

**MADISON COUNTY BOARD OF SUPERVISORS
Meeting – Tuesday, August 10, 2010**

Please note that the numbers on the resolutions listed below are agenda numbers only. Final resolution numbers will be assigned after resolutions have been officially adopted by the Board of Supervisors.

UNFINISHED BUSINESS

Resolution No. 231-10 – Adopting a County Vehicle Fleet Policy and Procedures. TABLED By: Supervisor Monforte, seconded by Supervisor Degear on 7/13/10.

RESOLUTIONS

By Supervisor Bargabos:

RESOLUTION NO. 1

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

WHEREAS, the Vaccine Education Symposium will be held in Philadelphia, PA on September 25, 2010; and

WHEREAS, Eric Faisst, Public Health Director has requested that Cheryl Geiler, Director of Community Health attend said conference; and

WHEREAS, the estimated expenses will be \$90 and funds are available in the Prevent budget; and

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

NOW, THEREFORE BE IT RESOLVED that Cheryl Geiler be and hereby is authorized to attend said training at County expense not to exceed \$90.00.

PENDING BOARD APPROVAL

RESOLUTION NO. 2

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 Robin S. deMaintenon upon her retirement.

Robin S. deMaintenon Public Health 1992 – 2010 18 years

PENDING BOARD APPROVAL

RESOLUTION NO. 3

**APPOINTING AN AMERICAN WITH DISABILITIES ACT
(ADA) COORDINATOR**

WHEREAS, the American with Disabilities Act (ADA) requires the County to appoint an ADA Coordinator to facilitate and monitor the County's compliance with the Act; and

WHEREAS, the Government Operations Committee has reviewed this requirement and Mark Scimone, Research and Legislative Affairs Coordinator is willing to accept this appointment,

NOW, THEREFORE, BE IT RESOLVED, that Mark Scimone, Research and Legislative Affairs Coordinator be and hereby is appointed ADA Coordinator effective immediately; and

BE IT FURTHER RESOLVED that the Chairman of the Board will appoint a 3 person committee to assist the ADA Coordinator with compliance with the Act.

PENDING BOARD APPROVAL

RESOLUTION NO. 4

**ESTABLISHING THE 2010 PERFORMANCE INCENTIVE PAYMENT FOR A
DIRECTOR OF ADMINISTRATIVE SERVICES**

WHEREAS, the Madison County Board of Supervisors adopted a Pay for Performance program for management personnel; and

WHEREAS, goals were established in 2009 for Management/Confidential employees that would contribute to the betterment of Madison County; and

WHEREAS, the achievement of said goals has been reviewed and evaluated by the Chairman of the Board, Legislative Committee Chairpersons, the County Administrator and department heads; and

WHEREAS, the Madison County Management Salary Plan authorizes the lump sum payment of \$1,500, which will not be added to base salary, to employees that have achieved a goal that is beneficial to the County; and

WHEREAS, due to administrative error, a Director of Administrative Services was not included on resolution number 207-10 dated 7/13/10; and

WHEREAS, said payment shall be “grossed up”, as defined in the Madison County Management Performance Appraisal Policy; and

NOW, THEREFORE, BE IT RESOLVED that the Madison County Treasurer be and hereby is authorized to make the corresponding payment to the employee listed below in a lump sum payment effective August 13, 2010.

TITLE	PAYMENT
Director of Administrative Services	\$1,500

PENDING BOARD APPROVAL

RESOLUTION NO. 5

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH LOCEY & CAHILL, LLC FOR PROFESSIONAL CONSULTING SERVICES

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 makes 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 \$110,000 as a result of these subsidy assistance payments for plan year 2010; 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 2010; 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, prepare the actuarial certification of creditable coverage, coordinate cost reporting with the pharmacy benefit manager, and coordinate the filing of the application 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 2010 for a fee of \$3,000, which represents no increase from their fee for plan years 2008 and 2009; and

WHEREAS, there are adequate appropriations in account CS9060.8609 Health Benefit Consultants, as provided in the Madison County 2010 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.

PENDING BOARD APPROVAL

RESOLUTION NO. 6

ADOPTING A COUNTY VEHICLE FLEET POLICY AND PROCEDURES

WHEREAS, centralized management will improve the purchasing, administration, maintenance and replacement of County fleet vehicles in lieu of the current decentralized management; and

WHEREAS, the Highway Superintendant has agreed to serve as the County Vehicle Fleet Manager and to recommend purchase of vehicles and special equipment to County Department Heads and the County Administrator, oversee maintenance of the fleet, determine depreciation and replacement schedules, and assess fleet and vehicle efficiency; and

WHEREAS, the Highway Superintendant has worked closely with the County Administrator's Office to develop a general policy for passenger and general purpose vehicles fleet management including purchase, administration, maintenance and replacement of County Vehicles;

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors hereby adopts the County Vehicle Fleet Policy and Procedures effective immediately; and

BE IT FURTHER RESOLVED, that the Government Operations Committee be and hereby is authorized to amend this procedure in the future within existing budget appropriations.

