

**JOURNAL
OF THE
COUNTY LEGISLATURE
OF THE
COUNTY OF ONONDAGA
2012**

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KATHERINE M. FRENCH, Deputy Clerk

Legislative Office
Court House, Room 407
401 Montgomery Street
Syracuse, New York 13202

**ONONDAGA COUNTY LEGISLATURE
2012-2013**

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9th	Mark A. Stanczyk*	228 Brattle Road, Syracuse 13203	479-6144	251-1101	czyk228@aol.com	D
10th	Kevin A. Holmquist	123 Summerhaven Dr. S., E. Syracuse 13057	637-8364	435-2070	kevinholmquist@reagan.com	R
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13th	Derek T. Shepard, Jr.	127 Northrup Blvd., Syracuse 13209	352-0110	435-2070	shepard@tweny.rr.com	R
14th	Casey E. Jordan	8133 Rizzo Drive, Clay 13041	699-7246	474-2644	cejordan@cnymail.com	R
15th	J. Ryan McMahan, II**	113 Carlton Road, Syracuse 13207	415-2520	435-2070	r.mcmahan@tfsny.com	R
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* Floor Leaders

** Chairman

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Facilities Management, Parks and Recreation, Rosamond Gifford Zoo at Burnet Park, Department of Transportation, Veterans Service Agency, Central New York Regional Transportation Authority, Onondaga Community College, Onondaga County Public Library

Authorized Agencies: Erie Canal Museum (318 Erie Blvd E., Syr. 13202 – 471-0593); Everson Museum of Art (401 Harrison St., Syr. 13202 – 474-6064); Onondaga Historical Association (321 Montgomery St., Syr. 13202 – 428-1864); Syracuse Landmark Theatre (362 S. Salina St., P.O. Box 1078, Syr. 13201 – 475-7979); Paul Robeson Performing Arts Company (P.O. Box 35396 University Station, Syr. 13235 – 442-2727); Cultural Resources Council (411 Montgomery St., Syr. 13202 – 435-2125); The Arts Branch of the YMCA of Greater Syracuse (340 Montgomery St., Syr. 13202 - 474-6851); CNY Jazz Arts Foundation, Inc. (441 E. Washington St., Syr. 13202 - 479-JAZZ); Museum of Science and Technology (MOST) (500 S. Franklin St., Syr. 13202 – 425-9068); Salt City Center for the Performing Arts (P.O. Box 6057, Syr. 13217 – 475-9749); Skaneateles Festival (97 E. Genesee St., Skaneateles 13152 – 685-7418); Syracuse International Film Festival (500 S. Warren St., Hotel Syracuse, Syr. 13202 – 443-8826); Syracuse Jazz Fest Productions, Inc. (314 North Ave., Ste. 2, Syr. 13206 – 437-5627); Syracuse Opera Company, Inc. (P.O. Box 1223, Syr. 13201-1223 – 475-5915); Syracuse Stage (820 E. Genesee St., Syr. 13210 – 443-3275); Syracuse Symphony Orchestra (411 Montgomery St., Ste. 40, Syr. 13202 – 424-8222)

ENVIRONMENTAL PROTECTION – MICHAEL PLOCHOCKI (CHAIR); KATHLEEN RAPP (VICE CHAIR); WILLIAM MEYER, JUDITH TASSONE, MONICA WILLIAMS

Office of the Environment, Department of Water Environment Protection, Metropolitan Water Board, Onondaga County Resource Recovery Agency, Onondaga County Water Authority

Authorized Agencies: Centers for Nature Education (Baltimore Woods, Marcellus 13108 – 673-1350); Onondaga County Soil and Water Conservation District (2571 U.S. Route 11, LaFayette 13084-9641 – 677-3851)

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Health Department, Office of Environmental Health, Medical Examiner, Long Term Care Department – Community Services and Van Duyn, Mental Health Department, City/County Drug and Alcohol Abuse Commission, Council on Environmental Health, Department of Aging and Youth, Department of Social Services

Authorized Agencies: Aurora of CNY (518 James St., Ste. 100, Syr. 13203 – 422-7263)

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Agricultural Districts, Economic Development, Community Development, Information Technology, Onondaga County Industrial Development Agency, Syracuse/Onondaga County Planning Agency, Central New York Regional Planning and Development Board, Oncenter Complex, Chamber of Commerce (Contracted Client Services)

Authorized Agencies: Convention and Visitors Bureau (572 S. Salina St., Syr. 13202 – 470-1910); Cornell Cooperative Extension (The Atrium, Suite 170, 2 Clinton Sq., Syr. 13202 – 424-9485); F.O.C.U.S. Greater Syracuse (201 E. Washington St., Ste. 704, Syr. 13202 – 448-8732); Oncenter Complex (800 S. State St., Syr. 13202 – 435-8000); Leadership Greater Syracuse/Youth Leadership Greater Syracuse (5703 Enterprise Pkwy., Ste. C, E. Syracuse 13057 – 422-5471)

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Correction, District Attorney, Emergency Management, Emergency Communications (E-911), Commissioner of Jurors, Sheriff's Office – Police/Civil Division and Custody Division, Probation, Hillbrook Detention Center

Authorized Agencies: Assigned Counsel Program (Lobby Ste. 6, State Tower Bldg., Syr. 13202 - 476-2921); Hiscock Legal Aid Society (351 S. Warren St., Syr. 13202 – 422-8191)

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Authorized Agencies: Americanization League (725 Harrison St., Syr. 13210 - 435-4850)

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Kimberly A. Memory Executive Secretary
Susan Stanczyk Director of Legislative Budget Review
Darcie L. Lesniak Legislative Aide
William T. Kinne Legislative Aide

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FOR
2012-2013**

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Matthew J. Millea Deputy Co. Exec/Physical Services
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Martin Skahen Executive Communications Director
Caeli Sullivan Research & Communications Officer
Lesley Dublin Senior Executive Assistant
Mary Beth Rice Secretary to Deputy County Executive
Eloise Leflore Secretary to Deputy Co. Exec/Physical Svcs
Karen Rein Secretary to Deputy Co. Exec/Human Svcs
Pam Marsallo Confidential Information Aide

**AGING AND YOUTH, DEPARTMENT OF
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Office For The Aging

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Nancy Schmid Project Director, Senior Nutrition
JoAnne Spoto Decker Project Director, Community Services
Cynthia D. Stevenson Proj. Director, Caregiver Services
Lisa Farewell Accountant II
Ann Read Public Information Specialist

Aging Services Board

Sally Johnston Chair

**Community Services Division
Long Term Care Resource Center
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Syracuse/Onondaga County Youth Bureau
Christine Flynn Youth Bureau Administrator
Marnie Annese Proj. Coord., Runaway & Homeless Youth

Syracuse/Onondaga County Youth Board
Chris Abbott President

**COMMUNITY DEVELOPMENT, DIVISION OF
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James V. Maturo Deputy Comptroller/Accounting
Philip M. Britt Deputy Comptroller/Auditing
Anthony P. Calogero, Jr. Chief Government Accountant

**CORRECTION, DEPARTMENT OF
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Vacant Asst. Comm., Mgmt & Administrative Svcs.
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Thomas Tripoli Security Captain
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Rory L. Sweenie Principal Deputy County Clerk

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 Malcolm Merrill Deputy County Clerk
 Brian Hall Deputy County Clerk
 Chris Plochocki Deputy County Clerk

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 Alison B. Fineberg Chief Asst. District Attorney
 Christine Garvey Chief Asst. District Attorney
 James P. Maxwell Chief Asst. District Attorney
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 Robert J. DeMarco Senior Asst. District Attorney
 Michael Ferrante Senior Asst. District Attorney
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Edward RyanDem. Commissioner of Elections

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See Management and Budget, Division of

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 Jodi Reith Secretary

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 Barbara Sykora Account Clerk 3

HUMAN RIGHTS COMMISSION

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See Personnel, Department of

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Administration

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 Michele Clark Deputy Chief Information Officer
 Charlene Edwards Secretary
 Denice Fire Acting Business Manager

Services

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 Deb Liddiard Director of Application Services
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 Martin J. Murphy Senior Deputy County Attorney
 John W. Sharon Senior Deputy County Attorney
 Devinn M. Barnette Deputy County Attorney
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Albert R. JulianConfidential Assistant
Faith C. Snow Receptionist

**LIBRARY, ONONDAGA COUNTY PUBLIC
AT THE GALLERIES**

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Kyung Jin Park Personnel Administrator
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Kevin King, ACSWDirector Day Treatment/Services
Sue Ellen Harris, LCSWDir. Outpatient Services

**ONONDAGA COMMUNITY COLLEGE
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PERSONNEL, DEPARTMENT OF
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Division of Civil Service Administration
 Jennifer Wells Director

Division of Employee Relations

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**Employee Benefits
435-3498**

See also Management and Budget, Division of

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Bridget Owens Human Rights Specialist

**PROBATION, DEPARTMENT OF
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**SHERIFF'S OFFICE
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Warren R. Darby Undersheriff

John M. Balloni Chief, Civil Department

Richard E. Carbery Chief, Custody Department

Ted A. Botsford Chief, Police Department

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 Paula Engel Chief Welfare Atty/Adult Prot. Svcs.
 Colleen GunnipDir. of Personnel/Staff Development
 Ava Kerznowski Dir. Food Stamps/T.A./Daycare/HEAP
 Robert Wadsworth Director-Systems
 Elizabeth Collins Director of Child Support

**SYRACUSE-ONONDAGA COUNTY
 PLANNING AGENCY**

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Onondaga County Planning Board

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 Scott Eipp Highway Maintenance Supervisor
 Timothy Wise Fleet/Building Supervisor
 Thomas Gottstein Senior Management Analyst
 Darren Yemma Safety Training Instructor
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VAN DUYN

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See Long Term Care, Department of

VETERANS SERVICE AGENCY
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Richard T. Forkhamer Service Officer

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Legislator William H. Meyer, Jr. Ex-Officio Member
Ann Rooney, Dep. Co. Exec. Human Svcs..Ex-Officio Member

WATER ENVIRONMENT PROTECTION
650 Hiawatha Blvd. West
Syracuse, NY 13204-1194
Telephone 435-2260 FAX 435-5023

Tom Rhoads, P.E. Commissioner
Michael J. Lannon, P.E. Deputy Commissioner
Marty Voss Administrative Director
Nick Capozza Sewer Maintenance & Inspection Engineer
Sheri Nurk Administrative Assistant
Bonnie M. Karasinski Fiscal Officer
Jeff Noce Environmental Laboratory Director
Dan Jean Operations Superintendent
Jim Renk Maintenance Superintendent
Bob Gunnip Instrumentation/Electrical Superintendent
Marty Meehan Construction Superintendent
Tim Davis Fleet Maintenance Superintendent
Chris Deitman Sewer Maintenance Superintendent
Michael J. DeGan Office Automation Analyst
David A. Kenyon Safety & Training Officer
Julie Greiner Administrative Assistant (Personnel)
John Williams Plumbing Control Supervisor
Paul Legnetto Stormwater Program Coordinator

WORKERS COMPENSATION
14th Floor John H. Mulroy Civic Center
Telephone 435-2491

AGENCIES, AUTHORITIES AND BOARDS

**CENTRAL NEW YORK
REGIONAL TRANSPORTATION AUTHORITY
One Centro Center, 200 Cortland Avenue, P.O. Box 820
Syracuse, NY 13205-0820
Telephone 442-3300 FAX 442-3337**

H.J. Hubert Chairman
Brian M. Schultz Vice Chairman
Darlene D. Lattimore Secretary
Deraux Branch Treasurer
Robert E. Colucci Member
Robert F. Cuculich Member
Mary O. Davis Member
David H. Hawthorne Member
Nicholas Laino Member
Louella Williams Member
Charles Watson Non-voting Member
Frank Kobliski Executive Director
Steven M. Share Sr. VP of Finance & Administration
John Renock Sr. VP of Corporate Operations

**CNY WORKS
443 N. Franklin Street, Lower Level
Syracuse, NY 13204
Telephone 473-8250 FAX 472-9492**

Lenore Sealy Executive Director

**ONONDAGA COUNTY
RESOURCE RECOVERY AGENCY
100 Elwood Davis Road
N. Syracuse, NY 13212
Telephone 453-2866 FAX 453-2872**

Vacant Executive Director
Catherine M. Strong Executive Secretary
William J. Bulsiewicz Agency Counsel
Warren Simpson Business Officer
Andrew J. Radin Dir. of Recycling & Waste Reduction
Kristen Lawton Public Information Officer
Joseph Fontanella Transfer Director
Amy K. Miller Agency Engineer

**ONONDAGA COUNTY SOIL & WATER
CONSERVATION DISTRICT
2571 U.S. Route 11, Suite 1
LaFayette, NY 13084
Telephone 677-3851 FAX 677-3971**

F. Spencer Givens Chairman
Craig Dennis Vice Chairman
Wayne Norris Treasurer

David H. KnappMember
 Derek T. Shepard, Jr.Member
 Annette RausMember
 Brendan WhelanMember
 Mark Burger Executive Director
 Douglas Fisher Program Manager
 Gwyn OlenychAccount Clerk I
 Maggie Connelly Secretary
 Christopher Creelman Resource Conservation Specialist
 Jeremiah Eaton Resource Conservation Specialist
 Alan Masters Resource Conservation Specialist
 Mark Schaub Resource Conservation Specialist
 Mark Burger Program Manager – Skaneateles Lake
 Ryan Cunningham Resource Conservation Specialist
 Eric Jensen Resource Conservation Specialist

ONONDAGA COUNTY WATER AUTHORITY
200 Northern Concourse, Box 4949
Syracuse, NY 13221-4949
Telephone 455-7061 FAX 455-6649

Robert F. Tomeny Chairman
 Ferdinand L. Picardi Vice Chairman
 John V. Bianchini Secretary/Treasurer
 Eileen D. Gilligan, Ph. D.Member
 Susan A. MillerMember
 Michael E. Hooker Executive Director
 Anthony J. Geiss, Jr., P.E.Deputy Executive Director
 Geoffrey Miller, P.E. Executive Engineer
 Terry R. Pickard, Esq. Legal Counsel
 Lauren J. Khanzadian Human Resources

ONONDAGA COUNTY WATER DISTRICT
METROPOLITAN WATER BOARD
4170 Route 31
Clay, NY 13041-8739
Telephone 652-8656 FAX 652-1977

I. Holly Rosenthal Executive Director
 Cell: 315-466-2070
 Ferdinand L. Picardi Chairman
 Justine P. BushMember
 Terrence A.J. MannionMember
 Gary J. LavineMember
 Harold E. RookMember
 Robert F. TomenyMember
 Deborah L. SomersMember

**CITY OF SYRACUSE OFFICIALS
2012-2013**

OFFICE OF THE MAYOR
203 City Hall, 13202-1473
Telephone 448-8005 FAX 448-8067
Email mayor@ci.syracuse.ny.us
www.syracuse.ny.us

Stephanie A. MinerMayor
William Ryan Chief of Staff
Elizabeth RougeuxDirector of Administration
Timothy CarrollDirector of Mayoral Initiatives
Lindsay Speicher Director of Constituent Services
Andrew M. MaxwellDirector of Planning & Sustainability
Lindsay McCluskeyPress Secretary
Elizabeth DeJosephAsst. Dir. Of Inter-Gov't Affairs
Maria MoroSecretary to the Mayor
Timothy Biba Scheduling Assistant to the Mayor
Trish GentileAssistant to Chief of Staff

COMMON COUNCIL
314 City Hall, Syracuse 13202
Telephone 448-8466 FAX 448-8423

Van B. Robinson Common Council President

COUNCILORS-AT-LARGE

Kathleen Joy (D)
Lance Denno (D)
Jean Kessner (D)
Helen Hudson (D)

DISTRICT COUNCILORS

Jake Barrett 1st District (D)
Patrick J. Hogan, 2nd District (D)
Robert Dougherty, 3rd District (D)
Khalid Bey, 4th District (D)
Nader P. Maroun, 5th District (D)

CITY OF SYRACUSE DEPARTMENT HEADS

(All addresses City Hall, Syracuse, NY 13202 unless otherwise indicated)

David Cliford, Commissioner of Assessment 448-8280
Paul Driscoll, Comm. of Neighborhood & Bus. Dev. . 448-8100
Christina Reale, Commissioner of Aviation 454-3263
Hancock International Airport, N. Syracuse 13212
Mary Vossler, Director of Man. & Budget 448-8252
Martin Masterpole, City Auditor 448-8477

John Copanas, City Clerk	448-8216
Mary Robison, City Engineer	448-8200
David Delvecchio, Commissioner of Finance	448-8279
Mark McLees, Chief of Fire	473-5525 x 700
Public Safety Building, 511 S. State St.	
Mary Anne Doherty, Corporation Counsel	448-8400
Baye Muhammad, Comm. of Parks & Recreation	473-4330
412 Spencer St., Syracuse 13202	
Robert Stamey, Dir. Personnel & Labor Relations	448-8780
City Hall Commons, 201 E. Washington St.	
Frank Fowler, Chief of Police	442-5250
Public Safety Building, 511 S. State St.	
Pete O'Connor, Commissioner, Public Works	448-8515
1200 Canal St. Ext., Syracuse 13210	
Janet Burke, Acting Director of Research	448-8020
Deborah Somers, Commissioner, Water	473-2609
101 N. Beech St., Syracuse 13210	

COURTS

Appellate Division

4th Floor Court House

Fourth Department, Room 409

Hon. Edward D. Carni (Appellate)	671-1108
Erika Gallucci, Secretary	

Fourth Department, Room 401

Hon. John V. Centra (Appellate)	671-1105
Dawne Delcoro, Secretary	

Supreme Court Clerk

303 Court House

Telephone 671-1030 FAX 671-1176

Supreme Court Justices

Fourth Floor Court House

Hon. James C. Tormey (District Admin. Judge)	671-1100
Katherine M. Vaeth, Secretary	
Hon. Brian F. DeJoseph	671-1107
Patricia Delperuto, Secretary	
Hon. Donald A. Greenwood	671-1103
Jennifer A. Conley, Secretary	
Hon. Deborah H. Karalunas	671-1106
Janice Korzyp, Secretary	
Hon. James P. Murphy	671-1109
Barbara A. Kowell, Secretary	
Hon. Anthony J. Paris	671-1104
Effe O'Hara, Secretary	

**Supreme Court
Court of Claims
303 Court House
Telephone 671-1030 FAX 671-1176**

Hon. John J. Brunetti (Acting JSC, Court of Claims) 671-1058
Kim Herzog, Secretary
Hon. John C. Cherundolo (Acting JSC, Court of Claims) .. 671-1090
Christina Piemonte, Secretary

**Supreme Court
Dedicated Matrimonial Part
8th Floor Hughes State Office Building
333 East Washington Street**

Hon. Martha Walsh-Hood (JSC) 428-3256
Linda Bougus, Secretary
Hon. Kevin G. Young (JSC) 428-3125
Suzanne M. Corp, Secretary

**Onondaga County Court
110 Criminal Courts Building
Telephone 671-1020 FAX 671-1191**

Hon. Anthony F. Aloï 671-1054
Joni Sprague, Secretary
Hon. Joseph E. Fahey 671-1050
Catherine DiBiase, Secretary
Hon. William Walsh 671-1056
Kathleen Dell, Secretary

**Family Court
112 Court House
Telephone 671-2000 FAX 671-1165**

Hon. Michael Hanuszczak 671-2010 / 671-1166 (fax)
Hon. Bryan Hedges 671-2040 / 671-1169 (fax)
Hon. Martha E. Mulroy 671-2050 / 671-1170 (fax)
Hon. Michelle Pirro-Bailey 671-2030 / 671-1166 (fax)

**Surrogate's Court
209 Court House
Telephone 671-2098 FAX 671-1162**

Hon. Ava S. Raphael Surrogate
Ellen Weinstein, Esq. Chief Clerk
Deborah M. Barrer, Esq. Law Assistant

**Supreme Court Library
500 Court House
Telephone 671-1150 FAX 671-1160**

Cynthia J. Kesler Principal Law Librarian

PROCEEDINGS
OF THE
COUNTY LEGISLATURE
OF
ONONDAGA COUNTY
NEW YORK
2012
TWO HUNDRED
AND
NINETEENTH
SESSION

January 3, 2012

1

January 3, 2012

Pursuant to Article II, Section 203, of the Onondaga County Charter, the Organizational meeting of the County Legislature was convened on the above date at 1:00 p.m.

