

**MADISON COUNTY BOARD OF SUPERVISORS**  
**Regular Board Meeting – Tuesday September 12, 2023**

The Board convened at 11:00 a.m. in the Supervisors Chambers, second floor, County Office Building, Wampsville, NY. All Supervisors were present except for Chairman Becker (288 Votes), and Supervisor Zupan (152 Votes). Supervisor Shwartz attended via Zoom due to illness.

Pledge of Allegiance.

On motion by Supervisor Pinard, seconded by Supervisor Walrod, the minutes from the previous meeting were dispensed with and adopted as filed.

Vouchers Payable Report submitted by Finance Director Lou Anne Randall, in the amount of \$1,275,175.17.

**Communications, Reports and Reports of Committees**

1. Madison County Occupancy Tax Receipts/Expenditures for April 1, 2023 – June 30, 2023.
2. NYS Department of Transportation regarding payment under the STOA Program
3. National Grid Semi Annual PCB Inventory Report
4. NYS Department of Taxation regarding receipt of the certified copy of resolution 23-261.
5. Madison County Fair “Thank You” to both the Board of Supervisors and the Sheriff’s Department for continued support.

**At 11:15 a.m., Vice Chairman Roberts announced the scheduled public hearing on Overriding the Tax Levy Limit. Supervisor Vosburg made the motion to open the hearing, seconded by Supervisor Walrod and carried.**

There was no one to speak on behalf of the public hearing.

Supervisor Reuter then made the motion to close the hearing, seconded by Supervisor Stepanski and carried.

**At 11:20 a.m., Vice Chairman Roberts announced the scheduled public hearing on Fixing the Salaries of Certain County Officials for the Year 2024. Supervisor Cavanagh made the motion to open the hearing, seconded by Supervisor Stepanski and carried.**

There was no one to speak on behalf of the public hearing.

Supervisor Reuter then made the motion to close the hearing, seconded by Supervisor Wicks and carried.

By Supervisor Vosburg:

***PROCLAMATION***

***RECOGNITION OF SHERIFFS’ WEEK SEPTEMBER 17 TO 23, 2023***

**WHEREAS**, the Office of Sheriff has been an integral part of the criminal justice system in New York State and in Madison County throughout our history, having been established in the State's first Constitution in 1777 and continued in every succeeding Constitution, and having been one of the original Constitutional offices guaranteed to the People upon the founding of our County; and

**WHEREAS**, despite changes in its function, status and powers during its long history, the Office of Sheriff has maintained a continuous existence, preserved its distinguishing heritage, and continued to be an essential component of our criminal justice community; and

**WHEREAS**, the Office of Sheriff has evolved into a modern, professional, full-service law enforcement agency, manned by fully trained police officers, using state-of-the-art technology and applying the latest and most advanced theories and practices in the criminal justice field; and

**WHEREAS**, the Office of Sheriff is unique in the community, and the duties of the Office go far beyond the traditional role of "Keeper of the Peace", and extend into many facets of public service, including maintaining the county jail, providing security in our courts, dispatching emergency services, and serving and executing civil process for our courts; and

**WHEREAS**, it is fitting to celebrate the historical contributions of the Office of Sheriff and the significant role that the Sheriffs play in our modern criminal justice system,

**NOW THEREFORE, BE IT RESOLVED**, that I, John M. Becker, Chairman of the Madison County Board of Supervisors, do recognize the important services provided to the citizens of this County by Sheriff Hood and the members of the Sheriff's Office, and do hereby proclaim September 17 to 23, 2023 to be Sheriffs' Week in Madison County.

Sheriff Hood stepped forward and thanked the Board of Supervisors for acknowledging Sheriffs Week. He continued on stating the Madison County Sheriff's Department was formed in 1806 and it's such a special office. This represents proclamation is for the people and the citizens of our County.

**Resolutions – Preferred Agenda**

**By Government Operations Committee:**

**RESOLUTION NO. 23-290**

## **APPOINTING A MEMBER TO THE ETHICS ADVISORY COUNCIL**

**WHEREAS**, Local Law #6 of 1990, as amended by Local Law #3 of 2000, establishes the current Code of Ethics and, among other things, provides for its administration by an Ethics Advisory Council;

**WHEREAS**, a vacancy exists on the Ethics Advisory Council due to the expiration of a term of appointment and resignation; and

**WHEREAS**, the Government Operations Committee recommends the appointment of the individual listed below;

**NOW, THEREFORE BE IT RESOLVED**, that Hon. Dennis K. McDermott of 112 Morgan Lane, Oneida, New York be and hereby is appointed to fill this vacancy on the Ethics Advisory Council effective immediately, said term expiring on September 12, 2027.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

### **RESOLUTION NO. 23-291**

## **ACKNOWLEDGING THE INTRODUCTION OF PROPOSED LOCAL LAW NO. 5 FOR THE YEAR 2023 AND CALLING FOR A PUBLIC HEARING**

**WHEREAS**, Supervisor Walrod has duly introduced proposed Local Law No. 5 for the year 2023, entitled, “A LOCAL LAW SUPERSEDING PUBLIC OFFICERS LAW SECTION 3(1) AS TO THE RESIDENCY OF CERTAIN PUBLIC OFFICER IN MADISON COUNTY”; and

**WHEREAS**, a copy of said proposed local law has been furnished to each Supervisor.

**NOW, THEREFORE BE IT RESOLVED**, that a public hearing be held on the proposed local law in the chambers of the Board of Supervisors at the Madison County Office Building on Tuesday, October 10, 2023 at 11:15 a.m.; and

**BE IT FURTHER RESOLVED**, that the Clerk of the Board shall duly publish a notice of said hearing in the official newspapers of the County at least five days prior to the scheduled hearing date.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

## **A LOCAL LAW SUPERSEDING PUBLIC OFFICERS LAW SECTION 3(1) AS TO THE RESIDENCY OF CERTAIN PUBLIC OFFICER IN MADISON COUNTY**

**Be in enacted by the Board of Supervisors of the County of Madison as follows:**

### **SECTION 1: LEGISLATIVE INTENT**

The Board of Supervisors hereby finds that because of his expertise and years of experience in the Madison County Personnel Department, it is in the public interest that Ryan D. Aylward be promoted to the title of Personnel Officer. The Board of Supervisors hereby finds that requiring Ryan D. Aylward to move from his current residence in an adjoining county is not required given such expertise and experience, and accordingly an exemption from the residency requirements ordinarily applicable is warranted.

