

**MADISON COUNTY BOARD OF SUPERVISORS  
Meeting – Thursday, February 10, 2011**

*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.*

**RESOLUTIONS**

**By Supervisor Bargabos:**

**RESOLUTION NO. 1**

**AUTHORIZING ATTENDANCE AT AN OUT-OF-STATE CONFERENCE  
STOP-DWI**

**WHEREAS**, the Community Anti-Drug Coalition of America (CADCA) is holding its annual leadership conference in National Harbor, Maryland from February 7 – 10, 2011; and

**WHEREAS**, The Prevention Resource Center sponsored Stephen Goodfriend, Madison County STOP DWI Coordinator's, involvement in a Community Anti-Drug Coalition of America NYS Training Academy during the year 2010; and

**WHEREAS**, Stephen Goodfriend requested to attend said conference and graduation ceremony; and

**WHEREAS**, his expenses are fully funded by the Prevention Resource Center; and

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

**NOW, THEREFORE BE IT RESOLVED** that Stephen Goodfriend was authorized to attend said conference at no cost to the County.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 2**

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

**WHEREAS**, the National Immunization Conference will be held in Washington DC on March 27, 2011 through March 31, 2011; and

**WHEREAS**, Eric Faisst, Public Health Director has requested that Gina Relyea, RN II attend said conference; and

**WHEREAS**, lodging, meals and registration expenses will be paid for by NYSACHO and the baggage and shuttle expense will be paid by ARRA Immunization funds; 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 Gina Relyea be and hereby is authorized to attend said training at no cost to the County.

### **PENDING BOARD APPROVAL**

### **RESOLUTION NO. 3**

#### **RE-APPOINTING MEMBERS TO THE ETHICS ADVISORY COUNCIL AND THE ETHICS BOARD**

**WHEREAS**, the term of Gair S. Meres, member of Ethics Advisory Council will expire February 13, 2011; and

**WHEREAS**, the term of Douglas Lippert, member of the Ethics Board will expire February 11, 2011; and

**WHEREAS**, the term of Peter Dunn, Esq., member of the Ethics Board will expire February 13, 2011; and

**WHEREAS**, the Government Operations Committee recommends their re-appointment;

**NOW, THEREFORE BE IT RESOLVED**, that Gair S. Meres, of Hamilton, be and hereby is re-appointed to an additional four year term on the Ethics Advisory Council expiring on February 10, 2015; and

**BE IT FURTHER RESOLVED**, that Douglas Lippert of Oneida, be and hereby is re-appointed to an additional four year term on the Ethics Board expiring on February 10, 2015; and

**BE IT FURTHER RESOLVED**, that Peter Dunn, Esq. of Oneida, be and hereby is re-appointed to an additional four year term on the Ethics Board expiring on February 10, 2015.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 4**

**RENEWING THE STIPEND FOR THE ON-CALL  
SYSTEM FOR CERTAIN COUNTY MANAGERS**

**WHEREAS**, management personnel in the Health, Maintenance, Mental Health and Solid Waste Departments, as well as the Madison County Sewer District, provide on-call coverage; and

**WHEREAS**, the Board of Supervisors has approved stipends for these managers since 1994; and

**WHEREAS**, the Government Operations Committee has reviewed the compensation for this on-call system and recommends that the Board authorize continuation of the stipend at the existing rates (no increase since 2004); and,

**NOW, THEREFORE BE IT RESOLVED** that the managers in the Maintenance, Mental Health and Solid Waste departments as well as the Madison County Sewer District shall receive \$50.00 per week when they provide primary or backup on-call coverage except as modified below; and

**BE IT FURTHER RESOLVED** that the managers in the Health Department shall receive \$100.00 per week when they provide primary or back-up on-call coverage except as modified below; and

**BE IT FURTHER RESOLVED** that the managers in the titles of Director of Community Health Services and Assistant Director of Patient Services shall receive \$300.00 per week when they provide primary on-call coverage; and

**BE IT FURTHER RESOLVED** that these rates are effective through December 31, 2011.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 5**

**FIXING THE SALARIES FOR DEPUTY CORONERS IN THE  
DISTRICT ATTORNEY'S OFFICE FOR 2011**

**WHEREAS**, the Board of Supervisors did not authorize the payment of appropriated money in the 2011 County budget for the Madison County Coroner and Deputy Coroners; and

**WHEREAS**, the District Attorney has assigned additional responsibilities to two Deputy Coroner positions as a result of a vacant Deputy Coroner position which the District Attorney does not intend to fill at this time; and

**WHEREAS**, the District Attorney recommends redistribution of salary for the two Deputy Coroner positions because of their additional responsibilities and the unfilled vacancy; and

**WHEREAS**, the salary and fringe benefits for the Deputy Coroners will be funded through appropriations in the previously approved 2011 Medical Examiners & Coroners budget at no additional total cost as noted below:

**Department 1185: Medical Examiners and Coroners**

|                                | <u>2010 Adopted Budget</u> | <u>2011 Adopted Budget</u> |
|--------------------------------|----------------------------|----------------------------|
| 1020 Coroner                   | \$4,500                    | \$4,500                    |
| 1030 Deputy Coroner            | \$4,500                    | \$6,550                    |
| 1040 Deputy Coroner            | \$4,500                    | \$4,500                    |
| 1050 Deputy Coroner            | \$4,500                    | \$6,150                    |
| 1060 Deputy Coroner            | \$4,100                    | \$0                        |
| <b>Total Personal Services</b> | <b>\$21,700</b>            | <b>\$21,700</b>            |

**NOW, THEREFORE BE IT RESOLVED** that the 2011 compensation of Coroner and Deputy Coroners is in accordance with the amounts appropriated in the 2011 Medical Examiners and Coroners Budget as noted above. Said compensation shall be effective retroactively from January 1, 2011 – December 31, 2011 and shall be payable on a bi-weekly basis.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 6**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH ZHO CORPORATION**

**WHEREAS**, it is necessary to enter into an agreement for the annual software license renewal for the desktop management software used by the Information Technology Department to maintain, update and support computers used by Madison County; and

**WHEREAS**, the Government Operations Committee has reviewed and approves of this software license renewal; and

**WHEREAS**, the software license renewal is for one year, commencing on March 2, 2011, in the amount of six thousand, four hundred and forty-five dollars (\$6,445.00),