Chairperson pro tem Maturo called the meeting to order.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, McMahan, Williams, Ervin.

Legislator May gave the invocation. Legislator Dougherty led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The next order of business is the election of a permanent Chairman. Chairperson pro tem Maturo announced that nominations were in order.

Mr. Kilmartin nominated J. Ryan McMahan, II, seconded by Mr. Holmquist. Ms. Williams nominated Mark A. Stanczyk, seconded by Mrs. Ervin. There being no further nominations, Chairperson pro tem Maturo declared the nominations closed, and a vote was taken on the election of Chairman.

Voting in favor of Mr. McMahan: 13. Voting in favor of Mr. Stanczyk: 4.

The Clerk declared that as per Rule 52 of the Rules of the County Legislature, the Majority of the Whole had elected J. Ryan McMahan, II, Chairman of the Onondaga County Legislature for the years 2012 and 2013 by a vote of 13 to 4.

The Clerk requested Mr. McMahan to assume the Chair.

Chairman McMahan announced that Legislator Patrick M. Kilmartin had been elected Floor Leader of the Republican Party and Legislator Mark A. Stanczyk Floor Leader of the Democratic Party. Designations of the same have been filed with the Clerk of the Legislature.

Official designation of the Post Standard as the newspaper representing the Republican Party and the Democratic Party is also on file with the Clerk of the Legislature.

* * *

Chairman McMahan requested nominations for the position of Clerk of the Onondaga County Legislature. Mr. Kilmartin nominated Deborah L. Maturo for Clerk, seconded by Mr. Plochocki.

Motion Made By Mr. McMahan, Mr. Kilmartin

RESOLUTION NO. 1

CONFIRMING APPOINTMENT OF DEBORAH L. MATURO AS CLERK OF THE ONONDAGA COUNTY LEGISLATURE

RESOLVED, that the following person is hereby appointed Clerk of the Onondaga County Legislature:

DEBORAH L. MATURO
2181 Rose Hill Road, Marietta, New York 13110

ADOPTED. Ayes: 17

* * *

Chairman McMahon requested nominations for the position of Deputy Clerk. Mr. Kilmartin nominated Katherine M. French for Deputy Clerk, seconded by Mrs. Rapp.

Motion Made By Mr. McMahon, Mr. Kilmartin

RESOLUTION NO. 2

CONFIRMING APPOINTMENT OF KATHERINE M. FRENCH AS DEPUTY CLERK OF THE
ONONDAGA COUNTY LEGISLATURE

RESOLVED, that the following person is hereby appointed Deputy Clerk of the Onondaga County Legislature:

KATHERINE M. FRENCH
5857 W. Pinegrove Road, Cicero, New York 13039

ADOPTED. Ayes: 17

* * *

Chairman McMahon requested nominations for the position of Assistant Clerk. Mr. Kilmartin nominated Jamie M. McNamara for Assistant Clerk, seconded by Mr. Liedka.

Motion Made By Mr. McMahon, Mr. Kilmartin

RESOLUTION NO. 3

CONFIRMING APPOINTMENT OF JAMIE M. MCNAMARA AS ASSISTANT CLERK OF THE
ONONDAGA COUNTY LEGISLATURE

RESOLVED, that the following person is hereby appointed Assistant Clerk of the Onondaga County Legislature:

JAMIE M. MCNAMARA
705 Park Avenue, Syracuse, New York 13204

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon, Mr. Kilmartin, Mrs. Rapp, Mr. Jordan

RESOLUTION NO. 4

CONFIRMING APPOINTMENT OF SUSAN STANCZYK AS DIRECTOR, LEGISLATIVE
BUDGET REVIEW OF THE ONONDAGA COUNTY LEGISLATURE

RESOLVED, that the following person is hereby appointed Director, Legislative Budget Review of the Onondaga County Legislature:

SUSAN STANCZYK
8481 Oswego Road, Baldwinsville, New York 13027

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon, Mr. Kilmartin, Mr. Shepard, Mrs. Rapp, Mr. Jordan

RESOLUTION NO. 5

CONFIRMING APPOINTMENT OF DARCIE L. LESNIAK AS LEGISLATIVE AIDE OF THE
ONONDAGA COUNTY LEGISLATURE

RESOLVED, that the following person is hereby appointed Legislative Aide of the Onondaga County Legislature:

DARCIE L. LESNIAK
208 Leopold Boulevard, Syracuse, New York 13209

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon, Mr. Kilmartin, Mr. Ryan, Mr. Stanczyk, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 6

CONFIRMING APPOINTMENT OF WILLIAM T. KINNE AS LEGISLATIVE AIDE OF THE
ONONDAGA COUNTY LEGISLATURE

RESOLVED, that the following person is hereby appointed Legislative Aide of the Onondaga County Legislature:

WILLIAM T. KINNE
321 E. Seneca Turnpike Syracuse, New York 13205

ADOPTED. Ayes: 17

* * *

The Deputy Clerk read the following communications:

December 23, 2011

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Section 1903 of the Onondaga County Charter, and in accordance with Section 7 of the Soil and Water Conservation District Law, I have reappointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Soil and Water Conservation District Board:

January 3, 2012

4

REAPPOINTMENT
F. Spencer Givens
5682 Ike Dixon Road
Camillus, NY 13031

TERM EXPIRES
December 31, 2014

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

December 23, 2011

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Section 1903 of the Onondaga County Charter, and Article III, Section 3.13 of the County Administrative Code, I have appointed, subject to confirmation of the County Legislature, the following individual as a new member of the Onondaga County Fire Advisory Board:

APPOINTMENT
SMSgt. Jeffrey S. Chrissley
109 Whiskwood Lane
Minoa, NY 13116

TERM EXPIRES
December 31, 2015

Mr. Chrissley has been recommended to replace Christopher Naum whose term on the Board has expired.

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Mr. Kilmartin requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Kilmartin

RESOLUTION NO. 7

PERSONNEL RESOLUTION

RESOLVED, that the following position in the Onondaga County Legislature's Office be abolished effective January 3, 2012:

COUNTY LEGISLATURE-Admin Unit 10-25

Abolish R.P. 03 01102500 7216, Dir Leg Budget Rev, Grade 33 @ \$61,990-\$80,235

ADOPTED. Ayes: 13 Noes: 4 (Stanczyk, Ryan, Williams, Ervin)

* * *

Mr. Kilmartin requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. McMahon, Mr. Kilmartin

RESOLUTION NO. 8

APPOINTING LEGISLATIVE COUNSEL FOR THE ONONDAGA COUNTY LEGISLATURE

RESOLVED, that the following hereby is appointed Legislative Counsel for the Onondaga County Legislature:

Costello, Cooney and Fearon
500 Plum Street, Suite 300
Syracuse, New York 13204

and, be it further

RESOLVED, that in the event of an actual or apparent conflict of interest with respect to the performance of any duties by Legislative Counsel, the Chairman of this Onondaga County Legislature hereby is authorized to designate either of the following as Special Legislative Counsel:

Germain and Germain
314 East Fayette Street
Syracuse, New York 13202

Bond, Schoeneck & King
One Lincoln Center
Syracuse, New York 13202

and, be it further

RESOLVED, that the appointment of Legislative Counsel and Special Legislative Counsel is authorized to the extent that funding is provided for counsel in the annual county budget, with any expenditures in excess thereof being subject to appropriate executive approval.

ADOPTED. Ayes: 13 Noes: 4 (Stanczyk, Ryan, Williams, Ervin)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, February 7, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

February 7, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Legislator Dougherty gave the invocation. Legislator Meyer led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

January 6, 2012

TO: Michael Plochocki, Chairman
Environmental Protection Committee

FROM: J. Ryan McMahon, II
Chairman

RE: Appointments to the Onondaga County Soil and Water Conservation District

This is to advise that I am recommending the appointment of Legislators David Knapp and Derek Shepard to the Onondaga County Soil and Water Conservation District. These appointments are for a one-year term to expire December 31, 2012 and will require confirmation by the full Legislature at the February 7, 2012 session.

Thank you for your anticipated cooperation.

* * *

January 6, 2012

TO: Chairman Kevin Holmquist, Public Safety Committee
Public Safety Committee Members

FROM: J. Ryan McMahon, II
Chairman

RE: Appointment to the Onondaga County Jury Board

This is to advise that I am recommending the appointment of myself to the Onondaga County Jury Board for a term to expire on December 31, 2013.

This appointment will require confirmation of the full Legislature at its February 7, 2012 Session.

Thank you for your consideration.

* * *

February 7, 2012

7

January 6, 2012

TO: Chairman David Knapp, Ways and Means Committee
Ways and Means Committee Members

FROM: J. Ryan McMahon, II
Chairman

RE: Appointments to the Onondaga County Tobacco Asset Securitization Corporation

This is to advise that I am recommending the reappointment of Legislator Casey Jordan and the appointment of yourself to the Onondaga County Tobacco Asset Securitization Corporation. Both appointments are for a one-year term which will expire on December 31, 2012.

These appointments will require confirmation of the full Legislature at its February 7, 2012 Session.

Thank you for your consideration.

* * *

January 6, 2012

TO: Chair Kathy Rapp, Planning & Economic Development Committee
Planning & Economic Development Committee

FROM: J. Ryan McMahon, II
Chairman

This is to advise that I am reappointing Legislator Monica Williams and Legislator Judith Tassone as our two Legislative Representatives to the Cooperative Extension Association of Onondaga County Board of Directors.

These appointments are for a one-year term to expire December 31, 2012 and will require confirmation by the full Legislature at the February 7, 2012 session.

Thank you for your anticipated cooperation.

* * *

January 10, 2012

TO: Kathleen Rapp, Chair
Planning and Economic Development Committee Members

FROM: J. Ryan McMahon, II, Chairman

RE: Reappointment and appointments to the Onondaga County Industrial Development Agency

Submitted for your consideration are the reappointment of Mr. Dale A. Sweetland and appointments of Mr. Victor G. Ianno, Sr. and Mr. Daniel M. Queri to the Onondaga County Industrial Development Agency. Mr. Ianno and Mr. Queri will fill vacancies due to the resignations of Mr. Russ Andrews and Mr. David Knapp.

Resumes are attached for your review. These appointments require confirmation by the full Legislature at its February 7, 2012 meeting.

REAPPOINTMENT:
Dale A. Sweetland
8305 Route 80
Fabius, New York 13063

TERM EXPIRES:
June 1, 2013

APPOINTMENTS:
Victor G. Ianno, Sr.
3001 Old Stone Lane
Camillus, New York 13031

TERM EXPIRES:
June 1, 2014

Daniel M. Queri
18 Pittman Lane
Syracuse, New York 13224

June 1, 2014

* * *

Gold Seal:

- a. RECOGNIZE AND HONOR ONONDAGA COMMUNITY COLLEGE UPON CELEBRATING 50 YEARS OF SUCCESS (Sponsored by Mrs. Rapp, Mrs. Tassone)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 9

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT FUNDS FOR THE ONONDAGA COUNTY PUBLIC LIBRARY 2012 SUMMER READING PROGRAM

WHEREAS, the Onondaga County Public Library (OCPL) has applied to the M&T Charitable Foundation for supplemental funding for the 2012 Summer Reading Program; and

WHEREAS, the grant will provide support for two programs for the Central Library and each of the City branch and satellite libraries as well as related supplies for OCPL's Summer Reading Program; and

WHEREAS, the M&T Charitable Foundation has approved such funding and it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

<u>REVENUES:</u>	
CL510 Estimated Revenues	\$6,100
In Administrative Unit 655000	
OCPL Grants	
FAMIS Index 390062	
Project #767316	
2012 M&T Summer Reading Prog Grant	
In Acct. 057-2040	

Oth Unclassified Rev \$6,100

APPROPRIATIONS:

CL960 Appropriations		\$6,100
In Administrative Unit 655000		
OCPL Grants		
FAMIS Index 390062		
Project #767316		
2012 M&T Summer Reading Prog Grant	\$6,100	

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 10

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT A GRANT FROM THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY TO DEVELOP A REGIONAL SUSTAINABILITY PLAN AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AGREEMENTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the New York State Energy Research and Development Authority's (NYSERDA) Cleaner, Greener Communities program is a competitive grant program intended to encourage communities to develop regional sustainable growth strategies; and

WHEREAS, the Regional Sustainability Planning Program is the first stage of the Cleaner, Greener Communities program and is intended to provide the resources necessary to develop a comprehensive regional sustainability plan that will allow each region in New York State, as defined by the Regional Economic Development Councils (REDCs), to develop its vision, goals, and objectives for a sustainable future and to identify the activities or projects needed to achieve that future; and

WHEREAS, the second stage of the Cleaner, Greener Communities Program, the Implementation Grant Stage, will provide competitive funding for the implementation of projects that provide the greatest opportunity for achieving carbon reductions, energy efficiency savings, and renewable energy deployment consistent with the regional sustainability plan; and

WHEREAS, the Central New York REDC includes Cayuga, Cortland, Madison, Onondaga, and Oswego Counties, which coincides with the area serviced by the Central New York Regional Planning and Development Board (CNYRPDB); and

WHEREAS, Onondaga County, on behalf of the Central New York Region, partnered with the CNYRPDB to submit an application for funding through the Cleaner, Greener Regional Sustainability Planning Program; and

WHEREAS, Onondaga County was awarded \$1,000,000 to develop a regional sustainability plan for the Central New York Region, and it is necessary to enter into agreements with CNYRPDB to develop said regional sustainability plan; and

WHEREAS, it is necessary to amend the county budget to accept such grant funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into agreements with NYSERDA and CNYRPDB to accept the grant funds, develop the regional sustainability plan, and implement the intent of this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CG 510 Estimated Revenues	\$1,000,000
In Admin. Unit 10-87	
Syracuse-Onondaga County Planning Agency	
FAMIS Index #260091	
In Grant #791070	\$1,000,000

APPROPRIATIONS:

CG 960 Appropriations	\$1,000,000
In Admin. Unit 10-87	
Syracuse-Onondaga County Planning Agency	
FAMIS Index # 260091	
In Grant #791070	\$1,000,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 11

CONFIRMING REAPPOINTMENT TO THE ONONDAGA COUNTY SOIL AND WATER CONSERVATION DISTRICT

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and designated pursuant to Section 1903 of the Onondaga County Charter and in accordance with Section 7 of the Soil and Water Conservation Districts Law, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Onondaga County Soil and Water Conservation District:

REAPPOINTMENT:
 F. Spencer Givens
 5682 Ike Dixon Road
 Camillus, New York 13031

EXPIRES:
 December 31, 2014

WHEREAS, it is the desire of this Legislature to confirm said reappointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individual as a member of the Onondaga County Soil and Water Conservation District for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 12

AMENDING THE 2012 COUNTY BUDGET IN ORDER TO PROVIDE \$20,000 IN FUNDING FROM THE DEPARTMENT OF TRANSPORTATION TO SOCPA IN ORDER TO FUND THE COUNTY'S EFFORTS IN THE REVITALIZATION OF ONONDAGA LAKE

WHEREAS, the County has committed and will continue to commit millions of dollars to the revitalization of Onondaga Lake; and

WHEREAS, community input and public participation in efforts to revitalize Onondaga Lake are required under the applicable federal laws, and it is important to the County to promote public participation to avail itself of opportunities for federal and state financial assistance where available; and

WHEREAS, the County seeks to capture a list of conceptual projects, programs and activities identified by the community throughout the years, distill them into an orderly listing of viable actions and projects, and prepare a blueprint as to how these projects can be systematically carried to continue community involvement in the revitalization of Onondaga Lake; and

WHEREAS, it is the Legislature's wish that this action be budget neutral and avoid the use of County fund balance, and it is necessary to amend the budget to provide for such funding; now, therefore be it

RESOLVED, that the county 2012 budget be amended as follows:

APPROPRIATIONS:

A960 Appropriations		\$0
In Admin. Unit 10-23-85		
County Gen. Interfund Transfers		
FAMIS Index #140541		
In Acct. 970-6870 Trans to County Road Fund	-\$20,000	
In Admin. Unit 10-87		
SOCPA		
FAMIS Index #260133		
In Acct. 570-9570 Contracted Client Svce	\$20,000	

APPROPRIATIONS:

D960 Appropriations		-\$20,000
In Admin. Unit 80-93-10		
Department of Transportation- Highways Div.		
FAMIS Index #534040		
In Acct. 570-9570 Contracted Client Svce	-\$20,000	

REVENUES:

D510 Estimated Revenues		-\$20,000
In Admin. Unit 80-93-10		
Dept of Transportation- Highways Div.		
FAMIS Index #534040		
In Acct. 070-3701 Trans from Gen Fund	-\$20,000	

ADOPTED. Ayes: 11 (Kilmartin, Stanczyk, Tassone, Rapp, Plochocki, Ryan, Knapp, Shepard, Williams, Ervin, McMahon) Noes: 6 (Dougherty, Meyer, Liedka, Holmquist, Jordan, May)

* * *

Mr. Stanczyk requested a waiver to present the resolution entitled, "MEMORIALIZING THE SUPPORT OF THIS ONONDAGA COUNTY LEGISLATURE FOR THE MOVE TO AMEND CAMPAIGN RELATING TO CORPORATE PERSONHOOD AS DECIDED IN CITIZENS UNITED VS. FEDERAL ELECTION COMMISSION; AND CALLING ON CONGRESS TO ENACT LEGISLATION LIMITING CORPORATE PERSONHOOD TO ITS HISTORIC PARAMETERS", and send it to committee. Mr. Kilmartin objected to the waiver.

A vote was taken on allowing the waiver.

Waiver DEFEATED. Ayes: 4 (Stanczyk, Ryan, Williams, Ervin) Noes: 13

* * *

Mr. Stanczyk requested a waiver to present the resolution entitled, "DECLARING THE POLICY OF THE ONONDAGA COUNTY LEGISLATURE THAT THE REAL PROPERTY TAX BILL BE CLEAR AND UNDERSTANDABLE, WITH THE AMOUNT OF COUNTY REAL PROPERTY TAXES READILY IDENTIFIABLE." Mr. Kilmartin objected to the waiver.

A vote was taken on allowing the waiver.

