

MADISON COUNTY BOARD OF SUPERVISORS
Meeting – Tuesday, June 12, 2007

The Board convened at 10:00 a.m. in the Supervisors Chambers, second floor, Madison County Office Building, Wampsville, New York with all members present except for Supervisor Winters (35 votes).

Pledge of Allegiance.

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

COMMUNICATIONS

1. Letter to Chairman DiVeronica from Attorney Michael Cahill, thanking him for his help in securing a victory before the Supreme Court in the United Haulers case.
2. Thank you received from the Madison County Office for the Aging for the recognition given to Joe Gardner and Joan Keilen at the May 8, 2007 Board of Supervisors meeting.
3. Letter received from Congressman John McHugh regarding Resolution No 180 adopted May 8, 2007 on the denial of FEMA for the February 2007 snowstorm in Madison County.

REPORTS

1. Financial Assurance for Madison County's East Side and West Side Landfill from the County Treasurer.
2. Madison County Occupancy Tax Receipts/Expenditures for Quarter 1/1/07 – 3/31/07.
3. Madison County Mental Health Department Monthly Report for April and May 2007.
4. NYS Developmental Disabilities Planning Council State Plan 2007-2011.

REPORTS OF COMMITTEES

Supervisors, Highway, Social Services, JTPA and Cazenovia Sewer District:	\$2,183,704.46
Miscellaneous Accounts:	\$ 120,448.69

At this time Chairman DiVeronica asked for a moment of silence for the passing of Amelia Kay Daley, 11 month old daughter of IT Network Engineer employee, Joe Daley.

RESOLUTIONS

By Supervisor Puddington:

RESOLUTION NO. 189

RESOLUTION OF APPRECIATION – RETIREE RECOGNITION

WHEREAS, the Madison County Board of Supervisors believes that County employees should be recognized for their faithful service to the public; and

WHEREAS, recognition of the distinguished service of certain County employees with upcoming retirements is in order;

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors hereby recognizes the dedicated contributions of the following employees upon their retirement:

Betty K. Armstrong	Social Services	1986 – 2007	20 years
Mary C. Batdorf	Social Services	1986 – 2007	21 years

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

Chairman DiVeronica had DSS Commissioner Michael Fitzgerald, Betty Armstrong and Mary Batdorf step forward. Commissioner Fitzgerald praised them for their many years of dedicated service and Chairman DiVeronica presented them with a gift on behalf of Madison County.

RESOLUTION NO. 190

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

WHEREAS, the Public Health Summit will be held June 26 – June 28, 2007 in Arlington, Virginia; and

WHEREAS, the Public Health Director has requested to attend said conference;
and

WHEREAS, his expenses are fully reimbursed by the New York State Association of County Health Officials; and

WHEREAS, this request has been approved by the Public Health Services and the Government Operations Committees;

NOW, THEREFORE, BE IT RESOLVED, that Eric Faisst be and hereby is authorized to attend said conference at no expense to the County.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 191

AUTHORIZING STIPENDS FOR STAFF IN THE DISTRICT ATTORNEY’S OFFICE

WHEREAS, by Resolution 124 of 2007, the Board of Supervisors accepted a Recruitment and Retention grant from New York State for compensation for certain staff in the District Attorney’s Office; and

WHEREAS, said stipends were paid to the staff members following adoption of the resolution accepting the grant in April 2007; and

WHEREAS, the District Attorney’s Office reports that this grant program is anticipated as a one-time grant rather than a grant that is renewable on an annual basis; and

WHEREAS, the Government Operations Committee has reviewed this matter and recommends that the Board of Supervisors adopt this resolution to appropriately authorize said payments,

NOW, THEREFORE, BE IT RESOLVED that the following 2007 stipends are authorized for payment effective April 13, 2007:

First Assistant District Attorney	\$2,000
Second Assistant District Attorney	1,800
Assistant District Attorney – DWI	1,500
Fourth Assistant District Attorney (PT)	956

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 192

CREATING A TEMPORARY PART-TIME POSITION IN THE DEPARTMENT OF SOLID WASTE AND SANITATION

WHEREAS, the Director of Solid Waste Management has requested the creation of a temporary, part-time Solid Waste Operator position for the summer season; and

WHEREAS, the hours of an existing per diem position will increase to up to 25 hours a week, 3 days each week only during the summer season; and

WHEREAS, the salary and benefits for this position will be funded through existing appropriations for part-time staff in the 2007 Solid Waste Department budget; and

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

NOW, THEREFORE, BE IT RESOLVED that one (1) temporary, part-time Solid Waste Operator position working up to twenty-five (25) hours per week be and hereby is created effective June 15, 2007 through September 15, 2007; and

BE IT FURTHER RESOLVED that the Director of Solid Waste Management be and hereby is authorized to fill said position at the 2007 hourly rate of \$10.50 in accordance with Civil Service Law and Rule.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 193

CREATING A TEMPORARY FULL-TIME POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the retirement of one (1) full-time, permanent Social Welfare Examiner is imminent; and

WHEREAS, the Commissioner proposes eliminating the permanent position and replacing it with a temporary full-time positions for the HEAP season; and

WHEREAS, the HEAP season will begin on or about October 1, 2007 necessitating the creation of one (1) temporary Social Welfare Examiner Trainee position; and

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

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

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

NOW, THEREFORE BE IT RESOLVED that one (1) temporary, full-time Social Welfare Examiner Trainee position be and hereby is created; and

BE IT FURTHER RESOLVED that the Commissioner of Social Services be and hereby is authorized to fill said position at the 2007 hourly rate of \$13.17 in accordance with Civil Service Law and Rule effective October 15, 2007 through April 15, 2008; and

BE IT FURTHER RESOLVED that the County Treasurer be and hereby is authorized to modify the 2007 Department of Social Services budget to fund the salary and required fringe benefits for said position if it becomes necessary.

Supervisors DeBottis offered an amendment to this resolution, seconded by Supervisor Cary and carried to read as follows:

After the last paragraph, add the following paragraph:

BE IT FURTHER RESOLVED, that the permanent Social Welfare Examiner position to be replaced by the temporary position be eliminated effective upon retirement of the incumbent.

A final vote with amendment was then taken:

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 194

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH A PARTICIPANT OF THE COUNTY OF MADISON SELF INSURED WORKERS COMPENSATION POOL

WHEREAS, effective January 1, 2001, the County of Madison has authorized the entry into an agreement with the Public Employer Risk Management Association for a Self Insured Workers Compensation Program Pool, a copy of which agreement is on file with the Clerk of the Board; and

WHEREAS, the County of Madison, as lead entity of the Workers Compensation Self Insurance Pool, must enter into Intermunicipal Agreements with all municipalities who join the aforementioned pool; and

WHEREAS, the Village of Hamilton has joined said pool effective June 1, 2007;

NOW, THEREFORE BE IT RESOLVED that the Chairman of the Board be authorized to enter into an Intermunicipal Agreement with the Village of Hamilton, a copy of which agreement is on file with the Clerk of the Board.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 195

IN RESPECT TO THE DEATH OF CHRISTOPHER T. BITTEL

WHEREAS, Christopher T. Bittel departed from this life on May 27, 2007; and

WHEREAS, Christopher Bittel was employed in the Sheriff's Department since August 22, 2000, most recently as a Head Cook; and

WHEREAS, Christopher Bittel will be remembered for his dedicated service to Madison County and his contributions to our community,

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors hereby expresses our deepest sympathy to his family in their bereavement; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the family of Christopher Bittel.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

At this time Chairman DiVeronica asked for a moment of silence for the passing of Mr. Bittel, former Sheriff's department employee.