## **SECTION 2: EXEMPTION**

The provisions of Public Officers Law Section 3(1) requiring public officers employed by Madison County to be residents of Madison County shall not prevent Ryan D. Aylward from holding the position of Personnel Officer, provided that such person resides in an adjoining county in the State of New York. The provisions of Public Officers Law Section 3(1) to the contrary are hereby superseded.

## **SECTION 3: SEPARABILITY**

If any clause, sentence, paragraph, or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, or section directly involved in the controversy in which judgment shall have been rendered.

## **SECTION 4: EFFECTIVE DATE**

This local law shall take effect immediately upon filing in the office of the Secretary of State pursuant to Municipal Home Rule Law Section 27.

### **RESOLUTION NO. 23-292**

#### **ACKNOWLEDGING THE INTRODUCTION OF PROPOSED LOCAL LAW NO. 6 FOR THE YEAR 2023 AND CALLING FOR A PUBLIC HEARING**

**WHEREAS**, Supervisor Walrod has duly introduced proposed Local Law No. 6 for the year 2023, entitled, "A LOCAL LAW SUPERSEDING PUBLIC OFFICERS LAW SECTION 3(1) AS TO THE RESIDENCY OF CERTAIN PUBLIC OFFICER IN MADISON COUNTY"; and

**WHEREAS**, a copy of said proposed local law has been furnished to each Supervisor.

**NOW, THEREFORE BE IT RESOLVED**, that a public hearing be held on the proposed local law in the chambers of the Board of Supervisors at the Madison County Office Building on Tuesday, October 10, 2023 at 11:20 a.m.; and

**BE IT FURTHER RESOLVED**, that the Clerk of the Board shall duly publish a notice of said hearing in the official newspapers of the County at least five days prior to the scheduled hearing date.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**A LOCAL LAW SUPERSEDING PUBLIC OFFICERS LAW SECTION 3(1)  
AS TO THE RESIDENCY OF CERTAIN PUBLIC OFFICER IN MADISON COUNTY**

**Be in enacted by the Board of Supervisors of the County of Madison as follows:**

**SECTION 1: LEGISLATIVE INTENT**

The Board of Supervisors hereby finds that because of her expertise and years of experience in the Madison County Department of Social Services, it is in the public interest that Jessica L. Prieto be promoted to the title of Commissioner of Social Services. The Board of Supervisors hereby finds that requiring Jessica L. Prieto to move from her current residence in an adjoining county is not required given such expertise and experience, and accordingly an exemption from the residency requirements ordinarily applicable is warranted.

**SECTION 2: EXEMPTION**

The provisions of Public Officers Law Section 3(1) requiring public officers employed by Madison County to be residents of Madison County shall not prevent Jessica L. Prieto from holding the position of Commissioner of Social Services, provided that such person resides in an adjoining county in the State of New York. The provisions of Public Officers Law Section 3(1) to the contrary are hereby superseded.

**SECTION 3: SEPARABILITY**

If any clause, sentence, paragraph, or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, or section directly involved in the controversy in which judgment shall have been rendered.

**SECTION 4: EFFECTIVE DATE**

This local law shall take effect immediately upon filing in the office of the Secretary of State pursuant to Municipal Home Rule Law Section 27.

**RESOLUTION NO. 23-293**

**AUTHORIZING THE ADOPTION OF A SOFTWARE VETTING POLICY**

**WHEREAS**, Madison County recognizes the critical role that software applications play in achieving operational efficiency, data security, and overall business success; and

**WHEREAS**, an effective software vetting policy can mitigate potential risks, such as vulnerabilities, compatibility issues, and regulatory non-compliance, while maximizing the value and utility of chosen software applications; and

**WHEREAS**, the establishment of a standardized software vetting policy will establish guidelines and procedures for the vetting and evaluation of software applications to ensure their logistics, security, and compatibility within the County; and

**WHEREAS**, the policy and procedures has been developed by the Department of Information Technology and the Compliance Officer; and

**WHEREAS**, the Government Operations Committee recommends adopting the Software Vetting Policy and Procedures and recommends same for adoption by the Board of Supervisors,

**NOW, THEREFORE, BE IT RESOLVED**, that the Madison County Board of Supervisors hereby adopts the Software Vetting Policy, effective September 12, 2023.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23- 294**

**ABOLISHING AN OFFICE ASSISTANT I POSITION AND CREATING AN OFFICE ASSISTANT II POSITION IN THE PUBLIC HEALTH DEPARTMENT**

**WHEREAS**, the Public Health Director desires to change the organizational structure of the department in order to improve efficiencies; and

**WHEREAS**, the Public Health Director recommends that one (1) full-time Office Assistant I position be abolished and one (1) full-time Office Assistant II position be created; and

**WHEREAS**, an Office Assistant I has duly qualified in a competitive civil service examination for the title of Office Assistant II; and

**WHEREAS**, the Personnel Officer certifies that Office Assistant II is the appropriate classification based on the description of duties submitted for this position; and

**WHEREAS**, this request was reviewed and approved in accordance with the vacancy review procedure by the Health and Human Services Committee and the Government Operations Committee,

**NOW, THEREFORE BE IT RESOLVED** that one (1) full-time Office Assistant I position be and hereby is abolished effective immediately.

**BE IT FURTHER RESOLVED** that one (1) full-time Office Assistant II position be and hereby is created effective immediately.