Madison County Vehicle Fleet Policy and Procedures

- I. **Purpose** – To establish the general policy of Madison County for passenger and general purpose vehicles fleet management including purchase, administration, maintenance and replacement of County Vehicles. This policy is in addition to the established “Use of County Passenger Vehicles” and “Accidents Involving County-Owned Vehicles” policies.
- II. **Adopted** – August 10, 2010
- III. **Administration of Pool** – The County pool of vehicles will be administered by County Highway Superintendent who also serves as County Vehicle Fleet Manager. The Fleet Manager will recommend purchase of vehicles and special equipment to County Department Heads and the County Administrator, oversee maintenance of the fleet, determine depreciation and replacement schedules, and assess fleet and vehicle efficiency.
- IV. **Department Responsibilities** – Monitor employee use of vehicles, adhere to maintenance schedules provided by the Fleet Manager, assign vehicles within their Department, and ensure payment of all vehicle costs as required per this policy. Identify unmet or future needs of the Department’s vehicle fleet to the Fleet Manager.
- V. **Vehicle Purchase Procedures and Approval**

Routine/Planned Replacement

- a. General Fleet Vehicle Replacement – Vehicle replacement schedules will be determined by the Fleet Manager. Factors for replacement will include age, condition, use, and mileage. The Fleet Manager will forward a list of recommended replacements to the applicable Department Head and the County Administrator, annually, on or before July 1st.
- b. Department Request for Replacement of Existing Vehicles – Vehicle replacement requests due to unmet or future needs must be submitted in writing for Fleet Manager review by July 15th. Vehicle requests must include the vehicle identification number and

written justification for replacement. A cost estimate including available funding or reimbursements must be included.

New Vehicle Requests – Requests for vehicles to be added to the existing fleet must be submitted in writing for Fleet Manager review by July 1st. A detailed needs assessment specifying the proposed use of the vehicle as well as the estimated number of miles per year must be included. A cost estimate including available funding or reimbursements must also be included.

Special Equipment - Any special equipment needs identified for a vehicle to be purchased must be detailed in the written vehicle request. A cost estimate including available funding or reimbursements must be included.

Final Approval – All fleet vehicle and special equipment recommendations made by the Fleet Manager will ultimately be approved or disapproved by the County Administrator and notification of such will be sent in writing to the applicable Department Head(s) no later than August 15th. Approved vehicles will be included in the upcoming year's County budget within the Department's Budget lines.

Purchase of Approved Vehicles – Once the budget has been adopted approved vehicles can be purchased by submitting a requisition in accordance with the current County Purchasing Policy.

VI. **Preventive Maintenance (PM)**

Scheduling - PM shall be scheduled and performed at set intervals for all County Fleet Vehicles. Scheduling of PM appointments will be done by the Fleet Manager based on utilization of fleet management software. This software tracks all PM work needed for individual County vehicles based on mileage data collected when County employees enter odometer readings into the fuel system. The Fleet Manager will send a notice via e-mail to the appropriate Department when PM service is due and a time frame that the vehicle should be available for pick up to perform the repairs. If the vehicle cannot be taken out of service during that time frame, the Department must reschedule the appointment with the Head Auto Mechanic (Wampsville). Vehicles requiring PM work more than 2 weeks overdue may be restricted in accessing the fuel system.

Fuel System Mileage Entry – Because mileage is a key criterion in PM scheduling, odometer entries at the County fuel stations in Wampsville and Morrisville must be entered carefully and accurately by employees.

Vehicle Cleaning - Keeping vehicles clean is a critically important PM service especially in the harsh winter months with vehicle exposure to corrosive salt.

a. Department Responsibility

- i. Exterior wash – The vehicle’s exterior must be washed once a month from October through the end of March. In the months of April through September vehicles are to be washed on an as needed basis. Vehicles can be washed at Precision Car Wash located at 217 Genesee Street, Oneida, NY 13421. Each car will be assigned a unique number provided in the glove compartment that will need to be entered into the terminal of the car wash. Employees are to choose the \$8 Deluxe wash for the required washes or the \$7 Express wash for the as needed washes. Departments will be billed by the Highway Department on a monthly basis. The Highway Department will budget the estimated annual cost to be included in the Central Garage Expense line assigned in each department.
- ii. Exterior wax – Any vehicles purchased after 1/1/2006 must be waxed on an annual basis by October 1. A wax can be scheduled by contacting Corrections Captain in the Sheriff’s Department. Marked Sheriff Department vehicles are exempted from this waxing requirement due to striping and will be washed with “wax as you wash” type soap.
- iii. Interior clean – Vehicles will be vacuumed during regular PM service intervals. Vehicles carpet shall be shampooed on an as needed basis and must be requested via Highway Department County Vehicle Work Order as outlined in section VII. In addition, departments are free to clean the interior of vehicles on a as need basis. For any vehicle interior exposed to blood or bodily fluids please refer to the County Policy and Procedure “Exposure Control Plan.”

b. Employee Responsibility – Employees are responsible for keeping vehicles free of litter.

VII. **Corrective Maintenance (CM)** - If a vehicle needs corrective maintenance, the Department must complete a Highway Department County Vehicle Work Order and e-mail it to laurie.winters@co.madison.ny.us and shawn.degroat@co.madison.ny.us. The on-line form can be requested

via e-mail or by calling x2221. Service can not be done without a completed work order.

Scheduling – Once a work order is received, CM will be scheduled by the Head Automotive Mechanic (Wampsville) when parts and labor are available. The Fleet Manager will give an estimate of repair time needed to the Department after initial inspection is done and the availability of parts and labor is assessed.

Mechanical Failure on Road (during regular business hours) - If a vehicle suffers a mechanical failure the Highway Administration Office must be notified immediately by calling 315-366-2221. The Highway Department will arrange to have the vehicle towed to the Wampsville Garage. A work order will need to be completed by the Department the next business day and e-mailed as noted above.