By Supervisor Bargabos:

RESOLUTION NO. 196

AUTHORIZING THE CHAIRMAN TO ENTER INTO AGREEMENTS WITH AGENCIES AND THERAPIST FOR THE PRESCHOOL PROGRAM

WHEREAS, Madison County is responsible for administering the Preschool programs beneficial to children with special needs; and

WHEREAS, services for these children are provided either through program or itinerant services; and

WHEREAS, the County reimburses for these services under a contractual agreement and in turn submits claims for reimbursement either through Medicaid or New York State Department of Education; and

WHEREAS, the Public Health Services Committee feel it is expeditious to enter these agreements with the increases noted below; and

2006
visit rate

2007
visit rate

Mary Cook,PT	\$56.50	\$58
Chris Domes, PT	\$56.50	\$58
Teresa Burnett, ST	\$43.50	\$45
Elaine Fisher, ST	\$43.50	\$45
Patricia Heffernan, SEIT	\$43.50	\$45
Cheryl Livermore, OT	\$38.00	\$39.50
Diana Millett, SEIT	\$43.50	\$45
Rachel Mosher, Music	\$43.50	\$45
Susan Newman, OT	\$43.50	\$45
Felicia Nicholas, ST	\$43.50	\$45
Amy Pinney, ST	\$43.50	\$45
Alison Renwick,OT	\$43.50	\$45
Christine Roberts, OT	\$43.50	\$45
Denise Rollins, OT	\$43.50	\$45
Hedy Shedd, ST	\$43.50	\$45
Michelle St. Pierre-Hetz, ST	\$43.50	\$45
Antoinette Vanderlan, OT	\$43.50	\$45
Cynthia Whiting, ST Kidspeak	\$43.50	\$45
Timothy Winchell, PT	\$43.50	\$45
Hedy Shedd ST Supervisory	\$51.50/hour	\$53.50/hour
Building Block Learning Center (Michelle O'Brien)	\$43.50	\$45
CNY Ear, Nose & Throat Consultants	NYS Rate	NYS Rate
Central Association for the Blind and Visually Impaired	\$43.50	\$45
Children First	\$43.50	\$45
Children's Therapy Network	\$43.50	\$45
Communicare Services	\$43.50	\$45
Connections	\$43.50	\$45
Delaware-Chenango BOCES	NYS Rate	NYS Rate
Enable/UCP Syracuse	\$43.50	\$45
Faxton St. Lukes Healthcare/Gruppe Hearing & Speech Center	\$43.50	\$45
Franziska Rackers Centers	NYS Rate	NYS Rate
Hamilton Central School	\$43.50	\$45
High Peaks Rehabilitation	\$43.50	\$45
Interactive Therapy Group	\$43.50	\$45
Jowonio School	NYS Rate	NYS Rate
Madison Cortland Chapter NYSARC	\$43.50	\$45
Madison Oneida BOCES	\$43.50	\$45
Oneida County BOCES	\$43.50	\$45
Onondaga-Cortland-Madison BOCES	\$43.50	\$45
Oneida-Herkimer-Madison County BOCES	\$43.50	\$45
Special Programs Inc. Little Lukes	NYS Rate	NYS Rate
Spice Elmcrest	NYS Rate	NYS Rate

Stockbridge Valley Central School	\$43.50	\$45
United Cerebral Palsy	\$43.50	\$45

NOW, THEREFORE BE IT RESOLVED that the Chairman of The Board of Supervisors be and is hereby authorized to enter into agreements for the period of July 1, 2007 through June 30, 2010, with the listed contractors, as is on file with the Clerk of the Board of Supervisors; and

BE IT FURTHER RESOLVED that the Chairman of the Board of Supervisors is authorized to sign future agreements with programs or individual therapists through June 30, 2010 so long as the terms, conditions and rates are the same as for the contractors listed above and so long as the agreements have been approved by the Public Health Services Committee.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 197

AUTHORIZING THE CHAIRMAN TO ENTER INTO AGREEMENTS WITH AGENCIES AND THERAPIST FOR THE EARLY INTERVENTION PROGRAM

WHEREAS, Madison County is responsible for administering the Early Intervention program that is beneficial to children with developmental delays; and

WHEREAS, services for these children are provided either through program or itinerant services; and

WHEREAS, the County reimburses fore these services under a contractual agreement and in turn submits claims for reimbursement either through Insurance, Medicaid or NYS Department of Health; and

WHEREAS, the Public Health Services Committee feel it is expeditious to enter these agreements with the increases noted below; and

		<u>2006</u> <u>visit rate</u>	<u>2007</u> <u>visit rate</u>
Mary Cook	PT	\$56.50	\$58
Chris Domes	PT	\$56.50	\$58
Abbe Cotter	MSW	\$56.50	\$65
Patricia Heffernan, SEIT		\$43.50	\$45
Diana Millett, SEIT		\$43.50	\$45
Susan Newman, OT		\$43.50	\$45
Felicia Nicholas, ST		\$43.50	\$45
Michelle O'Brien, ST		\$43.50	\$45
Alison Renwick,OT		\$43.50	\$45

Christine Roberts, OT	\$43.50	\$45
Denise Rollins, OT	\$43.50	\$45
Michelle St. Pierre-Hetz, ST	\$43.50	\$45
Cynthia Whiting, ST Kidspeak	\$43.50	\$45
Timothy Winchell, PT	\$43.50	\$45
Building Block Learning Center	NYS Rate	NYS Rate
CNY Ear, Nose & Throat Consultants	NYS Rate	NYS Rate
Central Association for the Blind and Visually Impaired	NYS Rate	NYS Rate
Children First	NYS Rate	NYS Rate
Children's Therapy Network	NYS Rate	NYS Rate
Communicare Services	NYS Rate	NYS Rate
Enable/UCP Syracuse	NYS Rate	NYS Rate
First Start Child Rehabilitation	NYS Rate	NYS Rate
Franziska Rackers Centers	NYS Rate	NYS Rate
Hear 2 Learn	NYS Rate	NYS Rate
High Peaks Rehabilitation	NYS Rate	NYS Rate
Interactive Therapy Group	NYS Rate	NYS Rate
J. Waligora Audiology	NYS Rate	NYS Rate
Madison Cortland Chapter NYSARC	NYS Rate	NYS Rate
NYS School of the Deaf	NYS Rate	NYS Rate
Special Programs Inc. Little Lukes	NYS Rate	NYS Rate
United Cerebral Palsy	NYS Rate	NYS Rate

NOW, THEREFORE BE IT RESOLVED that the Chairman of The Board of Supervisors be and is hereby authorized to enter into agreements for the period of July 1, 2007 through June 30, 2010, with the listed contractors, as is on file with the Clerk of the Board of Supervisors; and

BE IT FURTHER RESOLVED that the Chairman of the Board of Supervisors is authorized to sign future agreements with programs or individual therapists through June 30, 2010 so long as the terms, conditions and rates are the same as for the contractors listed above and so long as the agreements have been approved by the Public Health Services Committee.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 198

AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH HONEYWELL FOR THE TELEMEDICINE DEMONSTRATION PROJECT

WHEREAS, the Madison County Department of Health has been selected to receive the Telemedicine Demonstration Program grant; and

WHEREAS, Resolution #78 was approved on March 13, 2007 to enter into an agreement with New York State Department of Health to implement telemedicine technology; and

WHEREAS, the equipment purchase total will not exceed \$83,950 and will be covered 100% by the grant; and

WHEREAS, Honeywell has the expertise and technology to assist the Health Department implement this project; and

