

**MADISON COUNTY BOARD OF SUPERVISORS
Meeting – Wednesday, February 10, 2010**

The Board convened at 10:30 a.m. in the Supervisors Chambers, second floor, County Office Building, Wampsville, New York with all members present except for Supervisor Suits (109 votes) and Supervisor Rafta (58 votes).

Pledge of Allegiance.

On motion by Supervisors Salka, seconded by Supervisor Degear, the minutes of the previous meeting were dispensed with and adopted as filed.

COMMUNICATIONS

1. Letter from Supervisor Jim Rafta, resigning as a member on the Madison County IDA Board effective January 21, 2010.

REPORTS

1. County Financial Officer Dog License Report for the year 2009.
2. Madison County Mental Health Department Monthly Report for January 2010.
3. Bureau of Weights and Measures Annual Report for 2009.
4. Madison County Planning Department Annual Report for 2009.
5. Madison County Board of Elections Annual Report for 2009

REPORTS OF COMMITTEES

Supervisors, Highway, Social Services, JTPA/WIA and Cazenovia Sewer District:	\$ 3,375,955.95
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Miscellaneous Accounts:	\$ 768,152.28
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RESOLUTIONS

By Supervisor Bargabos:

RESOLUTION NO. 13

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 James C. Jantzen upon his retirement.

James C. Jantzen Automotive Mechanic 1978 - 2010 31 Years

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 14

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

WHEREAS, the 2010 Annual National Immunization Conference will be held in Atlanta, Georgia from April 18-22, 2010; and

WHEREAS, Eric Faisst, Public Health Director has requested that Maryrose Riolo, Public Health Nurse attend said conference; and

WHEREAS, these expenses will be funded 100% by NYSACHO; 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 Maryrose Riolo be and hereby is authorized to attend said training.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 15

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

WHEREAS, the 2010 National Public Employer Labor Relations Association Annual Training Conference will be held in New Orleans, Louisiana from April 25, 2010 – April 28, 2010; and

WHEREAS, Eileen Zehr, Personnel Officer has requested that Ryan Aylward, Coordinator of Labor Relations attend said conference; and

WHEREAS, his expenses are funded through appropriations in the 2010 Personnel/Civil Service Department budget; and

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

NOW, THEREFORE BE IT RESOLVED that Ryan Aylward be and hereby is authorized to attend said training conference at County expense not to exceed \$2,100.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 16

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

WHEREAS, the YMCA of the Greater Tri-Valley has offered a Corporate Membership Partner Agreement; and

WHEREAS, this Agreement offers significant membership and other discounts for YMCA services to employees of entities that enter into such an agreement; and

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

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

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

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 17

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH AUCTIONS INTERNATIONAL FOR THE SALE OF COUNTY SURPLUS

WHEREAS, Madison County has sold six surplus County Transit Buses online utilizing the services of Auction International; and

WHEREAS, the County has been pleased with the process and results of said online auction and would like to enter into agreement with Auctions International to sell other County surplus at no cost to the County; and

WHEREAS, utilizing the experience and expertise of International Auctions to sell said County surplus has the potential to bring in more revenue as opposed to a traditional live auction and completed in a timely manner based on our experience and other municipalities; and

WHEREAS, the Government Operations Committee and the Finance Ways and Means Committee recommend the County enter into the agreement with Auctions International to sell County surplus; and

WHEREAS, the term of this agreement shall begin on February 10, 2010 until terminated upon thirty (30) days written notice by either party,

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors authorize the Chairman of the Board of Supervisors be and hereby is authorized to enter into an agreement with Auctions International, at no cost to the County, immediately, a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 18

AMENDING AN AGREEMENT WITH IKON OFFICE SOLUTIONS, INC.

WHEREAS, Madison County entered into an agreement with IKON Office Solutions Inc. on November 24, 2009 (Resolution 500-09) to supply copiers ; and

WHEREAS, after deployment of the copiers some changes were requested by certain Departments which will result in an additional monthly expense not to exceed \$200.00; and

WHEREAS, an addendum to the previously signed contract is required to initiate the requested changes; and

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an amendment to the agreement with IKON Office Solutions, Inc., a copy of which is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 19

**AUTHORIZING THE CHAIRMAN TO RENEW
AGREEMENTS AND AMENDMENTS WITH EXCELLUS HEALTH PLAN, INC.**

WHEREAS, the County has agreements with Excellus Health Plan, Inc. for the administration of the County's traditional health insurance plan, including the County's prescription drug plan; and

WHEREAS, the County will be applying to receive a retiree drug subsidy in accordance with the Medicare Part D program for plan year 2009 and 2010; and

WHEREAS, certain information required to complete the application must be provided by Excellus Health Plan, Inc.; and

WHEREAS, it is necessary to enter into contractual agreements to delineate the terms and conditions under which Excellus Health Plan, Inc. will provide the service related to the County of Madison's participation in the retiree drug subsidy program; and

WHEREAS, the agreements will be effective January 1, 2009 through December 31, 2009 and January 1, 2010 through December 31, 2010; and

WHEREAS, the County has entered into agreements with Excellus Health Plan, Inc., to provide certain administrative services relative to the County's participation in the Retiree Drug Subsidy program; and

WHEREAS, these agreements need to be amended to modify certain provisions of the agreements to provide for enhanced administrative services requested by the County and agreed to by Excellus Health Plan, Inc.; and

WHEREAS, these amendments will be effective January 1, 2009 through December 31, 2009 and January 1, 2010 through December 31, 2010;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be and hereby is authorized to execute the agreements for 2009 and 2010 and the amendments to the agreements for 2009 and 2010 with Excellus Health Plan, Inc., copies of which are on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

At this time Chairman Becker asked the Madison County 4-H Government Interns stand and introduce themselves to the Board, along with Terri Lanterman-Becker their 4-H Community Leader.

By Supervisor Salka:

RESOLUTION NO. 20

AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH

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 (ATUPA); 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 \$31,078 for the period of October 1, 2009 through September 30, 2010; and

WHEREAS, this agreement 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 into an agreement on behalf of the County of Madison with the New York State Department of Health, in the form as is on file with the Clerk of The Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 21

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH PLANNED PARENTHOOD MOHAWK HUDSON, INC.

WHEREAS, the Public Health Department operates a Diagnostic and Treatment Center; and

WHEREAS, Resolution # 567-09, Authorizing the Chairman to Enter Into Agreements with Public Health Department Contractors was passed on December 29, 2009 which included Planned Parenthood; and

WHEREAS, Planned Parenthood Mohawk Hudson, Inc. has contracted with the Public Health Department to provide sexually transmitted disease testing, HIV and immunizations for Madison County residents in the past; and

WHEREAS, Planned Parenthood has contacted the Public Health to request an increase; and

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

WHEREAS, the cost of said services is reimbursed through Article 6 funding; and

WHEREAS, the Public Health Services Committee has agreed to authorize payment increases as indicated below:

	<u>2009</u>	<u>2010</u>
Basic STD	\$126/client	\$140/client
HIV Testing	\$20.00	\$25.00
Hep B, Hep A, Twinrix inoculations	\$20.00	\$25.00
Administration for vaccinations	\$20.00	\$25.00

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

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 22

AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF MADISON COUNTY

WHEREAS, the Public Health Department provide Immunization clinics to residents in various locations within Madison County; and

WHEREAS, the Cornell Cooperative Extension of Madison County has been a site for clinics the past few years; and

WHEREAS, Cornell Cooperative Extension is willing to provide space for 2010 Immunization clinics with a Room Use License Agreement; and

WHEREAS, this agreement 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 into an agreement on behalf of the County of Madison with the Cornell Cooperative Extension, in the form as is on file with the Clerk of The Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 23

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH LIBERTY RESOURCES FAMILY SERVICES, INC., FOR PLACEMENT DIVERSION/FAMILY REUNIFICATION SERVICES

WHEREAS, the Commissioner of Social Services of the County of Madison is charged with the responsibility for the administration of all child welfare services in the County of Madison at public expense pursuant to Section 395 et seq. of the Social Services Law; and

WHEREAS, the Madison County Department of Social Services has experienced an increase in costly Juvenile Delinquent/Persons in Need of Supervision (JD/PINS) placements over the last several years; and

WHEREAS, the Department of Social Services is mandated to provide preventive services to at-risk children and families designed to prevent foster care placements and to reduce the lengths of costly foster care and residential placements; and

WHEREAS, an intensive preventive services and after-care services program would serve to prevent many of these costly placements and would allow for the early discharge of several children from residential placement; and

WHEREAS, these services were provided to approximately 45 children and their families per month during the last year through this program; and

WHEREAS, Liberty Resources, a private not-for-profit agency, has the recognized capacity to provide these services and has offered to do so for an amount of funds not to exceed \$516,919 for the period January 1, 2010, to December 31, 2010, an increase of \$11,771 from the 2009 contract period; and

WHEREAS, these funds are reimbursed at an approximate rate of 63.7 percent; and

WHEREAS, This agreement has been reviewed and approved by the Social and Mental Health Services Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to renew an agreement on behalf of the County of Madison with Liberty Resources Family Services, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT- 167 (Suits, Rafte)

RESOLUTION NO. 24

AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT WITH LIBERTY RESOURCES FAMILY SERVICES, INC., FOR NON-RESIDENTIAL DOMESTIC VIOLENCE SERVICES

WHEREAS, the Office of Children and Family Services has made available Temporary Assistance to Needy Families (TANF) funding to distribute to counties for the provision of non-residential domestic violence services; and

WHEREAS, Madison County has been granted \$25,000 in domestic violence TANF non-residential funding; and

WHEREAS, Liberty Resources Family Services, Inc., has the necessary expertise, staff and experience to administer the domestic violence non-residential programs; and

WHEREAS, the services proposed would enhance the services already provided under existing domestic violence contracts in place; and

WHEREAS, the funding is 100 percent federally reimbursed and will be utilized to provide necessary enhancements to women and families who are most at risk; and

WHEREAS, Liberty Resources Family Services, Inc., will provide the aforementioned services for the period October 1, 2009, to September 30, 2010, at a total cost not to exceed \$25,000; and

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

WHEREAS, this agreement was previously approved by the Board of Supervisors on December 4, 2009, for a total cost of \$25,000, but the Scope of Services has been updated from the previous agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to amend an agreement on behalf of the County of Madison with Liberty Resources Family Services, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 25

**AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT WITH
LIBERTY RESOURCES FAMILY SERVICES, INC., FOR DOMESTIC
VIOLENCE SERVICES**

WHEREAS, the Madison County Department of Social Services is mandated, as per Chapter 53 of the Laws of 1991, to offer and provide necessary non-residential services to victims of domestic violence; and

WHEREAS, the Department lacks the necessary staff to provide the required services; and

WHEREAS, this program provided these services to nearly 315 individuals (242 adults and 73 children) during the last year; and

WHEREAS, Liberty Resources Family Services, Inc., has a domestic violence services program in place and has offered to provide the required services for the period January 1, 2010, to December 31, 2010, at a total cost of \$160,273, an increase of \$46,173 from the 2009 contract year; and

WHEREAS, funds for these services are appropriated in the 2010 departmental budget and are reimbursed at the rate of 49 percent; and

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

WHEREAS, this agreement was previously approved by the Board of Supervisors on December 4, 2009, for a total cost of \$160,273, but the Scope of Services has been updated from the previous agreement;

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Board of Supervisors be and is hereby authorized to amend an agreement on behalf of the County of Madison with Liberty Resources Family Services, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 26

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH
LIBERTY RESOURCES, INC., FOR DRUG AND ALCOHOL SERVICES**

WHEREAS, the Madison County Department of Social Services may, as a result of the Combined Temporary Assistance to Needy Families (TANF) Allocation, provide an enhanced drug/alcohol services program for Family Assistance recipients; and