**BE IT FURTHER RESOLVED** that the Public Health Director be and hereby is authorized to fill said position in accordance with Civil Service Law and Rule and the contract between the County and the Civil Service Employees' Association, Inc. White Collar Unit effective immediately.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-295**

**REVISING THE MADISON COUNTY MANAGEMENT COMPENSATION PLAN**

**WHEREAS**, the Management Compensation Plan establishes terms and conditions of employment for all department heads, management/confidential personnel and elected officials; and

**WHEREAS**, the Board of Supervisors desires to amend the language regarding terminal benefits; and

**WHEREAS**, the Government Operations Committee reviewed the proposed revisions and recommend the aforementioned changes to the Board of Supervisors for adoption effective September 12, 2023,

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Management Compensation Plan be amended as is on file with the Clerk to the Board.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**By Finance Ways and Means:**

**RESOLUTION NO. 23-296**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**County Road Fund**

**5110 Maint. Roads & Bridges**

**Expense**

|                                           | <u>From</u> | <u>To</u>  |
|-------------------------------------------|-------------|------------|
| D511050 547300 Contract Surface Treatment | \$ 400,000  | \$ 310,000 |
| D511050 546006 Traffic Paint & Material   | 271,350     | 311,350    |

**5112 Construction Projects**

**Expense**

|                                        |                |                |
|----------------------------------------|----------------|----------------|
| D511250 546007 Miscellaneous Materials | <u>200,000</u> | <u>250,000</u> |
|----------------------------------------|----------------|----------------|

|                |                  |                  |
|----------------|------------------|------------------|
| Control Totals | <u>\$871,350</u> | <u>\$871,350</u> |
|----------------|------------------|------------------|

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-297**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**WHEREAS**, the Madison County Health Department provides transportation services to Madison County Children through the Early Intervention program; and

**WHEREAS**, due to increased enrollment in Early Intervention center based program, there has been a significant increase in transportation costs and there is not sufficient funds budgeted for the program needs; and

**WHEREAS**, the Health and Human Services Committee has reviewed and approves this budget modification;

**NOW, THEREFORE, BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**2961 Early Intervention**

**Expense**

|                                               | <u>From</u>      | <u>To</u>        |
|-----------------------------------------------|------------------|------------------|
| A296120 541080 EI Svcs Replenish St Escrow Ac | \$318,000        | \$293,000        |
| A296120 541190 Transportation 0-2             | <u>75,000</u>    | <u>100,000</u>   |
| Control Totals                                | <u>\$393,000</u> | <u>\$393,000</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-298**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**1620 County Buildings**

**Expense**

|                                      | <u>From</u> | <u>To</u> |
|--------------------------------------|-------------|-----------|
| A162010 541975 Tower Decommissioning | \$45,000    | \$30,000  |

**1621 County Buildings-HHS**

**Expense**

|                                  |                  |                  |
|----------------------------------|------------------|------------------|
| A162110 521140 Security/Entrance | <u>\$130,000</u> | <u>\$145,000</u> |
| Control Totals                   | <u>\$175,000</u> | <u>\$175,000</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-299**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**1420 County Attorney**

**Expense**

|                                           | <u>From</u> | <u>To</u> |
|-------------------------------------------|-------------|-----------|
| A142010 542175 Professional Legal Counsel | \$100,000   | \$175,000 |

**1990 Contingent Fund**

**Expense**

|                                |                  |                  |
|--------------------------------|------------------|------------------|
| A199010 544440 Contingent Fund | <u>\$498,859</u> | <u>\$423,859</u> |
| Control Totals                 | <u>\$598,859</u> | <u>\$598,859</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-300**

**AUTHORIZING THE MODIFICATION OF THE 2023 BUDGET FOR INDOOR RADON GRANT  
RENEWAL**

**WHEREAS**, the Madison County Public Health Department continues to promote education and outreach on Radon; and

**WHEREAS**, New York State funding was made available through the Bureau of Environmental Radiation Protection program to Madison County for contract T37368GG for the period of July 1, 2022 through June 30, 2027; and

**WHEREAS**, Madison County's total share for year two of the five year award is \$5,000; and

**WHEREAS**, the Health and Human Services Committee feel it beneficial to accept this funding and continue the services to the community;

**NOW THEREFORE BE IT RESOLVED**, that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**4090 Public Health Environmental**

Expense

|                                               | <u>From</u>    | <u>To</u>      |
|-----------------------------------------------|----------------|----------------|
| A409040 542791 Indoor Radon Program Grant Exp | <u>\$3,958</u> | <u>\$8,958</u> |
| Control Total                                 |                | <u>\$5,000</u> |

Revenue

|                                        |                |                |
|----------------------------------------|----------------|----------------|
| A409040 444019 FA Indoor Radon Program | <u>\$3,958</u> | <u>\$8,958</u> |
| Control Total                          |                | <u>\$5,000</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-301**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**1430 Personnel & Civil Service**

Expense

|                                             | <u>From</u> | <u>To</u> |
|---------------------------------------------|-------------|-----------|
| A143010 541030 Training & Staff Development | \$5,000     | \$10,000  |
| A143010 546400 Physical Exams               | 23,000      | 36,000    |

**1990 Contingent Fund**

Expense

|                                |                  |                  |
|--------------------------------|------------------|------------------|
| A199010 544440 Contingent Fund | <u>\$516,859</u> | <u>\$498,859</u> |
| Control Totals                 | <u>\$544,859</u> | <u>\$544,859</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-302**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2023 Adopted County budget be modified as follows:

**General Fund**

**3110 Office of the Sheriff**

Expense

|                                   | <u>From</u>     | <u>To</u>       |
|-----------------------------------|-----------------|-----------------|
| A311030 540608 Forfeiture Expense | <u>\$14,883</u> | <u>\$18,831</u> |
| Control Total                     |                 | <u>\$3,948</u>  |

Revenue

|                                                    |              |                |
|----------------------------------------------------|--------------|----------------|
| A311030 424009 Interest Earned State Seized Assets | \$-0-        | \$236          |
| A311030 426268 Asset Forfeiture DA to Sheriff      | <u>-0-</u>   | <u>3,712</u>   |
| Totals                                             | <u>\$-0-</u> | <u>\$3,948</u> |
| Control Total                                      |              | <u>\$3,948</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-303**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2023 Adopted County budget be modified as follows:

