

MADISON COUNTY BOARD OF SUPERVISORS
Meeting Minutes - 1st Day Annual Session – November 9, 2023

The Board convened at 11:00 a.m. in the Supervisors chambers, second floor, County Office Building, Wampsville, NY with all members present except Supervisor Stepanski (45 Votes).

Pledge of Allegiance.

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

Communications, Reports, Report of Committees

1. Madison County Soil and Water Conservation District Flood Mitigation Project – 2022 Annual Report
2. Notice from New York State Parks, Recreation and Historic Preservation that the 2023-2024 Application for Snowmobile Development and Maintenance Assistance has been approved for \$164,208.00.

Vouchers payable report submitted by Finance Director, Lou Anne Randall in the amount of \$2,051,550.81

Madison County Treasurer Cindy Edick presented the 2024 Tentative County Budget to the Supervisors.

PROCLAMATION HONORING ARNOLD FISHER

WHEREAS, Madison County does recognize citizens for their outstanding contributions and accomplishments in our communities; and

WHEREAS, Arnold Fisher was born October 31, 1923 and served as County Clerk of Madison County from 1957 to 1973; and

WHEREAS, Arnold Fisher resigned as County Clerk to serve as Commissioner of Motor Vehicles for New York State and then for the Traffic Safety Commission for the State of New York; and

WHEREAS, Arnold was a founding member of the Morrisville State College Foundation Board and has been a member of the Morrisville State College Council since 1967, serving as Chairman from 1997 to 2008; and

WHEREAS, Arnold also served as the Hamilton Village Judge and Madison County Commissioner of Jurors, and owned and operated his own dairy farm; and

WHEREAS, in addition to being a prominent figure in Madison County, Arnold is beloved as a dedicated family man and friend;

NOW, THEREFORE BE IT RESOLVED, that I, John M. Becker, Chairman of the Board, on behalf of the Madison County Board of Supervisors, do hereby recognize Mr. Arnold Fisher on the occasion of his “100th Birthday Milestone”. We thank you for your decades of service to

our County and the many contributions you have made to the community and the County of Madison all these years.

Unfinished Business

RESOLUTION NO. 23-366

ESTABLISHING FEES FOR PARTICIPATING IN MADISON COUNTY'S SOLID WASTE MANAGEMENT PROGRAM, AS REQUIRED BY LOCAL LAW #3 OF 2004

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

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

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

Type of Fee	Amount	Local Law Provision
Commercial Waste Permit	\$50 plus \$20 per vehicle	III.1.c.
Renewal of CWP	Same as original permit fee	III.1.g.
Lost permit fee	\$5	III.1.h.
<u>Commercial tipping fees/ton</u>	<u>\$88.00/ton</u> Contract rate / All Towns, Villages and the City of Oneida <u>\$114.00/ton</u> without Contract <u>\$132.00/ton</u> Day Use Permits • Minimum scale charge \$20.00 • Vehicle weighing charge \$10.00	III.5.a., III.6.a.
Tire Disposal Fee	\$250.00 per ton	III.5.a., III.6.a.
Commercial Yard Waste & Brush Fee	\$25 per ton	III.5.a., III.6.a.
Stumps and Oversize Tree Waste Fee	\$35 per ton	
Refrigeration Units	\$20 each	III.5.a., III.6.a.
Propane Cylinders	\$5 each	
Landfill Unacceptable Waste Fee	\$25.00 per item	III.5.a., III.6.a.
Landfill Dig-Out Fee	\$25.00 each	III.5.a., III.6.a.
Contaminated Recycling Fee	\$132.00 per ton	III.5.a., III.6.a., III.8.i.
Insufficient Funds (Bounced Check) Charge (Residential and Commercial)	\$20.00 each	III.5.e

Type of Fee	Amount	Local Law Provision
Penalty for Late Tipping Fee Payments	Municipalities shall pay 1.5 % per month on unpaid balance after 60 days All others shall pay 1.5 % per month on unpaid balance after 30 days	III.5.d.
Day Use Permit Fee (Special Use)	No Charge	III.2.a.

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

FURTHER RESOLVED, that this Resolution takes effect January 1, 2024.

Supervisor Stokes made the motion to amend this resolution to Decrease the Commercial Tipping Fees per ton, Decrease the Commercial Yard Waste & Bush fees, and the Contaminated Recycling Fees from the initially proposed resolution at the October 11, 2023 Board Meeting. Supervisor Cunningham seconded the motion and the following vote was taken:

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

A final vote was then taken:

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

UNFINISHED BUSINESS

RESOLUTION NO. 23-367

AUTHORIZING THE CHAIRMAN TO MODIFY AGREEMENTS WITH MADISON COUNTY MUNICIPALITIES FOR INFORMATION TECHNOLOGY SERVICES

WHEREAS, Madison County Information Technology department can provide Information technology services to municipalities in Madison County; and

WHEREAS, the following municipalities are receiving and or wish to receive Information Technology services;

City of Oneida	Town of Madison
Town of Brookfield	Town of Nelson
Town of Cazenovia	Town of Smithfield
Town of DeRuyter	Town of Stockbridge
Town of Eaton	Town of Sullivan
Town of Fenner	Village of Wampsville
Town of Georgetown	Village of Morrisville
Town of Hamilton	Village of Canastota
Town of Lebanon	Village of Cazenovia
Town of Lenox	Village of Chittenango

Town of Lincoln	Village of Hamilton
Canastota Police	Chittenango Police
City of Oneida Police	Hamilton Police
Cazenovia Police	Morrisville College Police

WHEREAS, an Inter-Municipal Agreement Resolution 23-71 was to be signed by each interested municipality for the 2023 calendar year; and

WHEREAS, the County shall then have the option to renew the Agreement(s) for four one year periods; and

WHEREAS, the cost of said service is revised from \$100.00/computer/month up to 10 computers and \$150.00/computer/month for 11-20 computers to the updated service cost of \$75.00/computer/month;

WHEREAS, a Modification Agreement to update service cost has been reviewed and approved by the Government Operations Committee, and

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors hereby authorizes the Chairman to modify an agreement on behalf of Madison County with each of the various municipal agencies as listed as is on file with the Clerk of the Board.

Supervisor Becker made the motion to amend this resolution to establish one flat rate of \$75.00 per Computer per month regardless of the amount of computers. Supervisor Pinard seconded the motion and the following vote was taken:

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

A final vote was then taken:

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

Resolutions – Regular Agenda

The following resolution was adopted by a 2/3rds vote:

By Supervisor Walrod:

RESOLUTION NO. 23-370

WAIVING THE RULES FOR RESOLUTIONS

RESOLVED, that Rule 24 and Rule 24-A of the Madison County Board of Supervisors, to the extent requiring that all resolutions intended to be moved for adoption be filed with the Clerk not less than seven calendar days prior to the meeting, and copies mailed/emailed to all members with the meeting agenda; and to the extent providing that resolutions be filed with the Chairman of the appropriate legislative committee at least ten days prior to the meeting at which its introduction will be sought, be waived during this annual session so that all resolutions may be acted upon immediately. Nothing herein shall be construed to limit the ability to table resolutions until the next succeeding meeting pursuant to Rule 17.

