cooling units for the front office and lunchroom; and

**WHEREAS**, the firm of Zangrilli Engineering has presented an Agreement for the described Engineering Services in the amount of \$10,800.00; and

**WHEREAS**, the cost for this service has been appropriated in the Road Machinery Fund 2008 Budget, line item DM5130.2937;

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

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 309-08**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MCSWEENEY ASSOCIATES**

**WHEREAS**, the County Child Advocacy Center requires modifications in order that it may be made more suited for its intended use; and

**WHEREAS**, the County has received and accepted a grant from the NY State Office of Children and Family Services for needed modifications; and

**WHEREAS**, professionally prepared plans and specifications are required to secure needed building permits for the modifications; and

**WHEREAS**, the Building and Grounds Committee has determined that McSweeney Associates Architects and Interiors, 2871 Eaton Brook Road, Erieville, NY has the requisite skills to provide the necessary architectural services for the project;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors be and he hereby is authorized to enter into an agreement with McSweeney Associates for the necessary architectural services for the required modification at a cost not to exceed \$4,500.00; and

**BE IT FURTHER RESOLVED**, that a copy of said agreement is on file with the Clerk of the Board.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 310-08**

**MODIFYING THE ADOPTED 2008 BUDGET AND AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH SCHARF PLUMBING AND HEATING, INC.**

**WHEREAS**, Madison County advertised and received competitive bids for replacement of boilers in the Social Services Building as Bid No 08.29; and

**WHEREAS**, all bids were canvassed and reviewed by the Maintenance Department and the County Buildings and Grounds Committee and upon review found Scharf Plumbing and Heating to be the low, responsible bidder and have made their recommendation for the bid to be awarded to the low bidder;

**NOW, THEREFORE, BE IT RESOLVED**, that the county accepts the following bid:

Bid Reference Number: 08.29  
 Awarded to: Scharf Plumbing and Heating, Inc.  
 249 Chenango Road  
 Utica, NY 13502  
 Amount of Bid: \$62,000

**BE IT FURTHER RESOLVED**, that the Chairman of the Board is hereby authorized to execute an agreement with Scharf Plumbing and Heating, Inc. for the installation of replacement boilers in the Social Services Building; and

**BE IT FURTHER RESOLVED**, that the Adopted 2008 County Budget be modified as follows:

**General Fund**  
**6010 Social Services Administration**

	<u>From</u>	<u>To</u>
A6010.2901 Building Renovation	\$ 60,000	\$62,080
A6010.403 Misc. Building Expense	\$ <u>17,200</u>	<u>\$15,120</u>
Control Total	\$ <u>77,200</u>	\$ <u>\$77,200</u>

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Bargabos:**

**RESOLUTION NO. 311-08**

**AUTHORIZING THE MODIFICATION OF THE 2008  
 ADOPTED COUNTY BUDGET**

BE IT RESOLVED, that the 2008 Adopted County Budget be modified as follows:

**Modification #1**

	<u>From</u>	<u>To</u>
<u>1165 District Attorney</u> <u>Expense</u>		
A1165.4221 Special Prosecutor	\$ 5,000	\$ 15,000
 <u>1990 Contingent Fund</u> <u>Expense</u>		
A1990.4444 Contingent Account	\$ <u>605,389</u>	<u>\$595,389</u>

Control Totals	<u>\$610,389</u>	<u>\$610,389</u>
<b>Modification # 2</b>		
<u>1010 Legislative Board</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
A1010.4130 Advertising Expense	\$ 0	\$ 5,450
<u>1990 Contingent Fund</u>		
<u>Expense</u>		
A1990.4444 Contingent Account	<u>\$595,389</u>	<u>\$589,939</u>
Control Totals	<u>\$595,389</u>	<u>\$595,389</u>
<b>Modification # 3</b>		
<u>1170 Public Defender Service</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
A1170.4219 Assigned Counsel Family Court	\$175,000	\$150,000
A1170.4218 Assigned Counsel Fees & Disbursements (Criminal Court)	<u>\$100,000</u>	<u>\$125,000</u>
Control Totals:	<u>\$ 275,000</u>	<u>\$275,000</u>
<b>Modification # 4</b>		
<u>1325 County Treasurer</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
A1325.40101 Computer Equipment	\$ -0-	\$ 1,174
A1325.4911 Office Supply & Expense (Outside)	<u>14,680</u>	<u>13,506</u>
Control Totals	<u>\$14,680</u>	<u>\$14,680</u>
<b>Modification # 5</b>		
<u>1355 Assessment</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
A1355.2110 Computer Equipment	\$ 9,000	\$ 7,000
A1355.40101 Computer Equipment	<u>0</u>	<u>2,000</u>
Control Totals	<u>\$ 9,000</u>	<u>\$ 9,000</u>
<b>Modification # 6</b>		
<u>1355 Assessment</u>	<u>From</u>	<u>To</u>
<u>Expense</u>		
A1355.4200 Consultant	\$ 7,000	\$ 6,485
A1355.402 Misc. Expense	440	555
A1355.4130 Advertising Expense	<u>1,150</u>	<u>1,550</u>

Control Totals	<u>\$ 8,590</u>	<u>\$ 8,590</u>
----------------	-----------------	-----------------

**Modification # 7**

1410-County Clerk

<u>Expense</u>	<u>From</u>	<u>To</u>
A1410.4741 Repairs to Dockets, Books, Etc.	\$ 3,000	\$ 2,750
A1410.488 Office Equipment Maintenance and Repairs	900	1,150
A1410.40103 Software and Equipment Maintenance	0	1,612
A1410.4712 Computerized Indexing	64,506	65,119

1460-Records Management

Expense

A1460.4713 Install & Set-up Rec. Mgt. Gr.-Co Clerk	<u>6,282</u>	<u>4,057</u>
---	--------------	--------------

Control Totals	<u>\$ 74,688</u>	<u>\$ 74,688</u>
----------------	------------------	------------------

**Modification # 8**

1430 Personnel & Civil Service

<u>Expense</u>	<u>From</u>	<u>To</u>
A1430.4101 Wellness Program Expense	\$45,000	\$30,135
A1430.4013 Labor Relations Fees	7,500	16,215
A1430.41 Travel Expense (Mileage)	500	800
A1430.411 Travel-Conference/Seminar Exp.	5,000	7,200
A1430.4110 Training and Staff Development	15,125	18,125
A1430.471 Clerical and Office Assistance	<u>0</u>	<u>650</u>

Control Totals:	<u>\$73,125</u>	<u>\$73,125</u>
-----------------	-----------------	-----------------

**Modification # 9**

1620 County Buildings

<u>Expense</u>	<u>From</u>	<u>To</u>
A1620.2900 Modular Building	\$ 89,850	\$ 0
A1620.2715 Architectural Expense	31,334	46,684
A1620.2903 Courthouse Porch Repair	20,000	56,100
A1620.2904 Courthouse Dome Repair	50,000	58,000
A1620.2905 Courthouse Windows	<u>0</u>	<u>30,400</u>

Control Totals	<u>\$191,184</u>	<u>\$191,184</u>
----------------	------------------	------------------

**Modification # 10**

3111 Sheriff-Traffic Safety Coord. Grant

<u>Expense</u>	<u>From</u>	<u>To</u>
A3110.2850 Lidar Units	0	\$ 4,454
A3111.41 Travel Expense (Mileage) 2007-08	\$ 2,250	938

A3111.4100	Commodities 2007-09	1,514	2,541
A3111.8130	Social Security Expense	<u>5,270</u>	<u>1,101</u>
	Control Totals	<u>\$ 9,034</u>	<u>\$ 9,034</u>

**Modification # 11**

3114 Grant - Multi-disciplinary Team

	<u>Expense</u>	<u>From</u>	<u>To</u>
A3114.4234	Contracted Services-MDT Grant	\$ 3,820	\$ 8,820
A3114.4004	Equipment-MDT Grant	29,774	24,274
A3114.4911	Office Supply & Expense (Outside)	<u>1,008</u>	<u>1,508</u>
	Control Totals:	<u>\$34,602</u>	<u>\$34,602</u>

**Modification # 12**

3150 Sheriff-Correctional Facility

	<u>Expense</u>	<u>From</u>	<u>To</u>
A3150.40104	Maintenance/Software-On Base	\$ 0	\$ 2,962
A3150-4052	EDMS Updates & Maintenance	2,900	0
A3150.40101	Computer Equipment	<u>3,373</u>	<u>3,311</u>
	Control Totals	<u>\$ 6,273</u>	<u>\$ 6,273</u>

**Modification # 13**

4310 Mental Health - Administration

	<u>Expense</u>	<u>From</u>	<u>To</u>
A4310.4206	Computer Software Maintenance	\$ 39,180	\$52,180
A4310.4200	Misc. Consultant	<u>14,000</u>	<u>1,000</u>
	Control Totals	<u>\$ 53,180</u>	<u>\$53,180</u>

**Modification # 14**

5110 Maintenance of Roads and Bridges

	<u>Expenses</u>	<u>From</u>	<u>To</u>
D5110.46003	Asphalt, Tar & Stone	\$518,077	\$447,255

5112 Construction Projects

	<u>Expenses</u>		
D5112.46007	Misc. Materials	130,000	200,000
D5112.4733	Contract Paving	<u>600,000</u>	<u>600,822</u>
	Control Totals	<u>\$1,248,077</u>	<u>\$1,248,077</u>

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 312-08**

**MODIFYING THE 2008 ADOPTED COUNTY BUDGET**

WHEREAS, Madison County will incur certain expenses for the purchase of an air conditioning unit for the data center in the Information Technology Department,

RESOLVED that the 2008 Adopted County budget be modified as follows:

<u>General Fund</u>	<u>From</u>	<u>To</u>
<b><u>1010 Legislative Board</u></b>		
<b><u>Expense</u></b>		
A1010.4236 HIPAA Compliance	\$ 4,811	\$ 1,051
<b><u>1680 Information Technology</u></b>		
<b><u>Expense</u></b>		
A1680.2103 HIPAA Computer Equipment	\$ 7,050	\$ 10,810
Control Total	\$ 11,861	\$ 11,861

**ADOPTED: AYES – 1500 NAYS – 0**

At this time Chairman Becker introduced consultants from Park Strategies, LLC to give a presentation. The Board will decide whether to go forward with a resolution to hire Park Strategies, LLC., to lobby the state and federal levels of government to help our county with issues such as economic development, grant needs, regulatory mandates and budget cuts. The agreement will be for the remainder of this year and will be decided later whether to continue for the year 2009.

**RESOLUTION NO. 313-08**

**MODIFYING THE ADOPTED 2008 COUNTY BUDGET AND AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH PARK STRATEGIES, LLC**

**WHEREAS**, Madison County is frequently impacted by New York State and Federal mandates through legislation, regulations and executive decisions; and

**WHEREAS**, Madison County is highly dependent on and impacted by budget actions at the State and Federal level; and

**WHEREAS**, the County is committed to assessing these impacts in a proactive way; and

**WHEREAS**, the County is not able to continuously monitor proposed legislation and measures affecting the County budget that may be considered by State and Federal officials or agencies; and

**WHEREAS**, Park Strategies, LLC of New York, New York maintains offices and staff resources within Albany, NY and Washington, DC that are engaged, full-time, in monitoring legislative and regulatory matters being contemplated by legislative and executive agencies; and

**WHEREAS**, Park Strategies possesses special consultant expertise in analyzing the full impact of and addressing these legislative, budgetary and regulatory matters and addressing them in their formative stage; and

**WHEREAS**, after review, the Government Operations Committee recommends that the County retain Park Strategies, LLC and the Finance, Ways and Means Committee recommends that a supplemental appropriation of unappropriated cash surplus be made for this purpose; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and hereby is authorized to execute an agreement with Park Strategies, LLC for the provision of legislative consultant services effective immediately and as is on file with the Clerk to the Board; and

**BE IT FURTHER RESOLVED**, that the Adopted 2008 County Budget be modified as follows:

**General Fund**

**1010 Legislative Board**

**Expense**

	<u>From</u>	<u>To</u>
A1010.4237 Legislative Affairs Consultant	\$ <u>0</u>	\$ <u>137,000</u>
Control Total		\$ <u>137,000</u>
A599 Appropriation of Fund Balance	<u>\$5,402,377</u>	<u>\$ 5,539,377</u>
Control Total		<u>\$ 137,000</u>

**ADOPTED: AYES – 1356 NAYS – 144 (Moran)**

**RESOLUTION NO. 314-08**

**APPROVING THE PAYMENT OF CLAIMS**

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

**ADOPTED: AYES – 1500 NAYS – 0**

**PUBLIC COMMENT PERIOD**

**There is no one wishing to speak.**

**On motion by Supervisor Williams, seconded by Supervisor Rafte, the Board adjourned.**