WHEREAS, the Public Health Services Committee believes that it is appropriate for the Department to work on this project;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement with Honeywell for the telemedicine equipment as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 199

AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR THE EARLY INTERVENTION ADMINISTRATION PROGRAM COLA FUNDS AND MODIFYING THE 2007 BUDGET

WHEREAS, Madison County Public Health Department, through the Preventive Health Programs, has administered the Early Intervention Program, which is a program to assist families of children with developmental delays by determining appropriate services for children; and

WHEREAS, the grant was renewed for the time period October 1, 2006 – September 30, 2007 on Resolution #553 on December 27, 2006; and

WHEREAS, the New York State Department of Health has amended the contract to incorporate a cost of living adjustment of \$701; and

WHEREAS, the Public Health Services' Committee has reviewed this amendment and feel it to be appropriate;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to amend the 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 2007 Adopted County Budget be modified as follows:

Public Health Department
A4012 Public Health Prevent

<u>Expense</u>	<u>From</u>	<u>To</u>
A4012.4102 EI/Child Find Grant Expense	\$ 624	\$ 1,325
Control Total		\$ 701
<u>Revenue</u>		
A4489.2020 Fed Aid Early Intervention Grant	\$36,088	\$36,789
Control Total		\$ 701

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

By Supervisor Williams:

RESOLUTION NO. 200

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

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

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

WHEREAS, the 2007 County budget provides funds for the provision of mental health counseling services;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman be hereby authorized to enter into an agreement with Julie Villa, for the provision of mental health consultation services to the Mental Health Department at an hourly rate of \$35.00, said rate to be effective June 1, 2007 to December 31, 2007, and place a copy of the agreement on file with the Clerk of the Board.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT- 35 (Winters)

RESOLUTION NO. 201

AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO RENEW AN AGREEMENT WITH MADISON COUNTY HEAD START FOR THE MENTAL HEALTH DEPARTMENT TO PROVIDE EVALUATION AND CONSULTATION SERVICES FOR 2007 - 2008

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 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, 2007 through August 31, 2008, 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, and place a copy of the agreement on file with the Clerk of the Board.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 202

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

WHEREAS, the NYS Education Department and the NYS Office of Mental Health have been cooperating in expanding mental health services to students in the schools; and

WHEREAS, for the last five 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 \$35.00 per hour) and the total amount of the contract not to exceed \$11,650 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 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, 2007 through August 31, 2008, at the prevailing rate for contracted social workers as approved by the Board of Supervisors (currently \$35.00 per hour), and the total amount of the contract not to exceed \$11,650 per year, and place a copy of the agreement on file with the Clerk of the Board.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 203

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

WHEREAS, the NYS Education Department and the NYS Office of Mental Health have been cooperating in expanding mental health services to students in the schools; and

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

WHEREAS, the Cazenovia 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 Cazenovia Central School District which will pay the Mental Health Department the prevailing rate for contracted social workers (currently \$35.00 per hour) as approved by the Board of Supervisors and the total amount of the contract not to exceed \$11,650 per year; and

WHEREAS, this request for the Mental Health Department to provide services to the Cazenovia 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 with the Cazenovia 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, 2007 through August 31, 2008, at the prevailing rate for contracted social workers as approved by the Board of Supervisors (currently \$35.00 per hour), and the total amount of the contract not to exceed \$11,650 per year, and place a copy of the agreement on file with the Clerk of the Board.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 204

AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO RENEW AN AGREEMENT WITH THE MADISON-ONEIDA BOCES FOR THE MENTAL HEALTH DEPARTMENT TO PROVIDE EVALUATION SERVICES

WHEREAS, the Madison-Oneida BOCES has identified a need for evaluation services 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 Madison-Oneida BOCES which will pay the Mental Health Department one hundred and five dollars per hour (\$105.00 per hour) for Classroom Evaluations; and

WHEREAS, this request for the Mental Health Department to provide services to the Madison-Oneida BOCES 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 renew an agreement with the Madison-Oneida BOCES whereby the Madison County Mental Health Department will provide evaluation services as specified in the contract beginning July 1, 2007 through June 30, 2008, at the rate of \$105.00 per hour and the total amount not to exceed \$8,400, and place a copy of the agreement on file with the Clerk of the Board.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

By Supervisor Holdridge:

RESOLUTION NO. 205

**RE-APPOINTING MEMBERS TO THE MADISON COUNTY
TRAFFIC SAFETY BOARD**

RESOLVED, that Ralph Cardinali of Wampsville, New York and William Batchelor of Eaton, New York be and they are hereby re-appointed to the Madison County Traffic Safety Board for a term of three (3) years each, commencing on April 14, 2007 and expiring on April 13, 2010.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 206

**AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH PAETEC
COMMUNICATIONS FOR TELEPHONE SERVICE**

WHEREAS, Paetec Communications is the current provider of telephone service for the County's main telephone system; and

WHEREAS, the County entered into an agreement with Paetec Communications for telephone service for a three-year term on October 9, 2001; and

WHEREAS, the County extended this agreement for another three-year term on June 8, 2004; and

WHEREAS, Paetec Communications has provided Madison County with renewal rates resulting in decreased expenses of approximately \$600.00 per month compared with our current rates;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board be authorized to execute an agreement with Paetec Communications to extend our Service Agreement for another three-year term, a copy of which agreement is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT - 35 (Winters)

By Supervisors Holdridge and Henderson:

RESOLUTION NO. 207

AUTHORIZING THE MODIFICATION OF THE 2007 COUNTY BUDGET

WHEREAS, the Probation Department has had expenses in the Drug Testing line where the initial budgeted amount will need to be increased to cover necessary offender testing; and

WHEREAS, the Criminal Justice, Public Safety and Telecommunications Committee and the Finance, Ways and Means Committee have approved a proposed modification to pay for these additional expenses;

NOW, THEREFORE BE IT RESOLVED, that the 2007 County Budget be modified as follows:

<u>General Fund</u>			
<u>3140 Probation Department</u>			
<u>Expense</u>		<u>From</u>	<u>To</u>
A3140.40102	Computer Software	\$38,720	\$31,720
A3140.462	Drug Testing	\$ 2,000	\$ 9,000
	Control Total	<u>\$40,720</u>	<u>\$40,720</u>

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

By Supervisor Rafte:

RESOLUTION NO. 208

AMENDING CONTRACT WITH THE MADISON COUNTY FEDERATION OF LAKE ASSOCIATIONS

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

WHEREAS, Madison County presently contracts with the Madison County Federation of Lake Associations to implement an aquatic vegetation harvesting program with part of the grant funds; and

WHEREAS, the existing contract with the Federation provides insufficient funding to undertake meaningful harvesting activity on individual lakes; and

WHEREAS, an additional \$5,000 from the Finger Lakes-Lake Ontario Watershed Protection grant would provide the County's contractor, Madison County Federation of Lake Associations, with sufficient resources to complete the vegetation harvesting activity for 2007;

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman to amend the contract (a copy of which is on file with the Clerk of this Board) with the Madison County Federation of Lake Associations to provide an additional \$5,000 from the County's grant for 2007.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 209

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT BETWEEN THE CENTRAL NEW YORK REGIONAL PLANNING AND DEVELOPMENT BOARD AND MADISON COUNTY FOR PROFESSIONAL SERVICES

WHEREAS, Madison County administers the New York Agritourism and Education Program with grant funds provided by New York State and through a contract with the New York State Department of Agriculture and Markets; and

WHEREAS, Madison County has contracted under this program to design, develop, and produce a brochure promoting both the forms of Agritourism and Education Program grantees and other agritourism farms & venues in the Central New York area; and

WHEREAS, the Central New York Planning and Development Board has the skills and capabilities to provide the professional services required for the design and production of such a brochure; and

WHEREAS, the Central New York Planning and Development Board has agreed to provide the required research, design, and printing services for a fee not exceeding \$50,000; and

WHEREAS, this expense will be paid out of grant funds at no cost to Madison County

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman to enter into an agreement with the Central New York Regional Planning and Development Board, a copy of which is on file with the Clerk of this board, to provide the required services.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 210

AUTHORIZING INCREASE IN MAXIMUM HOME PURCHASE PRICE UNDER FIRST-TIME HOME BUYERS PROGRAM

WHEREAS, Madison County is the recipient and administrator of a Community Development Block Grant for operation of a First Time Home Buyer Assistance program; and

WHEREAS, under the rules of the current grant, the maximum allowable purchase price for an individual grantee is \$80,000 for households with fewer than three children and \$85,000 for households with three or more children; and

WHEREAS, due to the increase in market value of real estate in Madison County over the past several years, grantees have been experiencing greater difficulty in competing with non-grant buyers in successfully bidding on lower priced homes that are in good condition;

WHEREAS, many of the program grantees have reported an inability to find suitable houses in the \$80,000 to \$85,000 range, and four out of twenty-six \$80,000 to \$85,000 maximum purchase price grants awarded by the program in 2006 were forfeited because the grantees were unable to find suitable homes to purchase; and

WHEREAS, experience in the administration of the program has demonstrated that many of the program grantees within its low income guidelines do have the financial capability to afford somewhat higher priced homes; and

WHEREAS, each of the above factors contributes to an increase in the risk of not fully meeting the Madison County First Time Home Buyers Program's mission of assisting qualified low income residents and workers in purchasing owner-occupied homes in Madison County;

NOW, THEREFORE, BE IT RESOLVED, that the maximum home purchase price for grantees under the 2005 and 2006 Madison County First Time Home Buyers Program be increased from \$80,000 to \$90,000 for households with fewer than three children and from \$85,000 to \$96,000 for households with three or more children; and

BE IT FURTHER RESOLVED, that the maximum total individual grant amount under this program remain at its current \$20,500, so that the total number of grant awards available will not be reduced.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 211

AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH CORNELL UNIVERSITY

WHEREAS, Madison COUNTY presently contracts with the Finger Lakes Association, Inc. to receive Finger Lakes - Lake Ontario Watershed Protection Alliance funds through the Environmental Protection Fund; and

WHEREAS, research has been conducted from 2000 and 2006 to examine potential opportunities for biological control of Eurasian watermilfoil in Madison COUNTY Lakes; and

WHEREAS, it has been determined that fish predation (primarily by bluegills) has a negative effect on the survival of biological control organisms, particularly the aquatic moth *Acentria ephemerella*; and

WHEREAS, CORNELL UNIVERSITY will again determine the impact of stocked walleye on bluegill sunfish populations as a management tool for curbing undesirable fish populations and predation of Eurasian watermilfoil herbivores; and

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman to sign a contract (a copy of which is on file with the Clerk of this Board) with CORNELL UNIVERSITY to complete this project for no more than \$13,000.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT- 35 (Winters)

RESOLUTION NO. 212

AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE RESEARCH FOUNDATION OF SUNY, ON BEHALF OF SUNY COBLESKILL

WHEREAS, Madison COUNTY presently contracts with the Finger Lakes Association, Inc. to receive Finger Lakes - Lake Ontario Watershed Protection Alliance funds through the Environmental Protection Fund; and

WHEREAS, research has been conducted from 2000 and 2006 to examine potential opportunities for biological control of Eurasian watermilfoil in Madison COUNTY Lakes; and

WHEREAS, Cornell Researchers have determined that fish predation (primarily by bluegills) has a negative effect on the survival of biological control organisms, particularly the aquatic moth *Acentria ephemerella*; and

WHEREAS, efforts are underway by Cornell to determine the effectiveness of using walleye to control bluegill in Madison County Lakes; and

WHEREAS, SUNY COBLESKILL will provide electrofishing services in conjunction with Cornell's ongoing research; and

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman to sign a contract (a copy of which is on file with the Clerk of this Board) with the RESEARCH FOUNDATION OF SUNY to complete this project for no more than \$2,500.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 213

**RESOLUTION IN SUPPORT OF EXTENSION OF THE CIVIC FACILITIES BOND
LEGISLATION BY THE NEW YORK STATE LEGISLATURE**

WHEREAS, the existing enabling legislation authorizing the issuance of civic facilities bonds by Industrial Development Agencies in New York State will sunset on July, 1 2007; and

WHEREAS, the Madison County Industrial Development Agency has issued thirteen civic facility bond issues over the last ten years in an aggregate amount exceeding \$190 million; and

WHEREAS, the beneficiaries of said bond issues include Colgate University, Morrisville State College, Cazenovia College, Oneida Healthcare Center, and Community Memorial Hospital; and

WHEREAS, the Madison County Industrial Development Agency is currently in the midst of processing two additional civic facility bond issues aggregating \$30 million; and

WHEREAS, the ability of the Madison County Industrial Development Agency to issue civic facilities bonds to assist expansion of healthcare facilities and educational facilities within Madison County will be curtailed unless the legislation is extended;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors supports this legislation and the extension thereof; and

BE IT FURTHER RESOLVED, that the Madison County Board of Supervisors hereby urges the New York State Legislature to approve the extension of this legislation; and

BE IT FURTHER RESOLVED, that the Madison County Board of Supervisors shall send copies of this Resolution to Assemblyman William Magee, Senator David Valesky, Governor Elliot Spitzer, New York State Assembly Speaker Sheldon Silver, and New York State Senate Majority Leader Joseph L. Bruno, and all others deemed necessary and proper.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 214

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE
CAZENOVIA AREA COMMUNITY DEVELOPMENT ASSOCIATION**

WHEREAS, Madison COUNTY presently contracts with the Finger Lakes Association, Inc. to receive Finger Lakes - Lake Ontario Watershed Protection Alliance funds through the Environmental Protection Fund; and

WHEREAS, the Cazenovia Area Community Development Association (CACDA) is an independent, not-for-profit community based organization formed to provide full-time assistance for local organizations, governments and residents through programs that educate the public on important issues affecting quality of life and the environment; and

WHEREAS, the CACDA will create a Cazenovia Lake Book that will educate residents in the lake watershed about a host of environmental and water quality topics specific to the Lake; and

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors authorizes the Chairman to sign a contract (a copy of which is on file with the Clerk of this Board) with the CACDA to complete this project for no more than \$5,000.