**General Fund**

**3110 Office of the Sheriff**

Expense

|                                             | <u>From</u>  | <u>To</u>    |
|---------------------------------------------|--------------|--------------|
| A311030 540609 Federal Seized Asset Expense | <u>\$-0-</u> | <u>\$805</u> |
| Control Total                               |              | <u>\$805</u> |

Revenue

|                                                                         |              |              |
|-------------------------------------------------------------------------|--------------|--------------|
| A311030 488032 Appropriation of Federal Seized<br>Asset Reserve-Sheriff | <u>\$-0-</u> | <u>\$805</u> |
| Control Total                                                           |              | <u>\$805</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-304**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**WHEREAS**, grant funding under Public Defender Grant #9 may be used for certain costs allowed under the grant described below:

|                 |                                       |
|-----------------|---------------------------------------|
| Awarding Agency | NYS Office of Indigent Legal Services |
| Grant Period    | January 1, 2022 – December 31, 2023   |
| Contract #      | C900024                               |
| State Funds     | 100%                                  |
| Grant Total     | \$78,098.52                           |

**BE IT RESOLVED**, that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**1171 Public Defender Grant No. 9 (EXTENSION)**

|                             | <u>From</u>  | <u>To</u>       |
|-----------------------------|--------------|-----------------|
| <u>Revenue</u>              |              |                 |
| A117110 433922 SA ILS GR #9 | <u>\$-0-</u> | <u>\$78,099</u> |
| Control Total               |              | <u>\$78,099</u> |

Expense

|                                            |              |                 |
|--------------------------------------------|--------------|-----------------|
| A117110 540253 Office Construction/Remodel | <u>\$-0-</u> | <u>\$78,099</u> |
| Control Total                              |              | <u>\$78,099</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-305**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**WHEREAS**, grant funding under Public Defender Grant #10 may be used for certain costs allowed under the grant described below:

|                 |                                       |
|-----------------|---------------------------------------|
| Awarding Agency | NYS Office of Indigent Legal Services |
| Grant Period    | January 1, 2023 – December 31, 2023   |
| Contract #      | C100024                               |
| State Funds     | 100%                                  |
| Grant Total     | \$75,892.08                           |

**BE IT RESOLVED**, that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**1171 Public Defender Grant No. 10 (EXTENSION)**

|                              | <u>From</u>  | <u>To</u>       |
|------------------------------|--------------|-----------------|
| <u>Revenue</u>               |              |                 |
| A117110 433926 SA ILS GR #10 | <u>\$-0-</u> | <u>\$75,892</u> |
| Control Total                |              | <u>\$75,892</u> |

Expense

|                                            |              |                 |
|--------------------------------------------|--------------|-----------------|
| A117110 540263 Office Construction/Remodel | <u>\$-0-</u> | <u>\$75,892</u> |
| Control Total                              |              | <u>\$75,892</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-306**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**WHEREAS**, grant funding under Public Defender Grant #11 may be used for certain costs allowed under the grant described below:

|                 |                                       |
|-----------------|---------------------------------------|
| Awarding Agency | NYS Office of Indigent Legal Services |
| Grant Period    | January 1, 2021 – December 31, 2023   |
| Contract #      | C110024                               |
| State Funds     | 100%                                  |
| Grant Total     | \$227,676                             |

**BE IT RESOLVED**, that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**1171 Public Defender Grant No. 11 (Year 3 of 3)**

Revenue

|                              | <u>From</u>      | <u>To</u>        |
|------------------------------|------------------|------------------|
| A117110 430252 SA ILS GR #11 | <u>\$106,746</u> | <u>\$182,638</u> |

|               |  |                 |
|---------------|--|-----------------|
| Control Total |  | <u>\$75,892</u> |
|---------------|--|-----------------|

Expense

|                                           |               |                |
|-------------------------------------------|---------------|----------------|
| A117110 547572 ACP Admin Assistant Salary | \$ 2,298      | \$ 19,749      |
| A117110 547573 ACP Admin Assistant Fringe | 13,219        | 26,916         |
| A117110 541174 Contracted Services        | <u>91,229</u> | <u>135,973</u> |

|        |                  |                  |
|--------|------------------|------------------|
| Totals | <u>\$106,746</u> | <u>\$182,638</u> |
|--------|------------------|------------------|

|               |  |                 |
|---------------|--|-----------------|
| Control Total |  | <u>\$75,892</u> |
|---------------|--|-----------------|

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-307**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**WHEREAS**, grant funding under Public Defender Grant #12 may be used for certain costs allowed under the grant described below:

|                 |                                       |
|-----------------|---------------------------------------|
| Awarding Agency | NYS Office of Indigent Legal Services |
| Grant Period    | January 1, 2022 – December 31, 2024   |
| Contract #      | C120024                               |
| State Funds     | 100%                                  |
| Grant Total     | \$113,838.00                          |

**BE IT RESOLVED**, that the 2023 Adopted County Budget be modified as follows:

**General Fund****1171 Public Defender Grant No. 12 (Year 2 of 3)**

|                                               | <u>From</u>     | <u>To</u>       |
|-----------------------------------------------|-----------------|-----------------|
| <u>Revenue</u>                                |                 |                 |
| A117110 430253 SA ILS GR #12                  | <u>\$28,972</u> | <u>\$66,909</u> |
| Control Total                                 |                 | <u>\$37,937</u> |
| <u>Expense</u>                                |                 |                 |
| A117110 547783 ILSF #12 Subscript & Legal Ref | \$20,178        | \$49,321        |
| A117110 547579 ILSF #12 Expert Services-Fm/Cr | \$ 8,794        | <u>\$17,588</u> |
| Totals                                        | <u>\$28,972</u> | <u>\$66,909</u> |
| Control Total                                 |                 | <u>\$37,937</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-308****AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**WHEREAS**, grant funding under NYS Office of Indigent Legal Services, Fourth Counsel at First Appearance (CAFA 4) may be used for certain costs allowed under the grant described below:

|                 |                                       |
|-----------------|---------------------------------------|
| Awarding Agency | NYS Office of Indigent Legal Services |
| Grant Period    | January 1, 2023 – December 31, 2025   |
| Contract #      | CAFA424                               |
| State Funds     | 100%                                  |
| Grant Total     | \$427,310                             |