WHEREAS, the Department lacks the necessary staff and expertise to perform these services; and

WHEREAS, such a program benefits the County by assisting recipients of public aid by promoting family stability, providing access to quality drug and alcohol prevention and relapse services, and maximizing successful treatment outcomes by addressing the goals of self-support and self-sufficiency; and

WHEREAS, Liberty Resources, Inc., is an Office of Alcoholism and Substance Abuse Services-certified provider with a demonstrated ability to develop and implement a full-service package of alcohol and drug services; and

WHEREAS, Liberty Resources, Inc., has offered to provide these services at a total cost not to exceed \$80,147 for the period January 1, 2010, to December 31, 2010, an increase of \$2,334 from the 2009 contract year; and

WHEREAS, total federal funding of \$80,147 is available through the Office of Temporary and Disability Assistance to provide these enhanced services; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to renew an agreement on behalf of the County of Madison with Liberty Resources Family Services, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 27

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH STONELEIGH HOUSING, INC., TO ADMINISTER A LOCAL ENERGY FUND

WHEREAS, the cost to heat homes in the county has risen to the point that many low-income families are unable to afford those costs; and

WHEREAS, the Madison County Department of Social Services (DSS) administers the HEAP program, a federally subsidized energy program that targets benefits to low-income, at-risk populations, and the regular and emergency HEAP program historically closes in the month of May; and

WHEREAS, Madison County DSS budgeted \$19,500 in 2010 to use as a Local Energy Fund; and

WHEREAS, eligibility for the Local Energy Fund will be the same as eligibility for the HEAP program and will afford low-income families from having to choose between food, medicine and utilities; and

WHEREAS, Stoneleigh Housing, Inc., has a documented record of administering the Local Energy Fund; and

WHEREAS, Stoneleigh Housing, Inc., has agreed to administer the Local Energy Fund with no administrative costs and will coordinate the services of the various community agencies for the period January 1, 2010, to December 31, 2010; and

WHEREAS, this agreement has been reviewed and approved by the Social and Mental Health Services Committee:

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to renew an agreement on behalf of the County of Madison and Stoneleigh Housing, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 28

AUTHORIZING THE CHAIRMAN TO EXTEND AN AGREEMENT WITH LIBERTY RESOURCES FAMILY SERVICES, INC., FOR SAFETY NET CASE MANAGEMENT SERVICES

WHEREAS, the Madison County Department of Social Services was successful in securing funding through the New York State Office of Temporary and Disability Assistance to provide case management services to Safety Net recipients with physical and mental disabilities; and

WHEREAS, the Department lacks the necessary staff and expertise to perform these services; and

WHEREAS, such services benefit the County by assisting recipients of Safety Net public aid in achieving stability by providing access to case management services and maximizing successful outcomes by addressing the goals of self-support and self-sufficiency; and

WHEREAS, Liberty Resources Family Services, Inc., is currently providing case management services to hard-to-serve clients through an agreement with

Madison County at a total cost of \$30,000 for the period April 1, 2009, through December 31, 2009; and

WHEREAS, total funding of \$30,000 is available, at no local cost, through the Office of Temporary and Disability Assistance to provide these services; and

WHEREAS, there remains an unspent portion of the \$30,000 contract amount; and

WHEREAS, the balance of this funding remains available, at no local cost, through the Office of Temporary and Disability Assistance to provide these services; and

WHEREAS, Liberty Resources Family Services, Inc., has agreed to extend provision of these services for the period April 1, 2009, to June 30, 2010, or until the \$30,000 funding is exhausted; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to extend an agreement on behalf of the County of Madison with Liberty Resources Family Service, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

By Supervisors Salka and Reinhardt:

RESOLUTION NO. 29

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH LIBERTY RESOURCES FAMILY SERVICES, INC., AND TO MODIFY THE 2010 ADOPTED COUNTY BUDGET

WHEREAS, the Department of Social Services is mandated to provide preventive services to children who are at risk of foster care placement; and

WHEREAS, school-based preventive services programs have proven to be an effective means of providing early intervention to at-risk children and families and preventing costly foster care placements; and

WHEREAS, the Department lacks the necessary staff to provide a school-based preventive services program; and

WHEREAS, during the last year, this program provided services to an average of 160 children and their families per month; and

WHEREAS, Liberty Resources has demonstrated ability to provide these services through their Partners in Prevention Program and has offered to do so for the period January 1, 2010, to June 30, 2010, at a total cost not to exceed \$30,870, which is \$29,103 less than the 2009 contract period; and

WHEREAS, funds for this program are appropriated in the 2010 departmental budget and are reimbursed at a rate of approximately 63.7 percent; and

WHEREAS, this agreement has been reviewed and approved by the Social and Mental Health Services Committee and the Finance, Ways and Means Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to renew an agreement on behalf of the County of Madison with Liberty Resources Family Services, Inc., in the form as is on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, that the 2010 Adopted County Budget be modified as follows:

General Fund

		<u>From</u>	<u>To</u>
<u>6010 Social Services Administration</u>			
<u>Expense</u>			
A6010.450	Partners in Prevention	\$ -0-	\$ 30,870
	Total	<u>\$ -0-</u>	<u>\$ 30,870</u>
	Control Total		<u>\$ 30,870</u>
 <u>Revenue</u>			
A3610.1010	St. Aid Social Services Adm	<u>\$1,751,974</u>	<u>\$1,771,638</u>
	Total	<u>\$1,751,974</u>	<u>\$1,771,638</u>
	Control Total		<u>\$ 19,664</u>
 <u>6070 Services for Recipients</u>			
<u>Expense</u>			
A6070.41080	Family Unification Program	<u>\$ 431,877</u>	<u>\$ 407,539</u>
	Total	<u>\$ 431,877</u>	<u>\$ 407,539</u>
	Control Total		<u>(\$ 24,338)</u>
 <u>Revenue</u>			