ADOPTED: AYES – 1401 NAYS – 0 ABSTAIN – 64 (DeBottis) ABSENT – 35 (Winters)

RESOLUTION NO. 215

IN OPPOSITION TO BILL S-4608 ESTABLISHING AN 18-MONTH MORATORIUM ON THE SITING AND PERMITTING OF WIND ENERGY PRODUCTION FACILITIES

WHEREAS, there has been introduced into the New York State Senate and referred to the Energy and Telecommunication Committee of the Senate Bill No. 4608, which would establish an 18-month moratorium on the siting and permitting of all wind energy production facilities in New York State; and

WHEREAS, the bill also proposes establishing a New York State task force on wind energy generating facility siting and permitting policies to study the need for uniform statewide policy regarding the siting and permitting of wind energy generating facilities; and

WHEREAS, Madison County presently has, in addition to two operating wind energy production facilities and a third under construction, two such facilities in the permitting stage, and one further such facility under consideration; and

WHEREAS, an 18-month moratorium would jeopardize the construction of the latter three facilities; and

WHEREAS, the two operating facilities in Madison County have proven widely acceptable to a considerable majority of their residential neighbors; and

WHEREAS, the bill and its moratorium would not apply to pollution-producing electric generating plants fueled by coal or trash, or to plants dependent on non-renewable fuels such as natural gas, oil, or uranium, or to other landscape-altering facilities such as mines and quarries, telecommunications broadcast towers, electric transmission lines, shopping malls, or asphalt plants and would unfairly burden locally and regionally beneficial wind energy development; and

WHEREAS, the New York State Energy Research and Development Authority already has made available on its website a wealth of practical information on the siting and permitting of wind energy production facilities to counties, municipalities, and the public;

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors is hereby in opposition to this bill S- 4068 insofar as it contains provision for a moratorium on siting and permitting of wind energy production facilities and does request that it not be adopted in such a form; and

BE IT FURTHER RESOLVED, that certified copies of this resolution be forwarded to Governor Eliot Spitzer, Senate Majority Leader Joseph L. Bruno, Assembly Speaker Sheldon Silver; Senator David J. Valesky, Assemblyman William Magee, Senator James I. Seward, Senator James S. Alesi, Senator John J. Flanagan, Senator Thomas P. Morahan, Senator Frank Padavan, Senator Mary Lou Rath, and Senator Catherine M. Young.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

By Supervisors Jaquay and Henderson:

RESOLUTION NO. 216

AUTHORIZING MODIFICATION OF 2007 COUNTY BUDGET

RESOLVED, that the 2007 Adopted County Budget be modified as follows:

<u>County Road Fund</u>		
<u>5010 County Highway Administration Expenses</u>	<u>From</u>	<u>To</u>
D5010.4208 Miscellaneous Consultants	\$ 0	\$1,481
<u>5020 County Highway Engineering Expenses</u>		
D5020.4229 Bridge Inspection Consultants	<u>10,000</u>	<u>8,519</u>
Control Total	<u>\$10,000</u>	<u>\$10,000</u>

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 217

AUTHORIZING MODIFICATION OF 2007 COUNTY BUDGET

RESOLVED, that the 2007 Adopted County Budget be modified as follows:

<u>County Road Fund</u>		
<u>5110 Maintenance of Roads and Bridges</u>	<u>From</u>	<u>To</u>
<u>Expenses</u>		
D5110.450019 N Court St Reconstruction	\$ 923,349	\$ 947,770
D5110.46001 Bridge Materials	<u>97,549</u>	<u>96,328</u>
Total	\$1,020,898	\$1,044,098
Control Total		<u>\$ 23,200</u>
<u>Revenue</u>		
D3589.50 St Aid Machiselli N Court St Reconstruction	\$138,502	\$ 142,165
D4589.25 Fed Aid TEA21 N Court St Reconstruction	<u>738,679</u>	<u>758,216</u>
Total	\$877,181	\$ 900,381
Control Total		<u>\$ 23,200</u>

ADOPTED: AYES – 1465 NAYS – 0 ABSENT- 35 (Winters)

By Supervisor Jaquay:

RESOLUTION NO. 218

AGREEMENT FOR CLOCKVILLE ROAD PRECAST CONCRETE BOX CULVERT REPLACEMENT WITH LAKELANDS CONCRETE PRODUCTS

WHEREAS, the Public Works Committee has authorized the Madison County Highway Department to proceed with the replacement of the Precast Concrete Box Culvert Replacement on Clockville Road in the Town of Lincoln, Madison County; and

WHEREAS, sealed bids were opened on May 17, 2007 and were reviewed by the Public Works Committee, by phone poll, on May 30, 2007 and have approved the Highway Superintendent's recommendation on low bidder as follows:

Lakelands Concrete Products, Inc. \$58,924.00

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

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 219

AGREEMENT FOR ENGINEERING SERVICES WITH BARTON & LOGUIDICE, P.C.

WHEREAS, the Public Works Committee on April 17, 2007 authorized the Madison County Highway Department to proceed with the replacement of the North Court Street Bridge (BIN 3309290) over Cowaselon Creek, Town of Lenox, Madison County; and

WHEREAS, the firm Barton & Loguidice, P.C. has provided an estimated cost for Engineering Services at One hundred eighty thousand five hundred dollars and no cents (\$180,500.00); and

WHEREAS, the cost for Engineering Services has been appropriated in the County Road Fund 2007 Budget line item D5113.45002; and

WHEREAS, Federal and State funds have been secured for this project at 80% Federal, 15% State and 5% Local; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into an agreement to provide said services as outlined in the attached Engineering Agreement to be on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 220

AGREEMENT FOR ENGINEERING SERVICES WITH C&S ENGINEERS, INC.

WHEREAS, the Public Works Committee on April 17, 2007 authorized the Madison County Highway Department to proceed with the replacement of the Wood Road Bridge over E B Tioughnioga Creek, (BIN 2308280), Town of DeRuyter, Madison County; and

WHEREAS, the firm C&S Engineers, Inc., has provided an estimated cost for Engineering Services at Two hundred six thousand and ninety-four dollars and no cents (\$206,094.00); and

WHEREAS, the cost for Engineering Services has been appropriated in the County Road Fund Budget line item D5110.450025; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into an agreement to provide said services as outlined in the attached Engineering Agreement to be on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 221

**AGREEMENT FOR HIGHWAY OFFICE ROOF REPLACEMENT
WITH MCCARTHY ROOFING COMPANY**

WHEREAS, approval to receive quotes for the Highway Office Roof Replacement was requested by the Public Works Committee on July 18, 2006; and

WHEREAS, the quotes were received in August 2006 from the following: McCarthy Roofing Company, Campany Roofing Company Inc. and Pulver Roofing Co., Inc.; and

WHEREAS, the Public Works Committee met on May 15, 2007 and reviewed the quotes and recommend that McCarthy Roofing Company is low quote at a cost of \$8,800.00, and

WHEREAS, the appropriation line item for the roof replacement was rolled over from the Road Machinery Fund 2006 Budget , DM5130.2921; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into an agreement to provide said services as outlined in the attached Agreement to be on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 222

**SUPPLEMENTAL AGREEMENT NO. 1 FOR ENGINEERING SERVICES
WITH EARTH TECH NORTHEAST, INC.**

WHEREAS, the Public Works Committee on May 15, 2007 authorized the Madison County Highway Department to proceed with Supplemental Agreement No. 1 for additional cost pertaining to Right-of-Way for the replacement of the Olmstead Road Bridge over Chittenango Creek, (BIN 2309080), Town of Sullivan, Madison County; and

WHEREAS, the firm Earth Tech Northeast, Inc., has provided a Supplemental Agreement No. 1 for Right-of-Way Incidentals and Acquisitions in the amount of Fourteen thousand four hundred ninety-five dollars and sixty cents (\$14,495.60); and

WHEREAS, the cost for the additional Engineering Services has been appropriated in the County Road Fund Budget line item D5110.450027; and

WHEREAS, Federal and State funds have been secured for this project at 80% Federal, 15% State and 5% Local; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into a Supplemental Agreement No. 1 to provide said services as outlined in the attached Engineering Agreement to be on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 223

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the highway reconstruction of North Court Street (CR 10): State Route 5 – Canal Road (CR 76) including Intersection Improvements of North Court Street and Canal Road and North Court Street and State Route 13, Village of Wampsville, Madison County, PIN 2753.95 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Madison desires to advance the Project by making a commitment of 100% of the non-federal share of the **total project costs**; and

WHEREAS, the sum of \$2,841,221 is hereby appropriated from the County Road Fund, Account D5110.450019, and made available to cover the cost of participation in the above phase of the Project; and