**BE IT RESOLVED**, that the 2023 Adopted County Budget be modified as follows:

**General Fund****CAFA 4 Grant (Year 1 of 3)**

|                                               | <u>From</u>  | <u>To</u>        |
|-----------------------------------------------|--------------|------------------|
| <u>Revenue</u>                                |              |                  |
| A117210 430255 SA 4 <sup>th</sup> CAFA GRANT  | <u>\$-0-</u> | <u>\$147,500</u> |
| Control Total                                 |              | <u>\$147,500</u> |
| <u>Expense</u>                                |              |                  |
| A11720 547467 CAFA 4 18-B Attorney's CAP Fees | <u>\$-0-</u> | <u>\$147,500</u> |
| Control Total                                 |              | <u>\$147,500</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-309****AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**1325 County Treasurer**

|                                    | <u>From</u>        | <u>To</u>          |
|------------------------------------|--------------------|--------------------|
| <u>Revenue</u>                     |                    |                    |
| A132510 424001 Interest & Earnings | \$1,475,000        | \$625,000          |
| A132510 424010 Dividend Income     | -0-                | 400,000            |
| A132510 424011 Investment Income   | <u>-0-</u>         | <u>450,000</u>     |
| Control Totals                     | <u>\$1,475,000</u> | <u>\$1,475,000</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-310**

**AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**Water Fund**

**8340 Clockville Water District #1**

|                                     | <u>From</u>  | <u>To</u>       |
|-------------------------------------|--------------|-----------------|
| <u>Revenue</u>                      |              |                 |
| FX834080 424001 Interest & Earnings | <u>\$-0-</u> | <u>\$480.81</u> |
| Control Total                       |              | <u>\$480.81</u> |

Expense

|                                                   |              |                 |
|---------------------------------------------------|--------------|-----------------|
| FX834080 594203 Transfer to Capital Projects Fund | <u>\$-0-</u> | <u>\$480.81</u> |
| Control Total                                     |              | <u>\$480.81</u> |

**Capital Projects Fund**

**8342 Clockville Water District #1**

|                                                      |                    |                       |
|------------------------------------------------------|--------------------|-----------------------|
| <u>Revenue</u>                                       |                    |                       |
| H834280 439910 State Aid WIIA Grant Clockville Water | \$-0-              | \$1,463,519.19        |
| H834280 450335 Transfer from Water Fund              | 5,000              | 5,480.81              |
| H834280 457100 Serial Bonds                          | <u>2,680,000</u>   | <u>1,216,000.00</u>   |
| Control Totals                                       | <u>\$2,685,000</u> | <u>\$2,685,000.00</u> |

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**By Health and Human Services:**

**RESOLUTION NO. 23-311**

**AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT AND MODIFYING THE 2023  
ADOPTED COUNTY BUDGET**

**WHEREAS**, Madison County issued a RFP for programs related to Opioid Settlement Funding;

**WHEREAS**, Stoneleigh Housing, Inc. has been selected as an award recipient;

**NOW, THEREFORE, BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**4220 Narcotics Addiction Control**

Expense

|                                   | <u>From</u> | <u>To</u>         |
|-----------------------------------|-------------|-------------------|
| A422040 542802 Stoneleigh Housing | \$-0-       | \$ <u>125,000</u> |
| Control Total                     |             | \$ <u>125,000</u> |

Revenue

|                                                           |                   |                   |
|-----------------------------------------------------------|-------------------|-------------------|
| A422040 488030 Appropriation Opioid Reserves-Restricted   | \$193,869         | \$283,566         |
| A422040 488031 Appropriation Opioid Reserves-Unrestricted | -0-               | <u>35,303</u>     |
| Totals                                                    | \$ <u>193,869</u> | \$ <u>318,869</u> |
| Control Total                                             |                   | \$ <u>125,000</u> |

**BE IT FURTHER RESOLVED**, that the Chairman of the Board be hereby authorized to execute an agreement, a copy of which is on file with the Clerk of this Board, for the period from September 1, 2023 through August 31, 2025 with Stoneleigh Housing, Inc.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-312**

**AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT AND MODIFYING THE 2023 ADOPTED COUNTY BUDGET**

**WHEREAS**, Madison County issued a RFP for programs related to Opioid Settlement Funding;

**WHEREAS**, Chenango Court Management, LLC has been selected as an award recipient;

**NOW, THEREFORE, BE IT RESOLVED** that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**4220 Narcotics Addiction Control**

Expense

|                                          | <u>From</u> | <u>To</u>         |
|------------------------------------------|-------------|-------------------|
| A422040 542801 Chenango Court Management | \$-0-       | \$ <u>189,931</u> |
| Control Total                            |             | \$ <u>189,931</u> |

Revenue

|                                                         |                  |                  |
|---------------------------------------------------------|------------------|------------------|
| A422040 434860 State Aid Opioid Reg Abatement LGU       | \$341,465        | \$423,902        |
| A422040 488030 Appropriation Opioid Reserves-Restricted | <u>86,375</u>    | <u>193,869</u>   |
| Totals                                                  | <u>\$427,840</u> | <u>\$617,771</u> |
| Control Total                                           |                  | <u>\$189,931</u> |

**BE IT FURTHER RESOLVED**, that the Chairman of the Board be hereby authorized to execute an agreement, a copy of which is on file with the Clerk of this Board, for the period from September 1, 2023 through August 31, 2025 with Chenango Court Management, LLC.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-313**

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

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

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

**WHEREAS**, in an effort to continue this initiative the State agreed to fund this program for five years, starting from April 1, 2018 through March 31, 2023 and

