

**MADISON COUNTY BOARD OF SUPERVISORS
Meeting Minutes – Tuesday, July 12, 2022**

The Board convened at 11:00 a.m. in the Supervisors chambers, second floor, County Office Building, Wampsville, New York with all members present except for Supervisor Moses (98 votes) and Supervisor Stepanski (45 votes).

Pledge of Allegiance.

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

Communications, Reports and Reports of Committees

1. Copy of a resolution received from Schuyler County to Improve Probation and Alternatives to Incarceration Programs in NYS.

Vouchers payable report in the amount of \$1,241,092.47.

Resolution of Appreciation

RESOLUTION NO. 22-285

RESOLUTION OF APPRECIATION – RETIREE RECOGNITION

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

WHEREAS, recognition of the distinguished service of a certain County employee with an upcoming retirement is in order,

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors hereby recognizes the dedicated contributions of Elizabeth Holmes upon her retirement.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

Elizabeth A. Holmes

Mental Health

2002 - 2022

Mental Health Director Teisha Cook stepped forward to accept a gift for retiree Elizabeth “Libby” Holmes. Libby was thanked for her near 20 years of service to the County. Libby was described as someone who is always smiling and one of the kindest individuals you will ever meet.

Libby is going to enjoy her retirement by spending time with her two grandsons and tending to her gardens. Libby thanked Madison County for the opportunity to work here for this many years and that she has enjoyed her time here.

Resolutions – Preferred Agenda

By Government Operations Committee:

RESOLUTION NO. 22-286

**ABOLISHING A GEOGRAPHIC INFORMATION SYSTEMS AIDE POSITION AND
CREATING A GEOGRAPHIC INFORMATION SYSTEMS SPECIALIST POSITION IN
THE OFFICE OF THE COUNTY TREASURER**

WHEREAS, the County Treasurer recommends that a full-time Geographic Information Systems Aide position be abolished and a Geographic Information Systems Specialist position be created in the Treasurer's Office; and

WHEREAS, the Personnel Officer certifies that is the Geographic Information Systems Specialist is the appropriate classification based on the description of duties for this position; and

WHEREAS, this request was reviewed and approved in accordance with the vacancy review procedure by the Finance Ways and Means Committee and Government Operations Committee,

NOW, THEREFORE BE IT RESOLVED that one (1) Geographic Information Systems Aide position be and hereby is abolished effective immediately; and

BE IT FURTHER RESOLVED that one (1) full-time Geographic Information Systems Specialist be and hereby is created; and

BE IT FURTHER RESOLVED that the County Treasurer be and hereby is authorized to fill said position effective immediately in accordance with the Agreement between Madison County and the CSEA White Collar Unit; and

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-287

**AUTHORIZING ATTENDANCE AT AN OUT-OF-STATE RECERTIFICATION
TRAINING (HIGHWAY)**

WHEREAS, Line Clearance Arborist Recertification, through ACRT Arborist Training will be held from October 20, 2022 to October 21, 2022 in Portsmouth, NH; and

WHEREAS, Joe Wisinski, Highway Superintendent has requested that Ryan Youngs, Highway Tree Trimmer, attend said recertification training; and

WHEREAS, the expenses are funded through appropriations in the 2022 Highway Department budget; and

WHEREAS, this request has been reviewed and approved by the Highway Buildings and Grounds and the Government Operations Committee;

NOW, THEREFORE BE IT RESOLVED, that Ryan Youngs be and hereby is authorized to attend the said recertification training at a cost not to exceed \$700.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-288

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH
SPECTRUM ENTERPRISE**

WHEREAS, Madison County currently contracts with Spectrum for Internet; and

WHEREAS, Madison County can increase bandwidth and decrease costs with a new 36 month contract; and

WHEREAS, the cost for the new service will be \$850.00/month including 19 static IP addresses; and

NOW, THEREFORE BE IT RESOLVED, that the Chairman be and hereby is authorized to execute the contract with Spectrum on behalf of the County, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-289

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN ENTERPRISE AGREEMENT WITH SEDARA

WHEREAS, Madison County is required to perform annual internal and external penetration tests; and

WHEREAS, the Information Technology department recommends that SEDARA be hired to perform these tasks; and

WHEREAS, the cost for this project is \$14,323.40 and the funds for this project are available in the 2022 budget; and

NOW, THEREFORE BE IT RESOLVED, that the Chairman be and hereby is authorized to execute the contracts with SEDARA on behalf of the County, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-290

AMENDING THE MADISON COUNTY PURCHASING CARD POLICY AND PROCEDURES

WHEREAS, the Madison County Board of Supervisors has previously adopted a revised Purchasing Cards Policy and Procedure; and

WHEREAS, the current policy requires amendments to the existing 2018 Purchasing Cards Policy and Procedures to change the policy that will extend and incorporate further instructions on policy and procedures; and

WHEREAS, the amendments will also increase efficiencies countywide; and

WHEREAS, the Government Operations Committee has reviewed the amendments to the procedures and recommends adoption by the Board of Supervisors;

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors hereby adopts Madison County's Purchasing Policy and Procedures as amended.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-291

ESTABLISHING THE STANDARD WORK DAY AND REPORTING DAYS FOR CERTAIN COUNTY OFFICIALS

WHEREAS, The Office of the State Comptroller New York State and Local Employees' Retirement System requires that a Standard Work Day and Reporting Resolution be established for retirement credit reporting purposes for elected and appointed officials;

NOW, THEREFORE, BE IT RESOLVED, that Madison County hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk to the Board:

TITLE	NAME	STANDARD WORK DAY (Hrs/Day)	TERM BEGINS/ ENDS	RECORD OF ACTIVITIES RESULTS
Elected Officials				
Supervisor (Cazenovia)	William Zupan	6.0	1/1/20-12/31/23	6.85
Supervisor (Fenner)	David Jones	6.0	1/1/22-12/31/23	6.08
Supervisor (Georgetown)	Paul Walrod	6.0	1/1/22-12/31/23	7.82
Supervisor (Hamilton)	Eve Ann Shwartz	6.0	1/1/22-12/31/25	3.71
Supervisor (Lenox)	Joseph John Pinard	6.0	1/1/22-12/31/25	1.06
Supervisor (Lincoln)	Melissa During	6.0	1/1/22-12/31/23	2.75
Supervisor (Smithfield)	Thomas J. Stokes	6.0	1/1/22-12/31/23	2.24
Supervisor (Oneida – Wards 1-2-3)	Matthew Roberts	6.0	1/1/22-12/31/23	2.50
Supervisor (Oneida – Wards 1-2-3)	Mary Cavanagh	6.0	1/1/22-12/31/23	4.14
Supervisor (Oneida – Wards 4-5-6)	Joseph Magliocca	6.0	1/1/22-12/31/23	10.27
Supervisor (Oneida – Wards 4-5-6)	Brandee DuBois	6.0	1/1/22-12/31/23	3.75
Appointed Officials				
County Attorney	Tina Wayland-Smith	6.0	1/1/22-12/31/23	23.07
2 nd Asst. County Attorney	Melissa Martel Felton	6.0	1/1/22-12/31/23	17.26

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-292

ESTABLISHING THE 2022 SALARY OF

THE ADMINISTRATIVE ASSISTANT TO THE DISTRICT ATTORNEY

WHEREAS, the Administrative Assistant to the District Attorney position was recently vacated; and

WHEREAS, the title of Administrative Assistant to the District Attorney salary is \$38,554, hire rate in the Management Compensation Salary Plan; and

WHEREAS, the District Attorney has requested that a salary of \$41,123, step 2 in the Management Compensation Salary Plan be established the date of the appointment; and

WHEREAS, the Government Operations Committee recommends a 2022 salary of \$41,123 be established;

NOW, THEREFORE BE IT RESOLVED that the 2022 salary of \$41,123 be and hereby is established.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-293

**ESTABLISHING THE 2022 SALARY FOR
THE ASSISTANT DISTRICT ATTORNEY– FRAUD PREVENTION**

WHEREAS, the Assistant District Attorney-Fraud Prevention position was recently vacated due to retirement; and

WHEREAS, an appointment to the title of Assistant District Attorney-Fraud Prevention occurred on June 20, 2022 at a salary of \$76,631, hire rate in the Management Compensation Salary Plan; and

WHEREAS, the District Attorney has requested that a salary of \$82,957, step 3 in the Management Compensation Salary Plan be established retroactive to date of appointment; and

WHEREAS, the Government Operations Committee recommends a 2022 salary of \$82,957 be established;

NOW, THEREFORE BE IT RESOLVED that the 2022 salary of \$82,957 be and hereby is established retroactive to June 20, 2022.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-294

AUTHORIZING THE MODIFICATION OF THE 2022 ADOPTED COUNTY BUDGET

WHEREAS, the American Rescue Plan Act of 2021 provided \$350 billion in emergency funding for eligible state, local, territorial and tribal governments; and

WHEREAS, Madison County's total allocation amounted to \$13,779,458; and

WHEREAS, Madison County received \$6,889,729, representing the first half of its total allocation, in May 2021; and

WHEREAS, Madison County received \$6,889,729, representing the second half of its total allocation, in June 2022; and

WHEREAS, the funds must be used in accordance with expenditure guidelines set forth by the United States Treasury; and

WHEREAS, following review of the guidelines and potential uses of the funds, it has been decided to allocate most of the remaining funds for spending.

NOW, THEREFORE, BE IT RESOLVED that the 2022 Adopted County Budget be modified as follows:

General Fund

9999 Non Departmental Revenue

Revenue

	<u>From</u>	<u>To</u>
A999995 440895 Fed Aid Coronavirus Fiscal Recovery Funds	<u>\$4,383,197</u>	<u>\$8,978,167</u>
Control Total		<u>\$4,594,970</u>

1411 County Clerk (ARPA)

Expense

A141110 540857 Mobile DMV Unit	\$-0-	\$75,000
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1481 Public Information (ARPA)

Expense

A148110 511000 Personal Services Full Time	\$28,494	\$73,694
A148110 581100 Retirement Expense	3,265	7,695
A148110 582100 Social Security & Medicare Expense	2,188	5,648
A148110 583100 Workers Compensation Expense	23	93
A148110 585100 Disability Expense	59	139
A148110 586100 Employee Health Insurance Expense	13,385	20,145

1631 County Buildings (ARPA)

Expense

A163110 540238 Rest Room Renovations-2 nd Floor COB	\$-0-	\$255,000
A163110 540352 Morrisville Highway Garage Site Expense	250,000	1,550,000
A163110 540448 Heat Pumps	-0-	40,000
A163110 548700 Health & Human Services Parking Lot	-0-	178,627

1681 Information Technology (ARPA)

Expense

A168110 540414 Switches	\$136,155	\$336,155
A168110 540417 Document Management Software	-0-	120,000
A168110 540418 Exchange Online	-0-	70,000
A168110 540419 Public Health Conference Room Upgrade	-0-	50,000

3023 Communications E911 (ARPA)

Expense

A302330 541943 Recorder Upgrade for 911	\$-0-	\$60,000
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3411 Office of Emergency Management (ARPA)**Expense**

A341130 529064 Material Handling Equipment	\$-0-	\$40,000
A341130 540225 Paving EMTC Parking Lot	-0-	80,000
A341130 540251 Concrete Pad for Vehicle-Fire Training/EMTC	-0-	65,000

4018 Public Health (ARPA)**Expense**

A401840 540151 Health Festival	\$-0-	\$25,000
A401840 540152 Survey/Data Collection	-0-	58,000
A401840 540153 Public Health App	-0-	20,000
A401840 540154 Wastewater Testing for Opiates and Cannabis	-0-	15,000

4989 County EMS Program (ARPA)**Expense**

A498940 513000 Personal Services Part Time	\$164,736	\$394,736
A498940 524015 Equipment Expense	12,729	62,729
A498940 540122 Equipment Expense	3,065	8,065
A498940 540386 Technology Expense	10,000	12,500
A498940 541030 Training & Staff Development	7,255	14,755
A498940 545090 Medical Supplies	4,319	10,819
A498940 549300 Central Garage	10,000	27,500
A498940 581100 State Retirement Expense	17,061	39,475
A498940 582100 Social Security & Medicare Expense	12,603	30,198
A498940 583100 Workers Compensation Expense	226	15,870
A498940 585100 Disability Expense	990	1,337

6326 Madison Local Eats Program (ARPA)**Expense**

A632660 547265 Madison Local Eats	\$127,095	\$-0-
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6327 Buy Local Program (ARPA)**Expense**

A632760 547263 Support for Agriculture Economic Development	\$-0-	\$250,000
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6421 Promotion of Tourism (ARPA)**Expense**

A642160 542905 Historical Tourism	\$-0-	\$15,000
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9903 Contribution to Other Funds (ARPA)**Expense**

A990399 594051 Transfer to County Road Fund	\$-0-	\$370,000
A990399 594101 Transfer to Road Machinery Fund	-0-	925,438
A990399 594220 Transfer to Enterprise Landfill Fund	-0-	<u>75,000</u>

Totals	<u>\$803,648</u>	<u>\$5,398,618</u>
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Control Total		<u>\$4,594,970</u>
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County Road Fund**5114 County Highway (ARPA)****Revenue**

D511450 450326 Transfer from General Fund	<u>\$-0-</u>	<u>\$370,000</u>
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Control Total		<u>\$370,000</u>
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Expense