Discussion took place among the Supervisors on the process of Annual Session in regards to how the resolutions make it to the Board Agenda and if waiving rule 24 and 24a is something that we should proceed with.

ADOPTED: AYES – 1,272 NAYS – 185 (Shwartz, Corbin) ABSENT – 45 (Stepanski)

By Supervisor Pinard:

RESOLUTION NO. 23-371

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

WHEREAS, Madison County wishes to have a public hearing on the implementation of Community Development Block Grant ("CDBG"), Project # 686HR310-21, from the New York State Office of Community Renewal that is funding a \$350,000 countywide Home Rehabilitation Program;

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

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 November 9th @ 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 – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

At 11:15 a.m., Chairman Becker announced and called for a motion to open the scheduled public hearing for the CDBG Grant. Supervisor Reuter, made the motion to open the public hearing, seconded by Supervisor Roberts and carried.

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

By Supervisor Walrod:

RESOLUTION NO. 23-372

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 recognize the dedicated contributions of Rebecca Marsala upon her retirement.

Rebecca S. Marsala

Treasurer's Office

36 Years of Service

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

Madison County Treasurer, Cindy Edick stepped forward to speak on behalf of Becky Marsala and to accept an retirement gift for her. Treasurer Edick went on to provide a brief history on Becky's employment at Madison County since she first began in 1986. In 2012, Becky took the position of Deputy Treasurer and shortly thereafter in 2015, there was a need for a Director of Real Property Tax Services. At that time, Becky stepped up to help the County by taking on that role as well. Becky selflessly took on additional roles to do what is best for the County and to make sure that the job is done correctly. She will be missed as well as her commitment to the residents of this County.

Chairman Becker said that Becky has done a great job in her time here with running the County Tax auction in a flawless manner. She will be missed and we wish her the best in her retirement.

Resolutions – Preferred Agenda

By Government Operations Committee:

RESOLUTION NO. 23-373

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH L.G. BOUCHER

WHEREAS, on January 1, 2014, Madison County changed insurance carriers from Trident to Houston Casualty; and

WHEREAS, that with Houston Casualty the County now has a Third Party Administrator of our claims; and

WHEREAS, L.G. Boucher has, among other things, investigated all tort claims made against the County; provided reports on claims to the County, vigorously pursued any subrogation and loss recoveries and made recommendations regarding payment/adjustment of claims or settlement of claims;

WHEREAS, L.G. Boucher will provide the services of the Third Party Claims at a cost of \$36,000.00 per year, to be paid at a rate of \$3,000.00 per month;

WHEREAS, the term of this contract will be from January 1, 2024 through December 31, 2024;

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 Madison County with L.G. Boucher, a copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO: 23-374

AUTHORIZING THE CHAIRMAN TO AUTHORIZE AN AGREEMENT WITH ONEGROUP FOR PROFESSIONAL CONSULTING SERVICES (RFP P13-23- EMPLOYEE HEALTHCARE BENEFITS CONSULTANT)

WHEREAS, OneGroup has provided the County with professional consulting services for the employee and retiree health plans and related benefit matters for the past several years; and

WHEREAS, due to the complexity of health plan administration and the increasing costs of providing health insurance coverage, it is necessary to retain the services of professional health benefit consultants; and

WHEREAS, a request for proposal was issued and OneGroup was the organization chosen from amongst the number of interested consulting firms; and

WHEREAS, the agreement is for professional consulting services for 2024 at the maximum cost of \$5,834.00 per month, and

WHEREAS, the actual monthly expenses will vary, depending on the amount of commissions applied each month; and

WHEREAS, these commissions are built into one of the County's fully insured healthcare plans and the premium amounts for that plan will not change regardless of whether the commissions are allocated to the County's health benefit consultants; and

WHEREAS, the proposal made by OneGroup has been reviewed and approved by the Health Plan Administrator and the Government Operations Committee.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be, and hereby is authorized to execute an agreement with OneGroup, as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO: 23-375

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH THE HUMANA GROUP MEDICARE ADVANTAGE PLAN FOR THE 2024 YEAR

WHEREAS, the county offers a health care plan for its Medicare–eligible retirees and dependents; and

WHEREAS, beginning with plan year 2015, the County has elected to provide its Medicare-eligible population with Humana Medicare Advantage with Prescription Drug Program; and

WHEREAS, Humana has provided the County with a proposal for the Humana Medicare Advantage with Prescription Drug Program for plan year 2024 with annualized premium rates as follows: Single - \$ 4,281.60 and 2 - Person - \$8,563.20; and

WHEREAS, these premium rates reflect an increase of 6.5% as compared with the 2023 base rate; and

WHEREAS, the proposal made by Humana has been approved by the Health Plan Administrator and the Government Operations Committee.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board be, and hereby is, authorized to execute the Humana Group Medicare Advantage Plan Renewal, as is on the file with the Clerk to Board of Supervisors.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO 23- 376

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH MVP HEALTH CARE FOR THE 2024 YEAR

WHEREAS, Madison County offers Health Maintenance Organization (HMO) option for health insurance coverage for its eligible employees; and

WHEREAS, MVP Health Care has developed premium rates for the HMO portion of the County's Health Insurance program for fiscal year 2024; and

WHEREAS, the 2024 annualized rates, reflecting an increase of 5.1% from the 2023 plan year, are as follows:

Single -	\$14,267.04
2 - Person -	\$32,814.24
Family -	\$33,266.04

WHEREAS, this is a community-rated plan and the rate increases are primarily due to the experience of the overall claims pool.