**WHEREAS**, NYS Department of Health has extended this award for an additional 1 year for the period of April 1, 2023 through March 31, 2024, Contract award number C38909GG in the same amount of \$30,131; and

**WHEREAS**, this agreement has been reviewed and approved by the Health and Human 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 the New York State Department of Health, in the form as is on file with the Clerk of The Board.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-314**

**ENVIRONMENTAL HEALTH DIVISON FEE SCHEDULE**

**WHEREAS**, Madison County Public Health Department provides Environmental Health services to residents; and

**WHEREAS**, the charges for providing these services to Madison County residents is based on the expenses incurred or otherwise established by State Sanitary Code; and

**WHEREAS**, the fee schedule has been updated to reflect the revised charges for regulating various sized migrant housing units as of January 1 2024: and

**WHEREAS**, the Health and Human Services committee agree to approve the updated fee schedule for Environmental Health services; and

**NOW, THEREFORE BE IT RESOLVED** that the attached charges are approved effective January 1, 2024

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**By Criminal Justice, Public Safety and Emergency Communications:**

**RESOLUTION NO. 23-315**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH SOUTHERN MADISON COUNTY VOLUNTEER AMBULANCE CORPS, INC. FOR USE OF AMBULANCES**

**WHEREAS**, pursuant to Madison County Resolution 22-526, the Madison County Board of Supervisors approved the operation of an Advanced Life Support (ALS) Transporting Service within Madison County known as Madison County EMS; and

**WHEREAS**, Madison County EMS is available to assist County EMS agencies with emergency medical response throughout Madison County; and

**WHEREAS**, Southern Madison County Volunteer Ambulance Corps, Inc. (SOMAC) owns and operates an ambulance to provide emergency medical services to the Town of Hamilton and portions of the Towns of Brookfield and Lebanon; and

**WHEREAS**, SOMAC has difficulty staffing said ambulance at times which could be covered by Madison County EMS personnel; and

**WHEREAS**, it is appropriate and necessary for SOMAC and the County of Madison to enter into a Memorandum of Understanding for Madison County EMS personnel to operate SOMAC ambulances based on staffing availability;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman be and hereby is authorized to execute a Memorandum of Understanding with Southern Madison County Volunteer Ambulance Corps, Inc. for use of their ambulances by Madison County EMS in the delivery of emergency medical services.

**ADOPTED: AYES- 996    NAYS – 64 (Jones, Stokes)    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-316**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH KING & KING ARCHITECTS, ON BEHALF OF THE MADISON COUNTY ASSIGNED COUNSEL PROGRAM**

**WHEREAS**, the Madison County Assigned Counsel intends to engage with King & King Architects, for their professional design services related to architectural and MEP design for interior renovations at 1091 Northside Shopping Plaza, Suite 2, Oneida, New York (Madison County Assigned Counsel offices), and

**WHEREAS**, King & King Architects, is an architectural firm based out of Syracuse, New York, that has been previously utilized by the County for many similar designs and services in the past, and possess the special skills and training to perform the services required; and

**WHEREAS**, King & King Architects has agreed to perform an on-site review of the property; confirm the needs and goals of the projection; a review of applicable and relevant NY State building and Accessibility Codes; the development of a schematic floor plan of the proposed configuration; and the development of the necessary constructions documents, for a total cost of \$27,500; and

**WHEREAS**, H-H grant funding has been approved for the cost of the contact, which construction would allow a more efficient office space; allow for the creation of additional office space; afford the opportunity for program growth; and to provide our panel attorneys with a dedicated work space for them to utilize at their convenience; and

**WHEREAS**, this agreement has been reviewed and approved by the Criminal Justice, Public Safety and Emergency Communications Committee and the Highway, Buildings & Grounds Committee;

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

**ADOPTED: AYES- 996    NAYS – 64 (Jones, Stokes)    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-317**

**AUTHORIZING THE CHAIRMAN TO ACCEPT FUNDS FROM  
THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE  
AND MODIFYING THE 2023 ADOPTED COUNTY BUDGET**

**WHEREAS**, New York State has appropriated \$16,500 in funding during State Fiscal Year 2023-2024 for services and expenses related to Madison County STOP DWI but not included in the Yearly STOP DWI Plan; and

**WHEREAS**, these funds will provide 100% state reimbursement of eligible costs in the effort to support Madison County; and this program is described as follows:

|                  |                                                    |
|------------------|----------------------------------------------------|
| Awarding Agency: | New York State Governor's Traffic Safety Committee |
| Time Period:     | 09/01/23 – 12/31/24                                |
| State Funds:     | 100%                                               |
| Total Funds:     | \$16,500                                           |

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

**BE IT FURTHER RESOLVED**, that the 2023 Adopted County Budget be modified as follows:

**General Fund**

**3316 STOP DWI Grant Programs**

**Expense**

|                                               | <u>From</u> | <u>To</u> |
|-----------------------------------------------|-------------|-----------|
| A331630 541193 STOP DWI GTSC FY 23-24 Expense | \$-0-       | \$16,500  |

|               |  |          |
|---------------|--|----------|
| Control Total |  | \$16,500 |
|---------------|--|----------|

**Revenue**

|                                                 |       |          |
|-------------------------------------------------|-------|----------|
| A331630 433933 State Aid STOP DWI GTSC FY 23-24 | \$-0- | \$16,500 |
|-------------------------------------------------|-------|----------|

|               |  |          |
|---------------|--|----------|
| Control Total |  | \$16,500 |
|---------------|--|----------|

**ADOPTED: AYES- 996    NAYS – 64 (Jones, Stokes)    ABSENT – 440 (Becker, Zupan)**

**By Highway, Buildings and Grounds:**

**RESOLUTION NO. 23-318**

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

**WHEREAS**, counties and cities are required by law to furnish and maintain adequate court facilities for use by trial courts in the State of New York; and