Mechanical Failure on Road (off hours) - If a vehicle suffers mechanical failure after hours the vehicle will need to be towed by a third party tower to the Wampsville Garage. A current list of available towing companies (including out of town towers) will be kept in the glove compartment of each fleet vehicle. A work order will need to be completed by the Department the next business day and e-mailed as noted above.

VIII. **Immobilized Vehicles** – If a vehicle is immobilized during work hours due to being stuck in the snow, ditch or other and can not otherwise be driven, the Highway Administration Office must be notified immediately by calling 315-366-2221. The Highway Department will arrange to have the vehicle towed out. If off work hours, the vehicle will need to be towed out by a third party tower. A current list of available towing companies (including out of town towers) will be kept in the glove compartment of each fleet vehicle.

IX. **Vehicle Snow Removal** – It is the responsibility of employees to clean off incidental snow/ice from the vehicle. In extreme weather conditions, snow/ice will be removed from the vehicles by the DSS mobile work crew.

X. **General Use County Vehicle Pool**

Location of Pool Vehicles - The Highway Department will store and maintain the pool vehicles at the Wampsville shop.

Pool Vehicle Scheduling - A daily schedule for usage of County pool vehicles will be maintained by the Fleet Manager. Vehicles may be scheduled for use in advance by calling the Highway Administration

Office at x2221. Vehicles will generally be reserved on a first come first serve basis. Vehicles can be picked up during normal business hours of 8:00am to 4:00pm. If you need a pool vehicle for a departure prior to 8:00am you can pick up the keys at the Highway Administration Office the business day before your trip.

Return of Pool Vehicles - The pool vehicles must be refueled to full capacity after use, keys returned to the Highway Administration Office, and a fuel and mileage ticket must be completed for auditing purposes. Fuel and mileage tickets will be provided in the vehicles. If you are returning a vehicle off hours, park the vehicle where you picked it up and lock its doors. The vehicle keys must be returned in the drop box located near the side entrance of the Highway Garage.

Billing for Use of Pool Vehicles - The Fleet Manager will bill Departments monthly at a rate established by the Fleet Manager based on pool vehicle operation and maintenance costs. The rate shall be set as a \$/mile rate, adjusted annually. Departments will be notified of the rate for the upcoming year prior to the Department budget submission deadline. Departments should budget anticipated costs based on projected needs in the mileage line of their budget.

XI. **Reallocation of Fleet Vehicles**

General - The Fleet Manager will monitor vehicle use and mileages, utilizing the fleet management software. If there appears to be a more useful assignment for a particular vehicle, the Department currently assigned the vehicles will be notified and asked to verify the current needs of that particular vehicle. The Fleet Manager will annually recommend to the County Administrator when reallocation to another Department is appropriate. If a reallocation is approved by the County Administrator the Fleet Manager will work with the affected Departments to reallocate the vehicle.

Reallocation of Vehicles Purchased with State and/or Federal Funds - New York State and Federal programs have assignment restrictions on vehicle use and disposal of vehicles purchased with State and Federal funding. No vehicle purchased with such reimbursements can be reallocated to another Department without consultation of the affected Department Head(s) and County Administrator to determine if the vehicle can be reallocated in accordance with State and Federal reimbursement policy and procedure.

XII. **Removal of Fleet Vehicles** - The Fleet Manager will monitor vehicle use and mileages, utilizing the fleet management software. If a vehicle has an annual use of 5000 miles or less, such vehicle will be evaluated for

possible removal from the fleet or reallocation to another Department. The Fleet Manager will annually recommend to the County Administrator when removal of a fleet vehicle is appropriate. If removal of the fleet vehicle is approved by the County Administrator, the vehicle will be disposed of in accordance with the County Disposal Policy.

XIII. **Definitions**

Preventive Maintenance (PM) - The care and servicing by personnel for the purpose of maintaining equipment and facilities in satisfactory operating condition by providing for systematic inspection, [detection](#), and correction of incipient failures either before they occur or before they develop into major defects.

Corrective Maintenance (CM) - The [maintenance](#) which is required when an item has failed or worn out, to bring it back to working order.

XIV. **Other** – The Fleet Manager with concurrence of the County Administrator may publish additional instructions/procedures to implement provisions of this policy.

By Supervisor Salka:

RESOLUTION NO. 7

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE BROOKFIELD CENTRAL SCHOOL DISTRICT FOR THE USE OF THEIR GROUNDS FOR A CAR SEAT CHECK EVENT

WHEREAS, the Public Health Department provides car seat checks and education on proper car seat installation and use; and

WHEREAS, the proper installation and use of car seats is a vitally important preventive measure aimed at protecting the health and safety of our children; and

WHEREAS, the Public Health Department provides the car seat checks and education at various locations throughout the county; and

WHEREAS, the Brookfield Central School District has an empty parking lot on their property that is conducive to the car seat check activities; and

WHEREAS, upon review, both the Board of Health and the Public Health Services' Committee believe the use of this parking lot is appropriate and supports the car seat check activities;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and hereby authorized to enter into an agreement between Madison County and the Brookfield Central School District, as is on file with the Clerk of the Board.

PENDING BOARD APPROVAL

RESOLUTION NO. 8

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR THE CHILDREN WITH SPECIAL NEEDS GRANT AND MODIFYING THE 2010 BUDGET

WHEREAS, Madison County Public Health Department, through the Preventive Health Programs, has administered Children with Special Health Care Needs Program(CSHCN), which is a program to assist families of children with special developmental needs by determining appropriate services for these children; and

WHEREAS, the New York State Department of Health has devoted much time to implement this program on the local level in an effort to assure continuity of care for all children who meet the criteria; and

WHEREAS, grant funds have once again been made available with funding being provided as follows:

Awarding Agency:	U.S. Dept. of Education/U.S. Dept. of Health & Human Services
Pass-through Agency:	New York State Department of Health
Catalog #:	93.994
Program Name:	Children with Special Health Care Needs
Grant Extension:	October 1, 2010 – September 30, 2011
Contract #:	C-024625
Federal Funds:	100%
Grant Total:	\$19,359

WHEREAS, the Public Health Services Committee has reviewed this grant renewal and feels it to be appropriate;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of The Board of Supervisors be and is hereby authorized to enter into an agreement between Madison County and The New York State Department of Health, 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:

Public Health Department
A4012 Public Health Prevent

<u>Expense</u>		<u>From</u>	<u>To</u>
A4012.4103	CSHCN Grant Expenses	<u>\$ 2,574</u>	<u>\$ 3,636</u>
	Control Total		<u>\$ 1,062</u>
<u>Revenue</u>			
A4489.2010	Federal Aid CSHCN Grant	<u>\$19,937</u>	<u>\$20,999</u>
	Control Total		<u>\$ 1,062</u>

PENDING BOARD APPROVAL

RESOLUTION NO. 9

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

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

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

WHEREAS, the 2010 Mental Health budget provides funds for the provision of mental health counseling services in the Chittenango School District for the 2010-2011 academic year;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be hereby authorized to enter into an agreement, a copy of which is on file with the Clerk of the Board, with Sheila S. Paolini, LCSW-R, for the provision of mental health consultation services to the Mental Health Department at an hourly rate of \$40.00, said rate to be effective September 1, 2010 to June 30, 2011 not to exceed 15 hours a week for the school year.

PENDING BOARD APPROVAL

RESOLUTION NO. 10

**AUTHORIZING THE CHAIRMAN OF THE BOARD TO RENEW AN
AGREEMENT WITH THE CHITTENANGO CENTRAL SCHOOL DISTRICT FOR
THE MENTAL HEALTH DEPARTMENT TO PROVIDE SCHOOL-BASED
MENTAL HEALTH SERVICES**

WHEREAS, for the last eight years the Mental Health Department has been providing part-time mental health counseling services in the Chittenango Central School District; and

WHEREAS, the Chittenango Central School District wants to continue to participate in the school based mental health program for certain of its students who are exhibiting signs of mental problems; and

WHEREAS, the Madison County Mental Health Department, through its Mental Health Clinic has the resources to provide the services through a contractual basis with the Chittenango Central School District which will pay the Mental Health Department the prevailing rate for contracted social workers as approved by the Board of Supervisors (currently \$40.00 per hour) and the total amount of the contract not to exceed \$13,250 per year; and

WHEREAS, this request for the Mental Health Department to provide services to the Chittenango Central School has been approved by the Social and Mental Health Services Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be and is hereby authorized to enter into an agreement, a copy of which is on file with the Clerk of the Board of Supervisors, with the Chittenango Central School District whereby the Madison County Mental Health Department will provide evaluation, consultation, and treatment services as specified in the contract beginning September 1, 2010 through August 31, 2011, at the prevailing rate for contracted social workers as approved by the Board of Supervisors (currently \$40.00 per hour), and the total amount of the contract not to exceed \$13,250 per year.

PENDING BOARD APPROVAL

RESOLUTION NO. 11

AUTHORIZING THE CHAIRMAN OF THE BOARD TO RENEW AN AGREEMENT WITH MADISON COUNTY HEAD START FOR THE MENTAL HEALTH DEPARTMENT TO PROVIDE EVALUATION AND CONSULTATION SERVICES FOR 2010 - 2011

WHEREAS, Madison County Head Start has identified a need for evaluation and consultation services; and

WHEREAS, the Madison County Mental Health Department, through its Mental Health Clinic has the resources to provide the services through a contractual basis with Madison County Head Start through which the Mental Health Department will receive compensation at the rate of \$105.00 per hour, with the total amount of the contract not to exceed \$10,000 per year ; and

WHEREAS, this request for the Mental Health Department to provide services to Madison County Head Start has been approved by the Social and Mental Health Services Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be and is hereby authorized to enter into an agreement, a copy of which is on file with the Clerk of the Board of Supervisors, with Madison County Head Start whereby the Madison County Mental Health Department will provide evaluation and consultation services as specified in the contract beginning September 1, 2010 through August 31, 2011, with the amount of compensation for the Mental Health Department set at \$105.00 per hour, and the total amount of the contract not to exceed \$10,000 per year.

PENDING BOARD APPROVAL

By Supervisor Cary:

RESOLUTION NO. 12

REAPPOINTING A MEMBER TO THE MADISON COUNTY EMPIRE ZONE ADMINISTRATIVE BOARD

BE IT RESOLVED, that Raymond Rashford of 4242 Blue Creek Rd., Munnsville, NY (Town of Eaton) be reappointed to the Madison County Empire Zone Administrative Board for a three-year term commencing on September 1, 2010 and ending on August 31, 2013.

PENDING BOARD APPROVAL

RESOLUTION NO. 13

APPOINTING A MEMBER TO THE CENTRAL NEW YORK REGIONAL MARKET AUTHORITY

RESOLVED, that Mary Ellen Rose of 2542 Pine Ridge Road (Town of Sullivan), Canastota, NY 13032, be appointed to fill the Madison County seat of the Central New York Regional Market Authority left vacant by the resignation of Scott Ingmire, commencing immediately and to serve at the pleasure of the Board of Supervisors.