Waiver DEFEATED. Ayes: 5 (Stanczyk, Dougherty, Ryan, Williams, Ervin) Noes: 12 (Kilmartin, Meyer, Tassone, Rapp, Plochocki, Liedka, Holmquist, Knapp, Shepard, Jordan, May, McMahon)

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 13

CONFIRMING APPOINTMENT TO THE ONONDAGA COUNTY FIRE ADVISORY BOARD

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly appointed and designated pursuant to Section 1903 of the Onondaga Charter, and Article III, Section 3.13 of the Onondaga County Administrative Code, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Onondaga County Fire Advisory Board:

APPOINTMENT:
SMSgt. Jeffrey S. Chrissley
109 Whiskwood Lane
Minoa, New York 13116

TERM EXPIRES:
December 31, 2015

WHEREAS, it is the desire of this Legislature to confirm said appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of the above individual as a member of the Onondaga County Fire Advisory Board for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 14

AMENDING THE 2011 COUNTY BUDGET TO PROVIDE THE OFFICE OF THE ONONDAGA COUNTY DISTRICT ATTORNEY WITH ADDITIONAL FUNDS BEYOND THE ESTIMATED DOLLARS APPROPRIATED IN THE 2011 COUNTY BUDGET AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the State of New York, through the Division of Criminal Justice Services, has provided the Office of the Onondaga County District Attorney with additional funds beyond the estimated dollars appropriated in the 2011 County budget; and

WHEREAS, the Office of the Onondaga County District Attorney will receive an additional \$15,000 for provision of services under the Crimes Against Revenue Program for the period commencing October 1, 2011 through December 31, 2011; and

WHEREAS, it is necessary to amend the county budget to appropriate those funds; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2011 County Budget be amended and the following amounts be provided and made available:

REVENUES:

CG 510 Estimated Revenues	\$15,000
In Administrative Unit 31-10	
District Attorney Grants Project	
FAMIS Index 300046	
Grants Project 728095-001	
Account 022-0357	
State Aid Prosecution/Defense	
Video Recording Program	\$15,000

APPROPRIATIONS:

CG 960 Appropriations	\$15,000
In Administrative Unit 31-10	
District Attorney Grants Project	
FAMIS Index 300046	
Grants Project 728095-001	
Video Recording Program	\$15,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 15

MEMORIALIZING SUPPORT FOR PARTICIPATION IN A STUDY REGARDING SHARED
PUBLIC SAFETY COMMUNICATION CENTER SERVICES WITH VARIOUS COUNTIES,
AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO INTERMUNICIPAL
AGREEMENTS

WHEREAS, the Counties of Onondaga, Oswego, Madison, and Cayuga desire to consider the implications of sharing Public Safety Communication Center services, as well as the possible consolidation of those services; and

WHEREAS, sharing of such services will likely result in a streamlining of municipal resources and will promote municipal economy in all four counties; and

WHEREAS, it is likely that additional counties in the region will want to join in the grant application and participate in the feasibility study; and

WHEREAS, to this end, the County of Onondaga together with the Counties of Oswego, Madison, Cayuga, and any additional counties in the region that might come forth, seek to apply for a joint grant from the New York State Shared Municipal Services Incentive Grant Program to assist with funding a feasibility study to assess the possible sharing or consolidation of the Public Safety Communication Center services; now, therefore be it

RESOLVED, that the County of Onondaga is hereby authorized to submit an application through the Shared Municipal Services Incentive Grant Program for purposes of conducting a feasibility study considering the implications of sharing or consolidating Public Safety Communication Center services between the Counties of Onondaga, Oswego, Madison, Cayuga, and any other counties in the region that may wish to participate; and, be it further

RESOLVED, that the County of Onondaga shall act as Lead Applicant and the counties of Oswego, Madison, Cayuga, and any other counties in the region that may wish to participate shall act as co-applicants, with the respective Department Heads or Commissioners of each County's Public Safety Communication Center acting as the co-Applicant contact person and with the Onondaga County Commissioner of the Department of Emergency Communications, William Bleyle, or his designee, acting as the Lead Applicant Contact Person, and such Lead Applicant Contact Person shall execute all financial and/or administrative process relating to the grant program; and, be it further

RESOLVED, that the project for which the grant application shall be submitted is for the counties of Onondaga, Oswego, Madison, Cayuga, and any other counties in the region that may wish to participate to conduct a feasibility study to determine whether there are financial and operational efficiencies to be achieved in the event that the participating counties either share or consolidate Public Safety Communication Center services; and, be it further

RESOLVED, that the maximum amount of money to be applied for in the grant application shall be \$25,000 per county, with each county contributing a maximum local share of \$2,500 toward the study; and, be it further

RESOLVED, that the County of Onondaga hereby is authorized to enter into agreements with the Counties of Oswego, Madison, Cayuga, and any additional county in the region that may wish to participate in the study to further define the rights and obligations of the counties in connection with the feasibility study and to provide that the local share or match for the grant funds shall be made by equal contribution from each county.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 16

CONFIRMING APPOINTMENT TO THE ONONDAGA COUNTY JURY BOARD

WHEREAS, pursuant to Article 16, Section 503 of the Judiciary Law, the Onondaga County Legislature is requested to appoint one of its members (not engaged in the practice of law) to the Onondaga County Jury Board; now, therefore be it

RESOLVED, that the Chairman of this Legislature be and he hereby is empowered to appoint a representative of the Onondaga County Legislature to the Onondaga County Jury Board for the term specified:

APPOINTMENT:
J. Ryan McMahon, II
113 Carlton Road
Syracuse, New York 13207

TERM EXPIRES:
December 31, 2013

ADOPTED. Ayes: 17

* * *

Mr. Knapp requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Knapp, Mr. McMahon, Mr. May, Mr. Dougherty, Mr. Meyer, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Ryan, Mr. Stanczyk, Mr. Holmquist, Mr. Kilmartin, Mr. Shepard, Mr. Jordan, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 17

IN MEMORIAM

WHEREAS, it has pleased Almighty God to remove from this Earth Charles F. Shea; and

WHEREAS, Charles F. Shea became Supervisor of the Town of Fabius in 1966, and by virtue of his position, a member of the Onondaga County Board of Supervisors; and

WHEREAS, when the Onondaga County Legislature was formed, Charles F. Shea represented the 12th District, which covered a majority of the southern tier of the county; and

WHEREAS, during Charles F. Shea's tenure on the Legislature, the County's Civic Center, Van Duyn Home and Hospital, and several buildings at Onondaga Community College were built; and

WHEREAS, after serving on the Legislature for 10 years, Charles F. Shea was appointed Director of Economic Development by then County Executive Mulroy; and

WHEREAS, Charles F. Shea has served his community in numerous ways; in the U.S. Navy aboard the U.S.S. West Virginia in World War II, as a volunteer firefighter, as a member of the

Lions Club, as a member of the American Legion, and as President of the Fabius Historical Society; and

WHEREAS, Charles F. Shea leaves behind his stepson, Leo, a step granddaughter, Leigh as well as two nieces and a nephew; and it is the desire of this Legislature to express sympathy to Charles F. Shea's grieving family on the sad occasion of his passing; now, therefore be it

RESOLVED, that the members of the Onondaga County Legislature do hereby express sincere and heartfelt sympathy to Charles F. Shea's family and friends; and, be it further

RESOLVED, that this resolution be spread among the minutes of the Legislature and a copy be prepared and given to the family of Charles F. Shea.

ADOPTED by rising tribute. One unanimous vote was cast.

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 18

2011 TRANSFER RESOLUTION

RESOLVED, that the following transfers be made:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
Admin. Unit 40-79-30	Admin. Unit 40-79-30	
Sheriff-Custody	Sheriff-Custody	
FAMIS Index #410027	FAMIS Index #410027	
Acct. 101-4101	Acct. 102-4102	
Regular Employee Salaries	Overtime Wages	\$150,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 19

AUTHORIZING NEW YORK STATE REIMBURSEMENT FOR 2012 EXPENSES OF THE RECORDING OFFICER FOR THE COUNTY OF ONONDAGA FOR ADMINISTRATION OF MORTGAGE TAXES

WHEREAS, New York State Tax Law Section 262 provides that recording officers shall be entitled to receive necessary expenses for the administration of mortgage taxes as approved and allowed by the State Tax Commission; and

WHEREAS, the State Tax Commission did, by resolution duly adopted, determine that such mortgage tax expense be approved at the amount certified to the State Tax Commissioner by the County Legislature, provided it is a reasonable and necessary allowance for such expenses; and

WHEREAS, it is necessary to certify said expenses for reimbursement by the State; now, therefore be it

RESOLVED, by the Onondaga County Legislature that the sum of \$493,358 for the year 2012 be and the same hereby is determined as necessary, reasonable and proper allowance to be received by the Recording Officer of the County of Onondaga for the purpose of administering mortgage taxes in her office, as follows:

Clerk III Salary		41,810	
Plus additional sum as follows:			
Social Security		3,198	
Retirement		7,911	
Health Insurance		11,729	
Unemployment		129	
Workman's Compensation		1,942	
Dental Insurance		409	
Disability		<u>191</u>	
		25,509	\$67,319
Clerk II Salary (2)	(\$35,818)	71,636	
Plus additional sum as follows:			
Social Security		5,480	
Retirement		13,554	
Health Insurance		20,097	
Unemployment		221	
Workman's Compensation		3,327	
Dental Insurance		701	
Disability		<u>328</u>	
		43,708	\$115,344
Deputy County Clerk Salary (2)	(\$42,794)	85,588	
Plus additional sum as follows:			
Social Security		6,548	
Retirement		16,194	
Health Insurance		24,011	
Unemployment		264	
Workman's Compensation		3,975	
Dental Insurance		837	
Disability		<u>392</u>	
		52,221	\$137,809
Indirect Costs		7,206	
Office Supplies		5,301	
Data Processing Services, Voice Commun. (telephone) And Mailing Services		96,342	
Facilities Management		56,341	
Law Department Services		2,281	
Purch. Div Services		1,331	
Main. Util. Rents		3,976	
All Other Expenses		<u>108</u>	
		172,886	<u>\$172,886</u>

Total \$493,358

and, be it further

RESOLVED, that such additional sum of \$493,358 for the year 2012 is hereby certified to the State Tax Commissioner as the reasonable and necessary allowance for such expense; and, be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the appropriate County officials.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp, Mr. Meyer

RESOLUTION NO. 20

APPROVING AND DIRECTING THE CORRECTION OF CERTAIN ERRORS ON TAX BILLS

WHEREAS, the following named property owners have filed an application with the County Director of Real Property Tax Services for the correction of errors on the assessment and tax rolls relative to their respective premises; and

WHEREAS, the County Director of Real Property Tax Services, acting as agent of this Legislature which is the tax levying body of this County, has investigated the circumstances of the claimed errors and has submitted his recommendation that the applications for the corrections be approved; and

WHEREAS, Section 554 of the Real Property Tax Law prescribes the procedure for correction of clerical errors, errors in essential fact, and certain unlawful entries on tax rolls; and

WHEREAS, Section 556 of the Real Property Tax Law prescribes the manner in which refunds shall be charged back to appropriate municipality; now, therefore be it

RESOLVED, that the report of the County Director of Real Property Tax Services be and the same hereby is accepted; and, it is further

RESOLVED, that the Chairman of this Legislature be and he hereby is authorized and directed to mail a notice of approval to each applicant and order the collecting officers of the appropriate Towns or the Commissioner of Finance, as the case may be, to correct the respective taxes as follows:

<u>NAME AND ADDRESS</u> <u>OF APPLICANT:</u>	<u>TAX MAP NUMBER:</u>	<u>AMOUNT OF</u> <u>TAX BILLED:</u>	<u>CORRECTED TAX:</u>
<u>CAMILLUS:</u> Cromp Custom Builders Inc. 4045 Cook Farm Road Jamesville, New York 13078	015.1-01-17.0	4,908.09	1,017.69
Maryellen Seeley 107 Birr Drive	023.2-06-01.0	8,935.88	3,757.88

Camillus, New York 13031-8509

CICERO:

Brewerton Methodist Church	116.-01-15.0	31,519.20	445.41
5395 Orangeport Road			
Brewerton, New York 13029			

CLAY:

Barbieri of Syracuse Inc.	003.-08-12.0	174,560.73	3,760.90
304 South Main Street			
North Syracuse, New York 13212			

DEWITT:

Harold Davis			
Ronald Brunozzi	040.-19-14.0	10,020.57	1,506.57
P.O. Box 731			
Liverpool, New York 13088-0731			

ONONDAGA:

State University of New York	030.-04-02.1/1	133,344.24	0.00
750 East Adams Street			
Syracuse, New York 13210			

ADOPTED. Ayes: 17

* * *

Mr. Knapp requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Knapp

RESOLUTION NO. 21

AUTHORIZING AND RATIFYING THE COUNTY OF ONONDAGA TO ACT AS LEAD AGENCY FOR THE LEASE AND OPTION TO PURCHASE ALLIANCE BANK STADIUM BY THE COMMUNITY BASEBALL CLUB OF CENTRAL NEW YORK, INC. UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA); DETERMINING THE CLASSIFICATION OF AN UNLISTED ACTION; ADOPTING A NEGATIVE DECLARATION; AND AUTHORIZING THE PUBLICATION, CIRCULATION, SERVICE AND FILING OF THE ENVIRONMENTAL ASSESSMENT FORM AND THE NEGATIVE DECLARATION

WHEREAS, the County of Onondaga is the owner of Alliance Bank Stadium and ancillary facilities ("Stadium") located within the City of Syracuse; and

WHEREAS, the County proposes to enter into a Lease Agreement with the Community Baseball Club of Central New York, Inc., an entity which owns the right to operate a professional Triple-A minor league baseball franchise, for the lease of the Stadium and ancillary facilities for a term to expire on December 31, 2022, with Option to Purchase, and is considering the adoption of a local law that authorizes both the lease and the sale of the Stadium and ancillary facilities; and

WHEREAS, an analysis of the potential environmental impacts of the lease and sale have been conducted pursuant to the New York State Environmental Quality Review Act ("SEQRA"), and a

Short Environmental Assessment Form ("EAF") has been submitted to this Legislature and is on file with the Clerk of this Legislature; and

WHEREAS, the proposed lease and sale is an unlisted action under SEQRA that will not have a significant adverse impact on the environment; now, therefore be it

RESOLVED, that the County of Onondaga is hereby designated, authorized and ratified to act as lead agency pursuant to SEQRA and as lead agency, hereby determines that the Lease and Option to Purchase will not have significant adverse impact on the environment; and, be it further

RESOLVED, that the EAF prepared by the County and filed with this Legislature is satisfactory with respect to scope, content and adequacy in conformance with SEQRA, and is hereby accepted and adopted by the County; and, be it further

RESOLVED, Onondaga County does hereby make and adopt a Negative Declaration for the Lease and Option to Purchase, and determines that the Lease and Option to Purchase will not have a significant adverse impact on the environment; and, be it further

RESOLVED, that the Onondaga County Executive, or her designee, is authorized to take such action to comply with the requirements of SEQRA, including, without limitation, the execution of documents and filing and publication of same, the publication and circulation of the Negative Declaration and any other action to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 22

AMENDING THE 2012 COUNTY BUDGET TO REFLECT THE NEW LEASE TERMS AT ALLIANCE BANK STADIUM

WHEREAS, this Legislature is entering into a new lease agreement between the County of Onondaga and the Community Baseball Club of Central New York (CBC) for Alliance Bank Stadium (Stadium); and

WHEREAS, the adopted 2012 county budget provided for anticipated savings attributable to the new lease terms, and the new lease agreement achieves those savings; and

WHEREAS, it is necessary to amend the 2012 budget to accurately reflect those savings and to adjust the appropriate accounts to comport with the terms of the new lease agreement; now, therefore be it

RESOLVED, that the 2012 Onondaga County Budget hereby is amended as follows:

<u>REVENUES:</u>	
Admin Unit 80-69	(\$140,000)
Parks and recreations	
FAMIS Index #510014	
In Accounts:	
051 Rental Income	(\$115,000)
057 Other Misc. Revenues	(\$25,000)

APPROPRIATIONS:

Admin Unit 80-69	(\$140,000)
Parks and recreations	
FAMIS Index #510014	
In Accounts:	
650 Contingent Account	(\$200,000)
960 Provisions for Capital Projects	\$200,000
413 Maint, Utilities and Rents	(\$140,000)

ADOPTED. Ayes: 14 Noes: 3 (Jordan, Williams, Ervin)

Mr. Stanczyk requested a re-vote on the resolution. There was no objection.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 23

STANDARD WORK DAY AND REPORTING RESOLUTION

WHEREAS, the County of Onondaga 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 of this Legislature:

Title	Name	Standard Work Day (Hrs/day)	*Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Appointed Officials							
Comm of Elections	Helen Walsh	7	January 1, 2010 - December 31, 2012	N	22.29		
Comm of Elections	Edward F. Ryan	7	January 1, 2010 - December 31, 2012	N	22.77		
Dir Comm Dev	Robert DeMore	7	February 2, 2011 - December 31, 2011	N	25.23		

Sr. Exec Asst	Lesley Dublin	7	January 26, 2011 - December 31, 2011	N	23.85		
Dir Inter-Gov Rel	Travis Glazier	7	November 29, 2010 - December 31, 2011	N	20.90		
Medical Examiner	Robert Stoppacher	7	October 18, 2008 - December 31, 2011	N	24.15		
Dep Comm of Mntl Health	Barry Beck	7	July 12, 2010 - December 31, 2011	N	22.29		
Dep County Atty	Kara Renshaw	7	October 18, 2010 - December 31, 2011	Y			
Comm Emergency Management	Kevin Wisely	7	August 1, 2011, - December 31, 2011	N	26.15		
Dep Sher Chief (Police)	Ted A.Botsford	8	January 1, 2011- December 31, 2014	N	29.25		
Asst District Atty 2	Matthew D. Dotzler	7	August 2, 2010 - December 31, 2011	N	23.62		
Comm WEP	Arthur T. Rhoads	7	September 28, 2011 - December 31, 2011	N	26.29		
Exec Secretary	Elaine Foley	7	January 1, 2011- December 31, 2014	Y			

and, be it further

RESOLVED, that, pursuant to the requirements of 2 NYCRR 315.4, the Clerk of this Legislature is hereby directed to transmit this resolution and a supporting affidavit of posting to be filed with the New York State Office of the Comptroller within forty-five days of adoption, and cause to be posted a copy of this resolution on the Onondaga County website for a minimum of thirty days.