NOW, THEREFORE, BE IT RESOLVED, that the County's agreement with MVP Health Care be, and hereby is, renewed for the period of January 1, 2024 through December 31, 2024.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-377

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH EXCELLUS FOR MEDICAL ADMINISTRATION SERVICES

WHEREAS, the County provides medical insurance for its eligible employees and their eligible dependents; and

WHEREAS, the employee medical program is self-funded program; and

WHEREAS, Excellus has proposed to provide these services for 2024 at a cost of \$36.52 per subscriber per month, 2025 at a cost of \$34.07 per subscriber per month and 2026 at a cost of \$35.09 per subscriber per month; and

WHEREAS, the Health Plan Administrator and Government Operations Committee recommend continuing to partner with Excellus for third party administrators services,

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors is authorized to renew an agreement with Excellus, as is on file with the Clerk of the Board of Supervisors, for the period of January 1, 2024 through December 31, 2026.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Finance, Ways and Means Committee:

RESOLUTION NO. 23-378

ACCEPTING TENTATIVE BUDGET AS FILED BY THE BUDGET OFFICER

WHEREAS, Cindy J. Edick, Madison County Budget Officer has on November 9, 2023, filed the fiscal year 2024 budget with the Clerk to the Board of Supervisors; and

WHEREAS, said 2024 tentative budget contains several amounts recommended for the conduct of fiscal year 2024 County Government;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors hereby acknowledge receipt of said budget; and

BE IT FURTHER RESOLVED, that in the event the Board of Supervisors fails to adopt by December 20, 2023, a budget for fiscal year 2024, the tentative budget with such changes, alterations, revisions, as shall have been made by resolutions of the Board of Supervisors, shall constitute the budget for fiscal year 2024 in accordance with Section 361 of the County Law.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-379

**AUTHORIZING PUBLIC HEARING ON THE TENTATIVE BUDGET FOR
COWASELON WATERSHED DISTRICT FOR 2024**

RESOLVED, that the public hearing on the tentative budget for the Cowaselon Watershed District will be held at 11:05 a.m. on Thursday, November 16, 2023; and

BE IT FURTHER RESOLVED, that the annexed detailed statement of the estimated expenditures and revisions and the assessment roll heretofore submitted by the administrative agency heretofore appointed pursuant to Section 299-p of the County Law, which has been filed in the office of the Clerk to the Board of Supervisors and a summary of the entire budget is available for public inspection.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-380

**AUTHORIZING PUBLIC HEARING ON THE TENTATIVE COUNTY BUDGET
FOR FISCAL YEAR 2024**

RESOLVED, pursuant to the provisions set forth in Section 359 of the County Law, public hearing on the tentative county budget for fiscal year 2024 will be held on Thursday, November 16, 2023 at the following times and location:

11:10 a.m. Supervisors Chambers, Second floor, County Office Building #4,
North Court Street, Wampsville, New York

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-381

**AUTHORIZING A PUBLIC HEARING ON THE TENTATIVE BUDGET
FOR CLOCKVILLE WATER DISTRICT FOR 2024**

RESOLVED, that the public hearing on the tentative budget for the Clockville Water District will be held at 11:15 a.m. on Thursday, November 16, 2023; and

BE IT FURTHER RESOLVED, that pursuant to Section 271 of the County Law providing for the cost of improvements which will benefit each lot or parcel of land; the assessment roll has been filed in the office of the Clerk to the Board of Supervisors and is available for public inspection.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-382

AUTHORIZING TOWNS, VILLAGE AND CITY MUNICIPAL GRANTS

WHEREAS, New York State negotiated and structured a settlement of various Oneida Indian Nation of New York (“OIN”) related litigation and contested matters, which settlement has taken the form of a Settlement Agreement among the OIN, the State of New York, the County of Madison, & the County of Oneida (“Settlement Agreement”) as approved by Resolution No. 157-13 of the Madison County Board of Supervisors on May 30, 2013, and as approved by the other parties to that Agreement, with Madison County acting pursuant to the related state legislation implementing the Settlement Agreement (Chapters 174 and 175 of the Laws of 2013, Executive Law Section 11 and Indian Law Section 16).

WHEREAS, Section V(E) of the Settlement Agreement, labeled “Nation Land Not Taxable,” provides in subsection (1), in pertinent part, as follows:

Without regard to whether land has been (or has not been) and is now (or is not now) exempt from property taxation or otherwise non-taxable, Nation Land shall be non-taxable, and the Nation shall not be liable to the State or any municipal subdivision of the State for any past, present or future property tax payment with regard to Nation Land, and no bill for such tax shall be issued....

WHEREAS, the Settlement Agreement and implementing state legislation have effected a change in the taxable status of Nation Land (as defined in the Settlement Agreement), rendering the properties not subject to property tax retroactively and prospectively.

WHEREAS, pursuant to the Settlement Agreement Madison County is to receive certain annual payments from the State of New York, the Settlement Agreement Section III (B) providing in part as follows:

The Counties share of all these payments is...in full satisfaction of tax revenues of any kind that the *Counties* will not receive from the Nation... [*emphasis added*]

WHEREAS, nevertheless, it is the desire of this Board of Supervisors to provide a share of such payments for the affected towns' and city's 2023 and Village's 2023-2024 fiscal years, to mitigate the impact on such municipalities of the tax exempt status of certain properties owned by the OIN.

WHEREAS, to that end Madison County intends to make grants, namely a one-time payment essentially equal to the lost property taxes for certain OIN titled parcels in each municipality (calculated based on the assessed value of the parcels at the tax rate in effect on the Effective Date of the Settlement Agreement, March 4, 2014), more specifically as provided in the attached Schedule of Parcels and Payments.

WHEREAS, a one-time payment will be made on or about November 9, 2023; and will be intended to mitigate the above referenced current fiscal years only and is to be used solely to support the infrastructure of and the municipal services provided to the taxpayers of such municipalities.

WHEREAS, the Board does not commit to payments in future years and it presently intends to evaluate the prospect of future payments annually.

NOW, THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors hereby authorizes the Madison County Treasurer to disburse as a grant the sums set forth and described on the attached Schedule of Parcels and Payments to each of the municipalities set forth therein totaling \$253,056.14.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-383

AUTHORIZING SPECIAL DISTRICT GRANTS

WHEREAS, New York State negotiated and structured a settlement of various Oneida Indian Nation of New York ("OIN") related litigation and contested matters, which settlement has taken the form of a Settlement Agreement among the OIN, the State of New York, the County of Madison, & the County of Oneida ("Settlement Agreement") as approved by Resolution No. 157-13 of the Madison County Board of Supervisors on May 30, 2013, and as approved by the other parties to that Agreement, with Madison County acting pursuant to the related state legislation implementing the Settlement Agreement (Chapters 174 and 175 of the Laws of 2013, Executive Law Section 11 and Indian Law Section 16).

WHEREAS, Section V(E) of the Settlement Agreement, labeled “Nation Land Not Taxable,” provides in subsection (1), in pertinent part, as follows:

Without regard to whether land has been (or has not been) and is now (or is not now) exempt from property taxation or otherwise non-taxable, Nation Land shall be non-taxable, and the Nation shall not be liable to the State or any municipal subdivision of the State for any past, present or future property tax payment with regard to Nation Land, and no bill for such tax shall be issued....

WHEREAS, the Settlement Agreement and implementing state legislation have effected a change in the taxable status of Nation Land (as defined in the Settlement Agreement).

WHEREAS, the full scope and effect of the Settlement Agreement remains to be determined, particularly with regard to charges relating to special districts benefiting properties directly.

WHEREAS, pursuant to the Settlement Agreement Madison County is to receive certain annual payments from the State of New York, the Settlement Agreement Section III (B) providing in part as follows:

The Counties share of all these payments is...in full satisfaction of tax revenues of any kind that the *Counties* will not receive from the Nation... [*emphasis added*].

WHEREAS, nevertheless, given the current uncertainty and the adverse circumstances to the special districts if their charges remain unpaid, it is the desire of this Board of Supervisors to provide a share of the County’s payments to certain affected special districts for their 2023 fiscal years, to mitigate the impact on such districts of the potentially exempt status of certain properties owned by the OIN.

WHEREAS, to that end Madison County intends to make grants, namely a one-time payment, more specifically as provided in the attached Schedule of Parcels and Payments.

WHEREAS, a one-time payment will be made on or about November 9, 2023, and will be intended to mitigate the above referenced current fiscal year only and is to be used solely to support the infrastructure of and the municipal services provided to the taxpayers of such districts.

WHEREAS, the Board does not commit to payments in future years and it presently intends to evaluate the prospect of future payments annually.

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors hereby authorizes the Madison County Treasurer to disburse as a grant the sums set forth and described on the attached Schedule of Parcels and Payments to each of the districts set forth therein totaling \$82,501.74.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-384

APPOINTING A COMMITTEE TO REVIEW THE 2024 TENTATIVE BUDGET

RESOLVED, that the Standing Finance, Ways and Means Committee of this Board, who were duly appointed by the Chairman and affirmed by the Board of Supervisors be and the same are hereby designated as the proper Committee to review the tentative budget for 2024, which said budget was filed with the Clerk to this Board on Thursday, November 9, 2023.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-385

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES – FY2022 STATE HOMELAND SECURITY PROGRAM (SLETPP) AND MODIFYING THE 2023 COUNTY BUDGET

WHEREAS, Madison County has been awarded a grant for \$32,009 by the New York State Division of Homeland Security and Emergency Services (NYS DHSES) – FY2022 State Homeland Security Program (SLETPP), and

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

Awarding Agency: New York State Division of Homeland Security and Emergency Services
Project ID #: LE22-1007-D00
DHSES #: WM22190137
Program Name: FY22 State Law Enforcement Terrorism Prevention Program
Grant Period: 09/01/2022 to 8/31/2025
Contract #: T190137
State Funds: 100%
Grant Total: \$32,009

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be authorized to enter into an agreement with the NYS Division of Homeland Security and Emergency Services a copy of which is on file with the Clerk of the Board, and

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

**General Fund
3640 Civil Defense**

<u>Expense</u>		<u>From</u>	<u>To</u>
A364030 544122	SLETPP Other Expense FY22-25	<u>- 0 -</u>	\$32,009
Control Total			<u>\$32,009</u>
<u>Revenue</u>			
A364030 443933	Fed Aid SLETPP Grant FY22-25	\$ <u>- 0 -</u>	<u>\$32,009</u>

Control Total

\$32,009

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-386

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH COMMUNITY ACTION PARTNERSHIP (RFP P10-23) AND MODIFYING THE 2023 ADOPTED COUNTY BUDGET

WHEREAS, Madison County issued an RFP P10-23 for programs related to Opioid Settlement Funding;

WHEREAS, the Community Action Partnership for Madison County, Inc. has been selected as an award recipient;

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

General Fund

4220 Narcotics Addiction Control

Expense

A422040 542800 Community Action Partnership

From

\$-0-

To

\$341,465

Control Total

\$341,465

Revenue

A422040 434860 State Aid Opioid Reg Abatement LGU

\$-0-

\$341,465

Control Total

\$341,465

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 November 1, 2023 through October 31, 2024 with Community Action Partnership for Madison County, Inc.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-387

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH NEW YORK ARCADIA PUBLISHING AND THE HISTORY PRESS

WHEREAS, Madison County Historian, Matthew Urtz, is currently completing a book for publication with Arcadia Publishing and the History Press about historic fires in Madison County; and

WHEREAS, Arcadia Publishing and the History Press have offered royalties for the sale of the book after it is published; and

WHEREAS, the cost associated with the publication of the book is \$1,950.00; and

WHEREAS, in addition to the royalties, the County will be able to resell the book to help offset the cost of publication; and

WHEREAS, the term of the contract extends as long as the book remains in active publication with Arcadia Publishing; and

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be, and hereby is, authorized to enter into an agreement with New York Arcadia Publishing and The History Press, as is on file with the Clerk of the Board of Supervisors,

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-388

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

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

General Fund

1170 Assigned Counsel

Expense

	<u>From</u>	<u>To</u>
A117010 542190 Assigned Counsel Family Court	\$300,000	\$375,000
A117010 547151 Assigned Counsel Plan	615,000	690,000

1990 Contingent Fund

Expense

A199010 544440 Contingent Fund	<u>\$423,859</u>	<u>\$273,859</u>
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Control Totals	<u>\$1,338,859</u>	<u>\$1,338,859</u>
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ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-389

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

WHEREAS, the 2023 Approved Contract Agencies' Contracts must include the following Budget Modifications to allow the accurate amounts to be allocated to their respective Revenue and Expense lines in the 2023 Adopted County Budgets.

NOW, THEREFORE, BE IT RESOLVED that the 2023 Contracts and Adopted County Budgets be modified as follows:

<u>4320 Mental Health Heritage Farms</u>	<u>From</u>	<u>To</u>
<u>Revenue</u>		
A432040 434903 SA OPWDD	\$ <u>20,634</u>	\$ <u>21,253</u>
Control Total		\$ <u>619</u>
<u>Expense</u>		
A432040 542703 Heritage Farms	\$ <u>36,067</u>	\$ <u>36,686</u>
Control Total		\$ <u>619</u>

BE IT FURTHER RESOLVED, that the Chairman of the Board be hereby authorized to execute a modification agreement, a copy of which is on file with the Clerk of this Board, for the period January 1, 2023 through December 31, 2023.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-390

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

WHEREAS, the New York State Office of Temporary and Disability Assistance has allocated monies to counties related to the Pandemic Emergency Assistance Fund (PEAF) per 23-LCM-17; and

WHEREAS, these monies are to be used to assist needy families to defray cost incurred due to the COVID-19 public health emergency; and

WHEREAS, these funds are 100% federally reimbursed through the American Rescue Plan Act of 2021 (ARPA);

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

General Fund

<u>6109 TANF</u>		<u>From</u>	<u>To</u>
<u>Expense</u>			
A610960 541178	PEAF Multi-Gen Food & Family Payments	\$ <u>-0-</u>	\$ <u>11,900</u>
	Control Total		\$ <u>11,900</u>
<u>Revenue</u>			
A610960 446894	Fed Aid Multi-Generational Food Payment	\$ <u>-0-</u>	\$ <u>11,900</u>
	Control Total		\$ <u>11,900</u>

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-391

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

WHEREAS, the 2023 Approved Contract Agencies' Contracts must include the following Budget Modifications to allow the accurate amounts to be allocated to their respective Revenue and Expense lines in the 2023 Adopted County Budgets.

NOW, THEREFORE, BE IT RESOLVED that the 2023 Contracts and Adopted County Budgets be modified as follows:

General Fund

6511 Veterans Peer Support

Revenue

	<u>From</u>	<u>To</u>
A651160 434950 SA DWYER	\$ <u>198,500</u>	\$ <u>202,500</u>
Control Total		\$ <u>4,000</u>

Expense

A651160 542794 Peer Support Expense	\$ <u>824</u>	\$ <u>4,824</u>
Control Total		\$ <u>4,000</u>

BE IT FURTHER RESOLVED, that the Chairman of the Board be hereby authorized to execute a modification agreement, a copy of which is on file with the Clerk of this Board, for the period January 1, 2023 through December 31, 2023.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-392

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

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

Capital Projects Fund

8990 Aquatic Vegetation Project

Expense

	<u>From</u>	<u>To</u>
H899080 542516 Aquatic Veg 2022-2023	\$ <u>-0-</u>	\$ <u>97,200</u>
Control Total		\$ <u>97,200</u>

Revenue

H899080 439122 State Aid Aquatic Veg 2022-2023	\$ <u>-0-</u>	\$ <u>97,200</u>
Control Total		\$ <u>97,200</u>

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-393

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

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

General Fund

9901 Contribution to Other Funds

Expense

	<u>From</u>	<u>To</u>
A990199 594050 Contribution to County Rd Fund	\$9,977,030	\$8,927,030
A990199 594100 Contribution to Rd Mach Fund	2,653,473	2,139,282

9903 Transfer To/From Other Funds (ARPA)

Expense

A990399 594051 Tsf to County Road Mid-Year	\$-0-	\$1,050,000
A990399 594101 Tsf to Road Machinery Mid-Year	<u>227,547</u>	<u>783,682</u>

Totals	\$ <u>12,858,050</u>	\$ <u>12,899,994</u>
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Control Total		\$ <u>41,944</u>
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Revenue

A990399 450316 Transfer from County Rd	\$-0-	\$ <u>41,944</u>
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Control Total		\$ <u>41,944</u>
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County Road Fund

5114 County Highway (ARPA)

Expense

D511450 594215 Transfer to General Mid-Year	\$-0-	\$41,944
D511450 594101 Transfer to Rd Machinery Fund	<u>41,944</u>	<u>-0-</u>

Control Totals	\$ <u>41,944</u>	\$ <u>41,944</u>
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5010 County Highway Admin

Revenue

D501050 450312 Contribution from General Fund	\$9,977,030	\$8,927,030
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5114 County Highway (ARPA)

Revenue

D511450 450326 Tsf from General Mid-Year	\$-0-	\$ <u>1,050,000</u>
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Control Totals	\$ <u>9,977,030</u>	\$ <u>9,977,030</u>
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Road Machinery Fund

5130 Rd Mach Repairs & Expense

Revenue

DM513050 450312 Contribution from General Fund	\$2,653,473	\$2,139,282
DM513050 450326 Tsf from General Mid-Year	219,980	-0-

5133 Road Machinery-Equip (ARPA)

Revenue

DM513350 450316 Tsf from County Rd Mid-Year	\$41,944	\$-0-
DM513350 450326 Tsf from General Mid-Year	<u>7,567</u>	<u>783,682</u>

Control Totals	<u>\$2,922,964</u>	<u>\$2,922,964</u>
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ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-394

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

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

General Fund

1631 County Buildings (ARPA)

	<u>From</u>	<u>To</u>
<u>Expense</u>		
A163110 540352 Morrisville Highway Garage Site	<u>\$378,774</u>	<u>\$347,907</u>
Control Total		<u>(\$30,867)</u>

9903 Transfer To/From Other Funds (ARPA)

<u>Revenue</u>		
A990399 450316 Transfer from County Road Fund	\$41,944	\$93,036

9999 Non Departmental Revenue

<u>Revenue</u>		
A999995 440895 Fed Aid Coronavirus Fiscal Recovery	<u>\$5,497,564</u>	<u>\$5,415,605</u>
Totals	<u>\$5,539,508</u>	<u>\$5,508,641</u>
Control Total		<u>(\$30,867)</u>

County Road Fund

5114 County Highway (ARPA)

<u>Expense</u>		
D511450 547300 Contract Surface Treatment	\$900,000	\$848,908
D511450 594215 Transfer to General Fund Mid-Year	<u>41,944</u>	<u>93,036</u>
Control Totals	<u>\$941,944</u>	<u>\$941,944</u>

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-395

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

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

Capital Projects Fund

8197 Office Complex Sanitary Sewer Project

	<u>From</u>	<u>To</u>
<u>Expense</u>		
H819780 529802 Engineering Expense	<u>\$496,000</u>	<u>\$1,061,000</u>
Control Total		<u>\$565,000</u>

<u>Revenue</u>		
H819780 457100 Serial Bonds	\$ <u>501,000</u>	\$ <u>1,066,000</u>
Control Total		\$ <u>565,000</u>

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-396

**AUTHORIZING THE DISBURSEMENT GAP ELIMINATION FUNDS TO MADISON COUNTY
TOWNS AND VILLAGES**

WHEREAS, this Board of Supervisors is inclined to disburse funds to the Towns and Villages in order to enhance the quality of lives of the citizens of Madison County;

WHEREAS, the Board intends to use funds derived from the collection of mortgage tax to supplement the Towns and Villages;

WHEREAS, the calculation of said disbursement was based on the Towns within which the mortgage tax was collected; and

NOW, THEREFORE BE IT RESOLVED, this Board of Supervisors issues the payment of the amounts listed below, and authorize and direct the County Treasurer to make one-time payment of said amounts to the respective districts in accordance with the report.

Town of Brookfield	\$ 534.85
Town of Cazenovia	\$ 3,558.64
Village of Cazenovia	\$ 686.73
Town of DeRuyter	\$ 709.98
Village of DeRuyter	\$ 64.71
Town of Eaton	\$ 662.03
Village of Hamilton	\$ 0.15
Village of Morrisville	\$ 160.43
Town of Fenner	\$ 444.91
Town of Georgetown	\$ 255.58
Town of Hamilton	\$ 1,430.50
Village of Earlville	\$ 39.77
Village of Hamilton	\$ 755.85
Town of Lebanon	\$ 429.01
Town of Lenox	\$ 2,239.19
Village of Canastota	\$ 607.49
Village of Wampsville	\$ 133.22
Town of Lincoln	\$ 1,036.70
Town of Madison	\$ 634.22
Village of Hamilton	\$ 9.84
Village of Madison	\$ 23.85
Town of Nelson	\$ 1,018.60
Town of Smithfield	\$ 273.58
Town of Stockbridge	\$ 77.06
Village of Munnsville	\$ 7.93
Town of Sullivan	\$ 10,287.07
Village of Chittenango	\$ 1,449.07
City of Oneida	\$ 3,196.59

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-397

APPROVAL OF MORTGAGE TAX REPORT FALL 2023

WHEREAS, this Board is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each tax district of the County of the money collected during the preceding six months ending September 30, 2023;

NOW, THEREFORE BE IT RESOLVED, that pursuant to Section 261 of the Tax Law, this Board issue tax warrants for the payment of the respective tax districts of the amounts so credited, and authorize and direct the County Treasurer to make payment of said amounts to the respective districts in accordance with the report.

Town of Brookfield	\$ 9,183.50
Town of Cazenovia	\$ 61,102.42
Village of Cazenovia	\$ 11,791.31
Town of DeRuyter	\$ 12,190.52
Village of DeRuyter	\$ 1,111.04
Town of Eaton	\$ 11,367.07
Village of Hamilton	\$ 2.62
Village of Morrisville	\$ 2,754.60
Town of Fenner	\$ 7,639.23
Town of Georgetown	\$ 4,388.39
Town of Hamilton	\$ 24,561.74
Village of Earlville	\$ 682.95
Village of Hamilton	\$ 12,978.03
Town of Lebanon	\$ 7,366.36
Town of Lenox	\$ 38,447.31
Village of Canastota	\$ 10,430.66
Village of Wampsville	\$ 2,287.44
Town of Lincoln	\$ 17,800.35
Town of Madison	\$ 10,889.68
Village of Hamilton	\$ 168.92
Village of Madison	\$ 409.50
Town of Nelson	\$ 17,489.50
Town of Smithfield	\$ 4,697.34
Town of Stockbridge	\$ 1,323.15
Village of Munnsville	\$ 136.17
Town of Sullivan	\$ 176,630.80
Village of Chittenango	\$ 24,880.75
City of Oneida	\$ 54,885.99

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Criminal Justice, Public Safety and Emergency Communications Committee:

RESOLUTION NO. 23-398

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN EXTENSION FOR AN AGREEMENT WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR A THREE-YEAR DISTRIBUTION 2019-2021

WHEREAS, the County of Madison by Resolution 19-489 dated September 10, 2019, entered into an agreement with the New York State Office of Indigent Legal Services for a Three-Year Distribution for 2019-2021 (Grant #9); and

WHEREAS, the Madison County Public Defender and Assigned Counsel Program(s) did not utilize all the funds in this grant in the time given by the New York State Office of Indigent Legal Services; and

WHEREAS, the New York State Office of Indigent Legal Services has agreed to a twelve (12) month extension of this grant so that these funds can be utilized; and

WHEREAS, the amount of funds available are \$78,098.52 and are to be used to further assist the County in improving the quality of indigent legal services; and

WHEREAS, the County shall be reimbursed only for costs actually incurred in accordance with this Agreement. Payments shall be made in arrears on a quarterly basis and shall be processed upon submission by the County and approval by the NYS Office in Indigent Legal Services of appropriate statements and vouchers; and

WHEREAS, this agreement has been reviewed and 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 extension agreement on behalf of the County of Madison with the NYS Office of Indigent Legal Services, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-399

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN EXTENSION FOR AN AGREEMENT WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR A THREE-YEAR DISTRIBUTION 2020-2022

WHEREAS, the County of Madison by Resolution 20-127 dated March 10, 2020, entered into an agreement with the New York State Office of Indigent Legal Services for a Three-Year Distribution for 2019-2021 (Grant #10); and

WHEREAS, the Madison County Public Defender and Assigned Counsel Program(s) did not utilize all the funds in this grant in the time given by the New York State Office of Indigent Legal Services; and

WHEREAS, the New York State Office of Indigent Legal Services has agreed to a twelve (12) month extension of this grant so that these funds can be utilized; and

WHEREAS, the amount of funds available are \$75,892.08 and are to be used to further assist the County in improving the quality of indigent legal services; and

WHEREAS, the County shall be reimbursed only for costs actually incurred in accordance with this Agreement. Payments shall be made in arrears on a quarterly basis and shall be processed upon submission by the County and approval by the NYS Office in Indigent Legal Services of appropriate statements and vouchers; and

WHEREAS, this agreement has been reviewed and 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 extension agreement on behalf of the County of Madison with the NYS Office of Indigent Legal Services, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-400

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN EXTENSION FOR AN AGREEMENT WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR A THREE-YEAR DISTRIBUTION 2020-2022

WHEREAS, the County of Madison by Resolution 21-55 dated February 9, 2021, entered into an agreement with the New York State Office of Indigent Legal Services for a Three-Year Distribution for 2020-2022 (CAFA 3); and

WHEREAS, the Madison County Assigned Counsel Program office did not utilize all the funds in this grant in the time given by the New York State Office of Indigent Legal Services; and

WHEREAS, the New York State Office of Indigent Legal Services has agreed to a twelve (12) month extension of this grant so that these funds can be utilized; and

WHEREAS, the amount of funds available are \$25,770 and are to be used to further assist the County in improving the quality of indigent legal services; and

WHEREAS, the County shall be reimbursed only for costs actually incurred in accordance with this Agreement. Payments shall be made in arrears on a quarterly basis and shall be processed upon submission by the County and approval by the NYS Office in Indigent Legal Services of appropriate statements and vouchers; and

WHEREAS, this agreement has been reviewed and 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 extension agreement on behalf of the County of Madison with the NYS Office of Indigent Legal Services, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-401

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH WILMAC BUSINESS EQUIPMENT CO., INC.

WHEREAS, Wilmac Business Equipment Co., Inc. has submitted for approval an agreement with Madison County to provide maintenance and support services for 911 phone and radio recording system; and

WHEREAS, Wilmac Business Equipment Co., Inc. has provided an annual support fee of Twenty Thousand, One Hundred Ten dollars (\$20,110.00); and

WHEREAS, the term of the contract is November 1, 2023 through October 31, 2024; and

WHEREAS, this agreement has been reviewed and 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 Wilmac Business Equipment Co., Inc. as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-402

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH
AK ASSOCIATES (KRAUS ASSOCIATES)**

WHEREAS, AK Associates has submitted for approval an agreement with Madison County to provide service for the purpose of Basic Maintenance Annual Support for the 911 phone system; and

WHEREAS, AK Associates has provided an annual support fee of Twenty-Eight Thousand, Seven Hundred Ninety dollars (\$28,790.00); and

WHEREAS, the term of the contract is December 1, 2023 through November 30, 2024; and

WHEREAS, this agreement has been reviewed and 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 AK Associates, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES –1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-403

**AUTHORIZING THE CHAIRMAN TO AMEND AN AGREEMENT
WITH TYLER TECHNOLOGIES, INC.**

WHEREAS, the Sheriff's Office owns a licensed version of two (2) software programs from Tyler Technologies, Inc. for the daily activities of the Civil Division and Tyler Technologies, Inc. has agreed to maintain the software and provide customer support as outlined in Resolution 19-111; and

WHEREAS, the Sheriff's Office owns two software licensed versions of Civil Mobile that allows civil deputies to view cases, evictions, order of protections, etc. from their vehicles rather than returning to the office as outlined in Resolution 22-168; and

WHEREAS, Tyler Technologies, Inc. will provide the Maintenance and Support Services for the CivilServe (\$1,158.15), CivilView Attorney Portal (\$1,276.29) and CivilMobile (\$2,984.51) for 2024 with an annual fee increase as shown in attached Schedule 1 until December 31, 2028; and

WHEREAS, the term of this amendment shall be effective January 1, 2024 through December 31, 2028, unless terminated by either party on a 90 days' notice; and

WHEREAS, this amendment has been reviewed and 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 amend an agreement on behalf of the County of Madison with Tyler Technologies, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES –1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Highway, Building and Grounds Committee:

RESOLUTION NO. 23-404

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 Lebanon Road (CR62) over Stone Mill Brook (BIN 3367070), Town of Lebanon, Madison County, P.I.N. 2754.86** (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 **\$1,748,391** 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 Madison County hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and

BE IT FURTHER 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 – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO 23-405

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH GP FLOORING SOLUTIONS

WHEREAS, Madison County Facilities has identified several areas within the County Office Building that are in need of carpet replacement; and

WHEREAS, GP Flooring Solution, who have successfully perform this service in the past, has agreed to provide these services per Milliken Sourcewell Contract#161323-MAC pricing, commencing November 9, 2023 continuing through April 30, 2024, in the amount of \$69,773.02; and

WHEREAS, the funds for this project have been allocated within the 2023 adopted county budget; and

WHEREAS, this agreement has been reviewed and approved by the Highway, Buildings & Ground 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 GP Flooring Solutions, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-406

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH ERIE MECHANICAL CONTRACTORS, INC.

WHEREAS, Madison County Facilities has identified a need for repairing/upgrading the isolation unit within the Public Safety Building; and

WHEREAS, Erie Mechanical Contractors, Inc., has agreed to provide these services commencing October 25, 2023 continuing through October 22, 2024, in the amount of \$30,760; and

WHEREAS, the funds for this project have been allocated within the 2023 adopted county budget; and

WHEREAS, this agreement has been reviewed and approved by the Highway, Buildings & Ground 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 Erie Mechanical Contractors, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-407

AUTHORIZING THE CHAIRMAN TO MODIFY AN AGREEMENT WITH BARTON & LOGUIDICE, D.P.C.

WHEREAS, Madison County entered into an agreement (22-275) with Barton & Loguidice D. P.C. for Professional Engineering Design Services with regards to the County Office Complex Sewer Project; and

WHEREAS, additional services have been identified as needed for this project to include the bidding and construction phase; and

WHEREAS, Barton & Loguidice D.P.C. has agreed to provide these additional services for the County Complex Sewer Project including the bidding and construction phase for a total additional cost of \$565,000.00; and

WHEREAS, the County would like to amend the current agreement with Barton & Loguidice, D.P.C. to extend the agreement expiration date to July 1, 2025; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to modify and agreement with Barton & Loguidice, D.P.C. Accordingly, a copy of said Agreement is filed with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

Resolutions – Regular Agenda

By Supervisor Cavanagh:

RESOLUTION NO. 23-408

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH COMMUNITY ACTION PROGRAM, INC.

WHEREAS, research has shown that mentoring is an effective strategy in the prevention of high-risk behaviors that lead to poor school performance, substance abuse, violence, and teen pregnancy; and

WHEREAS, it is always a struggle to find enough volunteer mentors to meet the needs of children who would benefit from a mentor; and

WHEREAS, Community Action Program, Inc., has the experience and recognized capacity to provide intensive mentoring and is currently providing this service to 17 youth and their families with 26 total youth served in 2023, and expects to serve 32 youth by the end of the year; and

WHEREAS, these services are eligible for state reimbursement at the rate of sixty-two percent (62%); and

WHEREAS, Community Action Program, Inc., has offered to provide the required services for the period January 1, 2024 to December 31, 2024, at a total cost not to exceed \$168,959; 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 renew an agreement on behalf of the County of Madison with Community Action Program, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

RESOLUTION NO. 23-409

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT
WITH NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES
FOR OCTOBER 2023 TO SEPTEMBER 2024 YOUTH PROGRAM FUNDS FOR
DISBURSEMENT BY THE MADISON COUNTY YOUTH BUREAU**

WHEREAS, the need has been identified in Madison County for provision of youth development programming, youth sports and education opportunity programming, and youth sports teams; and

WHEREAS, the New York State Office of Children and Family Services (OCFS) requires submission of the Resource Allocation Package for Madison County as part of the Children and Family Services plan; and

WHEREAS, the Children and Family Services plan was approved by OCFS October 3, 2023; and

WHEREAS, the signing of the Resource Allocation Plan will qualify Madison County for State reimbursement for the October 2023 to September 2024 program year, provided that services are rendered in accordance with the Rules and Regulations of OCFS and the Children and Family Services plan guidelines and OCFS fiscal policies; and

WHEREAS, the plan includes the provision of the approved allocation to Madison County of \$144,051 for provision of program contracts to be reviewed by the Request for Proposal process of the Madison County Youth Bureau Youth Board, approved by the Health and Human Services Committee and the Board of Supervisors; and

WHEREAS, the Madison County Youth Board and the Health and Human Services Committee have recommended the submission of the Resource Allocation Plan; and

WHEREAS, these costs are reimbursed 100% by State Aid for youth development programming and youth sports and education opportunity funding;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors be authorized to enter into an agreement on behalf of the County of Madison with NYS OCFS for the October 2023 to September 2024 program year's Resource Allocation Plan in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Supervisor Cunningham:

RESOLUTION NO. 23-410

AUTHORIZING THE CHAIRMAN TO ENTER INTO A MODIFICATION AND EXTENSION AGREEMENT WITH EGGAN EXCAVATING & EQUIPMENT COMPANY, INC. FOR TANKER TRUCK HAULING SERVICES

WHEREAS, Madison County issued a Request for Bids (RFB 22-38) for Tanker Truck Hauling Services; and

WHEREAS, Eggan Excavating & Equipment Co., Inc. was the sole responsible bidder; and

WHEREAS, Eggan Excavating & Equipment Co, Inc. possesses the special skills and training required to perform these services; and

WHEREAS, the Request for Bids included a one year extension option and both parties desire to extend the Service Agreement for an additional one year period through December 6, 2024; and

WHEREAS, the Modification and Extension Agreement has been reviewed and approved by the Solid Waste and Recycling Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an extension agreement on behalf of the County of Madison with Eggan Excavating & Equipment Co., Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Supervisor Pinard:

RESOLUTION NO. 23-411

TERMINATING A DEVELOPMENT AGREEMENT WITH SAVARINO COMPANIES

WHEREAS, On October 3, 2018, Madison County was awarded a grant of \$1.5 million towards implementation of a “Reimagine the Canals” pocket neighborhood grant in the Village of Canastota, to be funded by the New York Power Authority (NYPA) and administered by the New York State Canal Corporation (NYSCC); and

WHEREAS, the County has acquired on January 2, 2020 a certain parcel within the Village of Canastota in order to develop the canalside pocket neighborhood; and

WHEREAS, the County has issued RFQ 1-20 (the “RFQ”) to solicit qualifications from interested parties regarding the redevelopment of a certain county-owned parcel within the Village of Canastota and formed a Selection Committee to review submittals; and

WHEREAS, Savarino Companies (“Savarino”) was the developer selected to achieve the vision for the site and the County entered into a Development Agreement with Savarino Companies on June 23, 2022; and

WHEREAS, on August 22, 2023 Savarino Companies announced that it is going out of business and unable to complete the canalside neighborhood project; and

NOW, THEREFORE, BE IT RESOLVED that Madison County and Savarino Companies have mutually determined it necessary to terminate the development agreement; and

BE IT FURTHER RESOLVED, the Madison County Board of Supervisors hereby authorizes John M. Becker, Chairman of the Board, to sign a termination agreement to terminate the Development Agreement with Savarino Companies (a copy of which is on file with the Clerk of this Board).

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Supervisor Roberts:

RESOLUTION NO. 23-412

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

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

General Fund

1010 Legislative Board

Expense

	<u>From</u>	<u>To</u>
A101010 542316 Vehicle Fleet Study	\$-0-	\$6,900

1990 Contingent Fund

Expense

A199010 544440 Contingent Fund	<u>\$273,859</u>	<u>\$266,959</u>
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Control Totals	<u>\$273,859</u>	<u>\$273,859</u>
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County Administrator Scimone explained that the purpose for this resolution is allow the Legislative Office to perform a Vehicle fleet study to evaluate our current methods of obtaining vehicles as the cost of leases are beginning to climb higher and higher.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Supervisor Pinard:

RESOLUTION NO. 23-413

AUTHORIZING THE MODIFICATION OF THE 2024 TENTATIVE COUNTY BUDGET

WHEREAS, the HUB is the only NYS Certified business incubator in Madison County with a primary focus to provide small business assistance ensuring that there are resources delivered to the rural community providing free and confidential advising for anyone who has an idea for a business; and

WHEREAS, the HUB has evolved to become the center point for the Rural Equity Group, a collaborative of 13 economic development related organizations pouring resources into outreach and communication throughout the county to better serve the population of Madison County with the HUB established as the first point-of-contact; and

WHEREAS, the HUB provides services such as Mentorship, Workshops/Training, Co-Working Space, Pop-up Retail Incubator, and Access to Partner Resources; and

WHEREAS, with assistance from Madison County and based on current programming and the strategic plan, the HUB anticipates increasing impact by 50% next year, resulting in a fiscal impact of over \$2.5 million and over 90 jobs added or saved; and

WHEREAS, the HUB is requesting \$50,000 to bridge the gap between their NYSTAR Grant and the costs to expand their reach and assistance to county residents and small businesses, to be provided to Partnership for Community Development, Fiscal agent for the HUB.

NOW, THEREFORE, BE IT RESOLVED that the 2024 Tentative County Budget be modified as follows:

General Fund

6790 Community Development

Expense

	<u>From</u>	<u>To</u>
A679060 542805 Business Incubator Expense	\$ <u>0-</u>	\$ <u>50,000</u>
Control Total		\$ <u>50,000</u>

Fund Balance

A 300599 Appropriated Fund Balance	\$ <u>7,700,000</u>	\$ <u>7,750,000</u>
Control Total		\$ <u>50,000</u>

Supervisor Cavanagh asked what the outreach and expansion of the Hub would look like. Melissa Davis, Director of the Hub, stepped forward to speak on behalf of the positive

impact that the Hub provides Madison County. County Administrator Scimone further expressed how much Melissa Davis and the Hub assisted PIO Samantha Field with the Buy Madison program.

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Supervisor Roberts:

RESOLUTION NO. 23-414

AUTHORIZING THE MODIFICATION OF THE 2023 ADOPTED COUNTY BUDGET

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

General Fund

6420 Promotion of Tourism

Expense

	<u>From</u>	<u>To</u>
A642060 540380 Treasurer Admin Occupancy Tax	\$ 51,500	\$ 53,500
A642060 542715 Tourism Administration	<u>463,500</u>	<u>483,500</u>
Totals	<u>\$515,000</u>	<u>\$537,000</u>
Control Total		<u>\$22,000</u>

Revenue

A642060 411130 Hotel/Motel Room Occupancy Tax	<u>\$515,000</u>	<u>\$537,000</u>
Control Total		<u>\$22,000</u>

ADOPTED: AYES – 1,455 NAYS – 0 ABSENT – 45 (Stepanski)

By Supervisor Magliocca:

Supervisor Magliocca asked for the following resolution to be introduced to propose an amendment to the Host Community Benefit Distribution to provide a greater percentage to be distributed throughout municipalities within the County with a significantly larger percentage being retained by Madison County.

RESOLUTION NO. 23-415

**AMENDING 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 is not guaranteed; and

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

WHEREAS, by Resolution No. 21-342, the Madison County Board of Supervisors authorized Host Community Benefit Distribution Policy and Procedures to document the distribution formula to the municipalities; and

WHEREAS, the Board now desires to amend said Policy and Procedures.

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

ADOPTED: AYES –1,167 NAYS – 288 (Becker) ABSENT – 45 (Stepanski)

There being no further business, the Board stands recessed until Thursday, November 16, 2023 at 11:00 a.m., that being Day 2 of Annual Session for 2023.