**MADISON COUNTY BOARD OF SUPERVISORS**
**Meeting Minutes – July 13, 2021**

The Board convened at 2:00 p.m. in the Supervisors chambers, second floor, County Office Building, Wampsville, New York with all members present, with Supervisors Moses, Goldstein, and Stepanski attending by zoom video conferencing. A total of 1500 votes present. There were also several department heads and employees attending in person.

Pledge of Allegiance.

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

## Communications, Reports and Reports of Committees

1. Copy of resolutions from Schuyler and Steuben Counties – regarding NYS Senate Bill S7196 and Assembly Bill A6762 –which seek to impose Liability on law-abiding businesses and individuals for the criminal misuse of firearms.

2. Correspondence from Gary Dunlap, member of Divide NYS, urging the Board of Supervisors to adopt Home Rule Resolution , which leverages State Constitution Article IX in expanding our local government's lawmaking powers to free constituents from unwanted fiscal, regulatory, and cultural mandates foisted upon Madison County by NYS Legislature.

Audit of vouchers payable for approval today July 13, 2021 submitted by Finance Director Lou Anne Randall in the amount of **$1,337,704.84.**

## PROCLAMATION

## PROCLAIMING JULY 2021 DISABILITIES AWARENESS MONTH IN MADISON COUNTY

***WHEREAS****, the Americans with Disabilities Act (ADA) is a landmark piece of civil rights legislation that bans discrimination against people with disabilities and guarantees access to employment, state and local government facilities and services, public accommodations, telecommunications and transportation; and*

***WHEREAS****, when the Americans with Disabilities Act was signed into law on July 26, 1990, it liberated the energies and talents of millions of Americans with disabilities by outlining the changes needed to ensure increased participation in our communities by people with disabilities; and*

***WHEREAS****, we celebrate the thirty-first anniversary of the passage of the Americans with Disabilities Act in the wake of the coronavirus pandemic. We are grateful for all of the advances in protecting the rights of people with disabilities that the A.D.A. has spawned. The 1999 Olmstead decision of the U.S. Supreme Court banned involuntary institutionalization of people with disabilities. In 2010, the Affordable Care Act brought parity of coverage to those living with mental health issues, chronic pain, and addictions; and*

***WHEREAS**, the Madison County is pleased to join with such respected organizations as, Access VR, ARC of Madison and Cortland County, ARISE, LifePlan, EPI-NY, Madison County Advocates, Madison County Motivators and Self-Advocacy Association of NYS - Central N.Y chapter in this formal recognition of the 31st anniversary of the Americans with Disabilities Act; and*

***WHEREAS**, Madison County is proud of their cooperative working relationship with all of the organizations gathered here and look forward to continuing to work with them to promote human dignity, self-sufficiency, and inclusion for all.*

***NOW, THEREFORE, BE IT RESOLVED**, that I, John M. Becker, Chairman of the Madison County Board of Supervisors, do hereby proclaim the month of July, two thousand and twenty-one as **DISABILITIES AWARENESS MONTH** in Madison County.*

**<u>Resolution of Appreciation – Retiree Recognition</u>**

**RESOLUTION NO. 21- 314**

**RESOLUTION OF APPRECIATION – RETIREE RECOGNITION**

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

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

**NOW, THEREFORE BE IT RESOLVED** that the Madison County Board of Supervisors hereby recognize the dedicated contributions of Doreen Cunningham and Janet Hall upon their retirement.

| | | |
|---|---|---|
| Doreen E. Cunningham | Public Health | 2001 - 2021 |
| Janet C. Hall | Social Services | 2006 - 2021 |

**ADOPTED: AYES – 1500 NAYS – 0**

Chairman Becker asked Public Health Director Eric Faisst and Doreen Cunningham to step forward. Director Faisst stated that Doreen started as a receptionist then moved up to Office Assistant. Doreen worked in many areas within the department; coordinating clinics and childhood lead prevention to name a few. Doreen thanked everyone and stated that she learned a lot over the years and appreciates having the opportunity.

Chairman Becker then called on DSS Commissioner Mike Fitzgerald and Janet Hall to step forward. Janet worked as a receptionist then as an examiner. She also played an instrumental part in the emergency rental project for two months during the COVID-19 pandemic. Janet thanked everyone and stated that she has enjoyed working for the County and will miss everyone.