*Reflects the term of the Elected or Appointed Official making the appointment

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp, Mr. Dougherty, Mr. Meyer

RESOLUTION NO. 24

CALLING A PUBLIC HEARING TO CONSIDER PROVIDING FOR A REAL PROPERTY TAX EXEMPTION ON PROPERTY OWNED BY AN ENROLLED VOLUNTEER FIREFIGHTER OR VOLUNTEER AMBULANCE WORKER RESIDING IN ONONDAGA COUNTY

WHEREAS, New York State Real Property Tax Law Section 466-g authorizes the county to enact a resolution authorizing a partial real property tax exemption on real property owned by an enrolled volunteer firefighter or volunteer ambulance worker residing in the county; and

WHEREAS, by Resolution No. 277-2005, the Onondaga County Legislature enacted such exemption for a five-year period; and

WHEREAS, the Real Property Tax Law calls for a hearing before the enactment of the exemption and it is the desire of this Legislature to call for such hearing; now, therefore be it

RESOLVED, that a meeting of the County Legislature of the County of Onondaga shall be held in the Legislative Chambers in the County Courthouse in Syracuse, New York on March 6, 2012, at 12:55 p.m. for the purpose of conducting a public hearing of considering such real property tax exemption, and the Clerk of the County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published as soon as practicable prior to the date of the public hearing in such publication and in such manner as provided by law.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 25

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FUNDS FOR THE ONONDAGA COUNTY DEPARTMENT OF EMERGENCY COMMUNICATIONS, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Department of Emergency Communications is eligible to receive FY 2010-2011 Statewide Interoperable Communications Grant (SICG) funds, and such funds are administered by the New York State Division of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications (DHSES-OIEC); and

WHEREAS, the Onondaga County Department of Emergency Communications applied for and received approval for a grant of \$331,446 to be used from December 21, 2011 to December 20, 2012; and

WHEREAS, the funds will be used replace the Onondaga County UHF "Med" channel radio system that is used by emergency medical technicians and paramedics to communicate directly with hospital emergency rooms and emergency room physicians; and

WHEREAS, the current UHF "Med" radio system is more than 20 years old, has exceeded its life expectancy, and is incapable of narrowband operation by January 1, 2013 as mandated by the Federal Communications Commission; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin, Unit 40-15	\$331,446
Emergency Communications	
FAMIS Index #305030	
Grant #728104	
Grant Title: Med Channel Narrowbanding	
In Account 022-0373 State Aid Public Safety	\$331,446

APPROPRIATIONS:

In Admin, Unit 40-15	\$331,446
Emergency Communications	
FAMIS Index #305030	
Grant #728104	
Grant Title: Med Channel Narrowbanding	\$331,446

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Jordan, Mr. Liedka, Mr. Plochocki, Mr. May, Mr. Dougherty, Mr. Meyer, Mrs. Tassone, Mrs. Rapp, Mr. Holmquist, Mr. Kilmartin, Mr. Knapp, Mr. Shepard, Mr. McMahon, Mr. Ryan, Mr. Stanczyk, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 26

MEMORIALIZING THE GOVERNOR AND LEGISLATURE OF THE STATE OF NEW YORK TO AMEND STATE LAW TO ELIMINATE COUNTY FINANCIAL CONTRIBUTIONS TO MEDICAID, AND DECLARING THE POLICY OF THIS LEGISLATURE TO COMMIT THOSE SAVINGS TO DRASTICALLY REDUCE PROPERTY TAXES

WHEREAS, state law requires counties to pay for a significant share of Medicaid program costs, with billions of county tax dollars statewide going to pay for this state mandate; and

WHEREAS, these state mandated Medicaid costs are funded with local property taxes, and for 2012 alone the Onondaga County budget includes a local Medicaid cost of \$104.5 million; and

WHEREAS, legislation has been introduced in the New York State Senate and Assembly (S5889-C, A8644) which provides for an immediate freeze on county Medicaid contributions, a reduction in local contributions in the amount of 5% on October 1, 2012, and additional phased-in reductions over subsequent years, with a full assumption by New York State of such Medicaid costs in 2019; and

WHEREAS, if this state legislation is enacted, the county costs of funding Medicaid will be eliminated, and it is the desire of this Onondaga County Legislature to use those savings to drastically reduce property taxes in Onondaga County; and

WHEREAS, this County Legislature has previously urged the State to adopt legislation to remove counties from the financing of Medicaid, and it is imperative for the State to act forthwith such that this County Legislature can provide necessary property tax relief to the residents of Onondaga County; now, therefore be it

RESOLVED, that this Onondaga County Legislature hereby declares and commits to dedicating the savings achieved from Medicaid reform legislation to a corresponding reduction in the county real property tax levy; and, be it further

RESOLVED, that this Onondaga County Legislature requests the Governor and the Legislature of the State of New York to take immediate action to enact into law Senate Bill S5889-C and Assembly Bill A8644, thereby implementing the state takeover of local Medicaid costs and providing this Legislature with means to pass on those savings to the taxpayers and provide significant property tax relief; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to transmit this resolution to the Governor, New York State legislators representing Onondaga County and the sponsors, Senators Gallivan and Assemblywoman Paulin, urging their immediate action on this request.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 27

CONFIRMING APPOINTMENTS TO THE ONONDAGA COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD

WHEREAS, pursuant to Section 7 of the Soil Conservation District Law, the Onondaga County Legislature has been requested annually to appoint two of its members as Directors to the Onondaga County Soil and Water Conservation District Board; and

WHEREAS, it is the desire of the Onondaga County Legislature to appoint David H. Knapp and Derek T. Shepard as the Legislature's representatives; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby confirms the appointment of the following individuals as Directors of the Onondaga County Soil and Water Conservation District Board for the terms specified:

APPOINTMENTS:
David H. Knapp
P.O. Box 467
LaFayette, New York 13084

TERM EXPIRES:
December 31, 2012

Derek T. Shepard, Jr.
127 Northrup Boulevard
Syracuse, New York 13209

December 31, 2012

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 28

CONFIRMING REAPPOINTMENTS TO THE COOPERATIVE EXTENSION ASSOCIATION OF ONONDAGA COUNTY BOARD OF DIRECTORS

WHEREAS, pursuant to Section 224 of the New York State County Law and Article V, Section 3 of the Constitution of the Cooperative Extension Association of Onondaga County, the Onondaga County Legislature has been requested annually to appoint one of its members to serve on the Board of Directors of said Association; and

WHEREAS, the Cooperative Extension Association of Onondaga County Board of Directors has amended its By-Laws to request the appointment of two legislators to its Board of Directors; and

WHEREAS, the Chairman of the Onondaga County Legislature has reappointed Monica Williams and Judith Tassone as the Legislature's representatives; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby confirms the reappointment of the following individuals as members of the Cooperative Extension Association of Onondaga County Board of Directors for the terms specified:

REAPPOINTMENT:

Monica Williams
P.O. Box 132
Syracuse, New York 13207

TERM EXPIRES:

December 31, 2012

Judith A. Tassone
4855 Thornwood Drive
Liverpool, New York 13088

December 31, 2012

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 29

APPOINTING TWO DIRECTORS TO THE ONONDAGA COUNTY TOBACCO ASSET SECURITIZATION CORPORATION

WHEREAS, by Local Law No. 8 adopted June 4, 2001, this Onondaga County Legislature provided for the sale of the County's rights to receive payments expected to become due under the Master Settlement Agreement, related Consent Decree and Final Judgment with various tobacco companies, and authorized the County to sell those rights to a local development corporation ("Onondaga Tobacco Asset Securitization Corporation"); and

WHEREAS, said local law provides for a five member Board of Directors to manage said corporation, with two Directors to be appointed by the Onondaga County Legislature subject to confirmation by the County Legislature; and

WHEREAS, pursuant to that local law, it is the desire of this Legislature to appoint two Directors to the Onondaga Tobacco Asset Securitization Corporation; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby confirms the reappointment and appointment of the following individuals to the Onondaga Tobacco Asset Securitization Corporation:

REAPPOINTMENT:
Legislator Casey E. Jordan
8133 Rizzo Drive
Clay, New York 13041

APPOINTMENT:
Legislator David H. Knapp
P.O. Box 467
LaFayette, New York 13084

and, be it further

RESOLVED, that each Director shall serve for a one year term or until the next annual meeting of the Corporation, if such meeting occurs one year or more after commencement of the Director's then current term, and in any event until their successors have been duly appointed and qualified, or as otherwise determined by the Board of Directors pursuant to the By-laws of said corporation; and, be it further

RESOLVED, that each Director also shall serve as a Trustee to the Onondaga Tobacco Asset Securitization Corporation Residual Trust.

ADOPTED. Ayes: 17

* * *

LOCAL LAW NO. 6 - 2012

A LOCAL LAW AUTHORIZING THE LEASE OF ALLIANCE BANK STADIUM TO THE
COMMUNITY BASEBALL CLUB OF CENTRAL NEW YORK, INC.

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY AS
FOLLOWS:

Section 1. The County of Onondaga is the owner of Alliance Bank Stadium and ancillary facilities (Stadium) located within the City of Syracuse.

Section 2. The Community Baseball Club of Central New York, Inc. (CBC), as owner of a professional AAA minor league baseball franchise has agreed to lease the Stadium and ancillary facilities under certain terms and conditions which are on file with the Clerk of the Onondaga County Legislature.

Section 3. Said Lease is a Type II Action within the meaning of the New York State Environmental Quality Review Act as a lease renewal with no material change in lease conditions or the scope of permitted activities.

Section 4. The County Executive is hereby authorized to enter into an agreement for the lease of the Stadium and ancillary facilities to the CBC for a term to expire on December 31, 2022, substantially in the form on file with the Clerk of the Onondaga County Legislature.

Section 5. This Local Law is subject to permissive referendum and shall take effect in accordance with the Municipal Home Rule Law.

ADOPTED. Ayes: 14 Noes: 3 (Jordan, Williams, Ervin)

* * *

Chairman McMahon requested a recess at 2:49 p.m., and there was no objection. The Legislature reconvened at 3:50 p.m.

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 31

ESTABLISHING THE GREATER SYRACUSE PROPERTY DEVELOPMENT CORPORATION,
A NEW YORK LAND BANK, PURSUANT TO ARTICLE 16 OF THE NEW YORK STATE
NOT-FOR-PROFIT CORPORATION LAW AND AUTHORIZING THE EXECUTION OF
AGREEMENTS WITH THE CITY OF SYRACUSE

WHEREAS, addressing the need to strengthen and revitalize local communities, New York State recently enacted the "Land Bank Act" (Not-for-Profit Corporation Law, Article 16) which authorizes municipalities to establish individual or cooperative land banks; and

WHEREAS, vacant and abandoned properties present a danger to the health and safety of local residents, result in costs and loss of revenues to local governments, and discourage further investment in the community; and

WHEREAS, land banks allow municipalities to acquire, redevelop and improve tax delinquent, vacant or abandoned property, thereby providing a mechanism for municipalities to acquire blighted properties and convert them to productive uses; and

WHEREAS, to maximize opportunities and increase efficiencies, the County of Onondaga and the City of Syracuse desire to work cooperatively and establish a single land bank; and

WHEREAS, pursuant to the Land Bank Act, it is necessary to adopt a resolution establishing the Land Bank on behalf of the County and the City; and

WHEREAS, the bylaws to be submitted provide that any amendments to the bylaws regarding the number, term or qualifications of members of the Board, shall require the approval of the Onondaga County Legislature and the Syracuse Common Council; now, therefore be it

RESOLVED, there is hereby created a land bank on behalf of the County of Onondaga, inclusive of the Towns, Villages and the City of Syracuse, to be known as the "Greater Syracuse Property Development Corporation" a New York Land Bank; and, be it further

RESOLVED, that the Board of Directors shall consist of five (5) members; and, be it further

RESOLVED, that the initial members and terms of the Board of Directors hereby are approved, as follows:

appointed by the County Executive of Onondaga County:

Mary Beth Primo, for a term of two (2) years;

appointed by the Chairman of the Onondaga County Legislature, and hereby confirmed by the Onondaga County Legislature:

Daniel Barnaba, for a term of three (3) years;

jointly nominated by the County Executive of Onondaga County and the Mayor of the City of Syracuse, and confirmed by the Common Council of the City of Syracuse and the Onondaga County Legislature:

James Corbett, for a term of three (3) years; and, be it further

RESOLVED, that the initial members also shall include one member appointed by the Mayor of the City of Syracuse for a term of two (2) years; and one member appointed by the Majority Leader of the Common Council of the City of Syracuse and confirmed by the Common Council of the City of Syracuse for a term of three (3) years; and , be it further

RESOLVED, that the qualifications, manner of appointment, and terms of members of the Board of Directors, after the initial terms, shall be as follows:

- (a) one (1) member shall be appointed by the Onondaga County Executive;
- (b) one (1) member shall be appointed by the Chairman of the Onondaga County Legislature, and confirmed by the Onondaga County Legislature;
- (c) one (1) member shall be appointed by the Mayor of the City of Syracuse;
- (d) one (1) member shall be appointed by the Majority Leader of the Common Council of the City of Syracuse, and confirmed by the Common Council of the City of Syracuse;
- (e) one (1) member shall be jointly nominated by the Onondaga County Executive of Onondaga County and the Mayor of the City of Syracuse, and confirmed by the Common Council of the City of Syracuse and the Onondaga County Legislature;

and, be it further

RESOLVED, that the term of said directors after the initial term shall be three (3) years; and, be it further

RESOLVED, that all members of the board of the Land Bank shall be residents of the County of Onondaga, and members appointed in whole by the City of Syracuse shall be residents of the City of Syracuse, and the jointly nominated member may be, but not need be, a resident of the City of Syracuse; and, be it further

RESOLVED, that each Board member, at the election of his or her appointing Party, may serve a maximum of two (2) full terms, in addition to any partial term for which such member was appointed to fill a vacancy or any initial term that is less than a full two (2) or three (3) year term as the case may be; and, be it further

RESOLVED, that the Articles of Incorporation for the Land Bank shall be in substantially the form attached to this resolution and hereby are approved; and, be it further

RESOLVED, that the County Executive hereby is authorized to execute the Intermunicipal Agreement with the City of Syracuse for the creation of the Greater Syracuse Property Development

Corporation, a New York Land Bank, in substantially the form on file with the Clerk of this Legislature, and to execute and file such other documents to establish said New York Land Bank with any other management, operating, administrative contracts or agreements subject to separate approval of the legislature; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to conform the applicable documents, including the Articles of Incorporation and Intermunicipal Agreement, to reflect the names of the initial directors adopted by ordinance of the City of Syracuse, and file this resolution with the Urban Development Corporation pursuant to the provisions of the Land Bank Act.

ADOPTED. Ayes: 16 Noes: 1 (Meyer)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, March 6, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

March 6, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Legislator Meyer introduced Father Hayes who gave the invocation. Legislator Tassone led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to the New York State Fish and Wildlife Management Act, Section 11-0501 of the Fish and Wildlife Law, I have appointed, subject to confirmation of the County Legislature, the following individual as a member of the Region 7 Fish and Wildlife Management Board:

APPOINTMENT
Hon. Michael Plochocki
4753 Howlett Hill Road
Marcellus, NY 13108

TERM EXPIRES
December 31, 2013

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Section 1903 of the Onondaga County Charter, and in accordance with Section 7 of the Soil and Water Conservation District Law, I have reappointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Soil and Water Conservation District Board:

REAPPOINTMENT
Wayne Norris
3063 Route 20
Marcellus, NY 13108

TERM EXPIRES
December 31, 2015

Your confirmation of this appointment would be greatly appreciated.

Sincerely,

March 6, 2012

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JOANNE M. MAHONEY
Onondaga County Executive

* * *

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Section 1903 of the Onondaga County Charter, and Article III, Section 3.13 of the County Administrative Code, I have reappointed, subject to confirmation of the County Legislature, the following individual to the Onondaga County Fire Advisory Board, representing the Northern District.

REAPPOINTMENT
John Linnertz
315 Herman Drive
North Syracuse, NY 13212

TERM EXPIRES
December 31, 2015

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XV, Section 15.03, of the Onondaga County Administrative Code, and Section 41.11 of the NYS Mental Health Hygiene Law, I have reappointed, subject to the confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Community Services Advisory Board:

REAPPOINTMENT
Timothy J. Bobo
3308 Oak Brook Road
Baldwinsville, NY 13027

TERM EXPIRES
December 31, 2016

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XV, Section 15.03, of the Onondaga County Administrative Code, and Section

March 6, 2012

33

41.11 of the NYS Mental Health Hygiene Law, I have reappointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Community Services Advisory Board:

REAPPOINTMENT

Mary Beth Frey
915 East Brighton Avenue
Syracuse, NY 13205

TERM EXPIRES

December 31, 2016

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XV, Section 15.03, of the Onondaga County Administrative Code, and Section 41.11 of the NYS Mental Health Hygiene Law, I have appointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Community Services Advisory Board:

APPOINTMENT

Judith S. Light, MPA
7 Union Street
Cazenovia, NY 13035

TERM EXPIRES

December 31, 2016

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XV, Section 15.03, of the Onondaga County Administrative Code, and Section 41.11 of the NYS Mental Health Hygiene Law, I have reappointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Community Services Advisory Board:

REAPPOINTMENT

Sarah G. Merrick
6343 Tulipwood Lane
Jamesville, NY 13078

TERM EXPIRES

December 31, 2016

Your confirmation of this appointment would be greatly appreciated.

March 6, 2012

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Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XV, Section 15.03, of the Onondaga County Administrative Code, and Section 41.11 of the NYS Mental Health Hygiene Law, I have appointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Community Services Advisory Board:

APPOINTMENT
Elizabeth Nolan, LMSW
306 Jamesville Road
Dewitt, NY 13214

TERM EXPIRES
December 31, 2016

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

January 23, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Section 22.05 of the New York State Arts and Cultural Affairs Law, I have appointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Cultural Resources Trust:

APPOINTMENT
Lindsay Speicher
100 Judson Street, Apt. 2
Syracuse, NY 13210

TERM EXPIRES
August 3, 2015

Ms. Speicher will be completing the term of Ryan McMahan

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Motion Made By Mr. Meyer

MEMORIALIZING THE NEW YORK STATE GOVERNOR, LEGISLATURE AND RACING
AND WAGERING BOARD THAT THE ONONDAGA COUNTY LEGISLATURE NO LONGER
SUPPORTS A VIDEO LOTTERY GAMING FACILITY IN ONONDAGA COUNTY, AND
REPEALING RESOLUTION NO. 544-2011

WHEREAS, Onondaga County is pursuing an agreement for the development of a Convention Center Hotel for the Onondaga County Convention Center, and, in conjunction with that project, the developer proposes to locate a video lottery gaming facility within Onondaga County; and

WHEREAS, this County Legislature previously adopted Resolution No. 544 on December 6, 2011 memorializing its support for a video lottery gaming facility to be located in Onondaga County; and

WHEREAS, this body no longer supports the establishment of a video lottery gaming facility in Onondaga County, and it is the desire of this Legislature to repeal that Memorializing Resolution and notify the appropriate state officials of this resolve; now, therefore be it

RESOLVED, that this Onondaga County Legislature hereby determines that it no longer supports the establishment of a video lottery gaming facility in Onondaga County and hereby notifies the New York State Governor, Legislature and Racing and Wagering Board of said determination; and, be it further

RESOLVED, that Resolution No. 544-2011 memorializing county support for a video lottery gaming facility to be located in Onondaga County hereby is repealed; and, be it further

RESOLVED, that the Clerk of this Onondaga County Legislature hereby is directed to transmit this resolution to the Governor and New York State Legislators representing Onondaga County, and to the Director of the New York State Division of Lottery and the New York Racing and Wagering Board, notifying those officials of the determination of this Legislature and the repeal of Resolution No. 544-2011.

Mr. Meyer requested the resolution be sent to committee. There was no objection.

* * *

Motion Made By Mrs. Rapp, Mr. Stanczyk, Mr. May, Mr. Dougherty, Mr. Meyer, Mrs. Tassone,
Mr. Plochocki, Mr. Liedka, Mr. Ryan, Mr. Holmquist, Mr. Kilmartin, Mr. Knapp, Mr. Shepard,
Mr. Jordan, Mr. McMahon, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 32

IN MEMORIAM

WHEREAS, it has pleased Almighty God to remove from this Earth, John Edward Garland;
and

WHEREAS, John Edward Garland served the Onondaga County Legislature for twelve years,
proudly serving the 5th Legislative District; and

WHEREAS, John Edward Garland's public service began when he was a top gunner in the
Army Air Corps during World War II; and

WHEREAS, John Edward Garland graduated from Syracuse University in 1950, and became
an attorney in private practice; and

WHEREAS, John Edward Garland leaves behind his devoted wife, Shirley, three sons, two daughters, and eight grandchildren; and it is the desire of this Legislature to express sympathy to John Edward Garland's grieving family on the sad occasion of his passing; now, therefore be it

RESOLVED, that the members of the Onondaga County Legislature do hereby express sincere and heartfelt sympathy to John Edward Garland's family and friends; and, be it further

RESOLVED, that this resolution be spread among the minutes of the Legislature and a copy be prepared and given to the family of John Edward Garland.

ADOPTED by rising tribute. One unanimous vote was cast.