**WHEREAS**, Madison County is responsible for furnishing and maintaining the Madison County Courthouse; and

**WHEREAS**, this renewal agreement (No. 3300553) shall be effective beginning April 1, 2023, and shall terminate March 31, 2028; and

**WHEREAS**, the proposed budget for services to be rendered to this agreement for the period of April 1, 2023 through March 31, 2024 shall be \$152,510; and

**WHEREAS**, pursuant to the provisions of Chapter 686 of the laws of 1996, as amended to date, the maximum compensation for the 2023-2024 period shall be 100 percent of the total amount for cleaning and minor repairs and 25 percent for maintenance;

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

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-319**

**AUTHORIZING THE CHAIRMAN TO AWARD BID 23-27 AND ENTER INTO AN AGREEMENT WITH MURNANE BUILDING CONTRACTORS, INC**

**WHEREAS**, sealed bids were received and opened on August 10, 2023 for the Human Services Building Employee Entrance Renovation (BID 23-27); and

**WHEREAS**, all bids have been canvassed and reviewed by design engineer King & King Architects, who made their recommendation to award the bid to the lowest responsible bidder; and

**WHEREAS**, the Highway, Buildings and Grounds Committee has reviewed and recommends moving forward with entering into the agreement as recommended by King & King Architects for the performance of this work;

**NOW, THEREFORE, BE IT RESOLVED**, that the County accept the following bid for the work heretofore described, to wit:

**Bid Ref No. 23-27 HSB Employee Entrance Reno**

**Murnane Building Contractors, Inc.  
15 Wood Rd.  
Whitesboro, NY 13492**

**TOTAL: \$ 125,000**

**BE IT FURTHER 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 Murnane Building Contractors, Inc., in the form as is on file with the Clerk of the Board.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-320**

**AUTHORIZING THE CHAIRMAN TO MODIFY AN AGREEMENT WITH WENDEL WD ARCHITECTURES, P.C.**

**WHEREAS**, Madison County entered into an agreement (21-501, 22-405) with Wendel WD Architecture, Engineering, Surveying & Landscaping Architectures, P.C. for Professional Engineering Services with regards to the County Office Building Emergency Generator Project; and

**WHEREAS**, the said agreement is set to expire on the 4<sup>th</sup> day of November 2023, but due to delays in materials there is a need to extend the expiration date; and

**WHEREAS**, the County would like to amend the current agreement with Wendel WD Architects, P.C. to extend and modify the agreement expiration date to May 31, 2024; and

**WHEREAS**, the Highways, Buildings & Grounds Committee has reviewed the modified agreement and recommend that the agreement be accepted; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors

is hereby authorized to modify and agreement with Wendel WD Architectures, P.C. Accordingly, a copy of said Agreement is filed with the Clerk of the Board.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-321**

**AUTHORIZING THE CHAIRMAN TO MODIFY AN AGREEMENT WITH M.E.I.D. LLC**

**WHEREAS**, Madison County entered into an agreement (22-516) with M.E.I.D. LLC for Bid 22-34 General Contractor with regards to the County Office Building Emergency Generator Project; and

**WHEREAS**, the said agreement is set to expire on the 14<sup>th</sup> day of November 2023, but due to delays in materials there is a need to extend the expiration date; and

**WHEREAS**, the County would like to amend the current agreement with M.E.I.D. LLC to extend and modify the agreement expiration date to May 31, 2024; and

**WHEREAS**, the Highways, Buildings & Grounds Committee has reviewed the modified agreement and recommend that the agreement be accepted; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors is hereby authorized to modify and agreement with M.E.I.D. LLC. Accordingly, a copy of said Agreement is filed with the Clerk of the Board.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**RESOLUTION NO. 23-322**

**AUTHORIZING THE CHAIRMAN TO MODIFY AN AGREEMENT WITH  
SUIT-KOTE CORPORATION**

**WHEREAS**, sealed bids were opened on February 7, 2023 for Bid 23-01, Liquid Bituminous et al and reviewed by the Highway Buildings and Grounds Committee on February 22, 2023, and

**WHEREAS**, the Highway Buildings and Grounds Committee approved awarding items to Suit-Kote Corporation, as needed by Madison County Highway Department, according to Schedule A of the agreement, and;

**WHEREAS**, the line items listed in the agreement with Suit-Kote Corporation were #4, #13, #14, #15, #16, #17, #19 & #22 per bid prices with a price adjustment allowed for Item #4 as a part of the bid in accordance with current NYSDOT Policy; and

**WHEREAS**, the Committee was polled on September 6, 2023 and approved modifying the agreement with Suit-Kote Corporation to include Item #51, Type II per bid price with a price adjustment allowed in accordance with current NYSDOT Policy;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman of the Madison County Board of Supervisors, be and is hereby authorized to approve the modification to the agreement on

behalf of the County of Madison with Suit-Kote Corporation, in the form as is on file with the Clerk of the Board.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**Resolutions- Regular Agenda**

**By Supervisor Roberts:**

**RESOLUTION NO. 23-323**

**ADOPTING LOCAL LAW NO. 3 FOR THE YEAR 2023**

**WHEREAS**, there has been duly introduced Local Law No. 3 for the year 2023 entitled, "A LOCAL LAW OVERRIDING TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c"; and

**WHEREAS**, a public hearing on said local law was duly held by the Board of Supervisors of the County of Madison on September 12, 2023.