WHEREAS, in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Madison County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Department thereof; and

NOW, THEREFORE, a certified copy of this resolution to be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and

BE IT FURTHER RESOLVED, that the Chairman of the Madison County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement request for Federal Aid and/or applicable Marchiselli Aid on behalf of the County of Madison with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 224

AGREEMENT FOR USE OF DIESEL FUEL WITH THE VILLAGE OF WAMPSVILLE

WHEREAS, the Public Works Committee met on April 17, 2007 and authorized the Madison County Highway Department to proceed with the sale of diesel fuel to the Village of Wampsville; and

WHEREAS, the Wampsville Fire Department provides necessary support for emergencies on County property; and

WHEREAS, the current cost of diesel fuel requires buyers to purchase diesel fuel in bulk; and

WHEREAS, it is in the best interest of the Wampsville Fire Department and Madison County to cooperate in the purchase of diesel fuel in bulk; and

WHEREAS, this Agreement shall continue in force for a period of one (1) year from date of execution of agreement with the County resuming the right to terminate this agreement for cause immediately at any time; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into an Agreement to provide said services as outlined in the attached Agreement to be on file with the Clerk to the Board of Supervisors.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 225

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT TO ACCEPT ALTERNATIVE LANDFILL COVER MATERIAL (ACM)

WHEREAS, Madison County continues to be in need of daily landfill cover material for the operation of the Westside Landfill Site; and

WHEREAS, Abscope Environmental, Inc. a corporation located in the State of New York is possessed with a supply of Alternative Landfill Cover Material (**Petroleum Contaminated Soil**) which such material has been used in accordance with the New York State Department of Environmental Conservation; and

WHEREAS, Abscope Environmental, Inc., is willing to provide such material and it is in the best interest of Madison County to receive same upon payment to Madison County of an agreed upon price; and

WHEREAS, an Agreement has been drafted, which is on file with the clerk of the Board, whereby such arrangement may be formalized with Abscope Environmental, Inc. who is providing such material to the County; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of this Board be and is hereby authorized and directed to enter into an Agreement (beginning June 12, 2007 and ending June 12, 2008) with Abscope Environmental, Inc and that the County accept the price of \$22.00 per ton for each ton of Petroleum Contaminated Soil received.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 226

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT TO ACCEPT LANDFILL COVER MATERIAL (ACM)

WHEREAS, Madison County is currently in need of landfill cover material for the operation of the Westside Landfill and for revenue purposes; and

WHEREAS, Paragon Environmental Construction, Inc. a corporation located in the State of New York is possessed with a supply of Landfill Cover Material (**Petroleum Contaminated Soil**) which such material may be used according to the New York State Department of Environmental Conservation; and

WHEREAS, Paragon Environmental Construction, Inc. is willing to provide such material and it is in the best interest of Madison County to receive same (on an as needed basis) upon payment to Madison County of an agreed upon price of \$22.00 per ton from June 12, 2007 through June 12, 2008; and

WHEREAS, an Agreement has been drafted whereby such arrangement may be formalized with Paragon Environmental Construction, Inc. who will provide such

material to the County as a supplement in the event the County Landfill does not receive the quantity of incinerator ash needed for daily landfill cover; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of this Board be and is hereby authorized and directed to enter into an Agreement (beginning June 12, 2007 and ending June 12, 2008) with Paragon Environmental Construction, Inc. in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 227

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT TO ACCEPT ALTERNATIVE DAILY LANDFILL COVER MATERIAL

WHEREAS, Comfort Systems Inc. of Syracuse, New York, is possessed with a supply of Alternative Daily Cover Material (garnet abrasive waste), which such material may be used according to the New York State Department of Environmental Conservation; and

WHEREAS, Comfort Systems Inc. is willing to continue to provide such landfill cover material and it is in the best interest of Madison County to receive same upon payment to Madison County of an agreed upon price; and

NOW, THEREFORE, BE IT RESOLVED, that Madison County enter into an Agreement with Comfort Systems Inc. to provide Alternative Daily Cover Material consistent with the provisions of the Agreement for providing such material, a copy of which is on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, that the Chairman of this Board be and is hereby authorized and directed to enter into an Agreement (beginning June 13, 2007 and ending June 13, 2008) with such company, and that the County accept the price of \$22.00 per ton for each ton of garnet abrasive waste received.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 228

TERMINATING THE SOLID WASTE DISPOSAL AGREEMENT BETWEEN MADISON COUNTY AND HOLDEN'S HAULERS

WHEREAS, the County of Madison, New York and Holden's Haulers, a commercial permit holder with offices at 48 Anderson Rd., Whitney Point, N.Y. entered into a Solid Waste Disposal Agreement dated October 20, 2005; and

WHEREAS, pursuant to the terms of said Agreement Holden's Haulers agreed, among other obligations, to deliver all Designated Recyclables and all solid waste collected within the County of Madison to facilities designated by the County, and in return, the County agreed to charge no fee to Holden's Haulers for the delivery of Designated Recyclables and a reduced fee for the disposal of solid waste at the County's facilities; and

WHEREAS, Holden's Haulers has advised the County that it no longer wishes to deliver all Designated Recyclables collected within the County to the County's Materials Recycling Facility because it can secure a better price in the private marketplace, and further, that it wishes to terminate the Solid Waste Disposal Agreement with the consent of the County; and

WHEREAS, Holden's Haulers has been advised that if the Solid Waste Disposal Agreement is terminated, Holden's Haulers will no longer be eligible for a reduced rate for the disposal of solid waste, and that the provisions of Local Law # 3 of 2004 governing the collection and disposal of solid waste and Designated Recyclables in the County will continue to be applicable; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors hereby consents to the termination of the Solid Waste Disposal Agreement between the County of Madison and Holden's Haulers, and said Agreement is hereby terminated; and

BE IT FURTHER RESOLVED, that Holden's Haulers shall be billed for the disposal of solid waste at the County landfill at the non-contract rate established by the Board of Supervisors and in effect at the time of such delivery; and

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

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 229

PROVIDING FOR A LIST OF FEES FOR PARTICIPATING IN THE COUNTY'S SOLID WASTE MANAGEMENT PROGRAM, AS REQUIRED BY LOCAL LAW #3 FOR 2004

WHEREAS, Local Law # 3 for 2004 created a process by which the list of fees may be amended without the need to amend the Law itself; and

WHEREAS, the County finds that it will be more reasonable and efficient to maintain and amend the list in accordance with the requirements of the proposed Local Law, rather than to amend the Local Law each time the list of fees must be amended; and

NOW, THEREFORE BE IT RESOLVED, that the following fees shall apply to activities undertaken pursuant to the Local Law:

Type of Fee	Amount	Local Law Provision
Commercial Waste Permit	\$50 plus \$25 per vehicle	III.1.c.
Renewal of CWP	same as original permit fee	III.1.g.
Lost permit fee	\$5	III.1.h.
<u>Commercial tipping fees/ton</u>	\$58/ton Contract / All Towns, Villages and the City of Oneida \$63/ton without Contract \$76/ton Day Use Permits Small load fees - all commercial permits \$6 – 200 lbs. or under	III.5.a., III.6.a.
Tire Disposal Fee - car & truck tires (for all Commercial and Day Use Permittees) Off Road Tires	\$85 per ton \$350 per ton	III.5.a., III.6.a.
Refrigeration Units Propane Cylinders Televisions Computer Monitors	\$12.75 each \$2.55 each \$7.65 each \$5.10 each	III.5.a., III.6.a.
Insufficient Funds (Bounced Check) Charge (Residential and Commercial)	\$20	III.5.e
Penalty for Late Tipping Fee Payments	Municipalities shall pay 1.5 % per month on unpaid balance after 60 days All others shall pay 1.5 % per month on unpaid balance after 30 days	III.5.d.
Day Use Permit Fee (Special Use)	No Charge	III.2.a.