At this time Chairman Becker introduced Assemblyman John Salka. Assembly Salka is here today to give the Board of Supervisors a briefing on legislative issues in Albany. Assemblyman Salka spoke on the State budget ($218 billion dollars). Federal monies are at ($25-30 Billion dollars), with no guarantees for next year. The budget includes such programs and issues as:

- Education
- Catch up on COVID-19
- Re-Districting
- Agriculture
- Elections
- Broadband Reconnect Services
- Joseph P. Dryer Bill – Refunding 2-5 million Veteran's
- Economic Development
- Medicare
- Cannabis Program
- Veteran's tax credit program
- Bail Reform

Assemblyman Salka stated that many of these issues he is not in favor of until he has more time to research, meet and discuss with other members the Senate and Assembly. He stated that he will continue to fight in Albany for the Up-State New York residents he represents. Assemblyman Salka was thanked for taking the time out of his busy schedule to attend today's meeting.

Chairman Becker called on Supervisor Loren Corbin, Town of Brookfield. Loren gave a report on the recently held Madison County Fair. He thanked everyone who attended and participated in the fair. Unfortunately, some of the shows scheduled had to be canceled due to rain but overall the fair was a success.

## Resolutions – Preferred Agenda

**By Government Operations Committee:**

**RESOLUTION NO. 21- 315**

**ABOLISHING A PUBLIC HEALTH SANITARIAN POSITION AND CREATING A PUBLIC HEALTH SANITARIAN II POSITION IN THE PUBLIC HEALTH DEPARTMENT**

**WHEREAS**, the Public Health Director recommends that a full-time Public Health Sanitarian be abolished and a Public Health Sanitarian II position be created in the Public Health Department; and

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

**WHEREAS**, the salary and fringe benefits for the position are fully funded through existing appropriations in the 2021 departmental budget; 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 Public Health Sanitarian position be and hereby is abolished effective immediately; and

**BE IT FURTHER RESOLVED** that one (1) full-time Public Health Sanitarian II position be and hereby is created effective immediately; and

**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 Agreement between the County and the contract between the County and the Civil Service Employees' Association, Inc. White Collar Unit effective immediately.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 316**

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

**WHEREAS**, Madison County Information Technology has the need to enhance and expand our current Security Information and Event Management (SIEM) solution to include additional departments and advanced 24/7 monitoring for increased security of the county network; and

**WHEREAS,** the Information Technology department recommends that SEDARA be hired to perform this project; and

**WHEREAS,** funds for installation, training and implementation are available in current grants; and

**WHEREAS,** this agreement has been reviewed and approved by the Government Operations 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 SEDARA, in the form as is on file with the Clerk of the Board.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 317**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH DAY AUTOMATION**

**WHEREAS**, access control security and cameras are needed on doors located in the Madison County Child Advocacy Center (CAC) facility located in Oneida; and

**WHEREAS,** Day Automation is the security company that the county utilizes for access control and video surveillance; and

**WHEREAS,** the Information Technology Department recommends using Day Automation as the installers and integrators of this system at a cost not to exceed $26,000.00; and

**WHEREAS,** this agreement has been reviewed and approved by the Government Operations 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 Day Automation, in the form as is on file with the Clerk of the Board.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 318**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN ENTERPRISE AGREEMENT WITH DAY AUTOMATION**

**WHEREAS**, access control security and a camera are needed on doors located in the Probation Department; and

**WHEREAS,** Day Automation is the security company that the county utilizes for access control and video surveillance; and

**WHEREAS,** the Information Technology Department recommends using Day Automation as the installers and integrators of this system at a cost of $14,531.51;

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

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 319**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED,** that the 2021 Adopted County Budget be modified as follows:

**General Fund**

| | From | To |
|---|---|---|
| **1680 Information Technology** | | |
| Expense | | |
| A168010 525210 Access Control Doors | $10,000 | $15,000 |
| A168010 540320 Internet Service Expense | 56,000 | 66,000 |
| **1990 Contingent Fund** | | |
| Expense | | |
| A199010 544440 Contingent | $610,267 | $595,267 |
| Control Totals | $676,267 | $676,267 |

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 320**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET (Madison Local Eats Program)**

**BE IT RESOLVED** that the 2021 Adopted County Budget be modified as follows:

**General Fund**
**9999 Non Departmental Revenue**

| | From | To |
|---|---|---|
| Revenue | | |
| A999995 440895 Fed Aid Coronavirus Local Fiscal Recovery Fund | $-0- | $515,500 |
| Control Total | | $515,500 |

**6326 Economic Opportunity Program**

| | | |
|---|---|---|
| Expense | | |
| A632660 547265 Madison Local Eats Program | $-0- | $515,500 |
| Control Total | | $515,500 |

**ADOPTED: AYES – 1500 NAYS – 0**

## RESOLUTION NO. 21- 321

## 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 |
|---|---|---|---|---|
| District Attorney | William Gabor | 7.5 | 1/1/21-12/31/24 | 27.5 |

**ADOPTED: AYES – 1500 NAYS – 0**

## RESOLUTION NO. 21- 322

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

**WHEREAS**, internet is needed for the Mental Health Pathways program; and

**WHEREAS,** Spectrum Enterprise can supply said service; and

**WHEREAS,** the cost for this project is $99.00/month plus a one-time $99.00 install fee;

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

**ADOPTED: AYES – 1500 NAYS – 0**

**By Finance, Ways and Means Committee:**

**RESOLUTION NO. 21- 323**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**WHEREAS,** the enacted 2020-2021 New York State Budget requires sales tax revenues be withheld from counties to support financially distressed hospitals and nursing homes throughout the State for a period of two years; and

**WHEREAS,** the 2021 Adopted County Budget anticipated the State would withhold $179,258 from Madison County in 2021, representing the first year's withholding; and

**WHEREAS,** the State has instead withheld $179,258 for year one, and will be withholding $47,286 per quarter for three quarters of year two, all in the County's 2021 fiscal year; and

**WHEREAS,** the fourth quarter of year two, in the amount of $47,286, will be withheld from the County in 2022; and

**WHEREAS,** it is necessary to modify the 2021 Adopted County Budget to account for the distressed provider withholding for three quarters of year two, totaling $141,858.

**NOW, THEREFORE, BE IT RESOLVED** that the 2021 Adopted County Budget be modified as follows:

| | | |
|---|---|---|
| **General Fund** | | |
| **1985 Sales Tax** | From | To |
| Revenue | | |
| A198510 411100 Sales & Use Tax | $29,000,000 | $29,070,929 |
| A198510 411102 Distressed Provider Withholding | (179,258) | (321,116) |
| Totals | $28,820,742 | $28,749,813 |
| Control Total | | ($70,929) |
| Expense | | |
| A198510 540500 Distribution of Sales Tax | $12,000,000 | $11,929,071 |
| Control Total | | ($70,929) |

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 324**

**AUTHORIZING THE REFUND OF 2021 COUNTY AND TOWN TAXES**

**WHEREAS,** there is a parcel of land located in the Town of Fenner identified by MAP# 69.-1-22.4; and

**WHEREAS,** the owner of the property timely submitted his exemption information for the corresponding Veterans' exemptions to the former Town of Fenner Assessor; and

**WHEREAS,** the exemptions were not placed on the parcel of land for the 2021 Town and County taxes; and

**WHEREAS,** the 2021 Town and County tax was paid on time to the tax collector and the new Town of Fenner Assessor determined that the property qualified for the Veterans' exemption;

**WHEREAS,** the exemptions have since been correctly placed on the property going forward;

**NOW, THEREFORE, BE IT RESOLVED,** that the Madison County Treasurer be and is hereby directed to refund Ryan and Christine Woodruff in the amount of $507.27 for County taxes and $227.11 for Town taxes and the $227.11 will be charged back to the Town of Fenner.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 325**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2021 Adopted County Budget be modified as follows:

**General Fund**

| 1930 Liability & Fleet Insurance | From | To |
|---|---|---|
| Revenue | | |
| A193010 426800 Insurance Recoveries | $-0- | $27,780 |
| Control Total | | $27,780 |
| Expense | | |
| A193010 544005 Judgments & Claims-Property | $41,315 | $69,095 |
| Control Total | | $27,780 |

**ADOPTED: AYES – 1500 NAYS – 0**

**By Health and Human Services Committee:**

**RESOLUTION NO. 21-326**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH WELLCARE HEALTH PLANS, INC. FOR SERVICES**

**WHEREAS**, Wellcare is an insurance company that issues group and individual health contracts to provide medically necessary health care services for eligible enrollees; and

**WHEREAS**, the Madison County Mental Health Department desires to become a participating provider and provide medically necessary mental health services to eligible enrollees; and

**WHEREAS**, becoming a participating provider will allow the Mental Health Department to treat county residents who are enrollees, making treatment more available and convenient, and will also allow the Mental Health Department to collect reasonable fees for these treatment services;

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

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-327**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MOLINA HEALTHCARE OF NEW YORK, INC. FOR SERVICES**

**WHEREAS**, Molina Healthcare of New York, Inc. is an insurance company that issues group and individual health contracts to provide medically necessary health care services for eligible enrollees; and

**WHEREAS**, the Madison County Mental Health Department desires to become a participating provider and provide medically necessary mental health services to eligible enrollees; and

**WHEREAS**, becoming a participating provider will allow the Mental Health Department to treat clients and neighboring county residents who are enrollees, making treatment more available and convenient, and will also allow the Mental Health Department to collect reasonable fees for these treatment services;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chairman be and is hereby authorized to enter into an agreement with Molina Healthcare of New York, Inc. a copy of which is on file with the Clerk of the Board of Supervisors.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-328**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2021 Adopted County Budget be modified as follows:

**General Fund**

| **4321 MH Pathways Recovery Center Program** | From | To |
|---|---|---|
| Revenue | | |
| A432140 434923 SA OMH | $-0- | $122,542 |
| Control Total | | $122,542 |

Expense

| | | |
|---|---|---|
| A432140 511000 Personal Services | $-0- | $57,648 |
| A432140 540050 Books & Periodicals | -0- | 96 |
| A432140 540191 Rent | -0- | 3,375 |
| A432140 540385 Information Technology Expense | -0- | 651 |
| A432140 541000 Travel Expense (mileage) | -0- | 241 |
| A432140 541030 Training & Staff Development | -0- | 723 |
| A432140 541190 Transportation | -0- | 1,688 |
| A432140 541300 Advertising | -0- | 1,881 |
| A432140 542911 Group Therapy Supplies | -0- | 3,616 |
| A432140 543010 Liability Insurance | -0- | 386 |
| A432140 544013 Utility Expense | -0- | 530 |
| A432140 544201 Food | -0- | 1,278 |
| A432140 548800 Office Equipment Maintenance | -0- | 1,205 |
| A432140 548900 Photocopy Usage/Lease | -0- | 289 |
| A432140 549000 Central Postage Expense | -0- | 193 |
| A432140 549110 Office Supplies & Expense | -0- | 325 |
| A432140 549210 Telephone/Page/Cellular Exp | -0- | 1,157 |
| A432140 549970 Allocation Admin Exp | -0- | 15,302 |
| A432140 581100 State Retirement Expense | -0- | 9,224 |
| A432140 582100 Social Security Expense | -0- | 4,410 |
| A432140 583100 Workers Compensation | -0- | 273 |
| A432140 584100 Unemployment Benefits | -0- | 133 |
| A432140 585100 Disability Expense | -0- | 47 |
| A432140 586100 Employee Health Insurance | -0- | 17,871 |
| Control Total | | $122,542 |

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 329**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET RELATED TO CARES ACT EMERGENCY SOLUTIONS GRANT (ESG-CV) FUNDING AND THE EMERGENCY RENTAL ASSISTANCE PROGRAM FUNDING**

**WHEREAS**, the Madison County Department of Social Services applied for and received monies from the CARES Act Emergency Solutions Grant (ESG CV) through the New York State Department of Temporary and Disability Assistance; and

**WHEREAS**, these monies can be used for providing shelter and rapid relocation payments for families and individuals affected by Covid-19 who are not eligible for more traditional income /resource tested programs; and

**WHEREAS**, these monies can also be used for the Emergency Rental Assistance Program and Code Blue expenditures in FFY20-21; and

**WHEREAS**, these funds are 100% federally funded;

**BE IT RESOLVED** that the 2021 Adopted County Budget be modified as follows:

**General Fund**

| **6109 TANF** | From | To |
|---|---|---|
| Expense | | |
| A610960 541163 ESG-CV Shelter | $10,877 | $18,000 |

| | | |
|---|---|---|
| A610960 541164 ESG-CV Rapid Housing | $50,400 | $72,000 |
| A610960 541173 ESG Code Blue | $ -0- | $35,231 |
| A610960 541172 Emergency Rental Assistance Program | $ -0- | $60,000 |
| Totals | $61,277 | $185,231 |
| Control Total | | $123,954 |

| | | |
|---|---|---|
| Revenue | | |
| A610960 446890 Federal Aid – CSG-CV | $61,277 | $90,000 |
| A610960 446892 ESG-CV Code Blue | $-0- | $35,231 |
| A610960 446891 FA Emergency Rental Assistance Program | $-0- | $60,000 |
| Totals | $61,277 | $185,231 |
| Control Total | | $123,954 |

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21- 330**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH CHITTENANGO LANDING CANAL BOAT MUSEUM AND AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**WHEREAS**, according to the 2020 NYSED Graduation Pathways Data, 35 percent of graduates in Madison County were classified as economically disadvantaged, an increase of 3 percent from 2019; and

**WHEREAS**, according to the National Conference of State Legislatures, 2020, many in the county face financial hardship but do not qualify for assistance, a phenomenon known as “the benefits cliff; and

**WHEREAS,** the robotics camps and clubs proposed by the Chittenango Landing Canal Boat Museum (CLCBM) may be the only accessible STEM programs for youth in Madison County, and the absence of local, affordable youth STEM programming puts children in the county at a disadvantage; and

**WHEREAS,** the CLCBM submitted a proposal to the Madison County Youth Bureau to operate two one-week Summer Robotics Camps, two fall sessions of Robotics Club, and two fall STEM Clubs at the CLCBM, utilizing classrooms and outdoor spaces, adapting program activities to virtual platforms and take home kits when necessary in compliance with COVID-19 requirements and restrictions; and

**WHEREAS,** the Madison County Youth Bureau Youth Board evaluated the proposal and has recommended the allocation of $18,900 in Office of Children and Family Services funding to operate the proposed program during the period of June 1, 2021 to December 31, 2021, and the Health and Human Services Committee has approved the allocation; and

**WHEREAS**, these costs are reimbursed 100% by State Aid and it is understood that any reduction in State Aid will result in a commensurate reduction in agency funding;

**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 Chittenango Landing Canal Boat Museum in the form as is on file with the Clerk of the Board; and

**BE IT FURTHER RESOLVED**, that the 2021 Adopted County Budget be modified as follows:

**General Fund**

| **7146 Youth Programs - Agencies** | From | To |
|---|---|---|
| Expense | | |
| A714670 541007 Anticipated Agency Allocation | $37,300 | $18,400 |
| A714670 542785 Chittenango Landing Canal Boat Museum (CLCBM) | 0 | 18,900 |
| Control Totals | $37,300 | $37,300 |
| Revenue | | |
| A714670 438201 St Aid Anticipated Youth Programs | $33,300 | $14,400 |
| A714670 438227 Chittenango Landing Canal Boat Museum (CLCBM) | 0 | 18,900 |
| Control Totals | $33,300 | $33,300 |

**ADOPTED: AYES – 1500 NAYS – 0**

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

**RESOLUTION NO. 21- 331**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED,** that the 2021 Adopted County Budget be modified as follows:

**General Fund**

| **1165 District Attorney** | From | To |
|---|---|---|
| Expense | | |
| A116510 549110 Office Supplies & Expense | $2,000 | $2,600 |
| Control Total | | $600 |
| Revenue | | |
| A116510 488025 Appropriation of DA Prosecution of Penal Law Reserve | $-0- | $600 |
| Control Total | | $600 |

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-332**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED,** that the 2021 Adopted County Budget be modified as follows:

**General Fund**

| **1170 Public Defender Service** | From | To |
|---|---|---|
| Expense | | |
| A117010 540103 Computer Software Maintenance | $-0- | $2,657 |
| A117010 542180 Assigned Counsel Fees & Disbursements | 170,000 | 300,000 |
| A117010 547151 Assigned Counsel Plan | 549,401 | 416,364 |
| A117010 549210 Telephone/Cellular Expense | -0- | 380 |
| Control Totals | $719,401 | $719,401 |

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-333**

**SUPPORTING LEGISLATION DESIGNATING PUBLIC SAFETY DISPATCHERS AS CERTIFIED FIRST RESPONDERS**

**WHEREAS,** legislation has been introduced and subsequently approved in the New York State Assembly (A.7366A) and in the New York State Senate (S.7121) which would designate public safety dispatchers as “certified first responders”; and

**WHEREAS**, emergency response operators, emergency services dispatchers, and other emergency response personnel provide critical and often life-saving services for the public and various first responder agencies. Often, in exercising their duties, there are traumatic and stressful experiences which they live through the phone or the radio; and

**WHEREAS,** granting these frontline workers the designation of “first responders” will demonstrate respect for these workers, open training opportunities, and increase access to mental health treatment options;

**NOW, THEREFORE, BE IT RESOLVED,** that the Madison County Board of Supervisors supports the designation of public safety dispatchers as “certified first responders” and encourages Governor Andrew Cuomo to sign said legislation into law.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-334**

**SUPPORTING LEGISLATION AMENDING NEW YORK STATE INSURANCE LAW TO PROVIDE DIRECT PAYMENT OF SERVICES FROM HEALTH INSURERS TO NON-PARTICIPATING AND NON-PREFERRED PROVIDERS OF AMBULANCE SERVICES**

**WHEREAS,** legislation has been introduced in the New York State Assembly (A.1309) which would amend section 3224-a of the New York State Insurance Law to provide direct payments made to non-participating and non-preferred providers of ambulance services from health insurers; and

**WHEREAS**, currently, payments for services rendered by non-participating and non-preferred ambulance service providers are made from health insurers to the insured person which requires emergency ambulance agencies to collect payment from the insured person for said services; and

**WHEREAS,** if passed, the proposed amendment will ensure that responding ambulance service companies receive direct payment for all emergency ambulance service transports upon submission of an invoice to the insurance company without the need for the responding ambulance company to be a preferred provider; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Madison County Board of Supervisors supports the passage of A.1309 and encourages a companion bill to be supported in the New York State Senate;

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the offices of Assemblyman John Salka and Senator Rachel May.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-335**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**WHEREAS,** grant funding under Public Defender Third Counsel at First Appearance Grant may be used for certain costs allowed under the grant described below:

| | |
|---|---|
| Awarding Agency | NYS Office of Indigent Legal Services |
| Grant Period | 1/1/2020 – 12/31/2022 |
| Contract # | CAFA324 |
| State Funds | 100% |
| Grant total | $427,310 |

**BE IT RESOLVED,** that the 2021 Adopted County Budget be modified as follows:

**General Fund**

| **1172 Public Defender Grant 3rd CAFA (yrs. 1 & 2 of 3)** | From | To |
|---|---|---|
| Revenue | | |
| A117210 433928 St. Aid Public Def. 3rd CAFA Grant | $-0- | $284,875 |
| Control Total | | $284,875 |
| Expense | | |
| A117210 547499 Pub. Def. 3rd CAFA-Legal Defense | -0- | 204,500 |
| A117210 541171 Contracted Services | -0- | 27,310 |
| A117210 540133 Equip/SW/Tel | -0- | 4,000 |
| A117210 541169 CAFA 3 Travel/Mileage | -0- | 48,065 |
| A117210 547450 CLE/Trainings/Seminars | -0- | 1,000 |
| Total | | $284,875 |

**ADOPTED: AYES – 1500 NAYS – 0**

**By Highway, Buildings and Grounds Committee:**

**RESOLUTION NO. 21-336**

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH SLATE HILL CONSTRUCTORS INC. FOR THE DYKE ROAD BRIDGE REPLACEMENT**

**WHEREAS,** sealed bids were opened on June 9, 2021 for the Dyke Road Bridge Replacement, Sul-39 in the Town of Sullivan, Bid 2117, and;

**WHEREAS**, the low bid meeting specifications is as follows;

**Slate Hill Constructors $162,000.00**

**WHEREAS,** the above cost includes the removal and installation of a steel bridge superstructure for a term from August 10, 2021 to October 29, 2021.;

**WHEREAS,** the cost for services has been appropriated in the 2021 County Road Fund Budget;

**WHEREAS**, this agreement was reviewed and approved by the Highway, Buildings and Grounds Committee on June 23, 2021,

**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 Slate Hill Constructors Inc., in the form as is on file with the Clerk of the Board.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-337**

**AUTHORIZING BID AWARD TO CA TOOLS FOR HAND TOOLS & BOXES**

**WHEREAS,** sealed bids were opened on May 25, 2021 for Hand Tools & Boxes, Bid 2118, and;

**WHEREAS**, the bid award recommendation was based on best value and awarded as follows;

**CA Tools $46,165.88**

**WHEREAS,** the cost for the commodity purchase has been appropriated in the 2021 New Highway Facility Budget;

**WHEREAS,** the bid award was reviewed and approved by the County Attorney's Office and by the Highway, Buildings and Grounds Committee on June 23, 2021,

**NOW, THEREFORE, BE IT RESOLVED,** that the Madison County Board of Supervisors approves awarding Bid No. 2118 for the Hand Tools & Boxes to CA Tools.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-338**

**AUTHORIZING THE MODIFICATION OF THE 2021 ADOPTED COUNTY BUDGET**

**BE IT RESOLVED** that the 2021 Adopted County Budget be modified as follows:

**County Road Fund**

| **5113 Consolidated Highway Program** | From | To |
|---|---|---|
| Revenue | | |
| D511350 435010 State Aid Consolidated Highway Aid | $3,042,608 | $4,001,912 |
| D511350 435011 State Aid NY Pave | -0- | 1,070,505 |
| D511350 435012 State Aid Extreme Winter Recovery | -0- | 719,806 |
| Totals | $3,042,608 | $5,792,223 |
| Control Total | | $2,749,615 |
| **5110 Maintenance of Roads & Bridges** | | |
| Expense | | |
| D511050 546002 Guide Rail | $85,000 | $9,311 |
| **5112 Construction Projects** | | |
| Expense | | |
| D511250 511000 Personal Services Full Time | $316,668 | $632,357 |
| D511250 540570 Equipment Rental County Owned | 50,000 | 160,000 |
| D511250 545107 Cole Street Culvert #2 | 100,000 | -0- |
| D511250 545108 Dyke Road Superstructure | 250,000 | -0- |
| **5113 Consolidated Highway Program** | | |
| Expense | | |
| D511350 511000 Personal Services Full Time | $315,689 | $-0- |
| D511350 540570 Equipment Rental County Owned | 110,000 | -0- |
| D511350 545107 Cole Street Culvert #2 | -0- | 100,000 |
| D511350 545108 Dyke Road Superstructure | -0- | 412,000 |
| D511350 546002 Guide Rail | -0- | 125,689 |
| D511350 546008 Culvert Pipe | -0- | 50,000 |
| D511350 546014 Large Culverts | -0- | 563,000 |
| D511350 547330 Contract Paving | 1,250,998 | 2,500,000 |
| D511350 547350 In-Place Recycling | 1,113,253 | 1,300,000 |
| D511350 593991 Transfer to Road Machinery | 224,000 | 712,866 |
| Totals | $3,815,608 | $6,565,223 |
| Control Total | | $2,749,615 |

**Road Machinery Fund**

| **5130 Road Machinery Repairs & Expense** | | |
|---|---|---|
| Revenue | | |
| DM513050 450316 Transfer from County Road | $224,000 | $712,866 |
| Control Total | | $488,866 |
| Expense | | |
| DM513050 529050 10 Wheel Dump Truck | $1,013,426 | $1,212,292 |
| DM513050 529090 Loader | -0- | 290,000 |
| Totals | $1,013,426 | $1,502,292 |

Control Total $488,866

**ADOPTED: AYES – 1500 NAYS – 0**

## Resolutions – Regular Agenda

**By Supervisor Jones:**

**RESOLUTION NO. 21-339**

**DESIGNATING DISPOSAL OF OBSOLETE AND/OR SURPLUS COUNTY PERSONAL PROPERTY**

**WHEREAS,** in accordance with the Madison County Disposal of Obsolete and/or Surplus County Personal Property Policy and Procedures, County Personal Property is required to be declared obsolete and/or surplus by the Board of Supervisors; and

**WHEREAS,** the current list of County personal property for the Department of Solid Waste waiting obsolete and/or surplus designation is attached;

**NOW, THEREFORE, BE IT RESOLVED,** the Board of Supervisors declares the list of said items as obsolete and/or surplus.

| ITEM | DEPARTMENT | Hours | CONDITION | DESIGNATION |
|---|---|---|---|---|
| 2016 Komptech Terminator 6000 | Solid Waste | 1,050 | Good | Surplus |

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Moses:**

**RESOLUTION NO. 21-340**

**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

**WHEREAS**, Madison County is developing the “Madison Local Eats” program to provide a unique restaurant gift card program to help local Madison County restaurants recover from the COVD-19 Pandemic that hit their industry so hard; and

**WHEREAS**, C&D will be an invaluable partner in developing this program and both parties are desirous of modifying the existing contract to include “Madison Local Eats” services for a sum not to exceed $15,500, all of which will be covered by American Recovery Plan funds; 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 “Madison Local Eats” project.

**ADOPTED: AYES – 1500 NAYS – 0**

**RESOLUTION NO. 21-341**

**AUTHORIZING CHAIRMAN TO ENTER INTO AN AGREEMENT WITH ENVIRONMENTAL DESIGN AND RESEARCH, D.P.C.**

**WHEREAS**, Madison County is working to develop Delphi Falls County Park into a user friendly, accessible, and attractive outdoor destination; and

**WHEREAS**, developing a trail system for viewing the upper and lower falls is a top priority in the Park’s development; and

**WHEREAS,** that after an RFP selection process, Madison County had determined that Environmental Design and Research (EDR) D.P.C. has the skills and expertise necessary to design parking, trails, and related features at Delphi Falls County Park; and

**WHEREAS,** now that designs are nearly complete and bidding and construction will be starting soon, Madison County desires to retain EDR D.P.C. for construction phase services and stormwater permit compliance, for a fee not to exceed $29,600, funding which is provided by a State Parks grant; and

**NOW, THEREFORE, BE IT RESOLVED,** that the Madison County Board of Supervisors hereby authorizes John M. Becker, Chairman of the Board, to enter into a contract (a copy of which is on file with the Clerk of this Board) with EDR D.P.C.

**ADOPTED: AYES – 1500 NAYS – 0**

**By Supervisor Nirelli:**

**RESOLUTION NO. 21- 342**

**ADOPTING HOST COMMUNITY BENEFIT DISTRIBUTION POLICY AND PROCEDURES**

**WHEREAS,** Madison County has received host community casino gaming funds on an annual basis since 2017 for a portion of slot revenue from Oneida Indian Nation class III gaming facilities; and

**WHEREAS,** this revenue is allocated in the New York State Budget on an annual basis but it is not guaranteed; and

**WHEREAS,** the County continues efforts to ensure these payments are made permanent on an annual basis; and

**WHEREAS**, the County has shared a portion of this revenue with the host communities and city, towns and villages upon receipt; and

**WHEREAS,** the County desires to set forth a formal policy on how this money is distributed based on recent distributions; and

**WHEREAS,** the Finance Ways and Means Committee has reviewed and approved said policy and procedures.

**NOW, THEREFORE, BE IT RESOLVED** that the Host Community Benefit Distribution Policy and Procedures is hereby adopted, as is on file with the Clerk of the Board of Supervisors.

**ADOPTED: AYES – 1118 NAYS – 382 (Shwartz, DiVeronica, Magliocca)**

**Madison County**
**Host Community Benefit Distribution**
**Policy and Procedures**

**I.** **Purpose** – To formally establish the calculation applied to Host Community Benefit revenue for the County's distribution to the municipalities and to memorialize the formula used for the distribution of 2020 revenue.

**II.** **Adopted –** July 13, 2-21

**III.** **Background** – In 2013, the County entered into a Settlement Agreement Between New York State, Oneida County, and the Oneida Indian Nation. At the time of the Agreement, gaming was not contemplated in Madison County. As a result, the Settlement Agreement failed to include a provision for Madison County to receive a Host Community Benefit for gaming operations within the County. Madison County officials pursued, and continue to pursue, this revenue at the State level. The County has been successfully receiving a Host Community Benefit in the form of State Aid since 2017. Since this was not included in the Settlement Agreement, the County only receives the Host Community Benefit if it is included in the New York State budget, thus requiring continued efforts by County officials at the State level.

**IV.** **Definition** – Host Community is defined as a municipality and/or municipalities in which a class III gaming facility is physically located.

**V.** **Process** – When the County receives a payment of Host Community Benefit Revenue from New York State, it will prepare the Board Resolution authorizing municipal grants to be included on the agenda of the next regular Board meeting. The Resolution will be subject to review and approval by the Finance, Ways and Means Committee.

**VI.** **Distribution Formula** –

City, towns and villages, excluding the host town/city community, receive 37.5% of 75% of total Host Community Benefit revenue. The distributions are based on the municipalities' full assessment property values. This is the same basis of distribution used for the County's sales tax sharing arrangement with the Towns and Villages.

County retains 62.5% of 75% of total Host Community Benefit revenue. The County will ultimately retain approximately 46.9% of the total Host Community Benefit revenue received from New York State.

Host town/city community receives 25% of total Host Community Benefit received by the County. If the host town community contains a municipality (i.e. village) the hos town shares 25% of its 25% with the municipality.

- The Village of Chittenango receives 25% or 25% or $2,250,000 for the Yellow Brick Road Casino at this time.

**By Supervisor Cavanagh:**

**RESOLUTION NO. 21- 343**

**IN RESPECT TO THE DEATH OF BARRY L. VIRKLER**

**WHEREAS**, Barry L. Virkler departed from this life in June of 2021; and

**WHEREAS**, Barry was a Supervisor from Town of Madison from 2002 - 2003; and

**WHEREAS**, Barry will long be remembered for his dedicated service to Madison County and his numerous contributions to our community,

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

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the family of Barry L. Virkler.

**ADOPTED: AYES – 1500 NAYS – 0**

**PUBLIC COMMENT**

**Speakers: None**

**Chairman Becker announced that the Tuesday, September 14, 2021 Board meeting will be rescheduled for Thursday, September 16, 2021. This is due to a conflict with the annual NYSAC conference being held in Syracuse.**

**On motion by Supervisor Walrod, seconded by Supervisor Cavanagh the Board adjourned. Next meeting is scheduled for Tuesday, August 10, 2021.**