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

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 7**

**APPOINTING MEDICAID CORPORATE COMPLIANCE OFFICER**

**WHEREAS**, the Madison County Medicaid Corporate Compliance Plan names the County Administrator or designee as the Corporate Compliance Officer; and

**WHEREAS**, the County Administrator has retired; and

**WHEREAS**, the Government Operations Committee recommends the appointment of Mark Scimone, Administrative Assistant to the Chairman of the Board of Supervisors as Corporate Compliance Officer until a permanent appointment to the title of County Administrator is made,

**NOW, THEREFORE BE IT RESOLVED** that Mark Scimone be and hereby is appointed Corporate Compliance Officer.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 8**

**APPOINTING THE ADMINISTRATIVE ASSISTANT TO THE CHAIRMAN OF THE BOARD OF SUPERVISORS AS RECORDS ACCESS OFFICER**

**WHEREAS**, the Madison County Board of Supervisors previously appointed the County Administrator as Records Access Officer ; and

**WHEREAS**, the County Administrator has retired; and

**WHEREAS**, in the absence of a County Administrator, the Government Operations Committee recommends the appointment of Mark Scimone, Administrative Assistant to the Chairman of the Board of Supervisors as Records Access Officer until a permanent appointment to the title of County Administrator is made,

**NOW, THEREFORE BE IT RESOLVED** that the Administrative Assistant to the Chairman of the Board of Supervisors be and hereby is appointed as records Access Officer for Madison County effective immediately.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 9**

**AUTHORIZING THE CHAIRMAN TO EXECUTE AN AMENDMENT TO AGREEMENT WITH EXCELLUS HEALTH PLAN, INC.**

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

**WHEREAS**, the purpose of the amendment is to attest that there have been no material changes to the County's participation status in the Retiree Drug Subsidy Program, and that all information pertaining to the County in the original agreement with Excellus Health Plan, Inc. remains materially unchanged; and

**WHEREAS**, this amendment will be effective January 1, 2011 through December 31, 2011;

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board be and hereby is authorized to execute an amendment to agreement with Excellus Health Plan, Inc., a copy of which is on file with the Clerk of the Board of Supervisors.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 10**

**ABOLISHING TWENTY- ONE POSITIONS  
IN THE HIGHWAY DEPARTMENT**

**WHEREAS**, the County Highway Superintendent has evaluated the current staffing structure in the Highway Department and determined that a number of positions are no longer necessary; and

**WHEREAS**, the Public Works Committee has recommended that the Madison County Board of Supervisors abolish any positions that are not essential to the operation of the Highway Department; and

**WHEREAS**, the County Highway Superintendent recommends that an Assistant Sign Fabricator, an Automotive Mechanic, a Painter, eight (8) Motor

Equipment Operator, and ten (10) Heavy Equipment Operator positions be abolished; and

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

**NOW, THEREFORE BE IT RESOLVED** that one (1) Assistant Sign Fabricator position, one (1) Automotive Mechanic position, one (1) Painter position, eight (8) Motor Equipment Operator positions, and ten (10) Heavy Equipment Operator positions be and hereby are abolished effective February 25, 2011; and

**BE IT FURTHER RESOLVED** that the incumbents in these positions be and hereby are laid off effective February 25, 2011 in accordance with New York State Civil Service Law and Rule and the Agreement with the Civil Service Employees Association, Blue Collar Unit.

### **PENDING BOARD APPROVAL**

#### **RESOLUTION NO. 11**

#### **DESIGNATING DISPOSAL OF OBSOLETE AND/OR SURPLUS COUNTY PERSONAL PROPERTY AND AUTHORIZING A SETTLEMENT WITH ERIE INSURANCE GROUP**

**WHEREAS**, a Madison County automobile assigned to the Public Health Department, identified as a 2005 Ford Focus sedan, VIN #1FAFP34N55W297807, was involved in a motor vehicle accident which caused extensive damage to the County vehicle; and

**WHEREAS**, the accident was the fault of the driver of the other vehicle; and

**WHEREAS**, the adjuster of the at-fault driver's insurance company, Erie Insurance Group, has deemed the automobile to be totaled; and

**WHEREAS**, the County is in agreement that the automobile is indeed totaled; and

**WHEREAS**, Erie Insurance Group has offered the County \$7,514.00 as full and final settlement of this claim; and

**WHEREAS**, Erie Insurance Group has requested that the title of said vehicle be transferred to Erie Insurance Group; and

**WHEREAS**, in accordance with the Madison County Disposal of Obsolete and/or Surplus County Personal Property Policy and Procedures, County

personal property is required to be declared obsolete and/or surplus by the Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED** that said County automobile is hereby declared surplus property; and

**BE IT FURTHER RESOLVED** that the title of said vehicle be transferred to Erie Insurance Group; and

**BE IT FURTHER RESOLVED** that the County Treasurer is hereby authorized to accept \$7,514.00 as full and final settlement of this claim.

**PENDING BOARD APPROVAL**

**By Supervisor Salka:**

**RESOLUTION NO. 12**

**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 # 3-11, Authorizing the Chairman to Enter Into Agreements with Public Health Department Contractors was passed on January 4, 2011 which included Planned Parenthood; and

**WHEREAS**, Planned Parenthood Mohawk Hudson, Inc. has requested a change to the contract; and

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

**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.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 13**

**AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO ENTER INTO AN ASSET PURCHASE AGREEMENT (L. WOERNER, INC., d/b/a HCR)**

**WHEREAS**, Madison County Department of Health operates a certified home health agency and a long term home health care program; and

**WHEREAS**, the Board of Supervisors has passed resolution 518-10 declaring its intention to accept the proposal of L. Woerner, Inc., d/b/a HCR to assume the certified home health agency and a long term home health care program functions in Madison County; and

**WHEREAS**, L. Woerner, Inc., d/b/a HCR desires to purchase from the County, and the County desires to sell to L. Woerner, Inc., d/b/a HCR, certain assets owned by County that are used in connection with the County's operation of the certified home health agency and a long term home health care program for the sum of \$900,000.00; and

**WHEREAS**, both the Board of Health and the Public Health Services Committee feel it most expeditious to enter into an Asset Purchase Agreement with L. Woerner, Inc., d/b/a HCR for the sale of these assets;

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into a Asset Purchase Agreement with L. Woerner, Inc., d/b/a HCR, as is on file with the Clerk of the Board.

#### **PENDING BOARD APPROVAL**

#### **RESOLUTION NO. 14**

#### **AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO SUBMIT AN APPLICATION TO BECOME A LICENSED AGENCY**

**WHEREAS**, the Board of Supervisors passed resolutions 518-10 and 17-11 declaring its intention to transfer the home care functions in Madison County to L. Woerner, Inc. d/b/a HCR; and

**WHEREAS**, the Public Health Department provides skilled nursing visits to our maternal and child population; and

**WHEREAS**, the maternal and child skilled nursing visits are provided under the Certified Home Health Agency license; and

**WHEREAS**, the Public Health Department will be required to be a licensed agency in order to continue providing skilled nursing services to the maternal and child population after the transfer of the Certified Home Health Agency ; and

**WHEREAS**, both the Board of Health and the Public Health Services Committee feel it most expeditious to submit an application to become a licensed agency at this time;

**NOW, THEREFORE BE IT RESOLVED**, that the Public Health Director be and is hereby authorized to submit an application to New York State Department of Health, as is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 15**

**RE-APPOINTING A MEMBER TO THE MADISON COUNTY BOARD OF HEALTH**

**WHEREAS**, pursuant to Section 340 of the Public Health Law, the Madison County Board of Supervisors, January 1, 1994 established a Public Health District and appointed a Board of Health for said County Health District; and

**WHEREAS**, Dr. John Endres' appointment to the Board of Health expires on December 31, 2010; and

**WHEREAS**, upon review, both the Board of Health and the Public Health Services Committee feel it appropriate to extend Dr. John Endres' term to the Madison County Board of Health;

**NOW, THEREFORE BE IT RESOLVED** that Dr. John Endres is re-appointed to the Board of Health effective January 1, 2011 through December 31, 2016.

**PENDING BOARD APPROVAL**

**By Supervisors Salka and Reinhardt:**

**RESOLUTION NO. 16**

**AUTHORIZING MODIFICATION OF THE 2010 ADOPTED COUNTY BUDGET**

**WHEREAS**, the Public Health Department has several accounts with insufficient appropriations to cover all expenses that will occur in the current year; and

**WHEREAS**, the Board of Health and Public Health Services Committee recommends approval of these budget modifications;

**NOW, THEREFORE BE IT RESOLVED**, that the 2010 Adopted County Budget be modified as follows:

**General Fund**

**4010 Public Health Administration**

| <u>Expense</u> |                                 | <u>From</u>      | <u>To</u>        |
|----------------|---------------------------------|------------------|------------------|
| A4010.489      | Photo Copy Usage/Lease          | \$ 10,000        | \$ 14,000        |
| A4010.4038     | Information Technology Services | <u>55,176</u>    | <u>51,176</u>    |
|                | Control Total                   | <u>\$ 65,176</u> | <u>\$ 65,176</u> |

**4013 Public Health Homecare**

| <u>Expense</u> |                                    |                 |                 |
|----------------|------------------------------------|-----------------|-----------------|
| A4013.41047    | Health Assessment Expense<br>LTHHC | \$ 1,690        | \$ 1,890        |
| A4013.41046    | LTHHC Misc. (Home Maint.)          | <u>4,000</u>    | <u>3,800</u>    |
|                | Control Total                      | <u>\$ 5,690</u> | <u>\$ 5,690</u> |

**4016 Public Health Federal and State Grants**

| <u>Expense</u> |                                |                  |                  |
|----------------|--------------------------------|------------------|------------------|
| A4016.112      | Personal Services Bioterrorism | \$ 20,219        | \$ 23,856        |
| A4016.4911     | Emergency Preparedness         | <u>102,475</u>   | <u>98,838</u>    |
|                | Control Total                  | <u>\$122,694</u> | <u>\$122,694</u> |

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 17**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT  
WITH THE PROFESSIONAL PRACTICE GROUP – CHILD PSYCHIATRY**

**WHEREAS**, the Madison County Mental Health Department has indicated a desire to provide child psychiatry services to the clients of the Department, and;

**WHEREAS**, the Mental Health Department has recently lost the services of a New York State licensed psychiatrist who is Board Certified in Child Psychiatry and has a severe backlog in providing initial intake examinations and on-going clinical treatment to child and adolescent clients, and:

**WHEREAS**, the Professional Practice Group (PPG) has representatives who are New York State licensed psychiatrists who are Board Certified in Child and Adolescent Psychiatry and who individually and collectively possess the expertise, special skills and experiences to perform services in connection herewith, and;

**WHEREAS**, the Mental Health Department finds the services of the PPG and its representatives to be necessary in order to successfully implement the intended child and adolescent psychiatry services program, and;

**WHEREAS**, the PPG has indicated a willingness to participate and provide a Board Certified Child Psychiatrist at the rate of \$220 per hour for an average of 15 hours (15) hours per week of psychiatric services - provided either on-site at the Mental Health Department or through tele-psychiatry - with a 10% administrative fee on all billable services and the total cost for 2011 not to exceed \$175,000;

**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 Professional Practice Group in the form as is on file with the Clerk of the Board.

### **PENDING BOARD APPROVAL**

**By Supervisors Cary & Salka:**

### **RESOLUTION NO. 18**

### **TAKING THE PLEDGE TO PARTICIPATE IN THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION'S CLIMATE SMART COMMUNITIES PROGRAM**

**WHEREAS**, the County of Madison (hereinafter "local government") believes that climate change poses a real and increasing threat to our local and global environments which is primarily due to the burning of fossil fuels; and

**WHEREAS**, the effects of climate change could endanger our infrastructure, economy and livelihoods; harm our farms, orchards, ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

**WHEREAS**, we believe that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovation economies, healthy and safe schools, and resilient infrastructures; and

**WHEREAS**, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

**WHEREAS**, we believe that even if emissions were dramatically reduced today, it is important for communities to continue to find opportunities to improve

and adopt policies and technologies that can create a more sustainable and economically sound future;

**NOW, THEREFORE, BE IT RESOLVED** that the County of Madison, in order to reduce greenhouse gas emissions and adapt to a changing climate, will

### **1. Pledge to Combat Climate Change by Becoming a Climate Smart Community**

Use the development of new policies and plans as opportunities to set goals to reduce GHG emissions. Help individuals set goals to reduce GHG emissions through encouraging actions such as taking the ENERGY STAR® pledge. Work cooperatively with neighboring communities to ensure that efforts complement and reinforce one another. As an official signal of commitment and for access to technical resources, sign on to a widespread climate campaign such as ICLEI Local Governments for Sustainability – Climate Protection campaign.

### **2. Set Goals, Inventory Emissions, Move to Action**

Develop a Climate Action Plan with the assistance of Central New York Regional Planning and Development Board, local officials and community members to review the issues and propose a plan of action to reduce GHG emissions. Gather data, inventory GHG gas emissions, and establish baselines for local government operations and community sectors. Through the Climate Action Plan, develop quantifiable interim GHG emission targets consistent with emission reduction goals and propose a schedule and financing strategy to meet them. Take advantage of available resources like The Climate Registry, which has developed a standardized method for reporting emissions inventories, and ICLEI to track and evaluate progress.

### **3. Decrease Energy Demand for Local Government Operations**

Through the Climate Action Plan, set goals to reduce electricity use for local government operations.

**Existing Public Facilities.** Inventory current building electricity usage and identify opportunities for conservation and efficiency retrofits. Obtain energy assessments from the New York State Energy Research and Development Authority (NYSERDA), the New York Power Authority, the Long Island Power Authority or other professionals. Consider actions such as purchasing energy efficient equipment and appliances, such as ENERGY STAR®; improving lighting, heating, and cooling efficiency; setting thermostats for maximum energy conservation; decreasing plug load from office equipment; and increasing pump efficiency in water and wastewater systems.

**New Public Buildings.** Strive to implement energy efficient design standards such as U.S. Green Building Council Leadership in Energy and Environmental Design standards for new local government buildings.

**Infrastructure.** Incorporate energy efficient technologies and operations and maintenance practices into municipal street lighting, traffic signals, and water and wastewater treatment facilities.

**Vehicle Fleet and Commuting.** Improve the average fuel efficiency of local government fleet vehicles. Discourage vehicle idling and encourage bicycling, car-pooling and public transit for employees. Strive to enhance its public transit system to offer more viable transportation options for its citizens. Consider reducing the number of vehicles; converting fleet vehicles to sustainable alternative fuels; and using electric vehicles where possible.

#### **4. Encourage Renewable Energy for Local Government Operations**

Supply as much of the local government's power, heat and hot water needs as possible from solar, wind, and small hydro through purchase or direct generation.

#### **5. Realize Benefits of Recycling and Other Climate Smart Solid Waste Management Practices**

Expand the "reduce, reuse and recycle" approach to waste management in local government operations and in the whole community. Reduce the amount of solid waste generated – continue to promote backyard composting, implement incentives that encourage a reduced trash volume, and educate residents on how to prevent waste. Continue to promote reuse by providing a space for drop-off or trade of reusable goods. Continue to provide recycling receptacles in local government buildings and outdoor spaces and encourage duplex printing in government offices, the composting of food scraps and green waste, and adopting a comprehensive green purchasing program.

#### **6. Promote Climate Protection through Community Land Use Planning**

Combat climate change by encouraging low-emissions development that is resilient to climatic changes. When updating land use policies, building codes or community plans, strive to include provisions to combat climate change; reduce sprawl; preserve and protect open space, biodiversity, and water supplies; promote compact, transit-oriented, mixed-use, bikeable and walkable communities; promote infill development; minimize new development in floodplains; maintain or establish healthy community forests; and promote best forest management practices and encourage tree planting, especially along waterways, to increase shading and to absorb carbon dioxide.

#### **7. Plan for the Future**

Use future-oriented practices, policies, and strategies, to appropriately guide growth and development which includes taking into account any potential climate change impacts (such as flooding, drought, and extreme temperatures) that could affect the community. Factor potential risks into long-term investments and decision-making.

## **8. Support a Green Innovation Economy**

Identify opportunities to incorporate climate protection, sustainability and environmental goods and service industries into economic development plans. Encourage workforce development training and school curricula that support the emerging green collar job sector, including renewable energy and energy efficiency, as well as climate smart solid waste management practices. Procure climate smart goods and services for local government operations and support modernizing of local and national electricity grids.

## **9. Inform and Inspire the Public**

Lead by example. Highlight local government commitment to reducing energy use, saving tax dollars, and adapting to changing conditions. Demonstrate the benefits of energy savings, energy efficiency, and renewable energy projects by hosting open houses; distributing fliers; holding local meetings; working with school districts, colleges, and universities to develop climate change curricula and programs; engaging faith-based communities in climate protection; and regularly communicating community climate protection goals and progress to constituents.

## **10. Commit to an Evolving Process**

Acknowledge that research and policy on climate protection are constantly improving and evolving. Be willing to consider new ideas and commit to update plans and policies as needed. Compare successes, cooperate and collaborate with neighboring communities to redirect less-effective actions and amplify positive results.

### **PENDING BOARD APPROVAL**

**By Supervisor Cary:**

#### **RESOLUTION NO. 19**

#### **ENDORISING THE CONCEPT OF LOCAL MUNICIPALITIES CONSIDERING SOLICITATION REGISTRATION ORDINANCES**

**RESOLVED**, that the County hereby endorses the concept of local municipalities considering solicitation registration ordinances and directing the County Attorney to provide a template ordinance for further action by such municipalities and their legal counsel.

### **PENDING BOARD APPROVAL**

#### **RESOLUTION NO. 20**

#### **APPOINTING A MEMBER TO THE CENTRAL NEW YORK REGIONAL MARKET AUTHORITY**

**RESOLVED**, that Becca Jablonski, Madison County's Agricultural Economic Development Specialist, be appointed to fill a Madison County seat of the Central New York Regional Market Authority, commencing immediately and to serve at the pleasure of the Board of Supervisors.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 21**

**AUTHORIZING SUBMISSION OF APPLICATION FOR A  
COMMUNITY DEVELOPMENT BLOCK GRANT**

**WHEREAS**, Madison County may submit an application for funding for community development activities to New York State under the Office for Community Renewal; and

**WHEREAS**, Madison County proposes to apply for funds for direct homeownership assistance; and

**WHEREAS**, Madison County has followed a citizen participation plan in developing the proposed application; and

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of the Board of Supervisors is authorized to sign and submit the application for funding from New York State on behalf of Madison County.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 22**

**AUTHORIZING THE CHAIRMAN TO APPLY FOR A RURAL BUSINESS  
ENTERPRISE GRANT THROUGH THE USDA RURAL DEVELOPMENT**

**WHEREAS**, the County of Madison is eligible to apply for the United States Department of Agriculture's Rural Business Enterprise Grant; and

**WHEREAS**, the County of Madison lost over 35% of its dairy farms between 1997 and 2007; and

**WHEREAS**, the dairy industry remains the most important segment of agriculture in terms of gross sales; and

**WHEREAS**, the County of Madison has recognized the need for agricultural economic development through their financing of the Agricultural Economic Development Program; and

**WHEREAS**, the grant will allow the County to purchase a piece of dairy processing equipment to be used by Madison County dairy farmers to add value to their raw milk product; and

**WHEREAS**, the grant does not require matching funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Board of Supervisors authorizes the Chairman of the Board to sign a grant application through USDA Rural Development for a Rural Business Enterprise Grant, in the amount not to exceed \$99,900.

### **PENDING BOARD APPROVAL**

#### **RESOLUTION NO. 23**

#### **SUPPORTING NEW YORK STATE ASSEMBLY BILL A28 IN SUPPORT OF NET METERING OF MICRO HYDROELECTRIC POWER GENERATION**

**WHEREAS**, under the Laws of New York State, electric power generation from the renewable sources of wind and sunlight are afforded certain benefits encouraging their spread; and

**WHEREAS**, the generation of micro hydroelectric power from flowing water is a similarly renewable power generation technology and worthy of similar encouragement and incentives; and

**WHEREAS**, New York State Assemblyman Cahill has introduced a Bill (A28) to the NYS Assembly that authorizes the interconnection and net metering of micro hydroelectric generating equipment with electric corporations operating in New York State;

**NOW, THEREFORE, BE IT RESOLVED**, that the Madison County Board of Supervisors supports according of full equality of such benefits to micro hydroelectric power generation under the Laws of New York State as proposed in Assembly Bill A28; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be sent to Senator David Valesky, Assemblyman William Magee, to Chairman of the State Senate Committee on Energy and Telecommunications George Maziarz, and to Chairman of the Assembly Committee on Energy Kevin Cahill, and Governor Andrew Cuomo.

### **PENDING BOARD APPROVAL**

## **RESOLUTION NO. 24**

### **AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION**

**WHEREAS**, funds have been made available through the Bond Acts enacted in 1965, 1972 and 1996 and the Environmental Protection Fund, as well as federal grant awards available for water quality improvement projects; and

**WHEREAS**, Madison County, herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

**WHEREAS**, the Environmental Conservation Law ("ECL") authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

**NOW, THEREFORE, BE IT RESOLVED BY** the Madison County Board of Supervisors

1. That Chairman John M. Becker or such person's successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Article 56, Title 3. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;
2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;
3. That one (1) certified copy of this resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation; and
4. That this Resolution take effect immediately.

### **PENDING BOARD APPROVAL**

**By Supervisor Ball:**

**RESOLUTION NO. 25**

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT  
FOR BARBER SERVICES**

**WHEREAS**, Joseph Esper, a barber, has been providing services to the Madison County Jail as requested by the Sheriff; and

**WHEREAS**, the agreement is in the amount of \$11.50 per haircut and represents no increase from the previous year; and

**WHEREAS**, the term of this agreement shall begin January 1, 2011 and end December 31, 2011; and

**WHEREAS**, this agreement has been reviewed and approved by the Criminal Justice, Public Safety and Telecommunications Committee; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and he is hereby authorized to enter into agreement on behalf of the County of Madison with Joseph Esper, a barber, in the form as is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 26**

**AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENT**

**WHEREAS**, the Central New York Psychiatric Center Forensic Unit provides services at the Central New York Psychiatric Center in the Town of Marcy, County of Oneida; and

**WHEREAS**, the Forensic Unit has the capability of providing forensic services for the Sheriff's Department of surrounding counties which have inadequate facilities for treating mentally ill inmates; and

**WHEREAS**, the Madison County Sheriff's Department is in need of these services at a cost of \$165.00 per day, per inmate, which is a \$25.00 increase from the previous agreement; and

**WHEREAS**, this agreement shall become effective on January 1, 2011 and expire on December 31, 2013; and

**WHEREAS**, this agreement has been reviewed and approved by the Criminal Justice, Public Safety and Telecommunications Committee; and

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and he is hereby authorized to enter into agreement on behalf of the County of Madison with the County of Oneida for Forensic Services, in the form as is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**By Supervisors Ball & Reinhardt:**

**RESOLUTION NO. 27**

**AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENT**

**WHEREAS**, BRiDGES has received a 2011 NYS Enforcing Underage Drinking Laws Prevention and Law Enforcement Partnership Grant; and

**WHEREAS**, the Sheriff's Office will conduct off and on-premise compliance checks of licensed establishments; and

**WHEREAS**, BRiDGES hereby agrees to pay \$5,000 to the Madison County Sheriff's Office for the above mentioned services; and

**WHEREAS**, the Federal awards grant is identified as follows; and

Awarding Agency: Office of Juvenile Justice and Delinquency Prevention  
Pass-through Agency: NYS Office of Alcoholism and Substance Abuse Services  
Catalog #: 93.958  
Program Name: 2011 NYS Enforcing Underage Drinking Law Prevention and Law Enforcement Partnership Grant  
Award Period: January 1– June 30, 2011  
Federal Funds %: 100%  
Total Grant Amount: \$5,000; and

**WHEREAS**, the funding agencies have approved the following budget for this project during the project period of January – June 2011; and

3110 Sheriff's Department

| <u>Expense</u>                                      | <u>From</u> | <u>To</u>       |
|---|-------------|-----------------|
| A3110.41029 Enforcing Under Age Drinking Laws Grant | <u>\$ 0</u> | <u>\$ 5,000</u> |
| Control Total                                       |             | <u>\$ 5,000</u> |
| <u>Revenue</u>                                      |             |                 |

|            |                             |             |                 |
|------------|-----------------------------|-------------|-----------------|
| A4389.6020 | Fed Aid-Enforcing Under Age | \$ <u>0</u> | \$ <u>5,000</u> |
|            | Drinking Laws               |             |                 |
|            | Control Total               |             | \$ <u>5,000</u> |

**WHEREAS**, this agreement has been reviewed and approved by the Criminal Justice, Public Safety, and Telecommunications Committee and also the Finance, Ways and Means Committee; and

**NOW, THEREFORE BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into agreement on behalf of the County of Madison with BRiDGES, in the form as is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**By Supervisor Degear:**

**RESOLUTION NO. 28**

**INTERMUNICIPAL AGREEMENT BETWEEN THE COUNTY OF MADISON AND THE TOWN OF CAZENOVIA**

**WHEREAS**, the Public Works Committee on December 14, 2010 has authorized the Madison County Highway Department to enter into an agreement giving the Town of Cazenovia responsibility and control of parking along East Lake Road and North Lake Road; and

**WHEREAS**, the Town has created a parking ordinance along East Lake Road and North Lake Roads, which are both County roads; and

**WHEREAS**, the County is responsible for installing and maintaining parking signs; and

**WHEREAS**, the Town agrees to assume the responsibility of installing and maintaining “No Parking” signs, so as to be able to maintain continuity between the creation of the parking ordinance and the installation of the required signs; and

**WHEREAS**, it has been determined by the respective Highway Departments of each party that it would be to the advantage of each party for the Town to maintain control and maintenance of the “No Parking” signs along East Lake Road and North Lake Road;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement with the Town of Cazenovia in the form as is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**By Supervisors Degear and Reinhardt:**

**RESOLUTION NO. 29**

**AUTHORIZING THE MODIFICATION OF 2011 COUNTY BUDGET**

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

**Road Machinery Fund**

| <b><u>5130 Road Machinery Fund</u></b> |                  | <b><u>From</u></b>      | <b><u>To</u></b>        |
|--|------------------|-------------------------|-------------------------|
| <b><u>Expense</u></b>                  |                  |                         |                         |
| DM5130.4034                            | Car Wash Expense | 0                       | 500                     |
| DM5130.4820                            | Repair Parts     | <u>320,000</u>          | <u>319,500</u>          |
|  | Control Total    | <b><u>\$320,000</u></b> | <b><u>\$320,000</u></b> |

**PENDING BOARD APPROVAL**

**By Supervisor DiVeronica:**

**RESOLUTION NO. 30**

**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, 2011 through December 31, 2016; and

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

1. **ABSCOPE ENVIRONMENTAL**
2. **BISTROW TRUCKING**
3. **DB REMODELING**
4. **D.R. CASEY CONSTRUCTION**
5. **H R REFUSE**
6. **HALDENWANG, ROBERT**
7. **KEN JOHNSON G.C. LLC**
8. **NYE AUTOMOTIVE GROUP**
9. **SUPERIOR WASTE REMOVAL INC.**
10. **TOP GUN CONSTRUCTION**

#### **PENDING BOARD APPROVAL**

#### **RESOLUTION NO. 31**

#### **AUTHORIZING THE PURCHASE OF A WATER TRUCK FROM THE TOWN OF GEORGETOWN FOR USE BY THE DEPARTMENT OF SOLID WASTE**

**WHEREAS**, the Madison County Department of Solid Waste requires the use of a water truck for the daily operation of the Westside Landfill; and

**WHEREAS**, pursuant to Madison County Purchasing Policy and Procedures with respect to purchasing second hand equipment from other government entities, the Department obtained a quote from the Town of Georgetown for the sale a used 1999 Freightliner (FL80) truck with 4,800 miles; and

**WHEREAS**, the offer has been reviewed by the Solid Waste/Recycling Committee and they recommend that the Department of Solid Waste purchase the truck from the Town of Georgetown; and

**WHEREAS**, the Department of Solid Waste and Sanitation has sufficient funds in its Solid Waste Department Equipment Account for such purchase; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Solid Waste Department is hereby authorized to purchase the 1999 Freightliner (FL80) truck

from the Town of Georgetown for the total sum of Nineteen thousand five hundred dollars and zero cents (\$19,500.00).

**PENDING BOARD APPROVAL**

**By Supervisors DiVeronica and Cary:**

**RESOLUTION NO. 32**

**Project Action: Agriculture and Renewable Energy Park**

**ESTABLISHING MADISON COUNTY AS  
LEAD AGENCY, DETERMINING THAT THE PROPOSED PROJECT IS A  
TYPE I ACTION UNDER SEQRA AND MAY HAVE A SIGNIFICANT ADVERSE  
IMPACT ON THE ENVIRONMENT REQUIRING PREPARATION OF A  
GENERIC ENVIRONMENTAL IMPACT STATEMENT, SETTING TIME, DATE  
AND LOCATION OF A PUBLIC MEETING TO RECEIVE COMMENTS ON A  
DRAFT SCOPING DOCUMENT**

**WHEREAS**, Madison County is proposing to transfer to a not for profit corporation referred to as the Capital Resources Corporation ("CRC"), established by the County for the purpose of fostering economic development within a proposed Agriculture and Renewable Energy Park ("ARE Park") approximately 295 acres of land currently owned by Madison County on Buyea Road in the Town of Lincoln, Madison County, New York (the "Project"); and

**WHEREAS**, on January 4, 2011, Madison County caused a letter and Part 1 of the Environmental Assessment Form to be sent to other potentially "involved agencies" and "interested agencies" (as these quoted terms are defined in the State Environmental Quality Review Act [SEQRA] Regulations found at 6 NYCRR Part 617), indicating Madison County's ("County") desire to serve as "lead agency" (as this quoted term is defined in the SEQRA Regulations) through the SEQRA coordinated review process for the Project; and

**WHEREAS**, each of the involved agencies has agreed to or raised no objections to Madison County serving as lead agency for the Project; and

**WHEREAS**, the County has determined that the Project is a Type I action under SEQRA and after reviewing the Environmental Assessment Form and the criteria for determining significance set forth in the SEQRA regulations, the County finds that the Project may have a significant impact on the environment requiring the preparation of a Generic Environmental Impact Statement pursuant to the SEQRA regulations; and

**WHEREAS**, the County as Lead Agency has caused a Draft Scoping Document to be prepared setting forth a proposed scope for an environmental

review to be documented in a Draft Generic Environmental Impact Statement and now desires to set the date, time and location for a public scoping meeting to receive verbal comments as well as a deadline for submittal of written comments regarding the draft scoping document;

**NOW, THEREFORE, BE IT RESOLVED**, pursuant to and in accordance with the coordinated review requirements of SEQRA, Madison County hereby establishes itself as lead agency for the Project; and

**BE IT FURTHER RESOLVED**, that based upon an examination of the EAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the County's knowledge of the area surrounding the Project, the County makes the determination that the Project may have a significant adverse environmental impact and that the Project will require the preparation of a Generic Environmental Impact Statement; and

**BE IT FURTHER RESOLVED**, that as a consequence of such findings and declaration and in compliance with the requirements of SEQRA, Madison County, as lead agency, hereby directs the Director of the Madison County Planning Department in accordance with 6 NYCRR § 617 to file a copy of the Positive Declaration for the Project in accordance with the SEQRA Regulations; and

**BE IT FURTHER RESOLVED**, that Madison County, as lead agency, hereby directs the Director of the Madison County Planning Department to publish the Draft Scoping Document for purposes of public review on the County website as well as a notice of such availability in the Environmental Notice Bulletin and other publications specified by the SEQRA regulations; and

**BE IT FURTHER RESOLVED**, that a public scoping meeting be held on March 7th, 2011 at 7:00 PM on the second floor of the Madison County Office Building in the Supervisors' Chambers; and

**BE IT FURTHER RESOLVED**, that written comments on the Draft Scoping Document be submitted to the Director of the Madison County Planning Department at P.O. Box 606, Wampsville, New York 13163 no later than March 25, 2011; and

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately.

#### **PENDING BOARD APPROVAL**

**By Supervisor Reinhardt:**

**RESOLUTION NO. 33**

**AUTHORIZING CHAIRMAN TO EXECUTE AGREEMENT  
FOR A MID-YORK FOUNDATION GRANT  
AND MODIFYING THE 2011 BUDGET**

**WHEREAS**, the Mid-York Foundation, a Charitable Not-For-Profit Corporation, has chosen to award Madison County with a grant; and

**WHEREAS**, this grant will enable the County Clerk's office to purchase a map cabinet for the secure storage and retrieval of 200 archival and historic maps; and

**WHEREAS**, the total grant amount is \$3,000;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors be and hereby is authorized to execute the necessary agreement in connection with this grant (a copy of which is on file with the Clerk of the Board); and

**BE IT FURTHER RESOLVED**, that the 2011 adopted County budget be modified as follows:

**General Fund**

**Madison County Clerk**

Expense

|                        | <u>From</u> | <u>To</u>      |
|------------------------|-------------|----------------|
| A1410.2025 Map Cabinet | <u>\$0</u>  | <u>\$3,000</u> |

Control Total

\$3,000

Revenue

|                           |            |                |
|---------------------------|------------|----------------|
| A2770.7045 Misc Revenue   |            |                |
| Mid-York Foundation Grant | <u>\$0</u> | <u>\$3,000</u> |

Control Total

\$3,000

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 34**

**AUTHORIZING THE CHAIRMAN TO RENEW A SERVICE AGREEMENT  
WITH ASR SYSTEMS GROUP INC.**

**WHEREAS**, the Madison County Clerk has a Kardex Lektriever 2000 L130 S/N 33049 that is used to store court records and pistol permits; and

**WHEREAS**, it is cost effective to maintain a service agreement on this machine, with the agreement covering a one-year period beginning March 1, 2011, and ending on February 29, 2012, in the amount of \$1,296.90; and

**WHEREAS**, this agreement has been reviewed and approved by Finance Ways and Means Committee and is included in the Madison County Clerk's 2011 budget;

**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 ASR Systems Group, Inc. in the form as is on file with the Clerk of the Board.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 35**

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

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

Gerald Rockwell  
5626 East Lake Rd.  
Hamilton, NY 13346

Tax Map #138.-1-40.11  
4.69 Acres & Residence  
Town of Madison

**WHEREAS**, the 2009 Town and County tax bill was in the amount of \$1,460.98 and the owner paid this amount on January 9, 2009; and

**WHEREAS**, the 2009 Town and County tax bill reflected a 1.0 unit charge in the amount of \$129.19 for being within the Aquatic Growth Control District in error; and

**WHEREAS**, due to a clerical error as defined under Section 550; 2(e) of the New York State Real Property Tax Law, this charge is incorrect by reason of a mistake in the determination of the special assessment based on units of service provided by the special district; 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 2009 Town and County Taxes in the amount of \$129.19 due to this error.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 36**

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

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

Gerald Rockwell  
5626 East Lake Rd.  
Hamilton, NY 13346

Tax Map #138.-1-40.11  
4.69 Acres & Residence  
Town of Madison

**WHEREAS**, there are unpaid 2010 Town and County taxes in the amount of \$5,450.63; and

**WHEREAS**, the unpaid 2010 Town and County taxes reflect a 1.0 unit charge in the amount of \$129.19 for being within the Aquatic Growth Control District in error ; and

**WHEREAS**, due to a clerical error as defined under Section 550; 2(e) of the New York State Real Property Tax Law, this charge is incorrect by reason of a mistake in the determination of the special assessment based on units of service provided by the special district; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the County Treasurer be and hereby is directed to credit the 2010 Town and County Taxes in the amount of \$129.19 with interest and penalty due to this error.

**PENDING BOARD APPROVAL**

**RESOLUTION NO. 37**

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

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

**General Fund**

**Expense**

**1010 Legislative Board**

A1010.4130 County Administrator Recruitment

**From**

\$ -

**To**

\$ 12,649

1325 County Treasurer

|  |        |         |
|--|--------|---------|
| A1325.2110 Payroll Software Upgrade        | -      | 85,000  |
| A1325.2115 Kronos Time & Attendance System | 20,000 | 153,818 |

1362 Tax Advertising & Expense

|                                   |   |        |
|-----------------------------------|---|--------|
| A1362.4133 Repayment NYS DEC Loan | - | 45,000 |
| A1362.4134 Repayment NYS Lien     | - | 67,378 |

1420 County Attorney

|  |        |         |
|--|--------|---------|
| A1420.4010 Land Claim Expense              | 50,000 | 181,632 |
| A1420.4014 Legal Expense Assessment Review | 1,000  | 14,897  |
| A1420.4208 Professional Legal Counsel      | 75,000 | 78,722  |

1620 County Buildings

|   |       |         |
|---|-------|---------|
| A1620.2715 Architectural & Engineering Expense        | 7,000 | 55,000  |
| A1620.2905 Courthouse Window                          | -     | 12,000  |
| A1620.2910 Carpet Replacement-COB                     | 5,000 | 14,850  |
| A1620.4046 Energy Efficiency Implementation RFP<br>10 | -     | 143,995 |

1680 Information Technology

|                                  |        |        |
|----------------------------------|--------|--------|
| A1680.2101 Network Equipment     | -      | 3,542  |
| A1680.2110 Computer Equipment    | 44,600 | 64,000 |
| A1680.2926 Air Conditioning Unit | -      | 7,500  |

3110 Sheriff Department

|                          |     |       |
|--------------------------|-----|-------|
| A3110.2806 New Hand Guns | 500 | 3,100 |
|--------------------------|-----|-------|

3140 Probation

|  |       |        |
|--|-------|--------|
| A3140.4101 Sex Offender Monitoring Software      | -     | 2,000  |
| A3140.4420 Electronic Monitoring Bracelets Lease | 5,000 | 18,012 |

3150 Sheriff-Correctional Facility

|   |   |       |
|---|---|-------|
| A3150.2911 Electronic Door Panel System | - | 2,985 |
|---|---|-------|

6010 Social Services Administration

|  |        |        |
|--|--------|--------|
| A6010.2901 Building Renovations          | 30,000 | 45,000 |
| A6010.40104 Maintenance/Software Support | -      | 60,012 |

6143 Madison County Energy Fund

|                                 |   |       |
|---------------------------------|---|-------|
| A6143.41094 Energy Fund Expense | - | 5,500 |
|---------------------------------|---|-------|

|  |           |                   |
|--|-----------|-------------------|
| <u>7110 Madison County Parks</u>               |           |                   |
| A7110.4041 Maintenance & Development (Parks)   | 43,900    | 74,900            |
| <br>   |           |                   |
| <u>7510 Historian</u>                          |           |                   |
| A7510.4106 Portrait Conservation               | 1,500     | 3,500             |
| <hr/>  |           |                   |
| Total Appropriations                           | 283,500   | 1,154,992         |
| <hr/>  |           |                   |
| Control Total                                  |           | <u>\$ 871,492</u> |
| <br>   |           |                   |
| <u>1620 County Buildings</u>                   |           |                   |
| <u>Revenue</u>                                 |           |                   |
| A4089.1030 Fed Aid NYSERDA RFP 10              | -         | 138,596           |
| <hr/>  |           |                   |
| A599 Appropriated Fund Balance                 | 6,550,386 | 7,283,282         |
| <hr/>  |           |                   |
| Control Total                                  |           | <u>\$ 871,492</u> |
| <br>   |           |                   |
| <b><u>County Road Fund</u></b>                 |           |                   |
| <u>5110 Maintenance of Roads &amp; Bridges</u> |           |                   |
| <u>Expense</u>                                 |           |                   |
| D5110.450030 Eaton Road Bridge (Design)        | \$ -      | \$ 208,164        |
| D5110.450031 Center Road Bridge Culvert        | -         | 24,463            |
| D5110.4732 Equipment Rental Screen/Misc Equip  | 15,000    | 30,000            |
| <br>   |           |                   |
| <u>5113 Consolidated Highway Program</u>       |           |                   |
| <u>Expense</u>                                 |           |                   |
| D5113.4733 Contract Paving                     | 800,000   | 976,907           |
| <hr/>  |           |                   |
| Total Appropriations                           | 815,000   | 1,239,534         |
| <hr/>  |           |                   |
| Control Total                                  |           | <u>\$ 424,534</u> |
| <br>   |           |                   |
| <u>5110 Maintenance of Roads &amp; Bridges</u> |           |                   |
| <u>Revenue</u>                                 |           |                   |
| D3589.10 State Aid Marchiselli Eaton Road      | -         | 31,225            |
| D4589.10 Fed Aid Eaton Road Bridge             | -         | 166,531           |
| <hr/>  |           |                   |
| Total Revenue                                  | -         | 197,756           |
| <hr/>  |           |                   |

|                                |         |            |
|--------------------------------|---------|------------|
| D599 Appropriated Fund Balance | 700,000 | 926,778    |
|                                |         |            |
| Control Total                  |         | \$ 424,534 |
|                                |         |            |

**Road Machinery Fund**

**5130 Road Machinery Repairs & Expense**  
**Expense**

|   |      |            |
|---|------|------------|
| DM5130.2902 Salt Storage Facility           | \$ - | \$ 223,602 |
| DM5130.2922 Vehicle Exhaust Control Systems | -    | 3,500      |
| DM5130.2937 Stockroom Renovations           | -    | 21,423     |
|   |      |            |
| Control Total                               |      | \$ 248,525 |
|   |      |            |

**Revenue**

|                                    |   |         |
|------------------------------------|---|---------|
| DM4089.1030 Fed Aid NYSERDA RFP 10 | - | 136,796 |
|                                    |   |         |

|                                 |         |         |
|---------------------------------|---------|---------|
| DM599 Appropriated Fund Balance | 315,000 | 426,729 |
|                                 |         |         |

|               |  |            |
|---------------|--|------------|
| Control Total |  | \$ 248,525 |
|               |  |            |

**Enterprise Landfill Fund**

**8164 Environmental Control (Landfill)**

**Expense**

|                                     |           |            |
|-------------------------------------|-----------|------------|
| EE8164.2933 Miscellaneous Equipment | \$ 80,000 | \$ 101,000 |
|-------------------------------------|-----------|------------|

**8165 Landfill Closure Expense**

**Expense**

|  |        |         |
|--|--------|---------|
| EE8165.2901 General Construction WS Stage 1    | -      | 448,750 |
| EE8165.2902 Electrical Construction WS Stage 1 | -      | 94,462  |
| EE8165.2913 Miscellaneous Equipment            | -      | 13,604  |
| EE8165.43001 Engineering/Legal Expense         | 10,000 | 89,067  |
| EE8165.43003 Misc. Site Work                   | 15,000 | 75,000  |
|  |        |         |

|                      |         |         |
|----------------------|---------|---------|
| Total Appropriations | 105,000 | 821,883 |
|                      |         |         |

|               |  |            |
|---------------|--|------------|
| Control Total |  | \$ 716,883 |
|               |  |            |

**Revenue**

|                                       |   |         |
|---------------------------------------|---|---------|
| EE4489.1020 Fed Aid NYSERDA Solar Cap | - | 224,608 |
|---------------------------------------|---|---------|

|                               |   |         |
|-------------------------------|---|---------|
| EE599 Appropriated Net Assets | - | 492,275 |
|-------------------------------|---|---------|

|               |  |                   |
|---------------|--|-------------------|
| Control Total |  | <u>\$ 716,883</u> |
|---------------|--|-------------------|

**PENDING BOARD APPROVAL**

**END**