* * *

Motion Made By Mrs. Tassone, Mr. Meyer, Mr. Holmquist

RESOLUTION NO. 33

AMENDING THE 2012 COUNTY BUDGET AND AUTHORIZING THE COUNTY TO PAY IN THE FIRST INSTANCE 100% OF THE FEDERAL AND STATE AID ELIGIBLE COSTS AT A MAXIMUM AMOUNT OF \$4,617,000 AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AGREEMENTS FOR THE FREMONT ROAD BRIDGE OVER THE CSX RAILROAD, C.R. NO. 136, C-906, BIN 3358210, PIN 3754.78

WHEREAS, a project for the Fremont Road Bridge over the CSX Railroad, C.R. No. 136, C-906, BIN 3358210, PIN 3754.78, funded for in Title 23 US Code, as amended, calls for the apportionment of the costs of such project to be allocated at the ratio of 80% Federal funds (\$3,888,000) and 20% non-Federal funds (\$972,000) for a total Project cost of \$4,860,000; and

WHEREAS, the State of New York requires Onondaga County to contribute up to 100% of the non-Federal share of the Construction phase of this project, and to pay in the first instance the total Federal share of the cost of the Construction phase; and

WHEREAS, State funds are available to cover 75% of the non-Federal share of the project (\$729,000), which the County is required to pay in the first instance, and local dollars are available to cover the remaining 25% of the non-Federal share (\$243,000); and

WHEREAS, the amount of \$243,000 is available in previously appropriated DOT capital funds and is available to cover the local share of the Project costs; and

WHEREAS, the County of Onondaga desires to pay in the first instance the Federal and State share of the costs (\$4,617,000) for the above project; now, therefore be it

RESOLVED, that the County Legislature hereby approves the project, agrees to participate and pay up to 100% of the non-Federal share of the project and agrees to pay in the first instance up to 100% of the total Federal and State share of the project; and, be it further

RESOLVED, that the County Executive is hereby authorized to execute agreements to implement the intent of this resolution and to provide for County participation in the cost of the local share of the project; and, be it further

RESOLVED, that the 2012 County Budget Capital Project Fund 21 be amended as follows:

REVENUES:

H510 Estimated Revenues	\$4,617,000
In Administrative Unit 80-93-20	
Highway Division	
FAMIS Index 532309	
Capital Project 535156	
Phase 002--Fremont Road Bridge over	
CSX-Construction	
In Account 014-0171	
Federal Aid Highway Capital Projects	\$4,617,000

APPROPRIATIONS:

H960 Appropriations	\$4,617,000
In Administrative Unit 80-93-20	
Highway Division	
FAMIS Index 532309	
Capital Project 535156	\$4,617,000
Phase 002--Fremont Road Bridge over	
CSX-Construction	

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 34

MEMORIALIZING THE NEW YORK STATE LEGISLATURE TO ADOPT LEGISLATION
AUTHORIZING A LEASE OF PROPERTY AT ONONDAGA LAKE PARK TO THE
ONONDAGA YACHT CLUB FOR A PERIOD UP TO TWENTY-FIVE YEARS

WHEREAS, the County of Onondaga is the owner of Onondaga Lake Park; and

WHEREAS, since 1937, the Onondaga Yacht Club has owned and maintained the Onondaga Yacht Club, located at Onondaga Lake Park, for the purpose of promoting boating at Onondaga Lake; and

WHEREAS, previous state legislation has authorized the lease of property at Onondaga Lake to the Onondaga Yacht Club, consisting of approximately 37,220± square feet of land, to promote boating activities on Onondaga Lake; and

WHEREAS, the Onondaga Yacht Club has requested to renew the lease of said property, and it is the desire of the County to authorize the renewal of said lease for a period up to twenty-five years with the ability of the County to reopen said lease, amend the lease terms, or terminate said lease every five years; and

WHEREAS, leasing the property to the Onondaga Yacht Club will enhance public recreational use, participation and enjoyment of Onondaga Lake Park; and

WHEREAS, it is necessary to obtain State approval to lease the Onondaga Yacht Clubhouse property to the Onondaga Yacht Club; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby memorializes the New York State Legislature and the Governor of the State of New York to enact legislation authorizing the lease of approximately 37,220 ± square feet of property located at Onondaga Lake Park by the County of Onondaga to the Onondaga Yacht Club, said property described in the previous lease between the parties, for a period of up to twenty-five years; and, be it further

RESOLVED, that the Clerk of this Legislature is hereby directed to forward a certified copy of this resolution to the Governor and the New York State Legislators representing Onondaga County, requesting them to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 35

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO A LEASE AGREEMENT WITH THE ONONDAGA YACHT CLUB FOR PROPERTY LOCATED WITHIN ONONDAGA LAKE PARK FOR A PERIOD OF UP TO TWENTY-FIVE YEARS

WHEREAS, the County of Onondaga is the owner of Onondaga Lake Park; and

WHEREAS, since 1937, a portion of said property containing 37,220± square feet of land has been used by the Onondaga Yacht Club for the purpose of maintaining a clubhouse in furtherance of boating activities on Onondaga Lake; and

WHEREAS, the Onondaga Yacht Club has requested to renew its lease at Onondaga Lake Park, and the County is willing to renew that lease for a period of up to twenty-five years, with the ability of the County to renegotiate the lease terms or terminate said lease every five years; and

WHEREAS, the Onondaga Yacht Club has proposed to pay an annual fee of \$1,800 per year, with increases of \$50 per year, subject to the rights of the County to reopen said lease every five years; and

WHEREAS, a lease of the property to the Onondaga Yacht Club will enhance the public recreational use, participation and enjoyment of Onondaga Lake Park; and

WHEREAS, said lease renewal is a Type II Action within the meaning of the New York State Environmental Quality Review Act (SEQRA), as a lease renewal with no material change in lease conditions or the scope of permitted activities; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into a lease for a period up to twenty-five years with the Onondaga Yacht Club for property located in Onondaga Lake Park, containing 37,220± square feet of land, subject to the enactment of State Legislation approving said lease renewal and subject to the reopener provisions provided for herein; and, be it further

RESOLVED, that said lease shall provide for the ability of the County Legislature, every five years by duly enacted resolution, to reopen said lease to approve revised lease terms or terminate said lease for any reason; and, be it further

RESOLVED, that the annual rental fee shall be \$1,800 per year, with an increase of \$50 per year, subject to any reopener, renegotiation or termination as provided for herein; and, be it further

RESOLVED, that in January of 2017, 2022, 2027, and 2032, the County Parks Commissioner shall brief the appropriate legislative committee on the current lease terms; and, be it further

RESOLVED, that at the aforementioned Committee meetings the County Parks Commissioner shall advise the Committee of their ability to reopen said lease as provided for herein; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements to implement the intent of this Resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 36

MEMORIALIZING THE NEW YORK STATE LEGISLATURE TO ADOPT LEGISLATION
AUTHORIZING A LEASE OF PROPERTY LOCATED AT ONONDAGA LAKE PARK TO
SYRACUSE UNIVERSITY FOR A PERIOD UP TO TWENTY-FIVE YEARS

WHEREAS, the County of Onondaga is the owner of Onondaga Lake Park, which includes land donated to the County by Syracuse University; and

WHEREAS, since 1937, Syracuse University has occupied property within Onondaga Lake Park to operate and maintain a boathouse for the purpose of promoting boating activities, athletic events and recreational uses at Onondaga Lake Park; and

WHEREAS, since 1987, the occupancy by Syracuse University at Onondaga Lake Park has been governed by a written lease agreement between the County of Onondaga and Syracuse University, as amended in 1997, and having a term of twenty-five years; and

WHEREAS, previous state legislation has authorized the lease of property at Onondaga Lake Park to Syracuse University, consisting of approximately 2.5± acres of land, for such boating and recreational purposes; and

WHEREAS, Syracuse University has requested a renewal of the lease of said property, and it is the desire of the County to authorize the renewal of said lease for a period up to twenty-five years, with the County and the University or either of them having the option every five years to reopen said lease, to amend the lease terms, or to terminate said lease; and

WHEREAS, the renewal of the lease of the property to Syracuse University will continue to enhance public recreational use, participation and enjoyment of Onondaga Lake Park; and

WHEREAS, it is necessary to obtain State approval of the renewal of the lease of said property to Syracuse University; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby memorializes the New York State Legislature and the Governor of the State of New York to enact legislation authorizing the lease of approximately 2.5± acres of property located at Onondaga Lake Park by the County of Onondaga to Syracuse University, said property described in the previous lease between the parties, for a period up to twenty-five years; and, be it further

RESOLVED, that the Clerk of this Legislature is hereby directed to transmit this resolution to the Governor and the New York State Legislators representing Onondaga County, requesting them to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 37

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO A LEASE AGREEMENT WITH SYRACUSE UNIVERSITY FOR THE BOATHOUSE PROPERTY AT ONONDAGA LAKE PARK FOR A PERIOD OF UP TO TWENTY-FIVE YEARS

WHEREAS, the County of Onondaga is the owner of Onondaga Lake Park, which includes land donated to the County by Syracuse University; and

WHEREAS, since 1937, Syracuse University has occupied the boathouse property at Onondaga Lake Park, presently consisting of 2.5± acres of land, for sporting, athletic and recreational purposes; and

WHEREAS, Syracuse University has requested a renewal of its lease at Onondaga Lake Park, and the County is willing to renew said lease for a period of up to twenty-five years with the County, the University, or either of them having the option every five years to renegotiate the lease terms or to terminate said lease; and

WHEREAS, Syracuse University will pay an annual fee of \$12,000 per year, plus utilities, together with progressive increases in the annual fee corresponding to 5% over and above the annual fee for the prior year; and

WHEREAS, Syracuse University intends to sponsor, organize and conduct sporting, athletic and recreational events and contests for the enjoyment of the public, and a renewal of the lease of the property to Syracuse University will continue to enhance public recreational use and enjoyment of Onondaga Lake Park; and

WHEREAS, said lease renewal is a Type II Action within the meaning of the New York State Environmental Quality Review Act (SEQRA), as a lease renewal with no material change in lease conditions or the scope of permitted activities; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into a lease for a period up to twenty-five years with Syracuse University for property located in Onondaga Lake Park, consisting of 2.5± acres of land, subject to the enactment of State Legislation approving said lease renewal and subject to the reopener provisions provided for herein; and, be it further

RESOLVED, that said lease shall provide an option, once every five years, (a) for the County Executive and/or Syracuse University, or either of them, to renegotiate the lease terms or extinguish said lease, and (b) for the County Legislature, by duly enacted resolution, to reopen the lease, approve the renegotiated lease terms, or to extinguish said lease pursuant to notice requirements provided for in said lease; and, be it further

RESOLVED, that in January of 2017, 2022, 2027, and 2032, the County Parks Commissioner shall brief the appropriate legislative committee on the current lease terms, shall provide an update on maintenance performed over the past five-year period by Onondaga County and by Syracuse University, and shall brief the committee on any and all capital improvements advanced by the County or the University; and, be it further

RESOLVED, that at the aforementioned committee meetings, the County Parks Commissioner shall advise the committee of the County's option to reopen said lease as provided for herein; and, be it further

RESOLVED, that the annual rental fee shall be \$12,000 per year, plus utilities, together with progressive increases in the annual fee corresponding to 5% over and above the annual fee for the prior year, subject to any reopener, renegotiation or termination as provided for herein; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements to implement the intent of this Resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone, Mr. Knapp, Mr. McMahon, Mr. Liedka, Mrs. Rapp, Mr. Meyer, Mr. Holmquist, Mr. Jordan, Mr. May, Mr. Shepard, Mr. Plochocki

RESOLUTION NO. 38

AMENDING RESOLUTION NO. 37-1995 REGARDING PARTIAL PAYMENTS OF VILLAGE REAL PROPERTY TAXES

WHEREAS, by Resolution No. 37-1995, this Legislature authorized village collection officers to accept partial payments of village real property taxes, special ad valorem levies, and special assessments; and

WHEREAS, in these difficult economic times, many residents of Onondaga County are finding it difficult to budget real property tax payments according to the existing schedules established in such resolutions; and

WHEREAS, when a resident is unable to make conforming payments, the municipality is negatively affected because it misses out on having cash in-hand and the resident is negatively affected because of the statutory interest and penalties accruing on the outstanding balance; and

WHEREAS, it is necessary to amend the prior resolutions so as to provide residents greater flexibility in making partial real property tax payments in amounts other than fifty percent of the total tax due for each of the three permissible installments; now, therefore be it

RESOLVED, that Resolution No. 37-1995, is hereby further amended to allow partial payments of village real property taxes, special ad valorem levies, and special assessments, as shall be consistent with the following:

1. Village real property taxes, special ad valorem levies and special assessments may be paid in up to four (4) partial payments during village collection period of the then current tax year.

2. The initial partial payment shall be paid not later than the penalty-free period of the then current tax year. Interest and penalties shall be charged against the unpaid balance after such date.

3. No minimum amount is required for a partial payment, except that the final partial payment shall be in the amount of the remaining unpaid balance due and owing.

4. No partial payment shall be accepted from a property owner if there are delinquent real property taxes, special ad valorem levies, and special assessments owed on such property, unless the property owner is current on installment payments to the County pursuant to Local Law No. 7-1995 as may be amended from time to time; and, be it further

RESOLVED, that in all other respects, Resolution No. 37-1995 shall remain in full force and effect; and, be it further

RESOLVED, that the Clerk of this Legislature is directed to file a certified copy of this resolution with the Commissioner of the New York State Office of Real Property Tax Services no later than thirty days after adoption.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki, Mr. Knapp

RESOLUTION NO. 39

CONFIRMING REAPPOINTMENT TO THE ONONDAGA COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and designated pursuant to Section 1903 of the Onondaga County Charter and in accordance with Section 7 of the Soil and Water Conservation Districts Law, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Onondaga County Soil and Water Conservation District Board:

REAPPOINTMENT:

Wayne Norris
3063 Route 20
Marcellus, New York 13108

TERM EXPIRES:

December 31, 2015

WHEREAS, it is the desire of this Legislature to confirm said reappointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individual as a member of the Onondaga County Soil and Water Conservation District for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 40

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FROM THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION GREEN INNOVATIVE GRANTS PROGRAM AND AUTHORIZING EXECUTION OF GRANT AGREEMENTS TO IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, the County applied to the New York State Environmental Facilities Corporation (NYS EFC) for a grant pursuant to the Green Innovative Grants Program (GIGP); and

WHEREAS, the County has been awarded the grant in the amount of \$472,000; and

WHEREAS, the grant includes funding a Downspout Disconnection Program which will remove stormwater from the combined sewer system by capturing runoff from existing downspout connections attached to the interstate Highway 690 Corridor; and

WHEREAS, projects which are undertaken utilizing GIGP funding through the NYS EFC provide up to 90% state contribution and 10% local contribution; and

WHEREAS, the County Legislature has already appropriated and authorized the use of County funds which can be applied towards the required local match; and

WHEREAS, pursuant to the grant requirements, the County must submit a resolution approving receipt of grant funds and execution of grant agreements; and

WHEREAS, the review and determination under the State Environmental Quality Review Act (SEQRA) will be conducted as part of the contract with the New York State Department of Transportation; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into a grant agreement with the New York State Environmental Facilities Corporation and to accept funds not to exceed four hundred seventy two thousand dollars (\$472,000) as reimbursement for work completed in implementing the project.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 41

CONFIRMING REAPPOINTMENTS AND APPOINTMENTS TO THE COMMUNITY SERVICES ADVISORY BOARD

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and appointed and designated pursuant to Article XV, Section 15.03 of the Onondaga County Administrative Code, and in accordance with Section 41.11 of the New York State Mental Hygiene Law, subject to confirmation by the County Legislature, the following individuals as members of the Community Services Advisory Board:

REAPPOINTMENT:
Timothy J. Bobo
3308 Oak Brook Road
Baldwinsville, New York 13027

TERM EXPIRES:
December 31, 2016

Mary Beth Frey
915 East Brighton Avenue
Syracuse, New York 13205

December 31, 2016

Sarah G. Merrick
6343 Tulipwood Lane
Jamesville, New York 13078

December 31, 2016

APPOINTMENT:
Judith S. Hight, MPA
7 Union Street
Cazenovia, New York 13035

TERM EXPIRES:
December 31, 2016

Elizabeth Nolan, LMSW
306 Jamesville Road
DeWitt, New York 13214

December 31, 2016

WHEREAS, it is the desire of this Legislature to confirm said reappointments and appointments; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointments and appointments of the above individuals as members of the Community Services Advisory Board for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 42

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT ADDITIONAL FUNDS FROM THE
NEW YORK STATE OFFICE OF MENTAL HEALTH FOR A RECOVERY CENTER, AND
AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO
IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, the New York State Office of Mental Health has granted the Onondaga County Department of Mental Health additional funds to implement a Recovery Center in Onondaga County; and

WHEREAS, the Recovery Center will be a vehicle to provide access to a range of resources within the community that will enhance people's recovery from serious mental illnesses, will serve as a clearing house for information regarding the range of available resources, and will assist individuals in finding jobs, connecting to social networks, mental health and other services; and

WHEREAS, the New York State Office of Mental Health has allocated \$250,000 for this project; and

WHEREAS, there is no local dollar cost to the Recovery Center project, and it is necessary to amend the county budget to accept state funding to implement said project; now, therefore be it

RESOLVED, that it is the intent of this Legislature that the Recovery Center project remain funded without the use of local taxpayer dollars, and the Commissioner of Mental Health is requested to report forthwith to this Legislature in the event that outside funding becomes insufficient to fully fund said project and to further discontinue said project in such instance; and, be it further

RESOLVED, that the Commissioner of Mental Health is to report to this Legislature during the budget hearings on the status of said project; and, be it further

RESOLVED, that the Onondaga County Executive is hereby authorized to enter into contracts to implement the intent of this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

<u>REVENUES:</u>	
A510 Estimated Revenues	\$250,000
In Administrative Unit 40-53-00	
Mental Health	
FAMIS Index 360354	
Acct. 023-0490 State Mental Health	\$250,000

<u>APPROPRIATIONS:</u>	
A960 Appropriations	\$250,000
In Administrative Unit 40-53-00	
Mental Health	
FAMIS Index 360354	
Acct. 570-9570 Contracted Services	\$250,000
Zone Resolution 2010	

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist, Mr. Jordan

RESOLUTION NO. 43

CONFIRMING REAPPOINTMENT TO THE ONONDAGA COUNTY FIRE ADVISORY BOARD

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and designated pursuant to Section 1903 of the Onondaga Charter, and Article III, Section 3.13 of the Onondaga County Administrative Code, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Onondaga County Fire Advisory Board:

<u>REAPPOINTMENT:</u>	<u>TERM EXPIRES:</u>
John Linnertz	December 31, 2015
315 Herman Drive	
North Syracuse, New York 13212	

WHEREAS, it is the desire of this Legislature to confirm said reappointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individual as a member of the Onondaga County Fire Advisory Board for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist, Mr. May, Mr. Dougherty, Mr. Meyer, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Kilmartin, Mr. Knapp, Mr. Sheppard, Mr. Jordan, Mr. McMahan

RESOLUTION NO. 44

CONFIRMING APPOINTMENTS TO THE POSITION OF DEPUTY COORDINATOR AND AUTHORIZING REIMBURSEMENT FOR EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES

WHEREAS, Kevin E. Wisely, in accordance with the County Law Section 401 and pursuant to the power vested in him as Commissioner of Emergency Management, has duly appointed pending confirmation, the following persons as Deputy Coordinators for a one year term commencing January 1, 2012 through December 31, 2012:

DEPUTY COORDINATOR:

Robert N. Blair
8096 Squirrel Corn Lane
Manlius, New York 13104

Edward F. Lehman
310 Kenwick Drive
Syracuse, New York 13208

Robert Bratt
4383 Cook Road
Tully, New York 13159

Louis Longo
112 Stillwell Circle
East Syracuse, New York 13057-1410

Larry Byrnes
313 Chapel Street
Syracuse, New York 13066-2101

Joseph Markham
8511 E. Seneca Tnpk.
Manlius, New York 13104

David Cowburn
7101 Totman Drive
Cicero, New York 13039

James Rossiter
4639 Aqua Drive
Marcellus, New York 13108

Christopher Evans
2771 Belgium Road
Baldwinsville, New York 13027

Ronald D. Wheatley
1550 Ridge Road
Fabius, New York 13063

Chester Fritz
8031 Thyme Circle
Liverpool, New York 13088

Mark Zoanetti
205 Dutchess Lane
Syracuse, New York 13219

Timothy Nelson
5076 Bowen Dr.
Nedrow, New York 13120

DEPUTY COORDINATORS FOR HAZMAT:

Martin Heim

Steve McLaughlin

100 Enderberry Circle
Syracuse, New York 13224

Pat Herrick
708 Oswego Street
Liverpool, New York 13088

Edward Kosakowski
5410 Walnut Hill Road
Brewerton, New York 13029

John Lisi, Jr.
125 Edden Lane
North Syracuse, New York 13212

Stephen J. Wisely
101 Foxmeadow Drive
Liverpool, New York 13088

102 Graston Avenue
Syracuse, New York 13219

Richard Ottoviano
112 David Drive
North Syracuse, New York 13212

Courtney Rutherford
127 Hunter Drive
Baldwinsville, New York 13027

Greg Tiner
7537 Shalako Circle
Baldwinsville, New York 13027

WHEREAS, it is the desire of this Legislature to confirm the appointment of the above-named persons to serve as Deputy Coordinators without salary, but to be reimbursed for actual expenses; now, therefore be it