D511450 529111 GPS Unit for Survey Total Station	\$-0-	\$14,000
D511450 529113 Hand Liner for Striping Crew	-0-	13,000
D511450 529114 Retroreflectometer	-0-	23,000
D511450 546002 Guide Rail Box Beam	-0-	<u>320,000</u>

Control Total		<u>\$370,000</u>
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Road Machinery Fund

5134 Road Machinery Projects (ARPA)

Revenue

DM513450 450326 Transfer from General Fund	\$-0-	<u>\$925,438</u>
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Control Total		<u>\$925,438</u>
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Expense

DM513450 529061 Roof	\$-0-	\$500,000
DM513450 529094 Dirt Roller	-0-	130,000
DM513450 529112 Stump Grinder	-0-	45,000
DM513450 548700 Parking Lot	-0-	<u>250,438</u>

Totals	\$-0-	<u>\$925,438</u>
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Control Total		<u>\$925,438</u>
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Enterprise Environmental Landfill Fund

8172 Environmental Control (ARPA)

Revenue

EE817280 450326 Transfer from General Fund	\$-0-	<u>\$75,000</u>
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Control Total		<u>\$75,000</u>
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Expense

EE817280 542318 Study	\$-0-	<u>\$75,000</u>
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Control Total		<u>\$75,000</u>
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ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-295

**REALLOCATING CERTAIN TITLES IN THE EMERGENCY MANAGEMENT
DEPARTMENT**

WHEREAS, the Director of Emergency Management requested that a market evaluation be conducted by the Personnel department in an effort to combat ongoing recruitment and retention struggles in the Emergency Management department; and

WHEREAS, a reallocation of certain Emergency Management department positions is warranted based on a salary comparison of relevant counties, private sector competition, scope of work and recruitment/retention concerns; and

WHEREAS, the Personnel Officer and Government Operations Committee have reviewed and recommend the reallocation of certain titles in Appendix B of the Agreement by and between Madison County and CSEA Local 1000 AFSCME,

NOW, THEREFORE BE IT RESOLVED that the following titles be and hereby are reallocated within Appendix B of the Agreement by and between Madison County and CSEA Local 1000 AFSCME as is outlined below:

<u>Title</u>	<u>Current Grade</u>	<u>New Grade</u>
Public Safety Communicator	F	H
Senior Public Safety Communicator	H	J
Supervising Public Safety Communicator	J	L

BE IT FURTHER RESOLVED that all impacted employees will move from their current grade to their new grade while maintaining their 2022 step number; and

BE IT FURTHER RESOLVED that this change will become effective on July 13, 2022 for all hours of work for employees currently encumbering a position identified above.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

By Health and Human Services Committee:

RESOLUTION NO. 22-296

AUTHORIZING THE MODIFICATION OF THE 2022 ADOPTED COUNTY BUDGET

BE IT RESOLVED that the 2022 Adopted County Budget be modified as follows:

General Fund

4308 Mental Health Clinic

Revenue

	<u>From</u>	<u>To</u>
A430840 444901 Fed Aid PY Upper Payment Limit	\$-0-	\$78,275

Control Total		\$78,275
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Expense

	<u>From</u>	<u>To</u>
A430840 541166 PY UPL Intergovernmental Transfer	\$-0-	\$78,275

Control Total		\$78,275
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ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-297

AUTHORIZING THE MODIFICATION OF THE 2022 ADOPTED BUDGET

BE IT RESOLVED, that the 2022 Adopted County Budget be modified as follows:

General Fund

6109 TANF

Expense

	<u>From</u>	<u>To</u>
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A610960 541164 ESG-CV Rapid Housing	\$72,000	
\$69,100		
A610960 541172 Emergency Rental Assistance Program	60,000	57,331
A610960 541179 ESG-CV Prevention	<u>-0-</u>	<u>24,682</u>
Totals	<u>\$132,000</u>	<u>\$151,113</u>
Control Total		\$ <u>19,113</u>

Revenue

A610960 446890 Fed Aid ESG-CV	\$90,000	\$111,782
A610960 446891 FA Emergency Rental Assistance Program	<u>60,000</u>	<u>57,331</u>
Totals	<u>\$150,000</u>	<u>\$169,113</u>
Control Total		\$ <u>19,113</u>

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-298

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH CROUSE HEALTH HOSPITAL, INC. AND MODIFYING THE 2022 ADOPTED COUNTY BUDGET

WHEREAS, the Mental Health Department issued a RFP for Jail Substance Abuse Services;

WHEREAS, Crouse Health Hospital, Inc. has been selected as the award recipient;

WHEREAS, the program cost is fully funded by New York State Office of Alcoholism and Substance Abuse Services State Aid in an amount up to \$81,589 in 2022 and \$63,873 in 2023;

NOW, THEREFORE, BE IT RESOLVED that the 2022 Adopted County Budget be modified as follows:

General Fund

Mental Health-Crouse Health Hospital

	<u>From</u>	<u>To</u>
<u>Expense</u>		
A432740 542797 Jail Chemical Dependency Svs	\$ 0	\$81,589
Control Total		

<u>Revenue</u>		
A432740 434904 SA OASAS MH Admin	\$ 0	\$81,589
Control Total		

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 June 15, 2022 through December 31, 2023 with Crouse Health Hospital, Inc.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-299

**AUTHORIZING THE MODIFICATION OF A CONTRACT WITH BIRNIE BUS SERVICE
FOR TRANSPORTATION SERVICES**

WHEREAS, Resolution 21-271 was approved on June 8, 2021 approving transportation routes from the Bid Ref. #2113 for transportation of handicapped children; and

WHEREAS, Madison County Department of Health is responsible to provide arrangements for the transportation of children with handicapping conditions to education facilities under the Early Intervention Program and Special Education Program for ages 0-5; and

WHEREAS, a modification to the current contract with Birnie Bus Service is necessary to temporarily provide transportation services to Spice Elmcrest preschool for the summer school session period of July 5, 2022 – August 12, 2022; and

WHEREAS, the county agrees to the pay compensation at the rate \$590.19 per day; and

WHEREAS, the Health & Human Services' Committee feels it's in the best interest of Madison County to modify the agreement, and

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to modify the agreement with Birnie Bus Service effective July 5, 2022 as is on file with the Clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO.22-300

RE-APPOINTING BOARD MEMBERS TO MADISON COUNTY BOARD OF HEALTH

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

WHEREAS, Dr. Jennifer Meyers is a Pediatrician that is interested in continuing as a Board of Health member; and

WHEREAS, Marla Velky-Reger is a Licensed Clinical Social Worker that is interested in continuing as a Board of Health Member; and

WHEREAS, upon review, both the Board of Health and the Health and Human Services Committee feel it appropriate to re-appoint Dr. Jennifer Meyers and Marla Velky-Reger to the Madison County Board of Health; and

NOW, THEREFORE BE IT RESOLVED that Dr. Jennifer Meyers and Marla Velky-Reger are re-appointed to the Board of Health effective January 1, 2022 through December 31, 2027.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-301

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH
CAZENOVIA CENTRAL SCHOOL DISTRICT FOR A SATELLITE MENTAL HEALTH
CLINIC**

WHEREAS, there is a need for additional mental health services to school aged children; and

WHEREAS, the Cazenovia Central School District desires to establish a School Satellite Mental Health Clinic with clinical mental health services provided by the County; and

WHEREAS, the District requires the services of the Clinic to address mental health needs and both parties have agreed that the Clinic will establish school-based mental health clinic for the District's students at certain Cazenovia Schools; and

WHEREAS, the County desires and has the capacity to provide clinical mental health service to the District through its employment of Staff Social Workers as authorized by Resolution No. 22-237; and

WHEREAS, Madison County Mental Health will generate revenue through insurance billing/patient fees for these services; and

WHEREAS, the County and the District wish to enter into an agreement so as to set forth and define the parties' understanding of the terms and conditions; and

WHEREAS, this Agreement has been reviewed and approved by the Health and Human Services Committee;

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

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-302

**AUTHORIZING THE CHAIRMAN TO ENTER AN AGREEMENT WITH THE NEW
YORK STATE DEPARTMENT OF HEALTH FOR STATE INDOOR RADON GRANT
AND MODIFYING THE 2022 ADOPTED COUNTY BUDGET**

WHEREAS, the Madison County Department of Health works with residents regarding Radon in the home, and

WHEREAS, the New York State Department of Health has funds available through the Bureau of Environmental Radiation Protection to promote education and outreach on Radon, and

WHEREAS, the Madison County Health Department has the expertise to accomplish the necessary tasks, and

WHEREAS, grant funds are available with funding being provided as follows:

Awarding Agency:	Bureau of Environmental Radiation Protection
Pass-through Agency:	New York State Department of Health
Program Name:	State Indoor Radon Program
Grant Period :	July 1, 2022-June 30, 2027
Contract #:	T37368GG
Federal Funds:	100%
CFDA #	66.032
Grant Total:	\$5,000

WHEREAS, the Health and Human Services Committee feel that it is appropriate for the Department to provide this service to the community.

NOW, THEREFORE BE IT RESOLVED that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement with the New York State Department of Health as is on file with the Clerk of the Board of Supervisors; and

BE IT FURTHER RESOLVED, that the 2022 Adopted County Budget be modified as follows:

General Fund

4090 Public Health Environmental

	<u>From</u>	<u>To</u>
<u>Expense</u>		
A409040 542791 Indoor Radon Program Grant Expense	\$-0-	\$5,000
Control Total		\$5,000

Revenue

A409040 444019 Federal Aid Indoor Radon Program	\$-0-	\$5,000
Control Total		\$5,000

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

By Planning, Economic Development, Environmental and Intergovernmental Affairs Committee:

RESOLUTION NO. 22-303

AUTHORIZING THE CHAIRMAN TO SIGN A TITLE VI PLAN FOR MADISON COUNTY

WHEREAS, Title VI of the Civil Rights Act of 1964 requires that no person shall be discriminated against on the grounds of race, color, national origin, or sex as provided by Title VI of the Civil Rights Act of 1964, and the Civil Rights Restoration Act of 1987 (P.L. 100.259) nor be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity; and

WHEREAS, Madison County has had longstanding policies and procedures that

are in conformance with Title VI of the Civil Rights Act of 1964; and

WHEREAS, some sources of Federal funding are now requiring the adoption of a formal Title VI plan at the County level; and

NOW, THEREFORE BE IT RESOLVED that the Chairman of the Board of Supervisors is authorized to act on behalf of the County of Madison to sign the completed Title VI Plan for Madison County; and

BE IT FURTHER RESOLVED that the County Board of Supervisors hereby appoints Scott Ingmire, Director of the Madison County Department of Planning and Workforce Development as the County's Title VI Coordinator; and

BE IT FURTHER RESOLVED that the Chairman of the Board of Supervisors is authorized to act on behalf of the County of Madison to sign related documents required to show Federal conformance with Title VI of the Civil Rights Act of 1964.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-304

SEQR NEGATIVE DECLARATION FOR THE MADISON COUNTY DELPHI FALLS COUNTY PARK PROJECT

WHEREAS, the Madison County Board Of Supervisors (hereinafter the "Board") proposes to develop public park improvements (parking, ADA access, trails, visitor/conference center, etc.) at Delphi Falls County Park in the Town of Cazenovia, Madison County, New York (hereinafter the "Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, and the SEQR regulations adopted by the New York State Department of Environmental Conservation, being 6 NYCRR Part 617, as amended (the "Regulations"). The County desires to determine whether the Project may have a "significant effect on the environment" and therefore require the preparation of an environmental impact statement; and

WHEREAS, to aid the County in determining whether the Project may have a significant effect upon the environment, the County has reviewed a long environmental assessment form (the "Full EAF"), a copy of which is on file at the County Planning Department; and

WHEREAS, pursuant to the Regulations, the County has examined the Full EAF in order to make a determination as to the potential environmental significance of the Project; and

WHEREAS, the County has completed a coordinated review of the project pursuant to the 6NYCRR Part 617.6 Regulations; and

WHEREAS, the Project constitutes a "Type 1 Action" (as the quoted term is defined in the Regulations);

NOW, THEREFORE, BE IT RESOLVED:

1. Based upon an examination of the Full EAF, and based upon the County's knowledge and such further review, as it has deemed appropriate, the County finds with respect to the Project, no potentially significant impacts on the environment are noted in the Full EAF, and none are known to the County.
2. Based upon the foregoing investigation of the potential environmental impacts, the County makes the following findings and determinations with respect to the execution of the Project Agreement.
 - a) The Project constitutes a "Type 1 Action" (as the quoted term is defined in the Regulations); and
 - b) The Project will result in no significant adverse impact(s) to the environment. Therefore, the County will not require the preparation of an environmental impact statement; and
 - c) Because of the foregoing, the County states that a negative declaration has been prepared with respect to the Project (the negative declaration to be substantially to the effect of the attached draft negative declaration).
 - d) This resolution authorizes the Chairman of the Board of Supervisors to execute the signature page on Part III of the Full EAF.

Copies of the negative declaration will be published in the New York State Environmental Notice Bulletin (ENB), and supporting documentation shall be on file in the Planning Department that will be readily accessible to the public.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-305

CALLING FOR A PUBLIC HEARING REGARDING THE IMPLEMENTATION OF A COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

WHEREAS, Madison County wishes to have a public hearing on the implementation of Community Development Block Grant ("CDBG") Project # 686ED963-20, from the New York State Office of Community Renewal for STK Electronics, Inc, dba Pelco Component Technologies (the "Company"); and

WHEREAS, the County is required to hold a public hearing to consider citizen comments regarding the implementation of the grant funds;

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held regarding the project's implementation in the Madison County Board of Supervisors chambers, County Office Building #4, Wampsville, New York on August 9, 2022 @ 11:15 a.m. or as soon thereafter as possible; and

BE IT FURTHER RESOLVED, that the Clerk duly publish a notice of said hearing in the official newspapers of the County at least ten (10) days prior to the scheduled hearing date.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-306

AUTHORIZING THE MODIFICATION OF THE 2022 ADOPTED COUNTY BUDGET

BE IT RESOLVED that the 2022 Adopted County Budget be modified as follows:

General Fund

1680 Information Technology

Expense

	<u>From</u>	<u>To</u>
A168010 540101 Computer Equipment	\$ <u>137,970</u>	\$ <u>141,770</u>

Control Total		\$ <u>3,800</u>
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9901 Contribution To/From Other Funds

Revenue

A990199 450328 Transfer from Community Development Fund	\$ <u>-0-</u>	\$ <u>3,800</u>
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Control Total		\$ <u>3,800</u>
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Capital Projects Fund

8681 Clean Energy Communities Program

Expense

H868180 540348 Energy Efficiency Bldg Improvements	\$ <u>100,000</u>	\$ <u>123,570</u>
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Control Total		\$ <u>23,570</u>
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Revenue

H868180 450328 Transfer from Community Development Fund	\$ <u>-0-</u>	\$ <u>23,570</u>
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Control Total		\$ <u>23,570</u>
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ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-307

**AUTHORIZING CHAIRMAN TO ENTER INTO A MODIFICATION AGREEMENT WITH
C&D ADVERTISING**

WHEREAS, Madison County has been working with C & D Advertising to market and develop the Buy Madison Program and the very successful “Madison Local Eats” program; and

WHEREAS, Madison County has been working with Cornell Cooperative Extension, Madison County Tourism, and others to develop an agriculture based Buy Madison initiative; and

WHEREAS, C & D Advertising will be instrumental in helping to develop and implement this program with plans for marketing and outreach focused on the rich variety of farms and farm products grown and developed in Madison County; and

WHEREAS, \$250,000 in funding has been appropriated through ARPA that will directly fund this program; and

NOW THEREFORE BE IT RESOLVED, that Madison County Board of Supervisors hereby authorizes John M. Becker, Chairman of the Board, to enter into a contract modification (a copy of which is on file with the Clerk of this Board) with C&D Advertising for the Buy Madison agriculture project.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

Chairman Becker invited Supervisor Corbin to speak about the Madison County Fair that took place from July 7, 2022 through July 10, 2022 in the Town of Brookfield.

Supervisor Corbin explained there was a large presence from the Madison County Departments that set up informational booths this year, including the departments of Emergency Management, Solid Waste and Recycling, Public Health, Department of Motor Vehicles, Public Information Office and more. The Sheriff's Office was also present as well as the Board of Elections. Overall, there was a large increase in turnout compared to previous years and the weather was beautiful.

Supervisor Corbin expressed gratitude to the participating Departments as well as those who contributed and sponsored the event.

At 11:15 a.m. Chairman Becker announced and called for a motion to open the scheduled public hearing on Local Law No. 2 of 2022 "Extending an Additional Mortgage Recording Tax in Madison County". Supervisor Zupan made the motion to open the public hearing, seconded by Supervisor Walrod and carried.

There being no speakers present, Supervisor Reuter made the motion to close the public hearing, seconded by Supervisor Pinard and carried.

By Criminal Justice, Public Safety and Emergency Communications Committee:

RESOLUTION NO. 22-308

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE STOCKBRIDGE VALLEY CENTRAL SCHOOL DISTRICT FOR THE USE OF SPECIAL PATROL OFFICERS

WHEREAS, the County of Madison, through the Office of the Sheriff, has a position entitled Special Patrol Officer, and these officers are employed to maintain order and provide security in public buildings, including schools; and

WHEREAS, the Stockbridge Valley Central School District is desirous in continuing to utilize these Special Patrol Officers in order to enhance order and security in their public school buildings; and

WHEREAS, in order to continue to facilitate such a use of Special Patrol Officers, the County of Madison and the Stockbridge Valley Central District wish to enter into an

agreement so as to set forth and define the parties' understanding of the terms and conditions; and

WHEREAS, this request for the use of Special Patrol Officers to continue to provide services to the Stockbridge Valley Central School District has been approved by the Criminal Justice, Public Safety and Emergency Communications Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement on behalf of the County of Madison with the Stockbridge Valley Central School District for the utilization of Special Patrol Officers, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-309

**AUTHORIZING THE CHAIRMAN TO APPLY FOR A GRANT FROM THE
NEW YORK STATE HEALTH FOUNDATION**

WHEREAS, Madison County has been affected by the opioid epidemic and it is a major public health concern; and

WHEREAS, Madison County is requesting grant assistance with the Injectable Buprenorphine Pilot Program; and

WHEREAS, this grant would be for \$250,000 over a 36 month period, to be used for evaluating the effectiveness of injectable buprenorphine compared to oral buprenorphine;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to apply on behalf of the County of Madison for a grant from the New York State Health Foundation, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-310

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE
ONEIDA CITY SCHOOL DISTRICT FOR THE USE OF SPECIAL PATROL OFFICERS**

WHEREAS, the County of Madison, through the Office of the Sheriff, has a position entitled Special Patrol Officer, and these officers are employed to maintain order and provide security in public buildings, including schools; and

WHEREAS, the Oneida City School District is desirous in continuing to utilize these Special Patrol Officers in order to enhance order and security in their public school buildings; and

WHEREAS, in order to continue to facilitate such a use of Special Patrol Officers, the County of Madison and the Oneida City District wish to enter into an agreement so as to set forth and define the parties' understanding of the terms and conditions; and

WHEREAS, this request for the use of Special Patrol Officers to continue to provide services to the Oneida City School District has been approved by the Criminal Justice, Public Safety and Emergency Communications Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement on behalf of the County of Madison with the Oneida City School District for the utilization of Special Patrol Officers, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-311

AUTHORIZING THE CHAIRMAN TO ACCEPT A VICTIM ASSISTANCE PROGRAM GRANT AWARD FROM THE NEW YORK STATE OFFICE OF VICTIM SERVICES FOR FY 2019-2022 & MODIFYING THE 2022 ADOPTED COUNTY BUDGET

WHEREAS, the Madison County Sheriff's Office is the recipient of a Victim Assistance Program Grant Award from the New York State Office of Victim Services for the Madison County Children's Advocacy Center, a program of said office; and

Awarding Agency:	State of NY Office of Victim Services
Catalog #:	16.575
Program Name:	OVS Grant
Grant Project:	OVS01-C10990GG-1080200
Federal Funds:	100%
Contract Period:	10/1/21-9/30/22
Total Grant Award:	\$148,404.18

WHEREAS, said grant is for a three-year period, with Year Three commencing on October 1, 2021 and ending on September 30, 2022, with a total Year Three award of \$148,404.18; and

WHEREAS, this grant award shall be used to enhance the services provided by the Madison County Children's Advocacy Center;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and hereby is authorized to accept the \$148,404.18 grant award from the NYS Office of Victim Services and execute an agreement with the State of New York permitting the County's participation in this grant; and

BE IT FURTHER RESOLVED, that the 2022 Adopted County Budget be modified as follows:

General Fund
3118 OVS Grant

	<u>From</u>	<u>To</u>
<u>Revenue</u>		
A311830 433930 State Aid OVS Grant	<u>(\$7,411)</u>	<u>\$140,993</u>
Control Total		<u>\$148,404</u>
<u>Expense</u>		
A311830 512000 Personal Services Grants	(\$6,167)	\$ 17,667
A311830 581001 Allocation of Fringe Benefits	(1,244)	3,642
A311830 542356 Contractual Services OVS	-0-	74,000
A311830 541142 Travel Expense OVS	-0-	7,000
A311830 540244 Other Expense OVS	<u>-0-</u>	<u>38,684</u>

Totals	(\$7,411)	\$140,993
Control Total		\$148,404

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

By Highway, Buildings and Grounds Committee:

RESOLUTION NO. 22-312

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

WHEREAS, a Project for the Replacement of a Bridge on Solsville Road (CR41) over Oriskany Creek (BIN 3308890), Town of Madison, Madison County, P.I.N. 2754.70 (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 **95%** Federal funds and **5%** 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 costs of **The total Project cost**; and

WHEREAS, the Board of Supervisors hereby approves the above-subject project; and

WHEREAS, the sum of **\$2,289,596** will be appropriated in the Capital Projects Fund, Account **H** , and made available to cover the cost of participation in the above phase of the Project; and

WHEREAS, that 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 Highway Buildings & Grounds Committee thereof; and

WHEREAS, the Board of Supervisors hereby approves the above-subject project and hereby authorizes the County of Madison to pay in the first instance 100% of the federal and non-federal share of the cost of the Project or portions thereof; and

NOW BE IT RESOLVED, that a certified copy of this resolution 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 State- 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 – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-313

AUTHORIZING THE CHAIRMAN TO AWARD BID 22-28 AND ENTER INTO AN AGREEMENT WITH AJB PROPERTY MAINTENANCE LLC

WHEREAS, Madison County has a need for maintenance to be performed at Childs Ditch located in the Cowaselon Creek Drainage Ditch in the Town of Lenox; and

WHEREAS, sealed bids were received and opened on June 14, 2022 for brush hog mowing of approximately 3.5 miles of ditch, both sides, (BID 22-28); and

WHEREAS, all bids have been canvassed and reviewed and it is recommended for the bid to be awarded to the apparent lowest responsible bidder; and

WHEREAS, the Highway, Buildings and Grounds Committee has reviewed and recommends moving forward with entering into the contract as recommended for the performance of this work;

NOW, THEREFORE, BE IT RESOLVED, that the County accept the following bid(s) for the work heretofore described with services commencing July 15, 2022 and ending September 30, 2022, to wit:

Bid Ref. No. 22-28-Mowing/Brush Hog Services for the Childs Ditch, Cowaselon Creek

**AJB Property Maintenance LLC
6057 Mills Rd.
Durhamville, NY 13054**

TOTAL BID: \$28,475.00

BE IT FURTHER RESOLVED, that, upon receipt of all contract documents, the Chairman be and hereby is authorized to enter into said contract, copies of which are on file with the clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-314

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH C&S ENGINEERS INC

WHEREAS, Madison County has a need for a fire alarm systems upgrade at our Public Safety Building; and

WHEREAS, sealed bids were received and opened on June 14, 2022 for professional architect services for the design of the fire alarm system upgrade at the Public Safety Building (RFP P13-22); and

WHEREAS, all bids have been canvassed and reviewed and it is recommended for the bid to be awarded to the apparent lowest responsible bidder; and

WHEREAS, the Highway, Buildings and Grounds Committee has reviewed and recommends moving forward with entering into the contract as recommended for the performance of this work;

NOW, THEREFORE, BE IT RESOLVED, that the County accept the following bid for the work heretofore described with services commencing July 15, 2022 and ending September 30, 2024, to wit:

RFP P13-22 Architect Services for the design of the Public Safety Building Fire Alarm System Upgrade

**C&S Engineers, Inc.
499 Col. Eileen Collins Blvd.
Syracuse, NY 13212**

TOTAL BID: \$23,760

BE IT FURTHER RESOLVED, that, upon receipt of all contract documents, the Chairman be and hereby is authorized to enter into said contract, copies of which are on file with the clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-315

AUTHORIZING BID AWARD TO KINSLEY POWER SYSTEMS FOR PARALLELING GENERATORS FOR THE COUNTY COMPLEX

WHEREAS, sealed bids were opened on June 23, 2022 for BID 22-08, Paralleling Generators for the County Complex; and

WHEREAS, all bids have been canvassed and reviewed by Wendel Engineering who made their recommendation that the bid be awarded to the apparent lowest responsible bidder that met design specifications:

KINSLEY POWER SYSTEM

TOTAL BID: \$225,500.00

WHEREAS, the cost for the commodity purchases has been appropriated in the 2022 adopted county budget;

WHEREAS, the bid award was reviewed and approved by the Highway, Buildings & Grounds Committee on June 29, 2022,

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors approves awarding Bid 22-08 for the paralleling generators.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

By Solid Waste and Recycling Committee:

RESOLUTION NO. 22-316

ENTERING INTO NEW STANDARD WASTE DISPOSAL AGREEMENTS FOR THE TERM 2021-2023

WHEREAS, Madison County offers a discounted disposal rate to Commercial Solid Waste Permittees that sign a Solid Waste Disposal Agreement, wherein such Permittees commit to deliver all collected waste and recyclable materials to the Madison County Landfill and Recycling Center; and

WHEREAS, the Solid Waste Committee has created two classifications: a Standard Waste Disposal Agreement (for traditional waste haulers that collect residential, commercial, and industrial waste materials) and a Contractor Agreement, also known as the “Business Convenience Agreement,” recognizing that many commercial permit holders are businesses such as landscapers, roofers, general contractors and small businesses that generate waste in the course of their business and then haul it to the landfill for disposal; and

WHEREAS, there are separate insurance requirements for each classification and Commercial Solid Waste Permittees must maintain minimum insurance requirements for the term of the Agreement; and

WHEREAS, on September 8, 2020, the Madison County Board of Supervisors established new standard agreements for the term of January 1, 2021 through December 31, 2023; and