PENDING BOARD APPROVAL

RESOLUTION NO. 14

AUTHORIZING AN ECONOMIC DEVELOPMENT LOAN

WHEREAS, Madison County maintains an economic development loan fund to assist in job creation and job retention; and

WHEREAS, Oneida Molded Plastics, Inc. is expanding its manufacturing line capability in Oneida, NY and has requested a loan in the amount of \$100,000 to purchase additional production machinery for this expansion; and

WHEREAS, the project will create no fewer than 11 full time jobs over the next year;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors approve a loan to Oneida Molded Plastics, Inc. in the amount of \$100,000; and

BE IT FURTHER RESOLVED, that the Madison County Board of Supervisors authorize the Treasurer of Madison County to sign the document necessary to close the loan on behalf of Madison County.
August 10, 2010

PENDING BOARD APPROVAL

By Supervisor Degear:

RESOLUTION NO. 15

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, 2010 through August 15, 2012 in the amount of \$4,012.00 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, 2010 and expiring on August 15, 2012, in the amount of \$4,012.00 per year, a copy of which is on file with the Clerk of the Board of Supervisors.

PENDING BOARD APPROVAL

RESOLUTION NO. 16

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH SERVOMATION FOR VENDING SERVICES

WHEREAS, Madison County desires to provide staff and visitors the ability to purchase a variety of vended products including, but not limited to, fresh food, snacks and beverages; and

WHEREAS, the County also desires to offer a robust variety of healthy products as described above; and

WHEREAS, a Request for Proposal (RFP) to offer vending services that meet the above criteria was sent out and based on a review of the proposals submitted, it has been recommended by the vending services RFP review committee and the County Building and Grounds Committee to enter into an agreement with Servomation to provide such services; and

WHEREAS, The term of this contract shall be from August 10, 2010 through August 9, 2012 with the County having an option to renew annually for up to two (2) additional one (1) year extensions,

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 Servomation, a copy of which is on file with the Clerk of the Board.

PENDING BOARD APPROVAL

By Supervisor Degear and Reinhardt:

RESOLUTION NO. 17

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH NYSERDA, C&S COMPANIES AND AUTHORIZING THE MODIFICATION OF THE 2010 BUDGET

WHEREAS, Madison County has been awarded a Energy Efficiency and Conservation Block Grant, RFP 10 for \$275,392 by the New York State Energy Research and Development Authority (NYSERDA) from appropriations authorized by Congress under the American Recovery and Reinvestment Act (ARRA); and

WHEREAS, these funds will provide 90% federal reimbursement of eligible costs incurred in the effort to implement a variety of building envelop and mechanical energy efficiency measures for the County Government Campus, and this grant program is described as follows:

Awarding Agency: New York State Energy Research and Development Authority
 Pass Thru. Agency: New York State Energy Research and Development Authority
 Program Name: Energy Efficiency and Conservation Block Grant (RFP 10)
 Grant Period: April 1, 2010 – March 30, 2012
 Contract #: 19532
 Federal Funds: 90%
 Grant Total: \$275,392
 Est. Project Cost Total: \$305,991

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

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be authorized to enter into an agreement with the C&S Engineers, Inc. to provide the County with a design of energy efficiency improvements to a number of County buildings, a copy of which is on file with the Clerk of the Board; and

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

County Buildings- Department 1620

		<u>From</u>	<u>To</u>
Revenue			
A3089.4809	Fed Aid NYSERDA RFP10	-0-	\$138,596
	Control Total		<u>\$138,596</u>
Expense			
A1620.4999	Building Improvements	\$17,307	\$1,907
A1620.4046	Energy Efficiency Implementation	-0-	\$153,996
	RFP10 Expense		
	Total	<u>\$17,307</u>	<u>\$155,903</u>
	Control Total		<u>\$138,596</u>

Road Machinery Repairs and Expense- Department 5130

		<u>From</u>	<u>To</u>
Revenue			
DM3089.4809	Fed Aid NYSERDA RFP10	-0-	\$136,796
	Control Total		<u>\$136,796</u>
Expense			
DM5130.2903	Upper Windows Wampsville	\$120,000	\$104,800
DM5130.4046	Energy Efficiency Implementation	-0-	\$151,996
	RFP10 Expense		
	Total	<u>\$120,000</u>	<u>\$256,796</u>
	Control Total		<u>\$136,796</u>

PENDING BOARD APPROVAL

By Supervisor DiVeronica:

RESOLUTION NO. 18

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH
NYSERDA**

WHEREAS, Madison County has been awarded a Energy Efficiency and Conservation Block Grant, RFP 10 for \$224,608 by the New York State Energy Research and Development Authority (NYSERDA) from appropriations authorized by Congress under the American Recovery and Reinvestment Act (ARRA); and

WHEREAS, these funds will provide 78% federal reimbursement of eligible costs incurred in the effort to install a 40kW thin-film flexible photovoltaic project on top of the South facing slope of Cell 1 of the West Side Landfill, and this grant program is described as follows:

Awarding Agency: New York State Energy Research and Development Authority
Pass Thru. Agency: New York State Energy Research and Development Authority
Program Name: Energy Efficiency and Conservation Block Grant (RFP 10)
Grant Period: April 1, 2010 – March 30, 2012
Contract # 19520
Federal Funds: 78%
Grant Total: \$224,608
Est. Project Cost Total: \$288,000

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

PENDING BOARD APPROVAL

RESOLUTION NO. 19

AUTHORIZING THE COUNTY ATTORNEY TO COMMENCE A LAWSUIT

WHEREAS, the Commercial Haulers are given permits to use the Madison County Landfill and as a result of their use they generate tipping fees which are to be paid in a timely fashion pursuant to the terms of the permit; and

WHEREAS, SPOR Companies, Inc. was issued a commercial haulers permit and was allowed to use the Madison County Landfill and their use thereof generates tipping fees for which they are responsible; and

WHEREAS, SPOR Companies, Inc. is currently in arrears in tipping fees according to the terms of their use of the Madison County Landfill.

NOW THEREFORE, BE IT RESOLVED, that the County Attorney or his designee is hereby authorized to commence suit against SPOR Companies, Inc.

to collect the past due tipping fees now over due and owing to the County of Madison.

PENDING BOARD APPROVAL

RESOLUTION NO. 20

AUTHORIZING THE PURCHASE OF A NEW TILT FRAME ROLL-OFF TRUCK FOR THE DEPARTMENT OF SOLID WASTE AND SANITATION

WHEREAS, the Board of Supervisors established a Capital Reserve Fund (Resolution No. 262, October 10, 2000) designated as the "County Landfill and Transfer Station Equipment, Machinery and/or Apparatus purchase Capital Reserve Fund"; and

WHEREAS, such Capital Reserve Fund was established for the purpose of financing, in whole or in part, the purchase of equipment, machinery and/or apparatus to be utilized for the operation and/or maintenance of the Madison County Landfill and Transfer Stations provided, however, no such purchase of any such item shall be less than \$75,000; and

WHEREAS, the Solid Waste/Recycling Committee has reviewed and approved the Solid Waste Department equipment replacement schedule which recommends purchasing a new Tilt Frame Truck this year; and

WHEREAS, the Solid Waste Department and Solid Waste/Recycling Committee has also reviewed all bids and recommends bid award to Flag City Mack the lowest responsible bidder meeting all specifications;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board be and is hereby authorized to sign a purchase agreement for a new 2009 Tilt Frame Roll -Off Truck with Flag City Mack of Findley, Ohio being the lowest responsible bidder meeting all specifications for the total amount of **\$120,335**; and

BE IT FURTHER RESOLVED, that the County Treasurer is hereby authorized to utilize funds from the Landfill Machinery and/or Apparatus Capital Reserve Fund to purchase such item.

PENDING BOARD APPROVAL

RESOLUTION NO. 21

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT FOR THE SALE OF MIXED WASTE PAPER

WHEREAS, Waste Management Recycle America is seeking to enter into an Agreement with Madison County so as to encourage the removal of mixed paper from the municipal solid waste stream and thereby decreasing the flow of solid waste into the Madison County Landfill Facility, to aid in the recovery of valuable resources and to conserve energy; and

WHEREAS, Waste Management Recycle America shall purchase all of the acceptable quality bales of mixed paper from the Madison County A.R.C. Materials Recovery Facility on Buyea Road, Town of Lincoln, State of New York; and

WHEREAS, Waste Management Recycle America will be responsible for the cost of all trucking and insurance and pay Madison County Eighty-Two dollars and Fifty-One cents (\$82.51) per net ton for acceptable quality mixed paper; and

WHEREAS, the term of this Agreement shall be for two (2) years commencing on September 13, 2010; and

WHEREAS, this Agreement was formulated after due solicitation of competitive quotes; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be and is hereby authorized to enter into an Agreement with Waste Management Recycle America (a corporation having its principle place of business at 6255 Sheridan Drive, Williamsville NY 14221) in the form as is on file with the Clerk of the Board.

PENDING BOARD APPROVAL

RESOLUTION NO. 22

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT FOR THE SALE OF RECYCLED FERROUS SCRAP METAL (LIGHT IRON & STEEL)

WHEREAS, Upstate Shredding, LLC is seeking to enter into an agreement with Madison County so as to encourage the removal of miscellaneous ferrous scrap metal (light iron and steel) from the municipal solid waste stream, thereby decreasing the flow of solid waste into the Madison County Landfill Facility, and aiding the recovery of valuable resources and the conservation of energy; and

WHEREAS, pursuant to said Agreement, Upstate Shredding, LLC will retrieve and transport from Madison County all loose ferrous scrap metal stock piled at the County Landfill on Buyea Road, Town of Lincoln; and

WHEREAS, Upstate Shredding, LLC will be responsible for the cost of all trucking, labor, and insurance, and will pay Madison County in accordance with the pricing formula in the agreement on file with the Clerk of the Board of Supervisors and shall pay no less than \$180.00 per gross ton (floor price) during the contract period; and

WHEREAS, the term of this agreement shall be a period of (2) two years from August 10, 2010 through August 10, 2012; and

WHEREAS, this agreement was formulated after due solicitation of competitive proposals; and

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

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be and is hereby authorized to enter into an agreement with Upstate Shredding, LLC, 1 Recycle Drive, Owego, NY 13827 in the form as is on file with the Clerk of the Board.

PENDING BOARD APPROVAL

RESOLUTION NO. 23

ACCEPTING BID AND AWARDING CONTRACT FOR THE MADISON COUNTY DEPARTMENT OF SOLID WASTE AND SANITATION FOR THE WEST SIDE LANDFILL STAGE NO. 1 CLOSURE GENERAL CONSTRUCTION

WHEREAS, the New York State Department of Environmental Conservation has approved design and construction of the West Side Landfill Stage No. 1 Closure; and

WHEREAS, bids were duly received and opened on July 22, 2010 for Bid. Ref. No. 10.19 A General Construction for West Side Landfill Stage No. 1 Closure; and

WHEREAS, all bids have been canvassed and reviewed by Barton and Loguidice, P.C. and the Solid Waste/Recycling Committee who have made their recommendations to award to the lowest responsible bidder having no exceptions to the contract documents; and

NOW, THEREFORE, BE IT RESOLVED, that the County accept and award the bid to the following corporation being the lowest responsible bidder:

**CETCO Contracting Services
900 Northbrook Drive-Suite 320
Trevose, Pennsylvania 19053**

Contract Amount \$448,750.00

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

PENDING BOARD APPROVAL

RESOLUTION NO. 24

**ACCEPTING BID AND AWARDING CONTRACT FOR THE MADISON
COUNTY DEPARTMENT OF SOLID WASTE AND SANITATION FOR THE
WEST SIDE LANDFILL STAGE NO. 1 CLOSURE
ELECTRICAL CONSTRUCTION**

WHEREAS, the New York State Department of Environmental Conservation has approved design and construction of the West Side Landfill Stage No. 1 Closure; and

WHEREAS, bids were duly received and opened on July 22, 2010 for Bid. Ref. No. 10.19 B Electrical Construction for West Side Landfill Stage No. 1 Closure; and

WHEREAS, all bids have been canvassed and reviewed by Barton and Loguidice, P.C. and the Solid Waste/Recycling Committee who have made their recommendations to award to the lowest responsible bidder having no exceptions to the contract documents; and

NOW, THEREFORE, BE IT RESOLVED, that the County accept and award the bid to the following corporation being the lowest responsible bidder:

**O'Connell Electric
830 Phillips Road
Victor, New York 14564**

Contract Amount \$94,462.00

BE IT FURTHER RESOLVED, that upon receipt of the signed contracts and other related and required contract documents, copies of which are on file with the Clerk of this Board, that the Chairman of this Board of Supervisors be

and is hereby authorized and directed to execute the same on behalf of the County of Madison.

PENDING BOARD APPROVAL

By Supervisor Ball:

RESOLUTION NO. 25

AUTHORIZING MODIFICATION TO RESOLUTION NO.188-10 TO INCLUDE TAX PARCEL 54-1-21.14 IN THE PURCHASE OF THE FOREST AVE. RADIO TOWER

WHEREAS, the Madison County Board of Supervisors approved the purchase of a radio tower located on Forest Avenue in the outer district of the City of Oneida (Resolution No. 188-10) on June 8,2010 and

WHEREAS, Resolution No. 188-10 identified the tax parcel number of said site as 54-1-21.13, and

WHEREAS, guide supports / fencing for the tower extend into tax parcel 54-1-21.14, and

WHEREAS, the purchase agreement includes both tax parcels, and

WHEREAS, Resolution No. 188-10 should have included both tax parcels, and

WHEREAS, this resolution serves as a modification to Resolution No. 188-10, that the purchase of the Forest Ave Tower from Corney Electronics, Inc. includes both tax parcel 54-1-21.13 and 54-1-21.14,

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 Corney Electronics, Inc., in the form as is on file with the Clerk of the Board.

PENDING BOARD APPROVAL

RESOLUTION NO. 26

ACCEPTING BID AND AWARDED CONTRACT FOR THE MADISON COUNTY PUBLIC SAFETY AND COMMUNICATIONS DEPARTMENT FOR THE E911 SITE CONSTRUCTION PROJECT

WHEREAS, bids were duly received and opened on August 3, 2010 for Bid. Ref. No. 10.20 for the Madison County E911 Site Construction Project; and

WHEREAS, all bids have been canvassed and reviewed by C&S Engineers Inc. and the Criminal Justice, Public Safety and Telecommunications Committee who have made their recommendations to award to the lowest responsible bidder having no exceptions to the contract documents; and

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

**Mid-State Communications & Electronics, Inc.
Oriskany, New York**

Contract Amount \$1,743,800.00

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

PENDING BOARD APPROVAL

By Supervisor Reinhardt:

RESOLUTION NO. 27

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT
WITH XEROX CORPORATION**

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 October 1, 2010 and expiring on September 30, 2011, with a base charge of

\$74.40 per month which includes toner and a 1,000 sq./ft allowance per month and having a service overage rate of \$.0365 not to exceed \$900.00; 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.

PENDING BOARD APPROVAL

RESOLUTION NO. 28

URGING NEW YORK STATE TO SIGNIFICANTLY CUT THE UNFUNDED MANDATES THAT CAUSE LOCAL PROPERTY TAX INCREASES BEFORE IMPOSING A CAP ON LOCAL PROPERTY TAXES

WHEREAS, Governor David Paterson and many State Legislators are supportive of a cap on local property tax levies of 4%, or 120% of inflation, whichever is less; and

WHEREAS, little or no action has been taken by New York State to decrease or control the costs of unfunded State mandates, which have been driving county property tax levels for decades; and

WHEREAS, without mandate reform, such a cap would be impossible to achieve because State mandates make up as much as 75 to 85 percent of a county budget, and these State costs increase substantially each year, well over the proposed 4% cap as demonstrated by the following examples:

- County payments to the NYS Retirement System are expected to rise 40% in 2011.
- The local cost of Medicaid rises 3% each year.
- The State continues to shift its costs to counties in the 2009-10 and 2010-11 State budgets.
- New York State currently owes Madison County over \$6.7 million, overdue for State services rendered by the County.
- During the 2010 legislative session, the State shifted over \$100 million in costs to counties for delivering state services locally in child welfare and youth detention programs, representing yet another unfunded mandate.