**NOW, THEREFORE BE IT RESOLVED**, that Local Law No. 3 for the year 2023 be and the same is hereby adopted.

**ADOPTED: AYES- 1,044    NAYS – 0    ABSENT – 456 (Becker, Zupan)**

**By Supervisor Walrod:**

**RESOLUTION NO. 23-324**

**ADOPTING LOCAL LAW NO. 4 FOR THE YEAR 2023**

**WHEREAS**, there has been duly introduced Local Law No. 4 for the year 2023 entitled "A LOCAL LAW FIXING THE SALARIES OF CERTAIN COUNTY OFFICIALS FOR THE YEAR 2024"; and

**WHEREAS**, a public hearing on said local law was duly held by the Board of Supervisors of the County of Madison on September 12, 2023,

**NOW, THEREFORE BE IT RESOLVED**, that Local Law No. 4 for the year 2023 be and the same is hereby adopted.

**At this time, Supervisor Cunningham, seconded by Supervisor Stokes, made a motion to Table this resolution for the next scheduled Board Meeting on October 10, 2023. This motion was made in administrative error and a vote was taken on this resolution following Executive Session of the Board of Supervisors.**

**Please note the recorded Vote that was taken following the record of Executive Session.**

**By Supervisor Pinard:**

**RESOLUTION NO. 23-325**

**AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH THE MADISON COUNTY  
CHAPTER OF TROUT UNLIMITED FOR A TROUT HABITAT IMPROVEMENT PROJECT ON  
CHITTENANGO CREEK**

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

**WHEREAS**, for a number of years, Madison County has used these FL-LOWPA grant funds in conjunction with Trout Unlimited to improve habitat and stream conditions in Chittenango Creek (work which has in the past received recognition in the New York State Conservationist magazine); and

**WHEREAS**, Madison County will provide \$14,200 of these grant funds to the Madison County Chapter of Trout Unlimited for a habitat improvement project on Chittenango Creek; and

**NOW, THEREFORE, BE IT RESOLVED** that the Madison County Board of Supervisors authorizes the Chairman to sign a MOU (a copy of which are on file with the Clerk of this Board) with the Madison County Chapter of Trout Unlimited.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

**By Supervisor Walrod:**

**The following resolution was voted on by a 2/3rds vote:**

**RESOLUTION NO. 23-326**

**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 and 24-A are hereby waived only for the purpose of approving a resolution for Madison County's support of NYS Senate Bill S.1793 and Assembly Bill A.2888A to properly regulate the development of future renewable energy facilities within Madison County.

**ADOPTED: AYES- 992    NAYS – 0    ABSENT – 508 (Becker, Zupan)**

**RESOLUTION NO. 23-327**

**SUPPORTING LEGISLATION TO DESIGN UNIFORM STANDARDS FOR RENEWABLE  
ENERGY FACILITIES AND DEVELOP CLEAN ENERGY OUTREACH AND COMMUNITY  
PLANNING PROGRAM**

**WHEREAS**, New York State Senate Bill S.1793 relates to the design of uniform standards and conditions relating to the construction and operation of major renewable energy facilities and the review of applications for permits to develop such facilities; and

**WHEREAS**, the bill also requires the Office of Renewable Energy Siting (ORES) to establish or amend rules and regulations pertaining to renewable energy siting facilities; and

**WHEREAS**, the purpose of this legislation is to establish uniform standards and conditions relating to the construction and operation of major renewable energy facilities on farmland and the review of applications for permits to develop such facilities; and require the office of renewable energy siting to establish or amend rules and regulations pertaining to renewable energy siting facilities; and

**WHEREAS**, New York State Assembly Bill A.2888A authorizes the New York state energy research and development authority to develop a clean energy outreach and community planning program; and

**WHEREAS**, the purpose for this legislation is to amend the public authorities law and the executive law, in relation to authorizing the New York State Energy Research and Development Authority (NYSERDA) to develop a clean energy outreach and community planning program; and providing for the repeal of such provisions upon expiration thereof; and

**WHEREAS**, NYS Senate Bill S.1793 has passed the Senate and been delivered to the Assembly, and NYS Assembly Bill A2888A has passed the Assembly and returned to the Senate; and

**WHEREAS**, while Madison County is in favor of moderately sized Green Energy programs as we currently have two windfarms and several solar farms within our county, many of our towns are also farming communities and have a large Amish footprint;

**NOW, THEREFORE BE IT RESOLVED**, that the Madison County Board of Supervisors is fully in support of proposed legislative bills S.1793 and A.2888A to properly regulate the development of future renewable energy facilities within Madison County; and

**BE IT FURTHER RESOLVED** that the Clerk to the Madison County Board of Supervisors shall forward copies of this resolution to New York State Governor Kathy Hochul, the New York State Legislature, and all others deemed necessary and proper.

**Supervisor Jones explained that these bills are something we need to fight for to protect our land, our families. Our prime farm land needs to be protected from these Solar and Wind farms. Supervisor Vosburg also added that these companies do not buy the farm land they are looking to lease them which tells you their commitment. Supervisor Shwartz expressed she has not had the opportunity to review the referenced bills and would like to fully understand the stance prior to voting in favor of this resolution. County Administrator Scimone added that he believes they talk more of the community involvement and are incentive base not punitive.**

**ADOPTED: AYES- 1,040 NAYS – 0 ABSENT – 440 (Becker, Zupan)**

**At 11:30 A.M., On motion by Supervisor Vosburg, seconded by Supervisor Walrod, the Board entered into executive session to discuss the financial, credit, or employment history of a particular corporation.**

**At 12:10 P.M., On motion by Supervisor During seconded by Supervisor Vosburg, the Board exited executive session.**

**The following resolution was previously tabled in Administrative Error and is once again put forth before the Board for approval:**

**By Supervisor Walrod:**

**RESOLUTION NO. 23-324**

**ADOPTING LOCAL LAW NO. 4 FOR THE YEAR 2023**

**WHEREAS**, there has been duly introduced Local Law No. 4 for the year 2023 entitled "A LOCAL LAW FIXING THE SALARIES OF CERTAIN COUNTY OFFICIALS FOR THE YEAR 2024"; and

**WHEREAS**, a public hearing on said local law was duly held by the Board of Supervisors of the County of Madison on September 12, 2023,

**NOW, THEREFORE BE IT RESOLVED**, that Local Law No. 4 for the year 2023 be and the same is hereby adopted.

**ADOPTED: AYES- 1,060    NAYS – 0    ABSENT – 440 (Becker, Zupan)**

The next Board meeting is scheduled for October 10, 2023 at 11:00 a.m.

On motion by Supervisor Dubois, seconded by Supervisor Cavanagh, the Board adjourned.