FURTHER RESOLVED, that this list of fees shall remain in effect until amended or deleted by the procedure designated in Local Law # 3 for 2004 or by or amendment of the Local Law; and it is

FURTHER RESOLVED, that this Resolution takes effect February 14, 2007.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

By Supervisor Henderson:

RESOLUTION NO. 230

AUTHORIZING THE CHAIRMAN TO EXECUTE AGREEMENTS FOR LIEN AND TITLE SEARCH SERVICES

WHEREAS, Madison County Treasurer is required, in connection with Article 11 of the New York State Real Property Tax law In Rem Foreclosure Proceeding, to serve Petitions and Notices of Foreclosure to lien holders of record; and

WHEREAS, the County Treasurer, as the official County Tax Enforcement Officer, has issued to local abstract companies a request for proposal to submit bids for performing services that will provide information to carry out the due process requirement of Article 11 of the New York State Real Property Tax Law; and

WHEREAS, there are approximately 500 parcels that are currently in the foreclosure process; and

WHEREAS, Oneida Valley Abstract Corporation have submitted a bid proposal for performing the required service of \$60.00 for each complete search and \$30.00 for each search completed but untyped;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board be authorized to execute agreement with Oneida Valley Abstract Corporation which will be on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT- 35 (Winters)

RESOLUTION NO. 231

AUTHORIZING THE CHAIRMAN TO EXECUTE AGREEMENTS FOR BANKRUPTCY SEARCH SERVICES

WHEREAS, in connection with Article 11 of the New York State Real Property Tax Law In Rem Foreclosure Proceeding, the County Treasurer is required to notify and serve Petitions and Notices of Foreclosure proceedings on all delinquent owners of record; and

WHEREAS, it would be a violation of U.S. Federal Bankruptcy Law to notify or foreclose on those owners of record who have filed for bankruptcy; and

WHEREAS, it is necessary to have a Bankruptcy Court records search for each delinquent owner of record to ascertain if they have a current bankruptcy action pending; and

WHEREAS, Allied American Abstract Corporation and Leatherstocking Abstract and Title has submitted a proposal to perform this service for \$2.00 per name, per search;

NOW, THEREFORE BE IT RESOVLED, that the Chairman of the Board be authorized to execute an agreement with Allied American Abstract Corporation and Leatherstocking Abstract & Title for this service, a copy of which is on file with the clerk of the Board.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 232

AUTHORIZING THE ENTRY INTO AN INTERMUNICIPAL AGREEMENT BETWEEN THE COUNTY OF MADISON AND TOWN OF STOCKBRIDGE, TOWN OF EATON, TOWN OF MADISON, TOWN OF AUGUSTA, STOCKBRIDGE VALLEY SCHOOL DISTRICT, MORRISVILLE-EATON CENTRAL SCHOOL DISTRICT, AND THE MADISON CENTRAL SCHOOL DISTRICT

WHEREAS, certain municipalities have jointly negotiated a Host Community Payment Agreement with Citizens Airtricity Energy, LLC (the “Developer”) with respect to a proposed wind power electricity generation facility to be located within the boundaries of the Town of Stockbridge, Town of Eaton, Town of Madison, Town of Augusta, Stockbridge Valley School District, Morrisville-Eaton Central School District, and the Madison Central School District;

WHEREAS, pursuant to the “Developer’s Fees and Costs Payment Agreement” the developer agreed to provide a sum to offset costs incurred by the municipalities;

WHEREAS, payment from such fund has been made to Encap Development LLC (the “Consultant”) by Mitchell Goris & Stokes, LLC (the “Escrow Agent”);

WHEREAS, the funds remaining of said escrow are to be shared with the municipalities equally to offset costs incurred;

WHEREAS, an intermunicipal agreement has been prepared to ratify and implement the same;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be and is hereby authorized to enter into an intermunicipal agreement with the Town of Stockbridge, Town of Eaton, Town of Madison, Town of Augusta, Stockbridge Valley School District, Morrisville-Eaton Central School District, and the Madison Central School District in the form as is on file with the Clerk of this Board.

ADOPTED: AYES – 1407 NAYS – 58 (Behr) ABSENT- 35 (Winters)

By Supervisors Henderson & Rafte:

RESOLUTION NO. 233

**AUTHORIZING THE CHAIRMAN TO SETTLE CLAIMS WITH AT&T AND TO SIGN
EASEMENT/RELEASE AND TO OPT INTO THE CORRIDOR ENTERPRISE
CORPORATION**

WHEREAS, a class action lawsuit entitled Eleanor M. Bordwell, for herself and all other similarly situated, Plaintiff, vs. AT&T Corp. and AT&T Communications-East, Inc., was brought and is now to be settled;

WHEREAS, the lawsuit involves contracts made along the railroad corridor with the rail road companies and not the actual landowners and the class action lawsuit was brought on behalf of the landowners who were not contracted with; and

WHEREAS, the lawsuit is now to be settled, landowners are to be paid \$1.85 per linear foot of the property they own with a guaranteed minimum of \$100.00, in return the landowners would sign over a 16 foot easement to AT&T and release AT&T from claims; and

WHEREAS, the County of Madison owns property along the railroad corridor as designated on the Real Property tax map as parcels 37.5-1-3 and 35-1-18 affected by this lawsuit. The properties were taken for non payment of real property taxes and it appears that the County owns approximately 1517 linear feet and would be entitled to \$2,806.45; and

WHEREAS, it is believed that the easement would not affect the sale of the property in the future; and

WHEREAS, as part of the settlement the County of Madison has the option of opting into the Corridor Enterprise Corporation. The Corridor Enterprise Corporation will seek to enhance the Class members' right of way property by the creation and/or preservation of a continuous corridor which may be valuable for additional telecommunications or non –railroad business uses. By controlling the corridors as entities, the Corridor Enterprise may license, lease, sell or use them for the benefit of participating class members. If the Corridor Enterprise is successful, participating class members, will receive a share of any profits, and

WHEREAS, the Finance Ways and Means Committee has reviewed and approved the acceptance of the settlement and the opting into the Corridor Enterprise Corporation, and the Planning Committee has also reviewed and approved same;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board is hereby authorized to sign the New York “Telecommunication Cable”/Railroad Corridor Class Settlement, Grant of Communications System Easement/Release as is on file with the Clerk of the Board of Supervisors and the County of Madison shall opt into the Corridor Enterprise Corporation.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

By Supervisor Cary:

RESOLUTION NO. 234

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

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

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

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

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

ADOPTED: AYES – 1465 NAYS – 0 ABSENT- 35 (Winters)

By Supervisors Puddington and Henderson:

RESOLUTION NO. 235

APPOINTING A COUNTY HISTORIAN

WHEREAS, the County Historian, Sarah Hasegawa has resigned effective July 6, 2007; and

WHEREAS, it has been requested that a temporary Historian position be created so that the new Historian would have time to train with Sarah Hasegawa prior to the effective date of her resignation; and

WHEREAS, the Government Operations Committee in conjunction with the Planning, Economic Development, Environmental and Intergovernmental Affairs Committee recruited for said position and conducted interviews; and

WHEREAS, these committees recommend the appointment of Mary Messere of Eaton, New York to the position of County Historian;

NOW, THEREFORE, BE IT RESOLVED that Mary Messere be and hereby is appointed as temporary County Historian effective June 13, 2007 through July 6, 2007 at the 2007 hourly rate of \$16.98 for up to 20 hours per week; and

BE IT FURTHER RESOLVED that Mary Messere be and hereby is appointed as County Historian effective July 7, 2007 at the 2007 salary of \$17,660 (20 hours per week) in accordance with the Madison County Salary Plan and Civil Service Law and Rule; and

BE IT FURTHER RESOLVED that the 2007 Adopted County Budget be modified as follows:

<u>1990 Contingent Fund</u>	<u>From</u>	<u>To</u>
A1990.4444 Contingent Fund	\$318,933	\$317,733
<u>7510 Historian</u>		
A7510.1 Personal Services	<u>\$ 17,823</u>	<u>\$ 19,023</u>
Control Total:	<u>\$336,756</u>	<u>\$336,756</u>

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 236

AUTHORIZING THE COUNTY TO ACCEPT A GRANT FROM THE NEW YORK STATE DEPARTMENT OF LABOR'S HAZARD ABATEMENT BOARD AND AUTHORIZING THE CHAIRMAN TO EXECUTE RELATED DOCUMENTS

WHEREAS, the Personnel Department applied for and was awarded a grant in the amount of \$19,770 from the New York State Department of Labor's Hazard Abatement Board; and

WHEREAS, said grant will provide funding for employee safety training during the grant period August 1, 2007 through July 31, 2008; and

WHEREAS, the Government Operations Committee has reviewed the award and recommends that the County accept this funding;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors does hereby authorize the County to participate in the grant and accept the grant funding in the sum of \$19,770; and

BE IT RESOLVED, that the Chairman of the Board be and hereby is authorized to execute certain documents as required by the New York State Department of Labor to participate in the grant and receive reimbursements under the grant for the grant period of August 1, 2007 through July 1, 2008;

BE IT FURTHER RESOLVED, that the County Treasurer be and hereby is authorized to modify the 2007 Personnel Department budget to accept grant funding for activities approved and provided under the grant through December 31, 2007.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

By Supervisor Holdridge:

RESOLUTION NO. 237

RESOLUTION IN SUPPORT OF APPLICATION FOR COMMUNITY ORIENTED POLICING SERVICES GRANT

WHEREAS, the United States Department of Justice, through its Office of Community Oriented Policing Services (COPS), has determined that the Syracuse Metropolitan Area is eligible for Technology Program grant funding; and

WHEREAS, the County of Onondaga has agreed to be lead agency for a three-county (Onondaga, Madison and Oswego) application for funds to establish a Regional Interoperable Communications Network that will involve all police, fire and emergency response organizations into a common network; and

WHEREAS, it has been a long-standing priority of this Board to address deficiencies in the current wireless communication system; and

WHEREAS, a regional approach, assisted by significant grant funds, holds great promise for a cost-effective solution to the County's needs; and

WHEREAS, this Board of Supervisors understands and commits to providing the 25% local share match for funds allocated to Madison County should the grant application be approved (local share for Madison County not to exceed \$250,000);

NOW, THEREFORE BE IT RESOLVED, the Chairman of the Board of Supervisors is authorized to sign a Memorandum of Understanding, a copy of which is on file with the Clerk of this Board, expressing this Board's support for the grant application.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

By Supervisor Henderson:

RESOLUTION NO. 238

APPROVING A CONSOLIDATION INITIATIVE FOR SUBMISSION TO THE COMMISSION ON LOCAL GOVERNMENT EFFICIENCY AND COMPETITIVENESS

WHEREAS, the Commission on Local Government Efficiency and Competitiveness has asked each county to submit a local initiative on consolidation, merger, shared services and smart growth for consideration for their assistance and support; and

WHEREAS, the Madison County Board of Supervisors met on May 8, 2007 to discuss initiatives that could be submitted; and

WHEREAS, the Madison County Board of Supervisors recommended that the County submit the consolidation of local assessing to the Commission for consideration; and

WHEREAS, on May 31, 2007 the Board of Supervisors held a county-wide meeting of all local governments and school districts to discuss their ideas and suggestions; and

WHEREAS, at this meeting, the assembled county leaders suggested that the County submit to the Commission the consolidation county-wide assessing and tax collection as a single initiative; and

WHEREAS, the Board of Supervisors agree that submitting the consolidation of assessing and tax collection as a single initiative is appropriate and warranted;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is authorized to submit this initiative to the Commission for their assistance and support.

Supervisor Goldstein made a motion to amend this resolution, seconded by Supervisor Cary and carried. The amendment reads as follows:

Add a last WHEREAS as follows:

WHEREAS, the Board of Supervisors looks forward to further interaction and review following the Commissions consolidation;

Add to the last paragraph after the word “their” the word “consideration.”

A final vote with amendment included was then taken:

ADOPTED: AYES – 1465 NAYS - 0 ABSENT – 35 (Winters)

By Supervisor Henderson:

RESOLUTION NO. 239

POINT OF PURCHASE RESOLUTION

WHEREAS, smoking is the number one cause of preventable death in the United States; and”

WHEREAS, the Surgeon General has concluded that tobacco advertising contributes to youth smoking rates; and

WHEREAS, in 2003, tobacco companies spent a total of \$15.15 billion – or more than \$34 million a day to promote and advertise their products; and

WHEREAS, promotional allowances such as payments to retailers and wholesalers for displays and price discounts and other promotional allowances, accounted for almost 80% of the tobacco companies 2003 spending; and

WHEREAS, children who report seeing cigarette advertising in stores are 38% more likely to have experimented with smoking; and

WHEREAS, three out of four teenagers are reported to shop at convenience stores at least once a week, and are therefore exposed at high rates and with great frequency to tobacco marketing; and

WHEREAS, stores within 1000 feet of schools in New York are significantly more likely to place ads near candy displays and also had significantly more tobacco advertisements posted on the stores exterior than stores further from schools; and

WHEREAS, 33 % of adolescent experimentation with smoking is a direct result of tobacco advertising and promotion;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Madison County, NY hereby expresses its enthusiastic support of the young adult leaders of Reality Check and calls on retailers to reduce overall tobacco advertising in their place of business and to eliminate tobacco advertising from areas likely to be seen by children, including wall space below five feet, neat candy displays, on countertops; and

BE IT FURTHER RESOLVED, the Board of Supervisors of Madison County, NY hereby encourages law enforcement agencies throughout Madison County to take appropriate measures to ensure all local, state and federal laws regarding advertising generally and the placement of tobacco advertising in general are observed.

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

RESOLUTION NO. 240

APPROVING THE PAYMENT OF CLAIMS

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

ADOPTED: AYES – 1465 NAYS – 0 ABSENT – 35 (Winters)

PUBLIC COMMENT PERIOD

Speakers:

1. **Wanda Warren-Berry, Hamilton, New York wanted to make the Board aware of a provision to a bill by which Congress appropriated funds for the Iraq War that affects New York’s funding for replacing its voting machines. The provision extended the deadline for replacing lever machines until Sept. 2008. (statement on file in 6/12/07 Board minutes)**

Chairman DiVeronica asked if there was any further business.

At 11:20 a.m. County Attorney, John Campanie asked that the Board go into executive session in order for him to update the Board on Indian issues. Supervisor Moran made that motion, seconded by Supervisors DeBottis and carried to go into executive session.

Following discussion by County Attorney John Campanie and board members, at 11:45 a.m. Supervisors DeBottis made a motion to come out of executive session. Supervisor Henderson seconded that motion and the motion was carried.

There being no further business Supervisor DeBottis made a motion to adjourn the meeting, seconded by Supervisor Henderson and carried.