WHEREAS, counties are mandated by the State to use local tax dollars to pay for the costs in excess of State aid for State programs such as Medicaid, early intervention services, pre-school special education services, public assistance, child welfare, youth detention, jails and numerous other programs; and

WHEREAS, the property tax cap proposal does nothing to reduce or eliminate the current mandates; and

WHEREAS, the property tax cap proposal allows local boards to override the cap with a two-thirds majority vote, thereby not only shifting costs to local governments, but also unfairly shifting blame to local leaders for tax increases that are actually caused by State actions; and

WHEREAS, the Madison County Board of Supervisors has, through responsible financial and budgetary actions and policies, stabilized property tax rates with only an increase in the tax levy of 1.957% since 2006 despite the recession, and without the “benefit” of a State-imposed property tax cap.

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors urges the State not to impose a local property tax cap unless it is coupled with significant cuts to the State mandated programs that cause local property tax increases; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to Governor David Paterson, State Senator David Valesky, Assemblyman William Magee, and the New York State Association of Counties.

PENDING BOARD APPROVAL

RESOLUTION NO. 29

AUTHORIZING THE MODIFICATION OF THE 2010 ADOPTED COUNTY BUDGET

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

Modification No. 1

General Fund

1040 – Clerk of the Legislative Board

Expense

	<u>From</u>	<u>To</u>
A1040.40101 Computer Equipment	\$ 1,000	\$ 1,200
A1040.4911 Office Supply & Expense	<u>4,300</u>	<u>4,100</u>
Control Total	<u>\$ 5,300</u>	<u>\$ 5,300</u>

Modification No. 2

General Fund

1990-Contingent

Expense

From To

A1990.4444	Contingent Fund	\$676,091	\$662,841
	Control Total		<u>\$ 13,250</u>
<u>3021-Communications-E911</u>			
<u>Expense</u>			
A3021.2413	CAD System/SJS-RMS	\$ 0	\$ 13,250
	Control Total		<u>\$ 13,250</u>

Modification No. 3

General Fund

3111-Sheriff Department-Traffic Safety Coord Grant

<u>Expense</u>	<u>From</u>	<u>To</u>
A3111.411	Travel-Conference & Seminar Expense 2009-10	\$ 500
A3111.4100	Commodities 2009-10	<u>3,300</u>
	Control Total	<u>\$ 3,800</u>

Modification No. 4

General Fund

3140 – Probation

<u>Revenue</u>	<u>From</u>	<u>To</u>
A2801.5020	Stop DWI Probation Services	\$ 26,707

1165 – District Attorney

<u>Revenue</u>		
A2801.2010	Prosecution Stop DWI	\$ 48,578

3315 – Special Traffic Programs – Stop DWI

<u>Revenue</u>		
A2705.1040	Gifts & Donations	\$ 15,361
	Totals	\$ 90,646

<u>Expense</u>	<u>From</u>	<u>To</u>
A3315.40104	Computer Equipment	0
A3315.41017	Stop DWI Patrol Expense	1,000
A3315.41019	Stop DWI Information & Edu.	13,000
A3315.41020	Stop DWI Administration	461
A3315.41021	Stop DWI Overtime Patrols	3,000
A3315.41022	District Attorney – Prosecution	48,578
A3315.41023	Probation – Stop DWI	26,707
A3315.42900	Road Equipment & Supplies	150
A3315.4726	Deputy Sheriff’s Service Contract	2,900
A3315.4911	Office Supply & Equip. Outside	<u>700</u>
	Control Totals	<u>\$ 96,496</u>

Modification No. 5

General Fund

4010 Public Health Administration

Expense

	<u>From</u>	<u>To</u>
A4010.4038 Information Technology Services	\$ 60,176	\$ 55,176
A4010.4130 Advertising Expense	<u>6,700</u>	<u>11,700</u>
Control Total	<u>\$ 66,876</u>	<u>\$ 66,876</u>

Modification No. 6

Risk Retention Fund

9060 Hospital and Medical Insurance

	<u>From</u>	<u>To</u>
CS9060.8602 Excellus Hospital & Medical Claim	\$4,900,000	\$4,100,000
CS9060.8611 ProAct Prescription Expense	<u>-0-</u>	<u>800,000</u>
Control Total	<u>\$4,900,000</u>	<u>\$4,900,000</u>

Modification No. 7

Enterprise Environmental Landfill Fund

8165 Landfill Closure Expense

Expense

	<u>From</u>	<u>To</u>
EE8165.2901 General Construction WS Stage 1	\$ -0-	\$ 448,750
EE8165.2902 Electrical Construction WS Stage 1	-0-	94,462
EE8165.2913 Miscellaneous Equipment	50,000	60,000
EE8165.43001 Engineering/Legal Expense	210,000	171,396
EE8165.43003 Misc. Site Work	<u>350,000</u>	<u>60,000</u>
Total	<u>610,000</u>	<u>834,608</u>
Control Total		<u>\$ 224,608</u>

Revenue

EE4489.1020 Fed Aid NYSERDA Solar Cap	<u>-0-</u>	<u>224,608</u>
Control Total		<u>\$ 224,608</u>

PENDING BOARD APPROVAL

END