WHEREAS, each agreement requires approval by the Madison County Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, that Madison County enter into Solid Waste Disposal Agreements and Business Convenience Agreements with Commercial Solid Waste Permittees that are approved by the Solid Waste Committee and that agree to abide by the provisions of the Agreements, copies of which are on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized and directed to enter into the Solid Waste Disposal Agreements and Business Convenience Agreements with the following Solid Waste Committee approved Commercial Solid Waste Permittee:

Campany Roofing Co., Inc.
TJ Allen Bulk Services, LLC

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-317

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH SOUTHWORTH MILTON, INC. FOR HEAVY EQUIPMENT REPAIR SERVICES

WHEREAS, the Madison County Department of Solid Waste occasionally has the need to contract for heavy equipment repair services in order to sustain the operations of the County’s solid waste facilities; and

WHEREAS, Southworth Milton, Inc. possesses the special skills and training required to perform these services; and

WHEREAS, the Solid Waste Committee has authorized a new agreement with Southworth Milton, Inc. for the term July 14, 2022 through July 13, 2023;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors hereby authorizes and directs the Chairman of the Board of Supervisors to enter into an agreement with Southworth Milton, Inc. for heavy equipment repair services at the Madison County Landfill, a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-318

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MID-COUNTRY MACHINERY, INC. FOR HEAVY EQUIPMENT REPAIR SERVICES

WHEREAS, the Madison County Department of Solid Waste occasionally has the need to contract for heavy equipment repair services in order to sustain the operations of the County's solid waste facilities; and

WHEREAS, Mid-Country Equipment, Inc. possesses the special skills and training required to perform these services; and

WHEREAS, the Solid Waste Committee has authorized a new agreement with Mid-Country Machinery, Inc. for the term July 14, 2022 through July 13, 2023;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors hereby authorizes and directs the Chairman of the Board of Supervisors to enter into an agreement with Mid-Country Machinery, Inc. for heavy equipment repair services at the Madison County Landfill, a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-319

WAIVING TIPPING FEES FOR THE MADISON COUNTY HIGHWAY GARAGE (MORRISVILLE) DEMOLITION PROJECT

WHEREAS, the Madison County Facilities Department is assisting in the demolition of the Madison County Highway Garage in Morrisville, NY where there is up to 4,000 tons of impacted soils and up to 900 tons of construction and demolition debris that are in need of disposal; and

WHEREAS, pursuant to permit limitations, the Madison County Department of Solid Waste may be able to accept some of the soil (pending testing results and hauling schedule) and construction and demolition debris from this project at the Madison County Landfill; and

WHEREAS, the Solid Waste Committee has authorized the Department to waive the project fees associated with petroleum contaminated soil (currently \$30/ton) and construction and demolition (currently \$84/ton) disposal costs;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors hereby agrees to have the Madison County Department of Solid Waste waive the tipping fees for the Madison County Highway Garage (Morrisville) demolition project.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

Resolutions – Regular Agenda

By Supervisor Roberts:

RESOLUTION NO. 22-320

ADOPTING LOCAL LAW NO. 2 FOR THE YEAR 2022

WHEREAS, there has been duly introduced Local Law No. 2 for the year 2022 “Extending an Additional Mortgage Recording Tax in Madison County”; and

WHEREAS, a public hearing on said local law was duly held by the Board of Supervisors of the County of Madison on July 12, 2022,

NOW, THEREFORE BE IT RESOLVED, that Local Law No. 2 for the year 2022 be and the same is hereby adopted.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

RESOLUTION NO. 22-321

**AUTHORIZING THE CHAIRMAN TO INCREASE THE COUNTY CLERK’S
MORTGAGE TAX ADMINISTRATION FEE**

WHEREAS, in accordance with Article 11, of the New York State Tax Law, the County Clerk is charged with the collection and administration of mortgage tax monies and

WHEREAS, Section 262 of the Tax Law authorizes reimbursement of the costs associated with the collection and administration of mortgage tax monies, and

WHEREAS, that since 2018 the expenses reimbursed for the County Clerk’s administration of the mortgage tax have been set at \$102,456.00 to cover actual costs, and

WHEREAS the County Clerk has estimated the actual cost associated with the collection and administration of the mortgage tax currently amounts to \$126,580.67 annually.

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors does hereby find the sum of \$126,580.67 per year to be necessary, reasonable and proper to be received by the County Clerk’s Office of the County of Madison for the purpose of administering the Mortgage Tax Fee and authorize the reimbursement to be raised to \$126,580.67 per year, effective October 1, 2022.

BE IT FURTHER RESOLVED, that the sum of \$126,580.67 per annum is hereby certified to the New York State Department of Taxation and Finance as the reasonable and proper allowance for such expenses; and

BE IT FURTHER RESOLVED, that the Clerk of the Madison County Board of Supervisors is hereby directed to forward certified copies of this resolution to the appropriate County Officials.

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

By Supervisor Jones:

RESOLUTION NO. 22-322

DESIGNATING DISPOSAL OF SURPLUS COUNTY PERSONAL PROPERTY

WHEREAS, in accordance with Madison County Purchasing Policy and Procedures, certain County personal property is required to be declared surplus by the Board of Supervisors before disposal; and

WHEREAS, the current County personal property waiting surplus designation is listed below; and

WHEREAS, the list of items has been reviewed and approved by the Administration and Oversight Committee;

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors declares the list of said items as surplus.

Item	Department	Mileage	Condition	Comment
MOR015 – 2002 International 2674 Dump	Highway	247,944	Poor	Surplus
WAM027 – 2001 International 2674 Dump	Highway	225,306	Poor	Surplus
WAM150 – 1982 Toyota 62-3F625 Forklift	Highway	1,943 hours	Fair	Surplus

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

By Supervisors Zupan and Roberts:

RESOLUTION NO. 22-323

AUTHORIZING THE MODIFICATION OF THE 2022 ADOPTED COUNTY BUDGET

BE IT RESOLVED that the 2022 Adopted County Budget be modified as follows:

County Road Fund

5010 County Highway Administration

Expense

D501050 594101 Transfer to Road Machinery Fund	<u>From</u>	<u>To</u>
	\$-0-	\$470,000

Control Total		\$470,000
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Fund Balance

D 300599 Appropriated Fund Balance	<u>From</u>	<u>To</u>
	\$-0-	\$470,000

Control Total		\$470,000
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Road Machinery Fund**5130 Road Machinery Repairs & Expense****Expense**

DM513050 548210 Gasoline	\$290,000	\$460,000
DM513050 548220 Fuel Oil (Diesel)	<u>300,000</u>	<u>600,000</u>

Totals	<u>\$590,000</u>	<u>\$1,060,000</u>
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Control Total		<u>\$470,000</u>
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Revenue

DM513050 450315 Transfer from County Road Fund	<u>\$-0-</u>	<u>\$470,000</u>
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Control Total		<u>\$470,000</u>
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ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

By Supervisor Jones:

RESOLUTION NO.22-324

**ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 3 FOR THE
YEAR 2022 AND CALLING FOR A PUBLIC HEARING**

WHEREAS, Supervisor Jones has duly introduced proposed Local Law No. 3 for the year 2022, entitled “A LOCAL LAW TO ADOPT AMENDMENTS TO THE NEW YORK STATE OPEN MEETINGS LAW FOR THE EXPANDED USE OF VIDEO CONFERENCING IN THE COUNTY OF MADISON”; and

WHEREAS, a copy of said proposed local law has been furnished to each Supervisor; and

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 August 9, 2022 at 11:20 a.m.; and

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

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

**COUNTY OF MADISON
LOCAL LAW NO. 3 OF 2022**

**A LOCAL LAW TO ADOPT AMENDMENTS TO THE NEW YORK STATE OPEN
MEETINGS LAW FOR THE EXPANDED USE OF VIDEOCONFERENCING IN THE
COUNTY OF MADISON**

BE IT ENACTED, by the Board of Supervisors of the County of Madison, New York as follows:

SECTION 1. TITLE. This Local Law shall be titled “A Local Law to Adopt Amendments to the New York State Open Meetings Law for the Expanded Use of Videoconferencing in the County of Madison”.

SECTION 2. PURPOSE AND INTENT. The purpose of this law is to authorize Madison County to allow for expansion of the use of videoconferencing to conduct open meetings.

SECTION 3. AUTHORITY. This Local Law is adopted pursuant to the provisions of the Municipal Home Rule Law. On April 9, 2022 Governor Hochul signed an amendment to the Open Meetings Law to allow, until the expiration date of July 1, 2024, the expanded use of videoconferencing by public bodies in the conduct of open meetings, under extraordinary circumstance, regardless of a declaration of emergency. In order to continue meeting virtually, counties must adopt a local law to opt in.

SECTION 4. CONDITIONS

- a. Members of the Board shall be physically present at meetings, unless allowed remote attendance at locations that do not allow for in-person physical attendance by the public, under extraordinary circumstances.
- b. The list of extraordinary circumstances is non-exhaustive, but shall include illness, or any other significant or unexpected factor or event which precludes the member's physical attendance at such meeting. The following shall not be deemed as extraordinary circumstances: vacation or delayed travel.
- c. Members shall provide notice of their inability to attend a meeting to the Clerk of the Board of Supervisors at least 24 hours prior to the meeting or as soon as reasonably able.
- d. The Committee Chairs, when available, shall retain discretion over permitted extraordinary circumstances for their Committee, pursuant to Section 2(b) of this local law.
- e. The Chairperson of the Board shall retain discretion over permitted extraordinary circumstances for the Board and for Committee meetings when that Chair is unavailable, pursuant to Section 2(b) of this local law.
- f. Members allowed to appear remotely shall leave their video camera on at all times during the meeting unless excused by the Chairperson.
- g. Rules for executive session shall still apply, and members shall not permit any unauthorized persons to listen to or overhear any executive session discussion.
- h. It is understood that members permitted to attend at a location that does not allow for in-person physical attendance by the public will not count toward a quorum. Only members present at a physical location which allows for in-person attendance by the public will count toward a quorum.
- i. Any members of the public attending a meeting must be able to hear, see and identify any member of the public body who is attending remotely while the meeting is being conducted.
- j. If video conferencing is used to conduct a meeting, the public notice shall inform the public where they can view and/or participate in such meeting, where required documents and records will be posted or available, and identify the physical location for the meeting where the public can attend.
- k. Meetings conducted using videoconferencing shall be recorded and those recordings shall be posted or linked within five (5) business days of the meeting and maintained for five (5) years thereafter. Recordings shall be transcribed upon request.

- l. In those meetings where videoconferencing is used the public shall be able to view the meeting via video and participate in the proceedings via videoconference in real time where public participation is authorized.
- m. The Madison County Board of Supervisors may hold fully remote meetings, and in person participation requirements of the Law shall not apply, during: a state disaster emergency declared by the governor pursuant to section twenty-eight of the Executive Law, or a local state of emergency proclaimed by the chief executive of a county, city, village, or town pursuant to Section Twenty-four of the Executive Law, if the Board determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the Board to hold an in person meeting.
- n. These written procedures shall be posted on the County's website.

SECTION 5. SEVERABILITY. If any clause, sentence, paragraph, section, subdivision or other party of this Local Law or its applications shall be adjudged by a court of competent jurisdiction to be invalidated or unconstitutional, provided that such judgment does not invalidate this Local Law or prohibit its administration, such order or judgment shall not affect, impair or otherwise invalidate the remainder of this Local Law which shall remain in full force and effect.

SECTION 6. EFFECTIVE DATE. This Local Law shall take effect immediately upon filing with the Secretary of State.

SECTION 7. EXPIRATION. This Local Law shall be effective until July 1, 2024 as set forth by New York State in Chapter 56 of the Laws of 2022.

By Supervisors Walrod and Roberts:

RESOLUTION NO. 22-325

AUTHORIZING THE MODIFICATION OF THE 2022 ADOPTED COUNTY BUDGET

BE IT RESOLVED, that the 2022 Adopted County Budget be modified as follows:

General Fund

3110 Sheriff's Office

Expense

	<u>From</u>	<u>To</u>
A311030 540608 Forfeiture Expense	\$47,436	\$23,724

Control Total		(\$23,712)
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Fund Balance

A 300599 Appropriated Fund Balance	\$13,505,106	\$13,481,394
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Control Total		(\$23,712)
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ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

By Supervisor Stokes (Vice Chairman):

RESOLUTION NO. 22-326

DESIGNATING DISPOSAL OF SURPLUS COUNTY PERSONAL PROPERTY

WHEREAS, in accordance with Madison County Purchasing Policy and Procedures, certain County personal property is required to be declared surplus by the Board of Supervisors before disposal; and

WHEREAS, the current County personal property waiting surplus designation is listed below; and

WHEREAS, the list of items has been reviewed and approved by the Planning Committee;

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors declares the list of said items as surplus; and

BE IT FURTHER RESOLVED, that the Madison County Board of Supervisors hereby gives the below listed equipment to the Town of Madison, NY for a shared use vegetation harvesting program for municipalities within Madison County (DeRuyter, Lebanon, Eaton, Nelson, Brookfield and any other municipality that may be interested in the future).

Item	Department	Mileage	Condition	Comment
Aquatic Vegetation Harvester (Model FX-10W)	Planning	NA	Poor	
Shore Conveyor (SL4830)	Planning	NA	Poor	

ADOPTED: AYES – 1357 NAYS – 0 ABSENT – 143 (Moses, Stepanski)

PUBLIC COMMENT

No speakers.

The next Board meeting is scheduled for August 9, 2022.

On motion by Supervisor Walrod, seconded by Supervisor Roberts, the Board adjourned.