RESOLVED, that this Legislature does hereby confirm the appointment of the above-named Deputy Coordinators for a one (1) year term commencing January 1, 2012 through December 31, 2012; and, be it further

RESOLVED, that said Deputy Coordinators shall serve without salary but be authorized to be reimbursed for actual expenses incurred in performing the duties of said office, upon submission of duly approved claim forms to the Onondaga County Comptroller.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 45

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT FUNDS FROM THE NEW YORK STATE EMERGENCY RESPONSE COMMISSION FOR USE BY THE ONONDAGA COUNTY LOCAL EMERGENCY PLANNING COMMITTEES

WHEREAS, the Hazardous Materials Emergency Preparedness Program, administered by the New York State Emergency Response Commission, makes federal funding available to Onondaga County for emergency planning activities in accordance with the Emergency Planning and Community Right-To-Know Act of 1986; and

WHEREAS, the Onondaga County Department of Emergency Management is designated by the New York State Emergency Response Commission to act as the fiscal agent for the local emergency planning committees, and is eligible to receive such funds in the amount of \$4,585.86; and

WHEREAS, the funds will be used to coordinate and oversee planning activities in accordance with the Emergency Planning and Community Right-to-Know Act of 1986, and it is the desire of this Legislature to accept such funds; now, therefore be it

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin Unit 40-38	\$4,585.86
Emergency Management	
FAMIS Index 309997	
Project # 734114 Local Emergency Planning	
Committee	
In Account 012-0123 Haz Materials Assist Prog.	\$4,585.86

APPROPRIATIONS:

In Admin Unit 40-38	\$4,585.86
Emergency Management	
FAMIS Index 309997	
Project # 734114 Local Emergency Planning	
Committee	
In Account 012-0123 Haz Materials Assist Prog.	\$4,585.86

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 46

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN AGREEMENT WITH ONEIDA COUNTY FOR SECURITY SERVICES AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER FORENSIC UNIT

WHEREAS, certain inmates in the custody of the Onondaga County who are in need of psychiatric care require services beyond that which can be provided in Onondaga County facilities; and

WHEREAS, the Central New York Psychiatric Center Forensic Unit located in Oneida County is capable of providing these services for surrounding counties; and

WHEREAS, the Oneida County Sheriff is able to provide security services at the Central New York Psychiatric Center Forensic Unit; and

WHEREAS, it is necessary to enter into an agreement with Oneida County to provide for security at the Central New York Psychiatric Center Forensic Unit for Onondaga County inmates who are in the need of psychiatric care; and

WHEREAS, the Sheriff has requested that the County enter into a two year agreement for the period of January 1, 2012 through December 31, 2013; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts with Oneida County to provide for such security services and to implement this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 47

MEMORIALIZING SUPPORT FOR AND AUTHORIZING THE PURCHASING DIRECTOR TO
SUBMIT AN APPLICATION FOR A NEW YORK STATE SHARED MUNICIPAL SERVICES
INCENTIVE GRANT TO OFFSET THE EXPENSE OF THE IMPLEMENTATION OF SHARED
PURCHASING SERVICES WITH VARIOUS MUNICIPAL SUBDIVISIONS, AND
AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO INTERMUNICIPAL
AGREEMENTS

WHEREAS, the County of Onondaga is undergoing the implementation of a plan for sharing purchasing services with various municipal subdivisions contained within the County; and

WHEREAS, to this end, the County of Onondaga together with various municipal subdivisions therein, and any additional municipal subdivisions within the County that might come forth, seek to apply for a joint grant from the New York State Shared Municipal Services Incentive Grant Program to assist with offsetting the one-time costs incurred with implementation of the program for sharing of the purchasing services; now, therefore be it

RESOLVED, that the County of Onondaga is hereby authorized to submit an application through the Shared Municipal Services Incentive Grant Program for purposes of offsetting the one-time costs of the implementation of the program for sharing purchasing services between the County of Onondaga and various municipal subdivisions within the County, and any other municipal subdivisions in the County that may wish to participate; and, be it further

RESOLVED, that the County of Onondaga shall act as Lead Applicant and the various municipal subdivisions within the County, any other municipal subdivisions in the County that may wish to participate shall act as co-applicants, with a representative of each municipal subdivision acting as Co-Applicant Contact Person and with the Onondaga County Director of Purchasing, Sean Carroll, or his designee, acting as the Lead Applicant Contact Person and that such Lead Applicant Contact Person shall submit an application to the Local Government Efficiency grant program for the 2011 - 2012 program year; and, be it further

RESOLVED, that the project for which the grant application shall be submitted is for the County of Onondaga, various municipal subdivisions within the County, and any other municipal subdivisions within the County that may wish to participate to implement the program to share purchasing services; and, be it further

RESOLVED, that the maximum amount of money to be applied for in the grant application shall be the sum of \$200,000 per participant, not to exceed \$1,000,000 with Onondaga County committed to contributing a maximum local share of \$100,000 toward the study without need for contribution from the other participants, it being understood that the local share can be comprised of in-kind funds; and, be it further

RESOLVED, that the County of Onondaga hereby is authorized to enter into agreements with the various participating municipal subdivisions, and any additional municipal subdivision within the County that may wish to participate in the grant to further define the rights and obligations of the counties in connection with the grant and implementation of the shared purchasing program and to

provide that the local share or match for the grant funds shall be made by contribution from Onondaga County alone.

ADOPTED. Ayes: 15 Noes: 2 (Meyer, Jordan)

* * *

Motion Made By Mr. Knapp, Mr. Meyer, Mr. May, Mr. Dougherty, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Ryan, Mr. Stanczyk, Mr. Holmquist, Mr. Kilmartin, Mr. Shepard, Mr. Jordan, Mr. McMahon, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 48

PROVIDING A TAX EXEMPTION ON REAL PROPERTY OWNED BY AN ENROLLED VOLUNTEER FIREFIGHTER OR VOLUNTEER AMBULANCE WORKER RESIDING IN ONONDAGA COUNTY, AND AMENDING RESOLUTION NO. 277-2005 TO CONTINUE SAID EXEMPTION

WHEREAS, the County recognizes the role of volunteer firefighters and volunteer ambulance workers in assisting and securing the safety and wellbeing of our communities and finds that it is in the best interests of the County to encourage such volunteerism; and

WHEREAS, by Resolution No. 277-2005, the County enacted an exemption on real property taxes for certain volunteer firefighters and volunteer ambulance workers pursuant to Real Property Tax Law Section 466-g, and that exemption is expiring; and

WHEREAS, the County has held a public hearing on this matter, and it is the desire of this Legislature to continue this exemption; and

WHEREAS, as provided for in Resolution No. 277-2005, for purposes of this resolution, the term "enrolled member" means an individual who would be eligible for a service award program using the criteria for such service award programs set forth in section 217 or section 219-e of the General Municipal Law, which criteria, as in effect on the date of enactment of this resolution, are incorporated into this resolution and made a part hereof; now, therefore be it

RESOLVED, that pursuant to Real Property Tax Law Section 466-g, real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated volunteer ambulance service or such enrolled member and spouse residing in Onondaga County shall be entitled to a real property tax exemption to the extent of ten percent of the assessed value of such real property for County tax purposes, exclusive of special assessments; provided, however, that such exemption shall, in no event, exceed \$3,000, multiplied by the latest State equalization rate for the assessing unit in which such real property is located; and, be it further

RESOLVED, that such exemption shall not be granted to an enrolled member of an incorporated volunteer fire company, fire department or volunteer ambulance service in Onondaga County unless the following conditions are met:

- (1) The applicant for such exemption resides in the city, town or village which is served by such incorporated volunteer fire company or fire department or incorporated volunteer ambulance service;
- (2) The property is the primary residence of the applicant;

(3) The property is used exclusively for the applicant's residential purposes; provided, however, that in the event any portion of such property is not used exclusively as the applicant's residence but is used for other purposes, such portion not used as residence shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided for in this resolution;

(4) The applicant has completed five years of active service as an enrolled member with an incorporated volunteer fire company, fire department or incorporated volunteer ambulance service as certified pursuant to this resolution; and, be it further

RESOLVED, that each incorporated volunteer fire company, fire department or incorporated volunteer ambulance service shall submit to the assessor within the city, town, or village in which each such applicant resides, a complete list of enrolled members, with their respective dates of service with such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service and the assessor shall then review all applicants and certify those applicants who meet the necessary criteria to be eligible for this exemption; and, be it further

RESOLVED, that any enrolled member of an incorporated volunteer fire company, fire department or incorporated volunteer ambulance service, who accrues more than twenty years of active service as an enrolled member and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service, shall be granted the ten percent exemption as authorized by this resolution for the remainder of his or her life for as long as his or her primary residence is located within Onondaga County; and, be it further

RESOLVED, that application for such exemption shall be filed annually with the assessor of the city, town or village in which the applicant resides on or before the annual taxable status date for that municipality, on a form as prescribed by the State Board of Equalization and Assessment; and, be it further

RESOLVED, that no applicant who is a volunteer firefighter or volunteer ambulance worker who, by reason of such status, is receiving any benefit under the provisions of Article Four of the Real Property Tax Law on the effective date of this resolution shall suffer any diminution of such benefit because of the provision of this resolution; and, be it further

RESOLVED, that in accordance with Section 844 of the New York State Real Property Tax Law, this Legislature hereby designates that the exemption enacted by this resolution shall be included in the total valuation for purposes of calculating the taxable assessed value in each municipality; and, be it further

RESOLVED, that this Resolution shall take effect immediately and shall apply to real property having a taxable status date on or after the first day of March 2012; and, be it further

RESOLVED, that Resolution No. 277-2005 hereby is amended to continue said exemption without interruption.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp, Mrs. Tassone, Mr. Jordan

RESOLUTION NO. 49

APPROVING AND DIRECTING THE CORRECTION OF CERTAIN ERRORS ON TAX BILLS

WHEREAS, the following named property owners have filed an application with the County Director of Real Property Tax Services for the correction of errors on the assessment and tax rolls relative to their respective premises; and

WHEREAS, the County Director of Real Property Tax Services, acting as agent of this Legislature which is the tax levying body of this County, has investigated the circumstances of the claimed errors and has submitted his recommendation that the applications for the corrections be approved; and

WHEREAS, Section 554 of the Real Property Tax Law prescribes the procedure for correction of clerical errors, errors in essential fact, and certain unlawful entries on tax rolls; and

WHEREAS, Section 556 of the Real Property Tax Law prescribes the manner in which refunds shall be charged back to appropriate municipality, now, therefore be it

RESOLVED, that the report of the County Director of Real Property Tax Services be and the same hereby is accepted; and, be it further

RESOLVED, that the Chairman of this Legislature be and he hereby is authorized and directed to mail a notice of approval to each applicant and order the collecting officers of the appropriate Towns or the Commissioner of Finance, as the case may be, to correct the respective taxes as follows:

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>TAX MAP NUMBER</u>	<u>AMOUNT OF TAX BILLED</u>	<u>CORRECTED TAX</u>
<u>CICERO</u> Michael Capozzi 9 Bellewood Circle North Syracuse, New York 13212	026.-02-07.0	5,744.45	2,080.71
<u>CLAY</u> James Baker 5232 Caughdenoy Road Clay, New York 13041	076.-01-06.1	8,693.77	3,836.14
<u>MANLIUS</u> Gregory & Kimberly Hoover 104 Right Field Pl. Manlius, New York 13104-1999	022.-04-22.0	15,099.47	12,299.77
Green Lakes Associates LLC P.O. Box 430 Tully, New York 13159	031.-05-21.0	5,714.84	3,130.32
<u>SALINA</u> Amparit Industries LLC 2435 State Route 5 Utica, New York 13502	067.-01-11.1	32,001.23	22,277.42

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 50

CONFIRMING APPOINTMENT TO THE REGION 7 FISH AND WILDLIFE MANAGEMENT BOARD

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly appointed and designated pursuant to the New York State Fish and Wildlife Management Act and Section 11-0501 of the Fish and Wildlife Law, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Region 7 Fish and Wildlife Management Board:

APPOINTMENT:

Michael Plochocki
4753 Howlett Hill Road
Marcellus, New York 13108

TERM EXPIRES:

December 31, 2013

WHEREAS, it is the desire of this Legislature to confirm said appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of the above individual as a member of the Region 7 Fish and Wildlife Management Board for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon, Mr. May, Mr. Dougherty, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Holmquist, Mr. Kilmartin, Mr. Knapp, Mr. Shepard, Mr. Jordan

RESOLUTION NO. 51

MEMORIALIZING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF NEW YORK TO IMPLEMENT PENSION REFORM MEASURES, INCLUDING CREATING A NEW TIER 6, TO REDUCE THE UNSUSTAINABLE COSTS OF THE STATE PENSION SYSTEM AND ALLEVIATE THE FINANCIAL BURDEN ON ONONDAGA COUNTY PROPERTY TAXPAYERS

WHEREAS, counties are mandated by New York State to pay for costs of providing county employee pensions, and the cost of this state mandate is creating an unrealistic and unsustainable burden upon county taxpayers; and

WHEREAS, between 2001 and 2014, the pension related cost to counties is projected to increase by over 2400 percent, a direct result of pension benefit enhancements enacted by the New York State Legislature in 2000 and significant losses incurred by the state in retirement fund investments; and

WHEREAS, the New York State pension fund is a defined-benefit plan, thereby guaranteeing retirees a specified payment upon retirement, regardless of the investments made or funds generated; and

WHEREAS, the mandated pension contributions in 2012 are estimated to cost county property taxpayers (outside of New York City) nearly \$900 million, and it is anticipated that these costs will continue to escalate; and

WHEREAS, it is projected that the increase in pension costs for counties, when combined with the two percent property tax cap, will cause annual pension contributions to consume nearly 25 percent of the entire county property tax levy (outside of New York City) by state fiscal year 2014; and

WHEREAS, with limited revenues available to pay for the escalating costs of the public pension system, municipalities are forced to burden the taxpayers with these pension costs and redirect county resources away from essential programs and services; and

WHEREAS, it is imperative that the Governor and the Legislature of the State of New York enact fundamental reforms to the pension benefit system to relieve county taxpayers of these unsustainable costs, including creating a Tier 6 defined-contribution plan (as opposed to a defined-benefit plan), providing a cap on the reportable salary for employees in the retirement system for purposes of calculating pensions, revising the provisions that allow inclusion of overtime when calculating pensions, consider raising both the employee contribution to the retirement system and the minimum retirement age, and prohibiting former employees who return to public service from being reinstated to a former tier after a break in service of more than one year; now, therefore be it

RESOLVED, that this Onondaga County Legislature hereby memorializes the Governor and the Legislature of the State of New York to enact the foregoing pension reform measures, specifically the creation of a Tier 6 defined-contribution plan, such that the taxpayers of Onondaga County will see relief from the burden of the ever increasing state mandated pension costs; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to transmit this resolution to the Governor and the New York State legislators representing Onondaga County, urging their immediate action on this request.

ADOPTED. Ayes: 12 (Kilmartin, Tassone, Rapp, Plochocki, Liedka, Holmquist, Knapp, Shepard, Jordan, May, Dougherty, McMahon) Noes: 5 (Stanczyk, Meyer, Ryan, Williams, Ervin)

* * *

Motion Made By Mrs. Ervin, Mr. Ryan, Mr. Stanczyk, Ms. Williams, Mr. McMahon, Mr. May, Mr. Dougherty, Mr. Meyer, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Holmquist, Mr. Kilmartin, Mr. Knapp, Mr. Shepard, Mr. Jordan

RESOLUTION NO. 52

MEMORIALIZING OPPOSITION TO ANY STATE LEGISLATIVE ACTION THAT WOULD RESULT IN THREE PRIMARIES IN NEW YORK STATE IN 2012

WHEREAS, the United States District Court for the Northern District of New York has recently ordered New York State to hold its primary for federal offices on June 26, 2012; and

WHEREAS, this primary would be scheduled in addition to the presidential primary to be held on April 24, 2012 in New York State; and

WHEREAS, at present, New York State's regularly scheduled primary for state and local offices is to be held on September 11, 2012; and

WHEREAS, taxpayers in the 62 counties of New York State shoulder a significant financial burden each time an election is held that, for many counties, runs in the hundreds of thousands of dollars; and

WHEREAS, it is in the best interests of New York State taxpayers to combine the state/local primary election with the federal primary election as ordered by the federal judge; and

WHEREAS, failure to do so would likely result in a multi-million dollar boondoggle, an activity that is unnecessary and wasteful of both time and money, especially since the third primary under consideration would be undertaken for the political gain of incumbents; and

WHEREAS, the taxpayers in every county in New York State deserve better than this, especially at a time when state/local governments are facing inordinate financial pressures; and

WHEREAS, on-line media reports in the Albany Times Union indicate that the New York State Senate is indeed contemplating maintaining a third primary election later this summer; and

WHEREAS, the New York State Association of Counties (NYSAC) has recently approved a resolution that opposes the administration of three separate primary elections and called for a combined primary for federal, state/local offices on June 26, 2012; and

WHEREAS, there is no public benefit to holding three separate primaries in New York State this year, due to the voter confusion and lower turnout that may result; and

WHEREAS, if New York State proceeds with setting a third primary election which has not been budgeted by counties in their 2012 Budgets, the state will cause a gaping hole in county budgets across the state due to this unfunded and unnecessary state mandate; and

WHEREAS, at a time when taxpayers are pleading with government to run more efficiently, the prospect of a third primary should be summarily dismissed by policymakers in Albany, with an eye toward consolidating federal, state/local offices into one consolidated primary election on June 26, 2012; now, therefore be it

RESOLVED, that the Onondaga County Legislature urges the New York State Legislature to combine the federal and state/local primaries onto June 26, 2012, for a substantial savings of the tax dollars of New York residents; and, be it further

RESOLVED, that the Onondaga County Legislature hereby requests both the Democratic and Republican Commissioners of the Onondaga County Board of Elections to address this matter of great taxpayer and county legislative concern and to attend the next meeting of the Onondaga County Legislature's Ways and Means Committee to speak to this issue; and, be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to transmit this resolution to Commissioner Dennis E. Ward, Commissioner Ralph M. Mohr, Governor Andrew Cuomo, State Senate Majority Leader Dean Skelos, Speaker of the Assembly Sheldon Silver and County Executive Joanne M. Mahoney.

ADOPTED. Ayes: 17

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, April 3, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

April 3, 2012

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April 3, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Absent: Legislator Knapp

Legislator Tassone gave the invocation. Legislator Rapp led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

February 22, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to County Legislature Resolution 297 of 1991, I am hereby submitting the following name, representing a County Executive reappointment with County Legislature approval, to the Oncenter Board of Directors:

REAPPOINTMENT

Gary J. Lavine
6808 Holliston Circle
Fayetteville, NY 13066

TERM EXPIRES

December 31, 2014

Your confirmation of this reappointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

February 22, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XV, Section 15.03, of the Onondaga County Administrative Code, and Section 41.11 of the NYS Mental Health Hygiene Law, I have reappointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Community Services Advisory Board:

REAPPOINTMENT

Karen Virginia
583 Lamson Road
Baldwinsville, NY 13027

TERM EXPIRES

December 31, 2016

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 53

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT A HOUSING REHAB GRANT FROM THE N.Y.S. HOUSING FINANCE AGENCY FOR THE COMMUNITY DEVELOPMENT PROGRAM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, under Article XIX of the New York State Private Housing Finance Law, the New York State Housing Finance Agency (NYS Homes & Community Renewal) is authorized to make grants through the Affordable Housing Corporation to units of local government under the Affordable Home Ownership Development Program; and

WHEREAS, as authorized by Resolution No. 390-1987, the County has applied for and has been awarded a \$300,000 grant under the N.Y.S. Affordable Housing Neighborhood Rehabilitation Program for the period December 9, 2011 to December 8, 2013; and

WHEREAS, this grant will be used to rehabilitate approximately 50 houses at a maximum of \$6,000 per house in targeted low-income areas in Onondaga County; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CP510 Estimated Revenues	\$300,000
In Admin. Unit 10-35-20-50, Community Development, NYS Funded AHC Programs, Index 180042 Account 028-0723 State Aid NYS Affordable Housing #2 (2011) - #3L61 Project 734169-001	\$300,000

APPROPRIATIONS:

CP960 Appropriations	\$300,000
In Admin. Unit 10-35-20-50, Community Development, NYS Funded AHC Programs, Index 180042 NYS Affordable Housing #2 (2011) - #3L61 Project 734169-001	\$300,000

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 54

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT A PURCHASE-REHAB PROGRAM GRANT FROM THE N.Y.S. HOUSING FINANCE AGENCY FOR THE COMMUNITY DEVELOPMENT PROGRAM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, under Article XIX of the New York State Private Housing Finance Law, the New York State Housing Finance Agency (NYS Homes & Community Renewal) is authorized to make grants through the Affordable Housing Corporation to units of local government under the Affordable Home Ownership Development Program; and

WHEREAS, as authorized by Resolution No. 390-1987, the County has applied for and has been awarded a \$300,000 grant under the N.Y.S. Affordable Home Ownership Program for the period January 1, 2012, to December 31, 2013; and

WHEREAS, this Purchase - Rehab Program Grant will be used to provide ten (10) subsidies to first-time, low-income homebuyers participating in the County's Home Ownership Program; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CP510 Estimated Revenues	\$300,000
In Admin. Unit 10-35-20-50, Community Development, NYS funded AHC Programs, Index 180042 Account 028-0723 State Aid NYS Affordable Housing Subsidies (2011) - #3L62 Project 734461-001	\$300,000

APPROPRIATIONS:

CP960 Appropriations	\$300,000
In Admin. Unit 10-35-20-50, Community Development, NYS Funded AHC Programs, Index 180042 NYS Affordable Housing Subsidies (2011) - #3L62 Project 734461-001	\$300,000

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 55

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT AN ACCESS TO HOME GRANT FROM THE N.Y.S. HOUSING TRUST FUND FOR THE COMMUNITY DEVELOPMENT PROGRAM AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, under Article 25 of the Private Housing Finance Law, the Housing Trust Fund Corporation is authorized to make grants to units of local government under the N.Y.S. Housing Trust Fund Program; and

WHEREAS, as authorized by Resolution No. 390-1987, the County has applied for and been awarded a \$300,000 grant for Access to Home (for housing rehabilitation) under the N.Y.S. Housing Trust Fund Program for the period December 9, 2011 to December 8, 2013; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CP510 Estimated Revenues	\$300,000
In Admin. Unit 10-35-20-50	
Community Development, NYS funded	
Account 028-0725 State Aid	
NYS HTF Access to Home (2011)	
Project 734475-001	\$300,000

APPROPRIATIONS:

CP960 Appropriations	\$300,000
In Admin. Unit 10-35-20-50	
Community Development, NYS Funded	
NYS HTF Access to Home (2011)	
Project 734475-001	\$300,000

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 56

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT A RESTORE GRANT FROM THE N.Y.S. HOUSING TRUST FUND CORPORATION FOR THE COMMUNITY DEVELOPMENT PROGRAM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, under Article 25 of the Private Housing Finance Law the Housing Trust Fund Corporation is authorized to make grants to units of local government under the N.Y.S. Housing

Trust Fund Program; and

WHEREAS, as authorized by Resolution No. 390-1987, the County has applied for and has been awarded a \$75,000 grant under the N.Y.S. RESTORE Program for the period December 9, 2011 to December 8, 2013; and

WHEREAS, "RESTORE" stands for "Residential Emergency Services to Offer Repairs to the Elderly" Program, and such grant will fund emergency repairs for approximately 10 low-income elderly homeowners; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CP510 Estimated Revenues	\$75,000
In Admin. Unit 10-35-20-50	
Community Development, NYS funded	
Account 028-0725 State Aid	
NYS Restore Program (2011)	
Project 734174-001	\$75,000

APPROPRIATIONS:

CP960 Appropriations	\$75,000
In Admin. Unit 10-35-20-50	
Community Development, NYS Funded	
NYS Restore Program (2011)	
Project 734174-001	\$75,000

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mrs. Rapp, Mr. Kilmartin, Mr. Liedka

RESOLUTION NO. 57

CONFIRMING REAPPOINTMENT TO THE ONCENTER BOARD OF DIRECTORS

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and designated pursuant to County Legislature Resolution 297 of 1991, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Oncenter Board of Directors:

REAPPOINTMENT:

Gary J. Lavine
6808 Holliston Circle
Fayetteville, New York 13066

TERM EXPIRES:

December 31, 2014

WHEREAS, it is the desire of this Legislature to confirm said reappointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individual as a member of the Oncenter Board of Directors for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 58

AUTHORIZING THE ACCEPTANCE OF THE OPTION TO PURCHASE A PERMANENT EASEMENT FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE MIDLAND AVENUE CSO ABATEMENT PROJECT

WHEREAS, the County entered into the Amended Consent Judgment (ACJ) in settlement of a claim alleging violations of the Federal Clean Water Act and various New York State laws and regulations; and

WHEREAS, the ACJ stipulates that the County shall design and construct various improvements to the Metropolitan Syracuse Sewage Treatment Plant and various combined sewer overflow (CSO) abatement facilities, and the County is undertaking the Midland Avenue CSO Abatement Project pursuant to the ACJ; and

WHEREAS, the project involves the construction of conveyance lines on privately owned property located in the City of Syracuse, which is necessary for the construction, operation and maintenance of the facility; and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA), the County Legislature adopted Resolution No. 30-1999 which authorized the County to act as the Lead Agency, approved the classification of the action as Type 1, accepted the Environmental Information Document, adopted findings, and authorized publication, circulation, and filing of the Environmental Information Document and Negative Declaration for the Midland Avenue CSO Abatement Project; and

WHEREAS, in order to construct the facilities, it is necessary to obtain a permanent easement from the owner, and a legal description of the property is on file with the Clerk; and

WHEREAS, after negotiations, the following Option to Purchase Agreement has been secured from the owner as follows:

<u>NAME:</u>	<u>MAP NO.:</u>	<u>SIZE (ACRE):</u>	<u>AMOUNT:</u>
Arthur Williams	086.-14-31.0	0.003± A	\$3,000

WHEREAS, the above price is considered fair and reasonable for the property rights acquired; now, therefore be it

RESOLVED, that the aforementioned Option to Purchase be and the same hereby is accepted for the above consideration; and, be it further

RESOLVED, that the County Comptroller be and hereby is authorized and directed to draw a check payable to the owner of the property acquired in payment thereof, said check to be delivered to the County Attorney who shall obtain proper conveyance and approve title before delivery of said check and that said sum be, and hereby is, made a charge upon the proper fund or funds.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. Plochocki, Mr. Knapp, Mr. May, Mr. Dougherty, Mr. Liedka, Mr. Ryan, Mr. Stanczyk, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 59

DECLARING THE POLICY OF THE ONONDAGA COUNTY LEGISLATURE TO REVISE THE FORM AND CONTENT OF THE REAL PROPERTY TAX BILL

WHEREAS, this Onondaga County Legislature deems it necessary to provide for a county real property tax bill that is clear and understandable to the taxpayers, as well as consistent in design and terminology from year to year; and

WHEREAS, the current county real property tax bill in most cases includes a line item for "state mandated costs", and does not specifically identify a line for county real property taxes; and

WHEREAS, the County taxpayer should be able to review the real property tax bill and readily ascertain the amount of county real property taxes due and owing; and

WHEREAS, to that end, it is the finding of this Legislature that the county real property tax bill should be changed such that the words "county tax" are clearly stated and appear adjacent to the total dollar amount of taxes levied by the county, and that words noting the cost of state mandated costs be listed on the bill as well; now, therefore be it

RESOLVED, that it is hereby declared the policy of this Onondaga County Legislature that the Onondaga County real property tax bill be revised as to form and content to clearly state "County Tax (100% of Tax Applied to State Mandated Costs)"; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to transmit this resolution to the Onondaga County Chief Fiscal Officer urging his compliance.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. Liedka, Mr. May

RESOLUTION NO. 60

CONFIRMING REAPPOINTMENT TO THE COMMUNITY SERVICES ADVISORY BOARD

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and designated pursuant to Article XV, Section 15.03 of the Onondaga County Administrative Code, and in accordance with Section 41.11 of the New York State Mental Hygiene Law, subject to confirmation by the County Legislature, the following individual as a member of the Community Services Advisory Board:

REAPPOINTMENT:
Karen Virginia
583 Lamson Road
Baldwinsville, New York 13027

TERM EXPIRES:
December 31, 2016

WHEREAS, it is the desire of this Legislature to confirm said reappointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individual as a member of the Community Services Advisory Board for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. Liedka, Mr. Shepard

RESOLUTION NO. 61

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS WITH THE TOWN OF ELBRIDGE FOR TRANSPORTATION SERVICES

WHEREAS, the Department of Aging and Youth-Office for the Aging is charged with the provision and coordination of services for the elderly as the local area agency for the elderly; and

WHEREAS, the Department of Aging and Youth-Office for the Aging has received a federally funded grant, entitled "United We Ride", to provide curb to curb and door to door transportation services within the County of Onondaga for adults aged sixty and older and for persons with disabilities of any age; and

WHEREAS, pursuant to the grant terms, authorized transportation include rides to physician offices, senior centers, congregate dining sites, shopping, and other essential destinations; and

WHEREAS, it is the desire of the County to enter into a contract with the Town of Elbridge to provide these transportation services for eligible residents residing within the Town of Elbridge, at an amount not to exceed \$30,000; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement the intent of this resolution.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 62

AUTHORIZING AN AGREEMENT WITH THE TOWN OF LAFAYETTE FOR THE ONONDAGA COUNTY SHERIFF'S OFFICE TO PROVIDE ENHANCED POLICE SERVICES

WHEREAS, the Town of LaFayette has requested the Onondaga County Sheriff's Office to provide enhanced police services within the Town, and the Onondaga County Sheriff's Office is willing to provide said enhanced services contingent upon reimbursement of all costs associated therewith, including deputy overtime rate, vehicle cost, and administrative cost, for a total contract amount up to \$5,000; and

WHEREAS, the parties desire to enter into an Intermunicipal Agreement for the provision of said enhanced services pursuant to the provisions of the General Municipal Law; now, therefore be it

RESOLVED, the Onondaga County Sheriff's Office is authorized to provide the Town of LaFayette enhanced police patrols to enforce the Vehicle and Traffic Law, provide traffic control, and other enhanced services as may be required by the Town from time to time; and, be it further

RESOLVED, said services shall be provided contingent upon reimbursement by the Town for all costs associated with said services including deputy overtime rate, vehicle cost, and administrative cost which shall be determined by the Onondaga County Sheriff's Office; and, be it further

RESOLVED, said enhanced services are limited to the appropriation made by the Town, if any, for said services; and, be it further

RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the Town to provide such services through December 31, 2012.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Mr. Ryan presented an amendment and moved to amend. Mr. Kilmartin did not accept the amendment.

Motion Made By Mr. Ryan

AMENDMENT TO RESOLUTION NO. (11)

RESOLVED, that Resolution. No. (11) hereby is amended to add the following final Whereas Clauses:

WHEREAS, it is the desire of this Legislature for the County to consider for future contracts where departments are accruing certain amounts of overtime set forth herein, that overtime be offered on a rotational basis among the available, qualified volunteers, and that overtime be equalized on a quarterly basis to the best of management's ability; and

WHEREAS, it should be recognized and understood that overtime is administered, offered and/or assigned by management personnel; and

WHEREAS, it should be recognized and understood that stacking of overtime may be a result of management policies and that any and all decisions that affect overtime and the unsustainable costs associated therewith should be thoroughly examined; now, therefore be it

DEFEATED. Ayes: 4 (Stanczyk, Ryan, Williams, Ervin) Noes: 12 (Kilmartin, Tassone, Rapp, Plochocki, Liedka, Holmquist, Shepard, Jordan, May, Dougherty, Meyer, McMahon) Absent: 1 (Knapp)

* * *

Motion Made By Mr. Kilmartin, Mr. Knapp, Mr. Plochocki, Mr. May, Mr. Dougherty,
Mrs. Tassone, Mrs. Rapp, Mr. Liedka, Mr. Ryan, Mr. Stanczyk, Mr. Holmquist, Mr. Shepard,
Mr. Jordan, Mr. McMahon, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 63

DECLARING THE POLICY OF THIS LEGISLATURE THAT THE PRACTICE OF STACKING OF OVERTIME SHOULD BE ELIMINATED, CALLING FOR REPORTING ON OVERTIME, AND REQUESTING NEGOTIATIONS CONSISTENT WITH THIS POLICY, ALL TO THE EXTENT ALLOWABLE BY CONTRACT AND APPLICABLE LAW

WHEREAS, the State of New York sets terms and conditions for public employee pension contributions, pension administration and pension payments for those eligible to receive pension benefits; and

WHEREAS, the cost of public pensions is passed from the State of New York to local municipalities, including counties, towns, cities and villages; and

WHEREAS, the current state pension system includes a defined benefit plan obligating local municipalities to pay for the fixed and defined employee benefits regardless of the financial performances of the State pension administration investments; and

WHEREAS, with the downturn in the economy, the cost of public employee pensions to all taxpayers increased significantly in recent years; and

WHEREAS, with higher demand for pension payments and fewer local dollars available to pay the same, public and private evaluators, including Governor Cuomo, have determined the current pension system is unsustainable without fundamental change; and

WHEREAS, each level of government should do everything possible to support, promote and institute fundamental changes to the pension collection, management and distribution systems; and

WHEREAS, one of the contributing factors in increased pension costs is the long-term financial liability created by the inclusion of overtime earnings in benefit calculations; and

WHEREAS, Onondaga County should strive to bring about pension reform by implementing new overtime management policies and procedures based on necessity, expertise and skill, while eliminating the costly practice of stacking overtime hours based on seniority; and

WHEREAS, allocation of overtime based strictly on seniority artificially increases pension benefits for the sole benefit of an employee, and to the significant detriment and cost to the tax payer; now, therefore be it

RESOLVED, it is hereby declared a policy of this Legislature, that to the extent allowable by contract and applicable law, county department heads and elected officials should take all appropriate action to eliminate the disproportionate stacking of overtime hours worked by any individual employee and proportionately distribute overtime hours amongst employees based on necessity, expertise and skill; and, be it further

RESOLVED, that County department heads, including elected officials are requested to submit in writing to the county legislature any instance in which a county employee accrues overtime in excess of five percent (5%) of their regular pay in a fiscal quarter; and, be it further

RESOLVED, that county department heads, including elected county officials undertake new policies and procedures, where allowed by contract and applicable law, to prevent disproportionate stacking of overtime; and, be it further

RESOLVED, that those involved in contract negotiations are hereby requested to negotiate future contracts consistent with the intent set forth herein.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. Knapp, Mr. Jordan

RESOLUTION NO. 64

PERSONNEL RESOLUTION

WHEREAS, various County Departments have requested changes in personnel, requests that have been approved by the Commissioner of Personnel, Chief Fiscal Officer, County Executive and the Ways & Means Committee of the County Legislature; now, therefore be it

RESOLVED, that the following personnel change be and hereby is authorized:

Community Development Admin Unit 10-35-20
Reclassify 01 103520 1771, Housing Rehabilitation Aide, Grade 06 @ \$35,070-\$38,745 to Administrative Aide, Grade 07 @ \$37,685-\$41,650 effective April 7, 2012

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. Knapp, Mr. Meyer, Mr. Jordan

RESOLUTION NO. 65

AUTHORIZING THE SETTLEMENT OF CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF REAL PROPERTY NECESSARY FOR THE THOMPSON ROAD IMPROVEMENT PROJECT

WHEREAS, Resolution No. 2010-137 authorized the acquisition of certain property necessary for the Thompson Road Improvement Project; and

WHEREAS, pursuant to an Order of the Supreme Court dated October 12, 2010, the County of Onondaga acquired said property; and

WHEREAS, the County has previously made an advance payment to the owner in the amount of \$10,100; and

WHEREAS, subsequent thereto, the owners have agreed to settle the condemnation proceedings as follows:

<u>NAME:</u>	<u>MAP NO.:</u>	<u>TYPE:</u>	<u>SIZE/ACRE:</u>	<u>TOTAL AMOUNT:</u>
Michael J. Hendrix, Sr. and Myrna S. Hendrix	55	Fee	.044±A	\$14,600

WHEREAS, the above amount is considered fair and reasonable for the discontinuance of the condemnation proceedings; now, therefore be it

RESOLVED, that the above-mentioned settlement offer is hereby accepted at the above amount and that the County Comptroller be and is hereby directed to draw a check payable to the owner of the property in the amount of \$4,500, representing the total settlement amount of \$14,600, less the advance payment of \$10,100.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. Knapp, Mr. Jordan

RESOLUTION NO. 66

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, DONNA PRINCE-LYNCH INDIVIDUALLY AND AS THE PARENT AND NATURAL GUARDIAN OF PHILIP LAWRENCE LYNCH, AND AS THE ADMINISTRATRIX OF THE ESTATE OF TIMOTHY JOHN LYNCH, DECEASED V. MIKE WATERS AS FIRE COORDINATOR OF THE COUNTY OF ONONDAGA AND THE COUNTY OF ONONDAGA

WHEREAS, on or about October 30, 2003, by Summons and Complaint, Plaintiff, Donna Prince Lynch, commenced this action against Mike Waters, as Fire Coordinator of the County of Onondaga and the County of Onondaga, demanding payment for the death of Timothy John Lynch; and

WHEREAS, Plaintiff, Donna Prince-Lynch, is willing to settle against the County Defendants, upon the payment of \$863,000, inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$863,000, and the Comptroller be and hereby is authorized to draw his warrant charging it against the proper funds; and, be it further

RESOLVED, that this warrant shall be released to the County Attorney upon receipt of the proper Settlement Agreement and Stipulation of Discontinuance.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. McMahon, Mrs. Tassone, Mr. Ryan

RESOLUTION NO. 67

AMENDING RESOLUTION NO. 521-2011 REGARDING AN AGREEMENT WITH THE TOWN OF GEDDES TO REIMBURSE TOWN COSTS RELATED TO PREVENTING POTENTIAL BACKUP OF SANITARY SEWERS IN THE BRONSON ROAD AREA

WHEREAS, by Resolution No. 521-2011, the County authorized an agreement with the Town of Geddes to reimburse the Town for the costs of installing backflow preventers and repairing sewer

connections at an estimated total cost of \$40,000, said reimbursement to be made in the form of a credit to be deducted from funds paid by the Town to the County for sewer maintenance; and

WHEREAS, the project is intended to reduce infiltration to the County trunk sewer from the lateral sewers of approximately 18 homes and address the potential for sewer backups into the residences in that area, consistent with the Onondaga County Capacity Management Operations program as adopted by Local Law No. 1-2 011; and

WHEREAS, the project is now estimated to cost an additional \$74,000, and it is necessary to amend Resolution No. 521-2011 to authorize the County to reimburse the Town for such additional costs; now, therefore be it

RESOLVED, that Resolution No. 521-2011 hereby is amended to authorize an additional \$74,000 in reimbursement to the Town, for a total authorized reimbursement of \$114,000 for the costs of said project, with reimbursement to be made in the form of a credit to be deducted from funds paid by the Town to the County for sewer maintenance; and, be it further

RESOLVED, that the County Executive is authorized to enter into an amended agreement with the Town of Geddes to provide for additional funding in the amount of \$74,000 for use by the Town in the installation of backflow preventers and to repair leaking plumbing connections identified during the installation of the backflow preventer valves for residences in the Bronson Road area, and to implement this resolution; and, be it further

RESOLVED, that in all other respects, Resolution No. 521-2011 shall remain in full force and effect.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

Motion Made By Mr. McMahon, Mrs. Rapp

RESOLUTION NO. 68

AMENDING RESOLUTION NO. 15-2002 REGARDING CAROUSEL CENTER EXPANSION TO REMOVE THE REQUIREMENT FOR CERTAIN PILOT PAYMENTS TO BE HELD IN AN ESCROW FUND AND PROVIDE FOR PAYMENT TO THE CITY AND COUNTY

WHEREAS, by Resolution No. 15-2002 the County provided for an alternative allocation of payments in lieu of taxes with respect to Carousel Center Expansion pursuant to the terms of Amended Exhibit A-2 (Glossary and Schedules 1, 2, 3 and 4), which provided, in part, for a portion of the PILOT Payments made during the PILOT Benefit Term; Non-Final Phase to be held in an escrow fund; and

WHEREAS, it is desired to remove the requirement to hold a portion of the PILOT Payments on the Carousel Center Expansion made during the PILOT Benefit Term; Non-Final Phase in an Escrow Fund and allow the Payments to be made directly to the City of Syracuse Industrial Development Agency and shared with the City of Syracuse and the County of Onondaga in the same proportion that each would have received in real property taxes had the property been subject to real property taxes; now, therefore be it

RESOLVED, that Resolution No. 15-2002, hereby is amended in Amended Exhibit A-2 to replace pages 20 and 21 contained in the original Amended Exhibit A-2 with the Replacement Pages 20 and 21, a copy of which is on file with the Clerk of this Legislature; and, be it further

RESOLVED, that in all other respects Resolution No. 15-2002 and Amended Exhibit A-2 shall remain in full force and effect.

ADOPTED. Ayes: 16 Absent: 1 (Knapp)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, May 1, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

May 1, 2012

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May 1, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Absent: Legislator Kilmartin

Legislator Rapp gave the invocation. Legislator Plochocki led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

March 19, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XV, Section 15.03, of the Onondaga County Administrative Code, and Section 41.11 of the NYS Mental Health Hygiene Law, I have reappointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Community Services Advisory Board:

REAPPOINTMENT
Stephen A. Russell, Jr.
107 Fayette Drive
Fayetteville, NY 13066

TERM EXPIRES
December 31, 2016

Your confirmation of the appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Gold Seal:

- a. RECOGNIZE AND HONOR MICHAEL A. CUSANO FOR HIS INDUCTION INTO THE NEW YORK STATE OUTDOORSMEN HALL OF FAME (Sponsored by Mr. Dougherty)

* * *

Motion Made By Mr. Liedka, Mr. Holmquist

RESOLUTION NO. 69

CONFIRMING REAPPOINTMENT TO THE COMMUNITY SERVICES ADVISORY BOARD

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and designated pursuant to Article XV, Section 15.03 of the Onondaga County Administrative Code, and in accordance with Section 41.11 of the New York State Mental Hygiene Law, subject to confirmation by the County Legislature, the following individual as a member of the Community Services Advisory Board:

REAPPOINTMENT:

Stephen A. Russell, Jr.
107 Fayette Drive
Fayetteville, New York 13066

TERM EXPIRES:

December 31, 2016

WHEREAS, it is the desire of this Legislature to confirm said reappointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individual as a member of the Community Services Advisory Board for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 70

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT ADDITIONAL FEDERAL FUNDS FOR PHYSICAL IMPROVEMENTS TO THE ONONDAGA COUNTY CHILDREN'S PSYCHIATRIC DAY TREATMENT PROGRAM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, the Onondaga County Department of Mental Health is eligible to receive federal funds to implement physical improvements to the Onondaga County Children's Psychiatric Day Treatment program environment; and

WHEREAS, the Day Treatment program operates in a building at Hutchings Psychiatric Center rent free, and the County is responsible for the upkeep and minor maintenance of the space used; and

WHEREAS, the wear and tear of treating up to forty children with serious emotional disturbances has left the space in need of minor repairs, painting, carpeting and replacement of furniture to maintain a safe and therapeutic environment for the children; and

WHEREAS, there is \$150,000 in federal funds allocated for this project, and the funds will be used for the renovation of the space and furnishing an additional classroom for older children (13 - 14 year olds) to meet a growing community need; and

WHEREAS, it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the Onondaga County Executive is hereby authorized to enter into contracts to implement the intent of this resolution; and, be it further

RESOLVED, that the 2011 County Budget be amended by providing and making available the following:

REVENUES:

A510 Estimated Revenues		\$150,000
In Administrative Unit 40-53-00		
Mental Health		
FAMIS Index 360560		
Acct. 013-0150 Federal Medicaid Salary	\$150,000	

APPROPRIATIONS:

A960 Appropriations		\$150,000
In Administrative Unit 40-53-00		
Mental Health		
FAMIS Index 360560		
Acct. 300-9300 Supplies	\$109,000	
Acct. 413-9413 Rental/Mntce	\$ 41,000	

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 71

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT ADDITIONAL FUNDS FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH FOR A LONG TERM STAY RESIDENTIAL TREATMENT FACILITY PROJECT, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, the New York State Office of Mental Health has granted the Onondaga County Department of Mental Health additional funds to implement a quality improvement project for children with long stays in Residential Treatment Facilities in Onondaga County; and

WHEREAS, the project is to be administered by Hillside Family Agencies' Institute for Family Connections, to provide training and analytical and outcome data with the goal to decrease the duration of out of home placements for children and youth with serious emotional disturbances; and

WHEREAS, the New York State Office of Mental Health has allocated \$150,000 for this project; and

WHEREAS, it is the desire of this Onondaga County Legislature to accept such funds; now, therefore be it

RESOLVED, that the Onondaga County Executive is hereby authorized to enter into contracts to implement the intent of this resolution; and, be it further

RESOLVED, that the 2011 County Budget be amended by providing and making available the following:

REVENUES:

A510 Estimated Revenues		\$150,000
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In Administrative Unit 40-53-00
 Mental Health
 FAMIS Index 360354
 Acct. 023-0490 State Mental Health \$150,000

APPROPRIATIONS:
 A960 Appropriations \$150,000
 In Administrative Unit 40-53-00
 Mental Health
 FAMIS Index 360354
 Acct. 570-9570 Contracted Services \$150,000

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 72

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT HOMELAND SECURITY FUNDS FROM THE STATE HOMELAND SECURITY GRANT PROGRAM FOR THE ONONDAGA COUNTY DEPARTMENT OF EMERGENCY MANAGEMENT, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Department of Emergency Management has been awarded a State Homeland Security Program grant through the New York State Division of Homeland Security and Emergency Services in the amount of \$559,390 to be used between September 1, 2011 and August 31, 2014; and

WHEREAS, the grant funds will provide for planning, equipping, training and exercising to enhance target capabilities aligned with the eight national priorities to prevent, protect against, respond to, and recover from emergencies with the emphasis on terrorism prevention and response; and

WHEREAS, the grant funds will allow the County to continue to upgrade and strengthen incident response and recovery capabilities by enhancing the knowledge, skills and abilities of Onondaga County emergency response and emergency support stakeholders; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:
 In Admin Unit 40-38 \$559,390
 Emergency Management
 FAMIS Index 309997
 Project #734112 State Homeland
 Security Program

In Account 022-0371 St. Aid Pub. Safety Other	\$559,390
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APPROPRIATIONS:

In Admin Unit 40-38 Emergency Management FAMIS Index 309997 Project #734112 State Homeland Security Program	\$559,390 \$559,390
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ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 73

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT DRUG ENFORCEMENT
ADMINISTRATION FUNDS FOR CANNABIS ERADICATION WORK DONE BY THE AIR
ONE PROGRAM OF THE ONONDAGA COUNTY SHERIFF'S OFFICE AND AUTHORIZING
THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS
RESOLUTION

WHEREAS, the Onondaga County Sheriff's Office (OCSO) and the Drug Enforcement Administration of the United States Department of Justice (DEA) agree that it is to their mutual benefit to cooperate in locating and eradicating illicit cannabis plants grown in and around the County; and

WHEREAS, the Air One program allows OCSO deputies to efficiently locate such plants while flying various missions; and

WHEREAS, the DEA has proposed to provide up to \$30,000 to support flights in 2012 where such plants could be located; and

WHEREAS, these funds can be used to pay for direct OSCO costs related to the conduct of cannabis eradication such as the helicopter fuel, minor repairs, and maintenance costs necessitated by the use of the helicopter to support cannabis eradication and for various other expenses associated with cannabis eradication efforts; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin. Unit 40-79-20 Sheriff's Police / Civil FAMIS Index 410019 In Project 782179 DEA Helicopter 2012 In Acct. 012-0121 Fed Aid Public Safety	\$30,000 \$30,000
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APPROPRIATIONS:

In Admin. Unit 40-79-20	\$30,000
Sheriff's Police/Civil	
FAMIS Index 410019	
In Project 782179	
DEA Helicopter 2012	\$30,000

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 74

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN AGREEMENT WITH OSWEGO COUNTY TO PROVIDE HELICOPTER SERVICES

WHEREAS, from time to time, the Air One helicopter is deployed to perform public safety services and/or medical transport services outside of Onondaga County; and

WHEREAS, by Resolution No. 523 of 2011, the Legislature indicated it is "unduly burdensome to request the taxpayers of this County to continue to fund any services provided by Air One outside the boundaries of Onondaga County" and encouraged the Sheriff's Office to continue the process of obtaining Federal Aviation Administration (FAA) certification pursuant to Part 135 of the Code of Federal Regulations, which would allow the Sheriff to charge for certain helicopter services provided and reduce the local costs of operating Air One; and

WHEREAS, the Onondaga County Sheriff's Office has applied for and received certification from the FAA to fly the Air One helicopter pursuant to Part 135 of the Code of Federal Regulations; and

WHEREAS, with this certification, the Sheriff's Office is now able to enter into contracts enabling it to provide helicopter services and to charge other entities for such services provided; and

WHEREAS, Oswego County has requested Onondaga County to enter into an agreement to provide helicopter services; and

WHEREAS, pursuant to this agreement, Oswego County will pay Onondaga County the sum of \$10,000 per year for helicopter services; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into an agreement with Oswego County to provide for helicopter services for a one year term.

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 75

2012 TRANSFER RESOLUTION

RESOLVED, that the following transfers be made:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
Admin. Unit 10-37	Admin. Unit 10-37	
Board of Elections	Board of Elections	
FAMIS Index #190009	FAMIS Index #190009	
Acct. 300-9300	Acct. 408-9408	
Supplies & Materials	Fees for Services	\$9,375

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 76

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT AN ALLOCATION OF FEDERAL TITLE II HAVA SECTION 251 FUNDS FROM NEW YORK STATE, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the New York State Board of Elections will allocate to Onondaga County federal HAVA funds in excess of \$1,500,000 for the Dominion Voting System; and

WHEREAS, the New York State Board of Elections has purchased supplies directly related to the Dominion Voting System for the Onondaga County Board of Elections, prior to March 1, 2012, which, were totally funded by the federal government; and

WHEREAS, the Onondaga County Board of Elections, as of March 1, 2012 will have to upfront the funds for the purchase of supplies directly related to the Dominion Voting System and apply to NYS Board of Elections for reimbursement; and

WHEREAS, it is necessary to establish a grant project account in the amount of \$250,000 and to amend the budget to accept said grant funds in the amount of \$250,000; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended as follows:

<u>REVENUES:</u>		
In Administrative Unit 10-37	\$250,000	
Board of Elections Grants		
FAMIS Index 190025		
Project # 707006		
Title II HAVA Funds Section 251		
In Account 020-0311		\$250,000
<u>APPROPRIATIONS:</u>		
In Administrative Unit 10-37	\$250,000	
Board of Elections Grants		
FAMIS Index 190025		
Project # 707006		
Title II HAVA Funds Section 251		\$250,000

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 77

REFUNDING BOND RESOLUTION DATED MAY 1, 2012

A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF ONONDAGA, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY

WHEREAS, the County of Onondaga, New York (hereinafter, the "County") heretofore issued \$27,700,000 General Obligation (Serial) Bonds, 2003 Series A, pursuant to various bond resolutions for various objects or purposes, and a bond determinations certificate of the Chief Fiscal Officer dated July 15, 2003 (hereinafter referred to as the "2003A Refunded Bond Certificate"), such General Obligation (Serial) Bonds, 2003 Series A, now outstanding in the amount of \$14,350,000, maturing on July 15 annually in each of the years 2013 to 2024, both inclusive, as more fully described in the 2003A Refunded Bond Certificate (the "2003A Bonds"); and

WHEREAS, the County heretofore issued \$12,000,000 General Obligation (Serial) Bonds, 2004 Series A, pursuant to various bond resolutions for various objects or purposes, and a bond determinations certificate of the Chief Fiscal Officer dated August 15, 2004 (hereinafter referred to as the "2004A Refunded Bond Certificate"), such General Obligation (Serial) Bonds, 2004 Series A, now outstanding in the amount of \$6,950,000, maturing on February 15 annually in each of the years 2013 to 2025, both inclusive, as more fully described in the 2004A Refunded Bond Certificate (the "2004A Bonds"); and

WHEREAS, the County heretofore issued \$28,000,000 General Obligation (Serial) Bonds, 2005 Series A, pursuant to various bond resolutions for various objects or purposes, and a bond determinations certificate of the Chief Fiscal Officer dated August 15, 2005 (hereinafter referred to as the "2005A Refunded Bond Certificate"), such General Obligation (Serial) Bonds, 2005 Series A, now outstanding in the amount of \$8,960,000, maturing on March 15 annually in each of the years 2013 to 2026, both inclusive, as more fully described in the 2005A Refunded Bond Certificate (the "2005A Bonds"); and

WHEREAS, it would be in the public interest to refund all, or one or more, or a portion of one or more, of the \$14,350,000 outstanding principal balance of the 2003A Bonds maturing in each of the years 2013 to 2024, both inclusive (the "2003A Refunded Bonds"), the \$6,950,000 outstanding principal balance of the 2004A Bonds maturing in each of the years 2013 to 2025, both inclusive (the "2004A Refunded Bonds"), and the \$8,960,000 outstanding principal balance of the 2005A Bonds maturing in each of the years 2013 to 2026, both inclusive (the "2005A Refunded Bonds"), each by the issuance of refunding bonds pursuant to 90.10 of the Local Finance Law; and

WHEREAS, the 2003A Refunded Bonds, 2004A Refunded Bonds and 2005A Refunded Bonds are hereinafter sometimes referred to collectively as the "Refunded Bonds"; and

WHEREAS, each such refunding will result in present value savings in debt service as so required by Section 90.10 of the Local Finance Law; now, therefore, be it

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. For the object or purpose of refunding the outstanding aggregate principal balance of the Refunded Bonds, including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of the Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including the development of the refunding financial plan, as hereinafter defined, compensation to the underwriter or underwriters, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the escrow contract or contracts, as hereinafter defined, and fees and charges of the escrow holder or holders, as hereinafter mentioned, and (iv) the redemption premium to be paid on the Refunded Bonds which are to be called prior to their respective maturities, and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding \$34,000,000 refunding serial bonds of the County pursuant to the provisions of Section 90.00 or Section 90.10 of the Local Finance Law (the "Public Improvement Refunding Bonds" or the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$29,635,000, as provided in Section 4 hereof. The Refunding Bonds described herein are hereby authorized to be consolidated for purposes of sale in one or more refunding serial bond issues. The County Refunding Bonds shall each be designated substantially "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BOND" together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of \$5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be numbered with the prefix R-12 (or R with the last two digits of the year in which the Refunding Bonds are issued as appropriate) followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi-annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the Chief Fiscal Officer pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at a discount in the manner authorized by paragraph a of Section 57.00 of the Local Finance Law pursuant to subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds, subject to the limitation hereinafter described in Section 10 hereof relating to approval by the State Comptroller.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the Chief Fiscal Officer shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all of the Refunding Bonds of any maturity are to be redeemed, the particular refunding bonds of such maturity to be redeemed shall be selected by the County by lot in any customary manner of selection as determined by the Chief Fiscal Officer.

The Refunding Bonds shall be issued in registered form and shall not be registerable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non-certificated form, such bonds, when issued, shall be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the bonds in accordance with the Book-Entry-Only system of DTC. In the event that either DTC shall discontinue the

Book-Entry-Only system or the County shall terminate its participation in such Book-Entry-Only system, such bonds shall thereafter be issued in certificated form of the denomination of \$5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non-certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to The Depository Trust Company, New York, New York, or to its nominee, Cede & Co., while the bonds are registered in the name of Cede & Co. in accordance with such Book-Entry-Only System. Principal shall only be payable upon surrender of the bonds at the principal corporate trust office of such Fiscal Agent (as hereinafter defined).

In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to the registered owners of the Refunding Bonds as shown on the registration books of the County maintained by the Fiscal Agent (as hereinafter defined), as of the close of business on the fifteenth day of the calendar month or first business day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the Chief Fiscal Officer providing for the details of the Refunding Bonds. Principal shall only be payable upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the Chief Fiscal Officer as fiscal agent of the County for the Refunding Bonds in the event that said Chief Fiscal Officer does not act as same pursuant to Section 70.00 of the Local Finance Law (collectively the "Fiscal Agent").

Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount.

The Chief Fiscal Officer, as chief fiscal officer of the County, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as she shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act, in connection with the Refunding Bonds, as the Fiscal Agent for said County, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the County, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form.

Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America.

The Chief Fiscal Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

The Refunding Bonds shall be executed in the name of the County by the manual or facsimile signature of the Chief Fiscal Officer, and a facsimile of its corporate seal shall be imprinted thereon. In the event of facsimile signature, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of the Fiscal Agent. The Refunding Bonds shall contain the recital required by subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law as applicable and the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring

bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 3. It is hereby determined that:

(a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;

(b) the maximum period of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds, for each of the objects or purposes for which such Refunded Bonds were issued is as provided in each respective 2003A, 2004A and 2005A Refunded Bond Certificate which are hereby incorporated herein by reference;

(c) the last installment of the Refunding Bonds will mature not later than the expiration of the period of probable usefulness of the objects or purposes for which said Refunded Bonds were issued in accordance with the provisions of subdivision 1 of paragraph c of Section 90.10 as applicable of the Local Finance Law;

(d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, if any, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, is as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the aggregate of the refundings authorized by this resolution (collectively, the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refundings, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit A attached hereto and hereby made a part of this resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in one series to refund all of the Refunded Bonds in the principal amount of \$29,635,000, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth in said Exhibit A. This County Legislature recognizes that the Refunding Bonds may be issued in one or more series, and for all of the Refunded Bonds, or portions thereof, that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the County will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit A. The Chief Fiscal Officer is hereby authorized and directed to determine which of the Refunded Bonds will be refunded and at what time, the amount of the Refunding Bonds to be issued, the date or dates of such bonds and the date or dates of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds and all powers in connection therewith are hereby delegated to the Chief Fiscal Officer; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law. The Chief Fiscal Officer shall file a copy of his certificates determining the details of the Refunding Bonds and the final Refunding Financial Plan with the Clerk of the County Legislature not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The Chief Fiscal Officer is hereby authorized and directed to enter into an escrow contract or contracts (collectively the "Escrow Contract") with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said Chief Fiscal Officer shall designate (collectively the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 6. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest on the Refunding Bonds shall be paid to the County to be expended to pay interest on the Refunding Bonds. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with Section 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 8. Notwithstanding any other provision of this resolution, so long as any of the Refunding Bonds shall be outstanding, the County shall not use, or permit the use of, any proceeds from the sale of the Refunding Bonds in any manner which would cause the Refunding Bonds to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder.

Section 9. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Local Finance Law, in the event such bonds are refunded, the County hereby elects to call in and redeem each of the Refunded Bonds which the Chief Fiscal Officer shall determine to be refunded in accordance with the provisions of Section 4 hereof and with regard to which the right of early redemption exists. The sum to be paid therefor on such redemption date shall be the par value thereof, and the accrued interest to such redemption date. The Escrow Agent for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the County in the manner and within the times provided in the Refunded Bond Certificate. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 10. The Refunding Bonds shall be sold at public competitive sale or at private sale to Morgan Keegan & