MADISON COUNTY BOARD OF SUPERVISORS
Board Meeting - Tuesday, July 8, 2025

The Board convened at 11:00 a.m. in the Supervisors chambers, second floor, County Office Building, Wampsville, New York with all members present except for Supervisor Jones, Kinville and Supervisor Stepanski (141 Votes).

On Motion by Supervisor Reuter, seconded by Supervisor Shwartz, the June 2, June 3, and June 10, 2025 meeting minutes were adopted and filed.

Vouchers Payable Report submitted by Finance Director Lou Anne Randall, in the amount of $3,910,851.55.

Communications, Reports and Reports of Committees

1. Contract Under 20K Report
2. County Department Grants Report

Chairman Cunningham asked if there was anyone present to speak to the resolutions up for adoption, none were present.

Assistant District Attorney Bob Mascari read the following proclamation aloud:

PROCLAMATION

RECOGNIZING THE EXTRAORDINARY EFFORTS OF DR. FRANCIS McHUGH, DA INV. PAUL CLAPPER, & DA CONFIDENTIAL SECRETARY MARY BETH ALBRO

WHEREAS*, the Madison County Board of Supervisors does recognize outstanding achievements by groups, organizations and individuals in Madison County; and*

WHEREAS*, just before the death of his mother and being incapable of handling his own finances, William Leverich was approached by his neighbor, Leslie Reid, about opening a bank account with her to help him pay his bills and to handle his finances which ultimately was done on or about January 11, 2023 by opening an account at AmeriCU in the City of Oneida by depositing $21,216 of IRA money;*

WHEREAS*, by November 2023, Mr. Leverich's power had been shut off and he had received an eviction notice. Believing that Leslie Reid had been paying these bills, Mr. Leverich walked from his Cazenovia home to the SEFCU in the City of Oneida where he learned that his account had been drained and that no money was left in his account; and*

WHEREAS, *Dr. Francis McHugh, DDS, learning of the situation involving Mr. Leverich, became an advocate for Mr. Leverich and contacted the Madison County Sheriff's Office which led to an investigation culminating in the June 12, 2024 arrest of Leslie Reid for stealing from William Leverich; and*

WHEREAS, *thereafter District Attorney Confidential Secretary Mary Beth Albro spent countless hours in contact with Dr. McHugh and Mr. Leverich keeping them informed of the status of the case, providing them with needed documents, and gathering additional information from them; and*

WHEREAS, *thereafter, with her attorney, Ms. Reid came into the District Attorney's Office armed with spreadsheets and receipts to show that all expenditures of Mr. Leverich's funds were legitimate and that she was innocent of all charges; and*

WHEREAS, *thereafter District Attorney Investigator Paul Clapper took it upon himself to focus on the alleged purchase of a van for Mr. Leverich by Ms. Reid for $7,500 for which a receipt was presented. Through several weeks of intensive investigation with hours of visits to various addresses and businesses in the City of Syracuse, Inv. Clapper was able to prove with documentary evidence that the receipt was a forgery, that Ms. Reid actually purchased the van for $500, and re-sold it to Mr. Leverich for $7,500; and*

WHEREAS, *as a result of the efforts of Dr. McHugh, Confidential Secretary Mary Beth Albro, and Inv. Paul Clapper, Leslie Reid pled guilty to her theft on June 5, 2025 before the Hon. Michael G. St. Leger, Madison County Court Judge, at which time she presented a certified check to Mr. Leverich for $20,000 representing the full amount of money shown to be stolen by her. As a happy coincidence, June 5, 2025 also happened to be Mr. Leverich's birthday; and*

NOW, THEREFORE BE IT RESOLVED, *that the Madison County Board of Supervisors recognizes the extraordinary actions and public service performed by Dr. Francis McHugh, Confidential Secretary Mary Beth Albro, and Inv. Paul Clapper and extends its heartfelt and sincere thanks for their actions in securing justice for William Leverich; and*

BE IT FURTHER RESOLVED, *that Dr. Francis McHugh, Confidential Secretary Mary Beth Albro, and Inv. Paul Clapper receive a copy of this proclamation as a memento of their extraordinary actions in securing justice for William Leverich.*

Resolution of Appreciation

RESOLUTION NO. 25-186

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 Dawn Hewitt and Danny Klahs and William Gabor.

Employee	Department	Years of Service
Dawn M. Hewitt	Social Services	32 Years of Service
Danny L. Klahs, Jr.	Facilities	30 Years of Service
William G. Gabor	District Attorney	16 Years of Service

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

At this time, DSS Commissioner Jesica Prievo stepped forward to present a retirement gift to Dawn Hewitt. Dawn was thanked for her 32 years of service to Madison County and is considered a "Jack of all trades". Hewitt, thanked everyone and expressed that it has

been an honor to work for Madison County and would not want to work anywhere else in New York.

Facilities Director John Regan stepped forward to accept a gift on retiree Danny Klahs Jr. for his 30 years of service. Klahs Jr. was said to have made a lasting impression on everyone who worked with him and was thanked for his service to the County.

Assistant District Attorney Bob Mascari stepped forward to accept a gift on behalf of District Attorney Bill Gabor. Gabor served Madison County for 16 years as District Attorney and was described as a man of integrity and will be missed.

Resolutions – Preferred Agenda

By Government Operations Committee:

Committee Chairman Paul Walrod provided a quick synopsis of the resolutions being presented by the Government Operations Committee. Walrod spoke to the recent storms and resulting flooding issues experienced. Board of Elections persevered through added complications on Election Day for the Primary. Walrod also spoke to the four full time positions being created for the Department of Motor Vehicles to address the growing need in our community.

RESOLUTION NO. 25-187

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

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

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

TITLE	NAME	STANDARD WORK DAY (Hrs/Day)	TERM BEGINS/ ENDS	RECORD OF ACTIVITIES RESULTS
Elected Officials				
Supervisor (Nelson)	James J. Cunningham	6.0	1/1/2024-12/31/25	10.28
Appointed Officials				
County Attorney	Tina Wayland Smith	6.0	1/1/24-12/31/25	23.34
District Attorney	William Gabor	7.5	1/1/25-12/31/28	27.5

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-188

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH NTS DATA SERVICES

WHEREAS, the Madison County Board of Elections is required to install and maintain a total digitalized signature voter registration system with related data services; and

WHEREAS, NTS Date Services have proven that they have the knowledge, expertise, tested software, associated technology, and services with New York State elections administration and knowledge of NYS election laws and NYS GIS data mapping to provide a quality solution to the Madison County Board of Elections needs; and

WHEREAS, the initial phase of the project will begin in July of 2025 and to be completed before the General Election scheduled to take place on November 4th, 2025, with service and support to continue for annual renewal through July 2028, as in terms of the contract; and

WHEREAS, the contract cost outlined in pricing for a three year contract is 2026 payment $63399.73 for the first year, $67,359.73 due in 2027, and $71,636.53 due in 2028 with data conversion and 2025 pro-rated balance included over the term of the contract;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into an agreement with NTS Data Services, LLC, in the form as is on file with the clerk of the Madison County Board of Supervisors.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-189

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

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

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

WHEREAS, the cost for the new service will be $849.00/month for 36 months; and

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

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-190

AUTHORIZING THE MADISON COUNTY ATTORNEY TO ENTER INTO A SETTLEMENT AGREEMENT IN BANKRUPTCY COURT

WHEREAS, pursuant to a tax foreclosure action, the Madison County Treasurer foreclosed upon certain real property (3 parcels) owned by Michael A. Field, in the Town of Eaton for non-payment of taxes pursuant to Article 11 of the Real Property Tax Law; and

WHEREAS, Madison County took title to the property before the property owner filed bankruptcy in the Western District of Pennsylvania; and

WHEREAS, the County Treasurer's office and the County Attorney's office reached out to the debtor's attorney and to the Bankruptcy trustee regarding this property and heard nothing back from them; and

WHEREAS, the Madison County Treasurer was named in an adversary proceeding in the United States Bankruptcy Court for the Western District of Pennsylvania, Case No.: 24-108484-JCM, Adversary No.: 25-01010-JCM entitled Justin P. Schantz, Chapter 7 Trustee and Karen Field, Plaintiffs vs. Cindy J. Edick as Treasurer for Madison County, NY Defendant; and

WHEREAS, the County Attorney has now discussed how the trustee and the debtor's estranged wife would like to handle these properties in the bankruptcy case; and

WHEREAS, the County Treasurer will file cancellation of foreclosure deeds on the property and will file a proof of claim for all taxes owed on the property as a secured claim;

NOW, THEREFORE IT IS, RESOLVED, that the Madison County Attorney is directed to sign the proposed Settlement Agreement on behalf of the County of Madison as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-191

AMENDING THE WRITTEN INFORMATION SECURITY POLICY

WHEREAS, Madison County is committed to protecting the security, confidentiality, integrity, and availability of the confidential data it collects, creates, uses, and maintains in providing services or employing individuals at the County; and

WHEREAS, the Written Information Security Policy (WISP) is intended to clearly communicate the requirements necessary for compliance with applicable regulations, including the Health Insurance Portability and Accountability Act of 1996 (HIPAA), and related laws, regulations, and directives; and

WHEREAS, Madison County recognizes the importance of regularly reviewing and updating its information security policies to address emerging threats, evolving technologies, and changes in regulatory requirements; and

WHEREAS, the updated WISP reinforces the responsibilities of all County workforce members in safeguarding confidential data in accordance with the County's policies; and

WHEREAS, the Director of Information Technology and the Compliance Officer have reviewed and updated the WISP to reflect changes in operations, technology, and applicable requirements; and

WHEREAS, the Government Operations Committee has reviewed and recommends approval of the updated Written Information Security Policy;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors hereby approves the updated Written Information Security Policy, making it effective immediately.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-192

CREATING A FULL-TIME POSITION IN THE HIGHWAY DEPARTMENT

WHEREAS, the Highway Department provides critical road infrastructure maintenance and services to residents of Madison County; and

WHEREAS, the Highway Superintendent recognizes the need for proper staffing of the department is essential to providing these services; and

WHEREAS, the department recently promoted an employee to a vacant supervisor position, leaving an Automotive Mechanic position that may only be filled on a temporary basis until the promoted employee completes probation due to civil service law and rule; and

WHEREAS, hiring a temporary employee into this position is not practicable and the Highway Superintendent has asked that an additional Automotive Mechanic position be created while the vacant Auto Mechanic position is encumbered; and

WHEREAS, the department has sufficient funding in its existing budget to accommodate the creation of the position; and

WHEREAS, this request has been reviewed and approved in accordance with the vacancy review procedure,

NOW, THEREFORE BE IT RESOLVED that one full time Automotive Mechanic position be and hereby is created effective immediately, and

BE IT FUTHER RESOLVED that once the vacant position is no longer encumbered, the newly created position will be eliminated, and

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

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-193

CREATING FULL-TIME POSITIONS IN THE COUNTY CLERK'S OFFICE

WHEREAS, the County Clerk's Office provides information and direction to the public on Department of Motor Vehicle (DMV) services and determines eligibility for drivers' licenses and vehicle registrations; and

WHEREAS, the Department of Motor Vehicles has seen a dramatic increase in volume in the first half of the year and expects the volume to continue to grow even further with the anticipated closure of a neighboring DMV and the County Clerk recognizes that proper staffing will be essential to handle in influx of customers; and

WHEREAS, the County Clerk has reviewed its staffing structure and feels it necessary to create an additional four (4) Motor Vehicle Representatives to fulfill the growing needs of the department; and

WHEREAS, the department has sufficient funding in its existing budget through increased revenues to accommodate the creation of the position; and

WHEREAS, this request has been reviewed and approved in accordance with the vacancy review procedure,

NOW, THEREFORE BE IT RESOLVED that four (4) full time Motor Vehicle Representative positions be and hereby are created effective immediately, and

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

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-194

CREATING ONE MENTAL HEALTH CRISIS WORKER POSITION IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, the Mental Health Department has two full-time Mental Health Crisis Workers; and

WHEREAS, the Mental Health Crisis Workers provide support and outreach to individuals who may be experiencing a behavioral health crisis; and

WHEREAS, the Oneida City Police Department requested that the Mental Health Department place a full-time Mental Health Crisis Worker at their agency; and

WHEREAS, the Oneida Police Department has grant funding to fund the salary and fringe for the position; and

WHEREAS, the Mental Health Department has the clinical knowledge and skills to supervise the Mental Health Crisis Worker; and

WHEREAS, if at any time the grant funding from the Oneida Police Department becomes unavailable to fund the position, the Crisis Worker position shall be abolished; 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 full-time Mental Health Crisis Worker position be and hereby is created in the Mental Health Department; and

BE IT FURTHER RESOLVED, the Director of Community Mental Health Services be and hereby is authorized to fill said position in accordance with the agreement by and between Madison County and CSEA Local 1000 (White Collar Unit), Civil Service Law and Rule, and Madison County Policy and Procedures effective immediately.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

By Finance Ways and Means Committee:

Committee Chairman Matt Roberts provided a quick synopsis of the resolutions being presented by the Finance Ways and Means Committee. Roberts spoke to the two Local Laws being presented, Sales Tax receipts are currently 8% above last year and continued with additional committee updates.

RESOLUTION NO. 25-195

AUTHORIZING THE MODIFICATION OF THE 2025 ADOPTED COUNTY BUDGET

BE IT RESOLVED that the 2025 Adopted County Budget be modified as follows:

General Fund

3110 Sheriff's Office	From	To
Expense		
A311030 511000 Personal Services Full Time	$4,472,684	$4,441,479
A311030 541040 Tuition/Education Reimbursement	38,018	71,610
A311030 582100 Social Security Expense	404,748	402,361
Control Totals	$4,915,450	$4,915,450

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-196

AUTHORIZING THE MODIFICATION OF THE 2025 ADOPTED COUNTY BUDGET

BE IT RESOLVED that the 2025 Adopted County Budget be modified as follows:

General Fund

1410 County Clerk	From	To
Revenue		
A141010 412560 DMV Fees Revenue	$1,500,000	$1,637,849
Control Total		$137,849
Expense		
A141010 511000 Personal Services Full Time	$1,121,789	$1,189,461
A141010 540122 Equipment-DMV	2,500	67,500
A141010 582100 Social Security Expense	93,230	98,407
Totals	$1,217,519	$1,355,368
Control Total		$137,849

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-197

AUTHORIZING THE CHAIRMAN TO MODIFY AND EXTEND AN AGREEMENT FOR LIEN AND TITLE SEARCH SERVICES

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

WHEREAS, in accordance with GML §103, lien searches and bankruptcy searches are considered professional services; and

WHEREAS, the County desires to extend its agreement with Heritage Abstract & Title Agency to complete these lien searches and bankruptcy searches; and

WHEREAS, each completed lien search will be at a cost of $100.00 per lien search and $10.00 per bankruptcy search;

WHEREAS, the length of the contract will be extended to July 1, 2025, through June 30, 2027;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board be authorized to execute an agreement with Heritage Abstract & Title Agency, as is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-198

ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 3 FOR THE YEAR 2025 AND CALLING FOR A PUBLIC HEARING

WHEREAS, Supervisor Roberts has duly introduced proposed Local Law No. 3 for the year 2025, entitled "A LOCAL LAW EXTENDING AN ADDITIONAL MORTGAGE RECORDING TAX IN MADISON COUNTY"; and

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

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held on the proposed Local Law at Cascades Hall located at Delphi Falls County Park, 2006 Cardner Road, Cazenovia, NY 13035 on August 12, 2025 at 11:05 a.m..; and

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

MADISON COUNTY
LOCAL LAW NO. 3 OF 2025

A LOCAL LAW EXTENDING AN ADDITONAL MORTGAGE RECORDING TAX IN MADISON COUNTY

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

SECTION 1. TITLE. This Local Law shall be titled "A Local Law Extending an Additional Mortgage Recording Tax in Madison County".

SECTION 2. PURPOSE AND INTENT. The purpose of this law is to authorize Madison County, pursuant to the provisions of Section 253-y of the Tax Law of the State of New York, to continue to impose an additional Mortgage Recording Tax.

SECTION 3. AUTHORITY. This Local Law is adopted pursuant to the provisions of the Municipal Home Rule Law, and Section 253-y of the Tax Law of the State of New York.

SECTION 4. IMPOSITION OF TAX. For the period commencing January 1, 2026 and ending December 1, 2027, unless further extended by Local Law of the Board of Supervisors, there is hereby imposed, in Madison County, a tax of twenty-five cents ($0.25) for each one hundred dollars ($100.00), and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the County of Madison and recorded on or after January 1, 2026, and a tax of twenty five cents ($0.25) on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than One Hundred dollars ($100.00).

SECTION 5. ADMINISTRATION AND COLLECTION OF TAX. The taxes imposed pursuant to this Local Law shall be administered and collected in the same manner as the taxes imposed under subdivision one of Section 253 of the Tax Law and paragraph (b) of subdivision one of Section 255 of the Tax Law. Except as otherwise provided in Section 253-y of the Tax Law, all provisions of Article 11 of the Tax Law relating to or applicable to the administration and collection of the taxes imposed by such subdivisions shall apply to the taxes imposed by this Local Law with such modification as may be necessary to adapt such language to the tax so authorized. Such provisions shall apply with the same force and effect as if those provisions had been set forth in full in Section 253-y of the Tax Law, except to the extent that any provision is either inconsistent with a provision of Section 253-y of the Tax Law or not relevant to the tax authorized by Section 253-y of the Tax Law.

SECTION 6. REAL PROPERTY LOCATED IN MORE THAN ONE COUNTY OR STATE. Where the real property covered by the mortgage subject to the tax imposed pursuant to this Local Law is situated in this state but within and without Madison County, the amount of such tax due and payable Madison County shall be determined in a manner similar to that prescribed in the first undesignated paragraph of Section 260 of the Tax Law which concerns real property situated in two or more counties. Where such property is located both within Madison County and without the state, the amount due and payable Madison County shall be determined in the manner prescribed in the second undesignated paragraph of such Section 260 which concerns property situated within and without the State. Where real property is situated within and without Madison County, the recording officer of the jurisdiction in which the mortgage is first recorded shall be required to collect the taxes imposed pursuant to this section.

SECTION 7. ADDITIONAL MORTGAGE RECORDING TAX. The tax imposed pursuant to this Local Law shall be in addition to the other taxes imposed by Section 253 of the Tax Law.

SECTION 8. DISPOSITION OF TAXES. Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording office of Madison County during each month upon account of the tax imposed pursuant to this Local Law, after deducting the necessary expenses of his or her office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of Section 253-y of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commission of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the Treasurer of Madison County and, after the deduction by such treasurer of the necessary expenses of his or her office provided by Section 262 of the Tax Law, shall be deposited in the general fund of Madison County. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, under the provisions of Section 253-y of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving the same as provided by the determination of the New York State Commissioner of Taxation and Finance.

SECTION 9. PAYMENT OF TAXES. The tax imposed pursuant to this Local Law shall be payable on the recording of each mortgage of real property subject to taxes thereunder. Such tax shall be paid to the recording officer of the county in which the real property of any party thereof is situated, except where real property is situated within and without the county, the recording officer of the county in which the mortgage is first recorded shall collect the than imposed by this Local Law. It shall be the duty of such recording officer to endorse upon each mortgage a receipt for the amount of the tax so paid. Any mortgage so endorsed may thereupon or thereafter be recorded by any recording officer and the receipt of such tax endorsed upon each mortgage shall be recorded therewith. The record of such receipt shall be conclusive proof that the amount of tax stated therein has been paid upon such mortgage.

SECTION 10. EFFECTIVE DATE. This Local Law shall take effect January 1, 2026, provided that a certified copy thereof is mailed by registered or certified mail to the Commission of the New York State Department of Taxation and Finance at the Commissioner's Office in Albany at least 30 days prior to the date this Local Law shall take effect. Certified copies of this Local Law shall also be filed with the Madison County Clerk, the Secretary of State and the State Comptroller within five (5) days after the Local Law is duly enacted and this Local Law shall be deemed to be duly enacted upon its date of adoption by the Madison County Board of Supervisors.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-199

ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 4 FOR THE YEAR 2025 AND CALLING FOR A PUBLIC HEARING

WHEREAS, Supervisor Roberts has duly introduced proposed Local Law No. 4 for the year 2025, entitled "A LOCAL LAW AUTHORIZING THE COUNTY OF MADISON TO EXTEND A TAX ON REAL ESTATE TRANSFERS"; and

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

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held on the proposed Local Law at Cascades Hall located at Delphi Falls County Park, 2006 Cardner Road, Cazenovia, NY 13035 on August 12, 2025 at 11:10 a.m..; and

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

MADISON COUNTY
LOCAL LAW NO. 4 OF 2025

A LOCAL LAW AUTHORIZING THE COUNTY OF MADISON TO EXTEND A TAX ON REAL ESTATE TRANSFERS

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

SECTION 1. TITLE. This Local Law shall be titled "A Local Law Authorizing the County of Madison to Extend a Tax on Real Estate Transfers".

SECTION 2. PURPOSE AND INTENT. The purpose of this law is to authorize Madison County, pursuant to the provisions of Article 31-H of the Tax Law of the State of New York, to impose an additional tax on real estate transfers.

SECTION 3. AUTHORITY. This Local Law is adopted pursuant to the provisions of the Municipal Home Rule Law, and Article 31-H of the Tax Law of the State of New York.

SECTION 4. DEFINITIONS. When used in this Local Law, unless otherwise expressly stated, the following terms shall have the meanings indicated:

1. "Person" means an individual, partnership, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee or any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, any combination of individuals, and any other form of unincorporated enterprise owned or conducted by two or more persons.

2. "Controlling interest" means (a) in the case of a corporation, either fifty percent or more of the total combined voting power of all classes of stock of such corporation, or fifty percent or more of the capital, profits or beneficial interest in such voting stock of such corporation, and (b) in the case of a partnership, association, trust or other entity, fifty percent or more of the capital, profits or beneficial interest in such partnership, association, trust or other entity.

3. "Real property" means every estate or right, legal or equitable, present or future, vested or contingent, in lands, tenements or hereditaments, including buildings, structures and other improvements thereon, which are located in whole or in part within the county of Madison. It shall not include rights to sepulture.

4. "Consideration" means the price actually paid or required to be paid for the real property or interest therein, including payment for an option or contract to purchase real property, whether or not expressed in the deed and whether paid or required to be paid by money, property, or any other thing of value. It shall include the cancellation or discharge of an indebtedness or obligation. It shall also include the amount of any mortgage, purchase money mortgage, lien or other encumbrance, whether or not the underlying indebtedness is assumed or taken subject to.

(a) In the case of a creation of a leasehold interest or the granting of an option with use and occupancy of real property, consideration shall include, but not be limited to, the value of the rental and other payments attributable to the use and occupancy of the real property or interest therein, the value of any amount paid for an option to purchase or renew and the value of rental or other payments attributable to the exercise of any option to renew.

(b) In the case of a creation of a subleasehold interest, consideration shall include, but not be limited to, the value of the sublease rental payments attributable to the use and occupancy of the real property, the value of any amount paid for an option to renew and the value of rental or other payments attributable to the exercise of any option to renew less the value of the remaining prime lease rental payments required to be made.

(c) In the case of a controlling interest in any entity that owns real property, consideration shall mean the fair market value of the real property or interest therein, apportioned based on the percentage of the ownership interest transferred or acquired in the entity.

(d) In the case of an assignment or surrender of a leasehold interest or the assignment or surrender of an option or contract to purchase real property, consideration shall not include the value of the remaining rental payments required to be made pursuant to the terms of such lease or the amount to be paid for the real property pursuant to the terms of the option or contract being assigned or surrendered.

(e) In the case of (1) the original conveyance of shares of stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold by the cooperative corporation or cooperative plan sponsor and (2) the subsequent conveyance by the owner thereof of such stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold for a cooperative unit other than an individual residential unit, consideration shall include a proportionate share of the unpaid principal of any mortgage on the real property of the cooperative housing corporation comprising the cooperative dwelling or dwellings. Such share shall be determined by multiplying the total unpaid principal of the mortgage by a fraction, the numerator of which shall be the number of shares of stock being conveyed in the cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold and the denominator of which shall be the total number of shares of stock in the cooperative housing corporation.

5. "Conveyance" means the transfer or transfers of any interest in real property by any method, including but not limited to, sale, exchange, assignment, surrender, mortgage foreclosure, transfer in lieu of foreclosure, option, trust indenture, taking by eminent domain, conveyance upon liquidation or by a receiver, or transfer or acquisition of a controlling interest in any entity with an interest in real property. Transfer of an interest in real property shall include the creation of a leasehold or sublease only where (a) the sum of the term of the lease or sublease and any options for renewal exceeds forty-nine years, (b) substantial capital improvements are or may be made by or for the benefit of the lessee or sublessee, and (c) the lease or sublease is for substantially all of the premises constituting the real property. Notwithstanding the foregoing, conveyance of real property shall not include the creation, modification, extension, spreading, severance, consolidation, assignment, transfer, release or satisfaction of a mortgage; a mortgage subordination agreement, a mortgage severance agreement, an instrument given to perfect or correct a recorded mortgage; or a release of lien of tax pursuant to this chapter or the internal revenue code.

6. "Interest in the real property" includes title in fee, a leasehold interest, a beneficial interest, an encumbrance, development rights, air space and air rights, or any other interest with the right to use or occupancy of real property or the right to receive rents, profits or other income derived from real property. It shall also include an option or contract to purchase real property. It shall not include a right of first refusal to purchase real property.

7. "Grantor" means the person making the conveyance of real property or interest therein. Where the conveyance consists of a transfer or an acquisition of a controlling interest in an entity with an interest in real property, "grantor" means the entity with an interest in real property or a shareholder or partner transferring stock or partnership interest.

8. "Grantee" means the person who obtains real property or interest therein as a result of a

conveyance.

9. "Recording officer" means the county clerk of the County of Madison.

10. "Treasurer" means the chief fiscal officer of the County of Madison.

SECTION 5. IMPOSITION OF TAX. For the period commencing December 2, 2025 and ending December 1, 2028, unless further extended by Local Law of the Board of Supervisors, notwithstanding any other laws, there is hereby imposed, in Madison County, a tax on each conveyance of real property or interest therein when the consideration exceeds five hundred dollars, at the rate of two dollars for each five hundred dollars or fractional part thereof. This Local Law applies to any conveyance occurring on or after December 2, 2025, but shall not apply to conveyances made on or after December 2, 2025 pursuant to binding written contracts entered into prior to November 1st, 2022, provided that the date of execution of such contract is confirmed by independent evidence such as the recording of the contract, payment of a deposit or other facts and circumstances as determined by the treasurer.

SECTION 6. PAYMENT OF TAX.

1. The transfer tax imposed pursuant to this Local Law shall be paid to the treasurer or the recording officer acting as the agent of the treasurer. Such tax shall be paid at the same time as the real estate transfer tax imposed by Article Thirty-One, Section 1410 of the New York State Tax Law is required to be paid. Such treasurer or recording officer shall endorse upon each deed or instrument effecting a conveyance a receipt for the amount of the tax so paid.

2. A return shall be required to be filed with such treasurer or recording officer for purposes of the real estate transfer tax imposed pursuant to this Local Law at the same time as a return is required to be filed for purposes of the real estate transfer tax imposed by Article Thirty-One, Section 1409 of the New York State Tax Law. The return, for purposes of the real estate transfer tax imposed pursuant to this article, shall be a photocopy or carbon copy of the real estate transfer tax return required to be filed pursuant to Section 1409. However, when an apportionment is required to be made pursuant to Section 16 of this Local Law, a supplemental form shall also be required to be filed. The real estate transfer tax returns and supplemental forms required to be filed pursuant to this section shall be preserved for three years and thereafter until such treasurer or recording officer orders them to be destroyed.

3. The recording officer shall not record an instrument effecting a conveyance unless the return required by this section has been filed and the tax imposed pursuant to this article shall have been paid as provided in this section.

SECTION 7. LIABILITY FOR TAX.

1. The real estate transfer tax shall be paid by the grantor. If the grantor has failed to pay the tax imposed pursuant to this Local Law or if the grantor is exempt from such tax, the grantee shall have the duty to pay the tax. Where the grantee has the duty to pay the tax because the grantor has failed to pay, such tax shall be the joint and several liability of the grantor and the grantee.

2. For the purpose of the proper administration of this article and to prevent evasion of the tax hereby authorized, it shall be presumed that all conveyances are taxable. Where the consideration includes property other than money, it shall be presumed that the consideration is the fair market value of the real property or interest therein. These presumptions shall prevail

until the contrary is proven, and the burden of proving the contrary shall be on the person liable for payment of the tax.

SECTION 8. EXEMPTIONS.

1. The following shall be exempt from payment of the real estate transfer tax:

(a) The state of New York, or any of its agencies, instrumentalities, political subdivisions, or public corporations (including a public corporation created pursuant to agreement or compact with another state or the Dominion of Canada).

(b) The United Nations, the United States of America and any of its agencies and instrumentalities.

The exemption of such governmental bodies or persons shall not, however, relieve a grantee from the liability for the tax.

2. The tax shall not apply to any of the following conveyances:

(a) Conveyances to the United Nations, the United States of America, the state of New York, or any of their instrumentalities, agencies or political subdivisions (or any public corporation, including a public corporation created pursuant to agreement or compact with another state or the Dominion of Canada);

(b) Conveyances which are or were used to secure a debt or other obligation;

(c) Conveyances which, without additional consideration, confirm, correct, modify or supplement a prior conveyance;

(d) Conveyances of real property without consideration and otherwise than in connection with a sale, including conveyances conveying realty as bona fide gifts;

(e) Conveyances given in connection with a tax sale;

(f) Conveyances to effectuate a mere change of identity or form of ownership or organization where there is no change in beneficial ownership, other than conveyances to a cooperative housing corporation of the real property comprising the cooperative dwelling or dwellings;

(g) Conveyances which consist of a deed of partition;

(h) Conveyances given pursuant to the federal bankruptcy act;

(i) Conveyances of real property which consist of the execution of a contract to sell real property without the use or occupancy of such property or the granting of an option to purchase real property without the use or occupancy of such property; and

(j) Conveyances of an option or contract to purchase real property with the use or occupancy of such property where the consideration is less than two hundred thousand dollars and such property was used solely by the grantor as his or her personal residence and consists of a one, two or three-family house, an individual residential condominium unit or the sale of stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold covering an individual residential cooperative unit.

SECTION 9. CREDIT.

A grantor shall be allowed a credit against the tax due on a conveyance of real property to the extent tax was paid by such grantor on a prior creation of a leasehold of all or a portion of the same real property or on the granting of an option or contract to purchase all or a portion of the same real property, by such grantor. Such credit shall be computed by multiplying the tax paid on the creation of the leasehold or on the granting of the option or contract by a fraction, the numerator of which is the value of the consideration used to compute such tax paid which is not yet due to such grantor on the date of the subsequent conveyance (and which such grantor will not be entitled to receive after such date), and the denominator of which is the total value of the consideration used to compute such tax paid.

SECTION 10. COOPERATIVE HOUSING CORPORATION TRANSFERS.

1. Notwithstanding the definition of "controlling interest" contained in Subdivision 2 of Section 4 of this Local Law, or anything to the contrary contained in Subdivision 5 of Section 4 of this Local Law, the tax imposed pursuant to this Local Law shall apply to (a) the original conveyance of shares of stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold by the cooperative corporation or cooperative plan sponsor, and (b) the subsequent conveyance of such stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold by the owner thereof. With respect to any such subsequent conveyance where the property is an individual residential unit, the consideration for the interest conveyed shall exclude the value of any liens on certificates of stock or other evidences of an ownership interest in and a proprietary lease from a corporation or partnership formed for the purpose of cooperative ownership of residential interest in real estate remaining thereon at the time of conveyance. In determining the tax on a conveyance described in paragraph (a) of this subdivision, a credit shall be allowed for a proportionate part of the amount of any tax paid upon the conveyance to the cooperative housing corporation of the real property comprising the cooperative dwelling or dwellings to the extent that such conveyance effectuated a mere change of identity or form of ownership of such property and not a change in the beneficial ownership of such property. The amount of the credit shall be determined by multiplying the amount of tax paid upon the conveyance to the cooperative housing corporation by a percentage representing the extent to which such conveyance effectuated a mere change of identity or form of ownership and not a change in the beneficial ownership of such property, and then multiplying the resulting product by a fraction, the numerator of which shall be the number of shares of stock conveyed in a transaction described in paragraph (a) of this subdivision and the denominator of which shall be the total number of shares of stock of the cooperative housing corporation (including any stock held by the corporation). In no event, however, shall such credit reduce the tax, on a conveyance described in paragraph (a) of this subdivision, below zero, nor shall any such credit be allowed for a tax paid more than twenty-four months prior to the date on which occurs the first in a series of conveyances of shares of stock in an offering of cooperative housing corporation shares described in paragraph (a) of this subdivision.

2. Every cooperative housing corporation shall be required to file an information return with the treasurer by July fifteenth of each year covering the preceding period of January first through June thirtieth and by January fifteenth of each year covering the preceding period of July first through December thirty-first. The return shall contain such information regarding the conveyance of shares of stock in the cooperative housing corporation as the treasurer may deem necessary, including, but not limited to, the names, addresses and employee identification numbers or social security numbers of the grantor and the grantee, the number of shares conveyed, the date of the conveyance and the consideration paid for such conveyance.

SECTION 11. DESIGNATION OF AGENTS.

The treasurer is authorized to designate the recording officer to act as its agent for purposes of collecting the tax authorized by this Local Law. The treasurer shall provide for the manner in which such person may be designated as its agent subject to such terms and conditions as it shall prescribe. The real estate transfer tax shall be paid to such agent as provided in Section 6 of this Local Law.

SECTION 12. LIABILITY OF RECORDING OFFICER.

A recording officer shall not be liable for any inaccuracy in the amount of tax imposed pursuant to this Local Law that he or she shall collect so long as he or she shall compute and collect such tax on the amount of consideration or the value of the interest conveyed as such amounts are provided to him or her by the person paying the tax.

SECTION 13. REFUNDS.

Whenever the treasurer shall determine that any moneys received under the provisions of this Local Law were paid in error, it may cause such moneys to be refunded pursuant to such rules and regulations it may prescribe, provided any application for such refund is filed with the treasurer within two years from the date the erroneous payment was made. When making any findings or determinations the treasurer may rely upon any findings or determinations of the commissioner and any rules and regulations promulgated pursuant to Article Thirty-One of the Tax Law of the State of New York.

SECTION 14. DEPOSIT AND DISPOSITION OF REVENUE.

All taxes collected or received by the treasurer or his or her duly authorized agent under the provisions of this Local Law shall be deposited into an account designated by the treasurer or his or her agent. Any officer designated to collect, receive, or deposit such revenue shall maintain a system of accounts showing the revenue collected or received from the tax imposed pursuant to this Local Law. All revenue derived from the imposition of this transfer tax shall be deposited into the general fund of the County of Madison and shall be used for purposes deemed appropriate by the legislative body of the County of Madison.

SECTION 15. JUDICIAL REVIEW.

1. Any final determination of the amount of any tax payable under Section 6 of this Local Law shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by a proceeding under Article Seventy-Eight of the Civil Practice Law and Rules if application therefor is made to the supreme court within four months after the giving of the notice of such final determination, provided, however, that any such proceeding under Article Seventy-Eight of the Civil Practice Law and Rules shall not be instituted unless (a) the amount of any tax sought to be reviewed, with such interest and penalties thereon as may be provided for by local law shall be first deposited and there is filed an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of financial services of this state as to solvency and responsibility, in such amount as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding or (b) at the option of the petitioner, such undertaking may be in a sum sufficient to cover the taxes, interest and penalties stated in such determination, plus the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the petitioner shall not be required to pay such taxes, interest or penalties as a condition precedent to the application.

2. Where any tax imposed hereunder shall have been erroneously, illegally or

unconstitutionally assessed or collected and application for the refund or revision thereof duly made to the proper fiscal officer or officers, and such officer or officers shall have made a determination denying such refund or revision, such determination shall be reviewable by a proceeding under Article Seventy-Eight of the Civil Practice Law and Rules; provided, however, that (a) such proceeding is instituted within four months after the giving of the notice of such denial, (b) a final determination of tax due was not previously made, and (c) an undertaking is filed with the proper fiscal officer or officers in such amount and with such sureties as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding.

3. In any proceedings instituted pursuant to this Local Law the rules and regulations of the commissioner shall be applied where applicable.

SECTION 16. APPORTIONMENT.

Where real property is located partly within the boundaries of the County of Madison, and partly without, the amount of tax imposed by this local Law shall be determined on a pro rata basis, based upon the assessed value of that portion of real property situate within the boundaries of the County of Madison.

SECTION 17. RETURNS TO BE SECRET.

1. Except in accordance with proper judicial order or as otherwise provided by law, it shall be unlawful for the treasurer or any officer or employee of the county of Madison or any person engaged or retained by such county on an independent contract basis to divulge or make known in any manner the particulars set forth or disclosed in any return required under a local law enacted pursuant to this article. However, that nothing in this section shall prohibit the recording officer from making a notation on an instrument effecting a conveyance indicating the amount of tax paid. No recorded instrument effecting a conveyance shall be considered a return for purposes of this section.

2. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding in any court, except on behalf of the county in any action or proceeding involving the collection of a tax due under a local law enacted pursuant to this article to which such county or an officer or employee of such county is a party or a claimant, or on behalf of any party to any action or proceeding under the provisions of a local law enacted pursuant to this article when the returns or facts shown thereby are directly involved in such action or proceeding, in any of which events the court may require the production of, and may admit in evidence, so much of said returns or of the facts shown thereby, as are pertinent to the action or proceeding and no more.

3. Nothing herein shall be construed to prohibit the delivery to a grantor or grantee of an instrument effecting a conveyance or the duly authorized representative of a grantor or grantee of a certified copy of any return filed in connection with such instrument or to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the legal representatives of such county of the return of any taxpayer who shall bring action to set aside or review the tax based thereon.

4. Any officer or employee of such county who willfully violates the provisions of this section shall be dismissed from office and be incapable of holding any public office in this state for a period of five years thereafter.

SECTION 18. FORECLOSURE.
Where the conveyance consists of a transfer of property made as a result of an order of the court in a foreclosure proceeding ordering the sale of such property, the referee or sheriff effectuating such transfer shall not be liable for any interest or penalties that are authorized pursuant to this article or article thirty-seven of this chapter.

SECTION 19. EFFECTIVE DATE.
This Local Law shall take effect December 2, 2025, in accordance with the provisions of the Municipal Home Rule Law.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

By Health and Human Services Committee:

Committee Chairwoman Mary Cavanagh provided a quick synopsis of the resolutions being presented by the Health and Human Services Committee along with any other Committee updates.

RESOLUTION NO. 25-200

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE CITY OF ONEIDA

WHEREAS, the Mental Health Department employs Mental Health Crisis Workers; and

WHEREAS, the Oneida City Police Department has requested a full-time Mental Health Crisis Worker to be located at their agency; and

WHEREAS, the Oneida City Police Department has grant funding to fund the salary and fringe for the position; and

WHEREAS, the County desires and has the capacity to provide this service; and

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

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

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

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-201

AUTHORIZING THE CHAIRMAN TO TERMINATE AN AGREEEMENT WITH CONSUMER SERVICES OF MADISON COUNTY, INC.

WHEREAS, the Board of Supervisors by Resolution #24-424 authorized the execution of an agreement with Consumer Services of Madison County, Inc. for Personalized Recovery Oriented Services (PROS) for the period January 1, 2025 through December 31, 2025; and

WHEREAS, such agreement provides that the contract and its related funding may be terminated at any time upon thirty (30) days written notice of the intention to so terminate; and

WHEREAS, the Health and Human Services Committee has reviewed the same and has recommended that such program be terminated;

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Board of Supervisors be and hereby is authorized to terminate the contract with Consumer Services of Madison County, Inc., effective July 8, 2025.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-202

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH EMPLOYEES FOR OFFICE OF MENTAL HEALTH COMMUNITY MENTAL HEALTH LOAN REPAYMENT PROGRAM

WHEREAS, the New York State Office of Mental Health (NYS OMH) solicited applications for a Community Mental Health Loan Repayment Program; and

WHEREAS, NYS OMH created the program for recruitment and retention of clinical therapists; and

WHEREAS, all of the eligible Mental Health department employees were surveyed about their interest; and

WHEREAS, four employees, Alexis Holmes, LMSW, Kaitlyn Annal, LCSW, Gunnar Brooks, LMHC, and Tessa Peters, MHC-LP indicated they wanted the Department to apply on their behalf; and

WHEREAS; NYS OMH selected their applications for loan repayment awards; and

WHEREAS, NYS OMH requires that Madison County enter into an agreement with the employees for purposes of payment; and

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors be and is hereby authorized to enter into an agreement on behalf of the County of Madison with Alexis Holmes, LMSW, Kaitlyn Annal, LCSW, Gunnar Brooks, LMHC, and Tessa Peters, MHC-LP, in the form as in file with the Clerk of the Board.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-203

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MORRISVILLE-EATON CENTRAL SCHOOL DISTRICT FOR A SATELLITE MENTAL HEALTH CLINIC

WHEREAS, resolution No. 23-286 authorized the establishment of a School Satellite Mental Health Clinic in the Morrisville-Eaton Central School District, and

WHEREAS, the initial agreement is expiring, and the Morrisville-Eaton Central School District desires to continue the School Satellite Mental Health Clinic with clinical mental health services provided by the County; and

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

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

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

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

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

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

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

Committee Chairman Rex Vosburg provided a quick synopsis of the resolutions being presented by the Criminal Justice, Public Safety and Emergency Communications Committee as well as any other Committee updates.

RESOLUTION NO. 25-204

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE SHERBURNE-EARLVILLE CENTRAL SCHOOL DISTRICT FOR THE USE OF SPECIAL PATROL OFFICERS

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

WHEREAS, the Sherburne-Earlville Central School District is desirous in utilizing these Special Patrol Officers in order to enhance order and security in their public school buildings; and

WHEREAS, in order to facilitate such use of Special Patrol Officers, the County of Madison and the Sherburne-Earlville Central School District wish to enter into an agreement so as to set forth and define the parties' understanding of the terms and conditions; and

WHEREAS, this agreement has been reviewed and approved by the Criminal Justice, Public Safety and Emergency Communications Committee;

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

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-205

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

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

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

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

WHEREAS, this 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 the Stockbridge Valley Central School District, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-206

AUTHORIZING THE CHAIRMAN TO AMEND AND MODIFY AN AGREEMENT WITH WANDERER'S REST HUMANE ASSOCIATION, INC.

WHEREAS, Madison County has an agreement with Wanderer's Rest Humane Association, Inc. for Dog Shelter Services; and

WHEREAS, Madison County has requested an amendment to provide animal cruelty care services along with the dog shelter services agreement associated with Resolution #25-4; and

WHEREAS, both parties desire to amend the Agreement for the term through December 31, 2025; 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 amend this agreement on behalf of the County of Madison with Wanderer's Rest Humane Association, Inc., in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-207

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH ONONDAGA-CORTLAND-MADISON BOCES

WHEREAS, the Madison County Office of Emergency Management and Onondaga-Cortland-Madison BOCES have developed a fire-fighter and emergency medical technician training program for high school students; and

WHEREAS, it has been determined that the Emergency Management Training Center located at 6850 Tuttle Road in the Town of Lincoln, having classroom space and appropriate training props and equipment, is an ideal location for providing this educational offering; and

WHEREAS, the Emergency Management Training Center is available during the daytime hours without affecting the existing emergency services training schedule; and

WHEREAS, the term of this agreement is for a ten-month period beginning September 1, 2025 and expiring on June 30, 2026; and

WHEREAS, the purpose of this educational program is to train future first responders which is deemed to be beneficial to emergency services within Madison County thereby meeting the objectives set in place for use of the Emergency Management Training Center and, as such, eliminates the need for compensation for use of the facility; 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 Onondaga-Cortland-Madison BOCES, in the form as is on file with the Clerk of the Board.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-208

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE TOWN OF GEORGETOWN FOR EMERGENCY MEDICAL SERVICES

WHEREAS, Emergency Medical Service (EMS) providers in Madison County and throughout the United States are facing financial shortfalls due to the failure of revenues for services to keep pace with rising costs; and

WHEREAS, Madison County Board of Supervisors resolution number 20-513 recognized EMS as an essential service within Madison County; and

WHEREAS, the Madison County Office of Emergency Management and the county's various EMS providers, including the Town of Georgetown, have collaborated to develop an agreement to provide financial assistance in an effort to ensure financial stability, equitability, and sustainability to ensure quality emergency medical services remain available for Madison County's residents and visitors; and

WHEREAS, the Office of Emergency Management and EMS agencies also agree to continue to work collaboratively through the EMS Advisory Council (EMSAC) to develop shared service programs aimed at improving efficiencies; and

WHEREAS, Madison County EMS, through its fly car and other response efforts, supports the Town of Georgetown Ambulance agency during times of low staffing; and

WHEREAS, the Town of Georgetown will not accept the financial assistance from Madison County for the portion of funds attributed to the Town of Georgetown, said amount being $23,620, allowing said funds to support the financial needs of Madison County EMS; and

WHEREAS, the Town of Georgetown will receive financial assistance from Madison County for the portion of funds attributed to the area of the Towns of Nelson and Lebanon that are serviced by the Town of Georgetown Ambulance;

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Board of Supervisors authorizes the chairman to enter into an agreement with the Town of Georgetown providing the Town of Georgetown with financial assistance in the amount of $17,351 for the year of 2025.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

By Highway Buildings and Grounds Committee:

Committee Chairman Loren Corbin provided a quick synopsis of the resolutions being presented by the Highway, Buildings and Grounds Committee along with any additional committee updates.

RESOLUTION NO. 25-209

AUTHORIZING THE CHAIRMAN TO MODIFY AN AGREEMENT WITH VAISALA, INC. FOR REMOTE WEATHER STATION

WHEREAS, Madison County entered into agreement #25-137 with Vaisala, Inc. on May 13, 2025 for the purchase of remote weather stations and various sensors; and

WHEREAS, Vaisala, Inc. would like to modify the agreement to include an import surcharge not to exceed 25% of the purchase price; and

WHEREAS, the Highway, Buildings, and Grounds committee met on June 25, 2025 to review and approve modifying the agreement with Vaisala, Inc.*;* and

WHEREAS, the cost of the import surcharge has been appropriated in the 2025 Road Machinery Fund Budget;

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

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-210

AUTHORIZING THE CHAIRMAN TO TERMINATE AN AGREEMENT WITH TOWN & COUNTY BRIDGE AND RAIL, INC.

WHEREAS, the Board of Supervisors by Resolution #24-114 on April 9, 2024 authorized a two-year agreement with Town & County Bridge and Rail, Inc. for Guide Rail Installation Services; and

WHEREAS, pursuant to paragraph one of the agreement with Town & County Bridge and Rail, Inc., the County may terminate the agreement without cause at any time upon thirty (30) days written notice of the intention to terminate; and

WHEREAS, upon review, the Highway, Buildings and Grounds Committee recommends that such contract be terminated; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors, be and is hereby authorized to terminate the Agreement with Town & County Bridge and Rail, Inc. effective immediately. A copy of which is on file with the Clerk of the Board.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-211

DESIGNATING DISPOSAL OF SURPLUS COUNTY PERSONAL PROPERTY

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

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

WHEREAS, the Highway, Buildings, and Grounds committee met on June 25, 2025, to review and recommend the list of items be declared surplus; and

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

Item	Department	Mileage	Condition	Comment
WAM0676 – 2017 Chevrolet Silverado 1500	Highway	77,760	Poor	Surplus
MOR238 – 2010 Sweepster Broom	Highway	n/a	Good	Surplus
MOR243 – 2001 Morbark 13 Chipper	Highway	n/a	Fair	Surplus

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

Resolutions – Regular Agenda

By Supervisor Shwartz and Supervisor Corbin:

Committee Chairwoman Eve Ann Shwartz provided a quick synopsis of the resolutions being presented by the Planning, Economic Development, Environmental and Intergovernmental Affairs Committee along with any additional Committee updates.

RESOLUTION NO. 25-212

APPROVING THE UPDATED TITLE VI PLAN FOR MADISON COUNTY

WHEREAS, Madison County is a subrecipient of funding through the Federal Transit Administration (FTA) Section 5311 Non-Urbanized Area Grant Program; and

WHEREAS, through this program, Madison County receives operating assistance to support the Madison Transit System (MTS), as well as capital assistance for the purchase of buses and equipment necessary for MTS operations; and

WHEREAS, as a recipient of federal financial assistance, Madison County is required to comply with Title VI of the Civil Rights Act of 1964, which prohibits discrimination based on race, color, or national origin in federally funded programs and activities; and

WHEREAS, FTA Circular 4702.1B requires all recipients and subrecipients of FTA funding to develop, implement, and maintain a Title VI Program to ensure that transit services are provided in a nondiscriminatory manner; and

WHEREAS, Madison County has prepared an updated Title VI Plan that outlines its policies, procedures, and strategies to ensure compliance with federal civil rights requirements and provide equitable access to services offered through MTS; and

WHEREAS, the updated Title VI Plan has been reviewed and deemed compliant with the requirements set forth by the FTA and the New York State Department of Transportation (NYSDOT);

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Madison County, New York, hereby approves the updated Title VI Plan and authorizes its submission to the New York State Department of Transportation and/or the Federal Transit Administration, as applicable.

BE IT FURTHER RESOLVED, that the Title VI Plan shall take effect immediately upon approval.

BE IT FURTHER RESOLVED, that the Chairman of the Board is hereby authorized to sign all necessary documents and take any additional actions required to implement and maintain compliance with the Title VI Plan.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

By Supervisor Walrod:

RESOLUTION NO. 25-213

APPOINTING AN ACTING DISTRICT ATTORNEY

WHEREAS, the District Attorney, by letter dated July 1, 2025, has announced his resignation effective on July 31, 2025 at 11:59 p.m. and the filling of this office will be on the general election ballot on November 4, 2025 with the District Attorney-Elect's term of office to thereafter commence on or about January 1, 2026; and

WHEREAS, the Criminal Justice Committee and the Government Operations Committee recommend the appointment of Robert A. Mascari, Chief Assistant District Attorney, as Acting District Attorney;

NOW, THEREFORE BE IT RESOLVED that Robert A. Mascari be and hereby is appointed Acting District Attorney effective on August 1, 2025 at 12:00 a.m. at the 2025 annual salary of $220,123 until the District Attorney-Elect takes office on or about January 1, 2026.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

RESOLUTION NO. 25-214

CREATING AN ASSISTANT DISTRICT ATTORNEY POSITION IN THE DISTRICT ATTORNEY'S OFFICE

WHEREAS, the Madison County District Attorney has announced his retirement after 16 years in the position; and

WHEREAS, the acting District Attorney has requested to retain the soon to be former District Attorney on a part time basis to utilize his expertise as well as to ensure a smooth transition for the Office; and

WHEREAS, the acting District Attorney has requested the creation of one (1) part-time Senior Assistant District Attorney and

WHEREAS, the Director of Human Resources has reviewed and approved this request and placed this title in Grade D of Appendix C in the Management Compensation Plan; and

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

NOW, THEREFORE BE IT RESOLVED that one part-time Senior Assistant to the District Attorney be created; and

BE IT FURTHER RESOLVED that the acting District Attorney appointed by the Board of Supervisors be and hereby is authorized to fill said position effective August 1, 2025 at the annual full time salary of $151,656, prorated to a part time annual rate of $75,828 in accordance with Civil Service Law and Rule and Madison County Policy and Procedures.

ADOPTED: AYES – 1,359 NAYS – 0 ABSENT – 141 (Jones, Kinville, Stepanski)

Solid Waste and Recycling Committee Chairwoman Melissa During provided a quick update. There are no resolutions being presented by the Committee this month. During mentioned that Michalea Aney is our new Recycling Coordinator and noted that NYS is recognizing Madison County's Landfill program.

At this time, Samantha Dartt, Community Engagement Lead Coordinator provided information on the services and resources that BRiDGES Tobacco Control Program provides in Madison County.

Chairman Cunningham asked if there was anyone wishing to speak during the second public comment period.

Warren Babcock, resident of Georgetown, stepped forward to speak on his concerns on a bridge replacement on Carpenter Road. Babcock expressed his frustrations on the lack of notification and inconvenience of the road work being performed.

Youth Outreach Coordinator Donna Schaefer and Workforce Development Counselor Assistant Angel Stiener of Madison County Working Solutions Career Center both came forward to present to the Board on the services being provided to the residents of Madison County. The Career Center works with individuals to overcome any potential barriers they face to gaining employment. Various training programs are provided as well as the Summer Youth Employment Program.

Melissa Davis, Deputy Director of the Central New York Regional Office for Empire State Development and Zach Becker, Project Originator, provided a brief presentation to the Board on various NYS Funding Opportunities for Municipalities.

Chairman Cunnigham provided a reminder that the August Board Meeting will be held at the Delphi Falls County Park located at 2006 Cardner Road, Cazenovia NY 13035.

On motion by Supervisor Walrod, seconded by Supervisor Reger, the Board entered Executive Session at 12:08 P.M. for advice of counsel.

On motion by Supervisor Daviau, seconded by Supervisor Reger, the Board exited Executive Session at 12:18 P.M.

There being no further business, Supervisor Reuter made the motion to adjourn, seconded by Supervisor Cavanagh.