A3670.1010	St. Aid Purchase of Service	<u>\$ 217,068</u>	<u>\$ 201,565</u>
	Total	<u>\$ 217,068</u>	<u>\$ 201,565</u>
	Control Total		<u>(\$ 15,503)</u>
<u>6109 TANF</u>			
<u>Expense</u>			
A6109.41085	EAF- Services	<u>\$ 170,000</u>	<u>\$ 163,468</u>
	Total	<u>\$ 170,000</u>	<u>\$ 163,468</u>
	Control Total		<u>(\$ 6,532)</u>
<u>Revenue</u>			
A3609	St. Aid TANF	<u>\$ 442,000</u>	<u>\$ 437,839</u>
	Total	<u>\$ 442,000</u>	<u>\$ 437,839</u>
	Control Total		<u>(\$ 4,161)</u>

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 30

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH COMMUNITY ACTION PROGRAM FOR MADISON COUNTY, INC., AND TO MODIFY THE 2010 ADOPTED COUNTY BUDGET

WHEREAS, The American Recovery and Reinvestment Act Employment Support Program provides day care subsidies to local organizations; and

WHEREAS, this funding can support day care costs of up to \$22,563 and support income-eligible (200 percent of Federal Poverty Level) individuals in Madison County who will access day care to gain employment skills, locate, or maintain employment; and

WHEREAS, Madison County Department of Social Services has a documented record of assisting low-income residents of Madison County with subsidies to access day care to gain employment skills, locate, or maintain employment; and

WHEREAS, Community Action Program for Madison County, Inc., the local administrator of The American Recovery and Reinvestment Act Employment Support Program funding, has agreed to pay Madison County Department of Social Services a total not to exceed \$22,563 to provide these services for the period January 1, 2010, to September 30, 2010; and

WHEREAS, this agreement has been reviewed and approved by the Social and Mental Health Services Committee and the Finance, Ways and Means Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement on behalf of the County of Madison with Community Action Program for Madison County, Inc.; and

BE IT FURTHER RESOLVED, that the 2010 Adopted County Budget be modified as follows:

<u>6055 Child Care Block Grant Expense</u>	<u>From</u>	<u>To</u>
A6055.41078 Child Care Block Grant CAP-ARRA	\$ -0-	\$22,563
Total	<u>\$ -0-</u>	<u>\$22,563</u>
Control Total		<u>\$22,563</u>
 <u>Revenue</u>		
A1856 Reimbursement – CAP – ARRA	\$ -0-	\$22,563
Total	<u>\$ -0-</u>	<u>\$22,563</u>
Control Total		<u>\$22,563</u>

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 31

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH LIBERTY RESOURCES FAMILY SERVICES, INC.

WHEREAS, the need has been identified for a temporary, safe housing option for runaway and homeless youth under the age of 18 to use while services are being put into place to facilitate their eventual reunification with their families; and

WHEREAS Liberty Resources Family Services, Inc. has the experience and expertise to provide this service; and

WHEREAS, the Madison County Youth Bureau desires to contract with Liberty Resources Family Services, Inc. to operate a ‘Safe Place for Youth’ Interim Family Home program for runaway and homeless youth during the period of January 1, 2010 – December 31, 2010 in the amount of \$65,000; and

WHEREAS, the funds for this program are included in the 2010 Adopted County Budget; and

WHEREAS, State Aid from the New York State Office of Children & Family Services will reimburse \$47,000 of the program's cost; and

WHEREAS, the Madison County Youth Board has recommended funding this program and the Social & Mental Health Services Committee has approved the allocation;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be authorized to enter into an agreement on behalf of the County of Madison with Liberty Resources Family Services, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 32

AUTHORIZING THE CHAIRMAN TO ENTER INTO AGREEMENTS WITH AGENCIES TO PROVIDE YOUTH SERVICES AND TO MODIFY THE 2010 ADOPTED COUNTY BUDGET

WHEREAS, the following agencies have submitted proposals to the Madison County Youth Bureau to provide services to the youth of Madison County during the period of January 1, 2010 – December 31, 2010; and

WHEREAS, the Madison County Youth Board has evaluated the proposals and has recommended the following allocation of funds to these programs, and the Social & Mental Health Services Committee has approved the allocations;

<u>AGENCY</u>	<u>PROGRAM</u>	<u>AMOUNT</u>
Liberty Resources Family Services, Inc.	Youth Intervention & Support Services	\$18,225.00
Madison Co. Sheriff's Office	Youth Recognition Awards Program	\$ 2,051.00
Madison County Council on Alcoholism (BRiDGES)	INROADS – School-based Substance Abuse Prevention	\$15,000.00
Community Action Program	Mentoring Partnership	\$ 7,500.00
Madison Co. Sheriff's Office	D.A.R.E. Program	\$ 3,077.00
Earlville Opera House	Children's Performing Arts	\$ 7,000.00
Project Café, Inc.	After-School Program	\$ 6,300.00
Church on the Rock	Youth Center	\$ 4,700.00

Jim Marshall Farms Foundation Teen Counseling Services \$ 4,000.00 and

WHEREAS, these costs are reimbursed 100% by State Aid;

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into agreements on behalf of the County of Madison with the above agencies, in the form as is on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, that the 2010 Adopted County Budget be modified as follows:

GENERAL FUND

Youth Programs

7146 Youth Programs - Agencies

<u>Expense</u>	<u>From</u>	<u>To</u>
A7146.41007 Anticipated Agency Allocation	\$ 82,860	\$ 15,007
A7146.42721 Youth Intervention & Support Services-LR	0	18,225
A7146.42722 Youth Recognition Awards (Sheriff's Dept)	0	2,051
A7146.42723 MCCASA – InRoads	0	15,000
A7146.42724 Partnership Mentoring (CAP)	0	7,500
A7146.42727 DARE (Sheriff)	0	3,077
A7146.42729 Child Performing Arts (Earlville)	0	7,000
A7146.42734 Project Café- After School Program	0	6,300
A7146.42742 Teen Counseling Services-Marshall Farms	0	4,000
A7146. 42725 Church on the Rock Youth Center	0	4,700
Control Total	<u>\$ 82,860</u>	<u>\$ 82,860</u>

<u>Revenues</u>	<u>From</u>	<u>To</u>
A3820.2001 St Aid Anticipated Youth Programs	\$ 82,860	\$ 15,007
A3820.2005 St Aid-Youth Intervention Support Services-LR	0	18,225
A3820.2022 St Aid-Youth Recognition Award Program	0	2,051
A3820.2020 St Aid-MCCASA–INROADS	0	15,000
A3820.2031 St Aid-Partnership Mentoring (CAP)	0	7,500
A3820.2076 St Aid-DARE	0	3,077
A3820.2086 St Aid-Children's Performing Arts	0	7,000
A3820.2050 St Aid-Project Café	0	6,300
A3820.2004 St Aid-Teen Counseling Services-Marshall Farms	0	4,000
A3820.2006 St Aid-Church on the Rock Youth Center	0	4,700
Control Total	<u>\$ 82,860</u>	<u>\$ 82,860</u>

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

By Supervisor Ball:

RESOLUTION NO. 33

**AUTHORIZING CHAIRMAN TO RENEW AN AGREEMENT
WITH THE UNIFIED COURT SYSTEM**

WHEREAS, the Madison County Sheriff provides court attendant services for the Madison County Court System as part of the security services agreement between UCS-Sixth Judicial District and Madison County; and

WHEREAS, as in the past, the County has contracted with the Unified Court System of the State of New York to provide security and court attendant services at full 100% reimbursement of costs to the County; and

WHEREAS, the total amount expended there under will not exceed \$51,000; and

WHEREAS, this contract shall cover the period from April 1, 2009 and shall terminate on March 31, 2010; and

WHEREAS, this agreement has been reviewed and approved by the Criminal Justice Committee:

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a renewal agreement on behalf of County of Madison with the Unified Court System of the State of New York, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

By Supervisor Cary:

RESOLUTION NO. 34

**RATIFYING AND ACCEPTING FORMER OWNER REDEMPTION AND
DIRECTING THE CONVEYANCE OF COUNTY OWNED PREMISES**

WHEREAS, the County of Madison has heretofore acquired a Tax Sale Title to the hereinafter described parcel of land, and

WHEREAS, Section 215 of the County Law authorizes the County to sell all its rights, title, and interest in land it owns, and

WHEREAS, Madison County foreclosed on parcel 216.-1-13 situated in the Town of Hamilton for unpaid 2006 town and county taxes, and

WHEREAS, the Planning, Economic Development and Environmental Affairs Committee removed this parcel from the 2008 County Land Sale with the intent to sell such parcel to New York State, and

WHEREAS, New York State no longer has the monies to purchase this parcel, and

WHEREAS, the County Treasurer and Planning, Economic Development and Environmental Affairs Committee have heretofore been authorized to offer by former owner redemption County owned premises acquired for nonpayment of taxes, subject to the necessary ratification and acceptance of all sales made by the County Board of Supervisors,

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer be and is hereby directed to convey to the respective parties listed in the attached schedule, the parcel described therein for the enumerated consideration under the terms and conditions of former owner redemptions.

<u>Purchaser & Address</u> <u>Sale Price</u>	<u>Formerly Assessed</u> <u>Description/Town</u>	<u>County Title</u> <u>Recorded Date</u> <u>Book and Page</u>
Michael Ramirez Salvatore Pelligro 224 E. 11 th Street #16 New York, NY 10003 Consideration: \$1,689.48	Madison County (Ramirez and Pelligro) Town Code 253289 Town of Hamilton Map# 216.-1-13 Assessment: 6,000 Acreage: 10.99	8/14/2008 Book - 1450 Page- 83

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Raffte)

RESOLUTION NO. 35

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH
FINGER LAKES ASSOCIATION, INC.**

WHEREAS, Madison County presently contracts with the Finger Lakes Association, Inc. to receive a Finger Lakes-Lake Ontario Watershed Protection Alliance (formerly the Finger Lakes Aquatic Vegetation Control Program) grant from the New York State Environmental Protection Fund; and

WHEREAS, Madison County uses these funds for a number of water quality improvement projects throughout the County; and

WHEREAS, Madison County is presently one of 25 Counties that will be receiving a New York State Environmental Protection Fund Grant; and

WHEREAS, due to State Budget issues and funds being swept from the EPF, only a portion (22%) of our State budgeted FY 2008-2009 funding is being made available to us at this time; and

WHEREAS, in order for Madison County to receive its allocation of \$18,750 it is necessary to sign a contract with the Finger lakes Association, Inc.;

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman to enter into an agreement with the Finger Lakes Association, Inc., a copy of which is on file with the Clerk of this Board; and

BE IT FURTHER RESOLVED that the Madison County Treasurer is authorized to make the necessary arrangements to receive and disburse the funds.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 36

AUTHORIZING THE CHAIRMAN TO RENEW CONTRACT FOR PARKS LAWN CARE SERVICES

WHEREAS, the Madison County Parks Commission requested proposals from independent contractors to provide lawn care at Nichols Pond and Oxbow Falls Parks in 2004; and

WHEREAS, Madison County reviewed the bids and accepted a bid to provide lawn care at a cost of \$300.00 per mowing and trimming at both Nichols Pond and Oxbow Falls Parks for an estimated 21 mowings per year and \$300.00 per mowing of the disc golf course, as well as any storm clean-up work or related maintenance work billed at a rate of eighteen Dollars (**\$18.00**) per man-hour; and

WHEREAS, Madison County contracted with Gussie M. Sorenson of Parks Maintenance Service, located at 5876 Nichols Pond Road, Canastota, NY. through December 31, 2009; and

WHEREAS, the Madison County Parks Commission as well as the contractor have expressed a desire to extend the lawn care and maintenance contract at the present compensation rate for an additional three years:

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be hereby authorized to renew the contract with Parks Maintenance Service of Canastota, New York, from February 10, 2010 through December 31, 2012, to undertake the work, a copy of said agreement shall be on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Raffte)

RESOLUTION NO. 37

AUTHORIZING AN AGREEMENT WITH THE MADISON COUNTY INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, the Madison County Industrial Development Agency is a public benefit corporation organized under Article 18-a of the General Municipal Law to advance the job opportunities, health, general prosperity and economic growth of the people of the State of New York and the County of Madison; and

WHEREAS, pursuant to Section 224(14) of the County Law, the County is authorized to contract with the Contractor to publicize the advantage of Madison County; and

WHEREAS, it is in the best interest of the County that the many advantages of Madison County be promoted to those who may be interested in establishing, maintaining or expanding business and industry in Madison County in order to create new employment and maintain a healthy economy; and

WHEREAS, equally as important is the ability to retain within Madison County the business and industry already located here in order to maintain employment; and

WHEREAS, the County desires to enter into a contract with the Contractor whereby the Contractor will provide an energetic and continuing program of promoting industrial development and enhancing the economic climate of Madison County; and

WHEREAS, said contract is in the amount of \$164,616, commencing on January 1, 2010 and expiring on December 31, 2010;

WHEREAS, Madison County has an Economic Development Loan Fund, administration of which requires specialized technical expertise and experience; and

WHEREAS, Madison County has received Empire Zone designation from Empire State Development Corporation, administration of which requires specialized services in connection therewith; and

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of supervisors is hereby authorized to execute an agreement with the Madison County Industrial Development Agency for promoting industrial development and

enhancing the economic climate of Madison County, a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 38

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH
PICTOMETRY INTERNATIONAL CORPORATION**

WHEREAS, Madison COUNTY presently contracts with Pictometry International Corporation (PICTOMETRY) for the use of high resolution aerial imagery flown in the spring of 2008; and

WHEREAS, numerous departments, agencies, and other governmental units of the County have used the imagery to assist in land use planning, zoning enforcement, law enforcement, disaster assistance, real property management, transportation planning, fire protection, emergency preparedness, 911 addressing, and much more; and

WHEREAS, PICTOMETRY software and imagery have been made available to all units of government and departments within the COUNTY without additional cost to them, thereby providing a powerful tool to assist in carrying out their governmental responsibilities; and

WHEREAS, PICTOMETRY will re-fly the COUNTY in the spring of 2010 providing us with new imagery for use over the next two years; and

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman to sign a contract (a copy of which is on file with the Clerk of this Board) with PICTOMETRY for the purchase of aerial imagery products and software for use by COUNTY departments and other units of government in Madison County.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 39

**ASSIGNING RECOVERY ZONE FACILITY BOND VOLUME CAP
TO THE MADISON COUNTY INDUSTRIAL DEVELOPMENT
AGENCY PURSUANT TO THE AMERICAN RECOVERY AND
REINVESTMENT TAX ACT OF 2009**

WHEREAS, pursuant to the American Recovery and Reinvestment Tax Act of 2009, codified in Title 26 of the United States Code (“ARRA”) and Internal Revenue Service, Notice 2009-50, issued on June 12, 2009, Madison County

(the "County") has received (1) an allocation of the national Recovery Zone Economic Development Bonds limitation in the amount of \$1,028,000 (the "Recovery Zone Economic Development Bond Allocation") and (2) an allocation of the national Recovery Zone Facility Bonds limitation in the amount of \$1,541,000 (the "Recovery Zone Facility Bond Allocation"); and

WHEREAS, pursuant to Section 1400U-1 of the Internal Revenue Code of 1986, as amended (the "Code") the County, as the issuer of the Recovery Zone Economic Development Bonds issued pursuant to the Recovery Zone Economic Development Bond Allocation, has designated the entire County as a "recovery zone" for the purpose of issuing Recovery Zone Economic Development Bonds under Section 1400U-2 of the Code (the "Economic Development Bond Recovery Zone"); and

WHEREAS, the County understands that (1) Madison County Industrial Development Agency (the "Agency") desires to use the Recovery Zone Facility Bond Allocation to issue Recovery Zone Facility Bonds pursuant to Section 1400U-3 of the Code, and (2) the Agency is requesting that the County assign the County's Recovery Zone Facility Bond Allocation to the Agency; and

WHEREAS, the County understands that, pursuant to the provisions of ARRA, both the Recovery Zone Economic Development Bonds and the Recovery Zone Facility Bonds must be issued prior to January 1, 2011; and

WHEREAS, the County understands that the Agency will use the proceeds of the Recovery Zone Facility Bonds to finance expenditures for recovery zone property, within the meaning of Code Section 1400U-3(c);

WHEREAS, the County is authorized by applicable federal, state and local law to assign the Recovery Zone Facility Bond Allocation, in whole or in part, to the Agency for the purposes provided herein; now therefore, be it

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The entire County has been designated a recovery zone because the County has an unemployment rate exceeding 7.3% (as of October, 2009, an estimated poverty rate of 11% in calendar year 2007, a rate of home mortgage delinquency that has increased in the third quarter of calendar year 2009, and is generally economically distressed by these factors. These conditions are a consequence of the recent housing market collapse, the impact of the national recession, and the fiscal crisis experienced by the State of New York and local communities. The recovery zone shall be identified as the "Madison County Recovery Zone."

Section 2. The Board of Supervisors of the County in good faith hereby assigns and transfers \$1,541,000 of the County's Recovery Zone Facility Bond

Allocation to the Agency in order that the Agency may issue Recovery Zone Facility Bonds in order to finance expenditures for recovery zone property, within the meaning of Code Section 1400U-3(c).

Section 3. The appropriate staff and officers of the County are authorized and directed to take all necessary steps and do such acts to execute, acknowledge and deliver all such documents as may in their discretion be deemed necessary or desirable in order to carry out or comply with the terms and provisions of this resolution in connection with assigning the County's Recovery Zone Facility Bond Allocation to the Agency.

Section 4. This Resolution shall take effect immediately.

Note: This bonding resolution requires a 2/3rd vote as follows:

ADOPTED: AYES – 1346 NAYS – 0 ABSENT – 154 (Suits, Rafte)

By Supervisors Cary and Reinhardt

RESOLUTION NO. 40

AMENDING CONTRACT WITH NYS DEC AND STEARNS AND WHEELER, INC. FOR ENVIRONMENTAL RESTORATION PROJECT

WHEREAS, Madison County, through a tax foreclosure, owns the former Jerry's Service Station in the Village of Hamilton; and

WHEREAS, prior to the County's ownership, the NYS DEC investigated the site and found it to have a subsurface release of petroleum; and

WHEREAS, prior to the County's ownership, the NYS DEC undertook certain remedial actions to clean the site; and

WHEREAS, the County applied for and received an Environmental Restoration Grant to undertake the clean-up of the site; and

WHEREAS, on May 26, 2005, Madison County contracted with the DEC for State Assistance on the project;

WHEREAS, the original contract was modified by the parties by Amendment No. 1 dated September 13, 2006; and

WHEREAS, the original contract was modified by the parties by Amendment No. 2 dated December 14, 2007; and

WHEREAS, there are circumstances necessitating a modification of the Original Contract and the parties desire to amend said Original Contract;

NOW, THEREFORE, BE IT RESOLVED, that the item "U" in Section XVII of the Original Contract is hereby revised and updated as follows:

U. The term of this contract shall start May 26, 2005. This Contract shall end February 28, 2011. The Municipality agrees to proceed expeditiously with and to complete the Project in accordance with Work Plans approved by the Department, and any revisions thereto, and to carry out its other obligations under this contract.

BE IT FURTHER RESOLVED, that the Board of Supervisors authorize the Chairman of the Board to sign the amendment to the contract extending the end date to February 28, 2011.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

By Supervisor Suits:

RESOLUTION NO. 41

CHANGING THE DATE OF THE MARCH 2010 BOARD OF SUPERVISORS MEETING

WHEREAS, Resolution No. 515-09 sets the time for holding meetings during the year 2010; and

WHEREAS, the meeting scheduled for March 9, 2010 conflicts with the 2010 NACO Conference being held in Washington, DC;

NOW, THEREFORE BE IT RESOLVED, that the meeting scheduled for Tuesday, March 9, 2010, be changed to **Friday, March 12, 2010**, with the time remaining the same at **10:30 a.m.**

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

By Supervisor Degear:

RESOLUTION NO. 42

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH BARTON & LOGUIDICE, P.C. FOR PROFESSIONAL SERVICES

WHEREAS, the firm of Barton & Loguidice P.C. has presented a proposal for professional Engineering Services in the amount of \$5,400.00; and

WHEREAS, the proposal is for a concrete foundation wall design for a new salt and sand storage facility to be located at the Wampsville Highway facility; and

WHEREAS, the cost for this service has been appropriated in the 2009 Road Machinery Fund, line item DM5130.2902; and

WHEREAS, the Public Works Committee met on December 29, 2009 and authorized the Madison County Highway Superintendent to proceed with the proposal;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an Agreement on behalf of the County of Madison with Barton & Loguidice, P.C., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 43

AUTHORIZING THE CHAIRMAN TO APPLY FOR A GRANT THROUGH NYSERDA

WHEREAS, the County of Madison is eligible to apply for American Recovery and Reinvestment Act (ARRA) Implementation Funding for Small Municipalities Grant Funds, RFP10, 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 has entered into a contract with C&S Engineers, Inc. who are conducting an energy audit of the County Government Campus; and

WHEREAS, C&S Engineers, Inc. has completed the first phase of the energy conservation study and has identified a building envelop energy efficiency project for the County Government Campus; and

WHEREAS, the grant does not require matching funds but such funds are a factor for consideration in evaluating the grant project application by the NYSERDA Technical Evaluation Panel; and

WHEREAS, in lieu of the matching funds consideration the County has authorized a matching amount of up to 5% of the total cost of the project;

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 ARRA Implementation Funding for Small Municipalities Grant, RFP10, in the amount not to exceed \$91,000.

Supervisor Degear made a motion to amend this resolution, seconded by Supervisor Henderson to change the amount from 5% in paragraph 5 for 10% and change the amount from \$91,000 in the last paragraph to \$309,478. The amendment was carried by unanimous vote.

A final vote with amendment was then taken:

ADOPTED: AYES – 1333 NAYS – 0 ABSENT -167 (Suits, Rafte)

By Supervisor DiVeronica:

RESOLUTION NO. 44

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:

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Raffte)

RESOLUTION NO. 45

AUTHORIZING A UTILITY EASEMENT TO NIAGARA MOHAWK POWER CORPORATION IN THE TOWN OF LINCOLN

WHEREAS, Madison County owns certain real property fronting Buyea Road in the Town of Lincoln and; and

WHEREAS, Niagara Mohawk Power Corporation wishes to locate a new power line to provide service to the Madison County Landfill Residential Transfer Station located on the eastside of Buyea Road; and

WHEREAS, to effect such service it is necessary to cross a portion of the County's Landfill property with an overhead electric line; and

WHEREAS, the Niagara Mohawk Power Corporation has requested an Easement from the County to install and maintain such electric line as shown and described in the proposed easement agreement and accompanying drawing; and

WHEREAS, the Director of Solid Waste has reviewed and recommended approval of same;

NOW, THEREFORE, BE IT RESOLVED, that Niagara Mohawk Power Corporation be and is hereby granted a Utility Easement to install and maintain an overhead electrical line in the Town of Lincoln, a copy of which easement agreement is filed with the Clerk of this Board, and the Chairman of this Board is authorized and directed to execute such easement agreement on behalf of the County; and

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

ADOPTED: AYES – 1333 NAYS – 0 ABSENT- 167 (Suits, Raffte)

RESOLUTION NO. 46

AUTHORIZING THE FILING OF AN APPLICATION FOR A GRANT ADMINISTERED BY THE NEW YORK STATE ENERGY RESEARCH AND

DEVELOPMENT AUTHORITY FOR A SOLAR ELECTRICITY GENERATION PROJECT AT THE MADISON COUNTY LANDFILL

WHEREAS, The New York State Energy Research and Development Authority (NYSERDA) has issued Request For Proposals 10 (RFP 10) in connection with its administration of the Energy Efficiency and Conservation Block Grant funded by the American Recovery and Reinvestment Act; and

WHEREAS, Madison County is desirous of designing and installing a solar electricity generation project at the County Landfill that would be incorporated into a portion of a capping system for the landfill; and

WHEREAS, Madison County is eligible to apply for and receive a grant of up to Five Hundred Thousand Dollars (\$500,000) for this proposed solar electricity generation project, in accordance with the requirements of RFP 10 issued by NYSERDA; and

WHEREAS, the deadline for submitting a grant application to NYSERDA in response to RFP 10 is currently February 17, 2010;

NOW, THEREFORE, BE IT RESOLVED, by the Madison County Board of Supervisors:

1. That the filing of an application in the form required by NYSERDA and its RFP 10 is hereby authorized.
2. That the Chairman of the Board of Supervisors is hereby directed and authorized as the official representative of Madison County to sign said grant application and to provide such information as may be required to support said grant application.
3. That this resolution shall take effect immediately.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

RESOLUTION NO. 47

AUTHORIZING THE EXTENSION OF AN AGREEMENT WITH BARTON & LOGUIDICE, P.C.

WHEREAS, the County of Madison entered into agreement with Barton & Loguidice, P.C. in 2009 to provide professional engineering services and expertise to develop plans and specifications for water and wastewater infrastructure at the Madison County Agricultural and Renewable Energy (ARE) Park located at the Madison County Landfill site; and

WHEREAS, it is necessary to extend the agreement with Barton & Loguidice, P.C. for an additional year, which extension has been recommended by the Solid Waste and Recycling Committee;

NOW, THEREFORE BE IT RESOVLED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an extension of the agreement with Barton & Loguidice, P.C., for the year 2010, a copy of which is on file with the Clerk of the Board.

Supervisors Cary made a motion to amend this resolution, seconded by Supervisor Stepanski to delete the line “and the Planning, Economic Development, Environmental and Intergovernmental Affairs Committee” from the second paragraph. The amendment was carried by unanimous vote.

A final vote with amendment was then taken:

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

By Supervisor Reinhardt:

RESOLUTION NO. 48

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,

Douglas Heffron
1204 Marsh Mills Rd.
Kirkville, NY 13082

Tax Map #24.-1-3
Town of Sullivan

WHEREAS, the 2008 and 2009 Town and County taxes were paid in the amounts of \$1,630.34 and \$1,636.00 respectively; and

WHEREAS, the property owner had applied for and was approved by the local assessor to receive the 25% Combat Alternative Veterans Exemption; and

WHEREAS, in error the 15% Wartime Alternative Veterans Exemption was entered on the assessor’s file; and

WHEREAS, the correct amount for the 2008 and 2009 Town and County taxes should have been \$1,585.90 and \$1,567.21 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 refund the property owner for the 2008 and 2009 town and county taxes a total of \$113.23 due to this error.

ADOPTED: AYES – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

By Supervisor Reinhardt:

RESOLUTION NO. 49

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 – 1333 NAYS – 0 ABSENT – 167 (Suits, Rafte)

PROCLAMATION

**IN RECOGNITION OF THE WORK OF THE
MADISON COUNTY LAW ENFORCEMENT AGENCIES**

**AND IN
OBSERVANCE OF FEBRUARY 24, 2010 AS**

MADISON COUNTY LAW ENFORCEMENT RECOGNITION DAY

WHEREAS, Madison County has a number of excellent Law Enforcement Agencies; and

WHEREAS, this Board of Supervisors remains concerned about the continual problem of Drunk Driving Incidents in Madison County and about the dangers, injuries, and deaths that result from impaired driving within Madison County; and

WHEREAS, the New York State Vehicle and Traffic Laws set forth certain Laws and Penalties for Driving While Intoxicated and/or for Driving While Ability is Impaired; and

WHEREAS, the Madison County Board of Supervisors through Madison County's STOP-DWI Program works with all the County's Law Enforcement Agencies, to enforce the State's Drunk Driving Laws and to educate the citizens of Madison County about the problem of Driving Drunk; and

WHEREAS, Madison County STOP-DWI is sponsoring a Law Enforcement Recognition Day on February 24, 2010 including a Recognition Luncheon to acknowledge the efforts of the County's Law Enforcement Agencies in enforcing the DWI Laws of the State, and to recognize the top DWI Arrest Producers from within our Law Enforcement Agencies;

NOW, THEREFORE, I, JOHN M. BECKER, Chairman of the Madison County Board of Supervisors, recognizing and applauding the work of the Madison County Law Enforcement Agencies, hereby designates February 24, 2010 as:

MADISON COUNTY LAW ENFORCEMENT RECOGNITION DAY

in Madison County and urge all residents to join in recognizing and applauding the work of the County's Law Enforcement Agencies and to personally continue the fight against impaired driving: by Planning Ahead; by Appointing a Designated Driver; and, especially, by Refusing To Let Friends Drive Drunk.

Chairman Becker called upon Stephen Goodfriend Stop-DWI Coordinator for Madison County who invited everyone to attend this special event being held on February 24, 2010.

PUBLIC COMMENT PERIOD

No Speakers.

On motion by Supervisor Salka, seconded by Supervisor Becker, the Board adjourned.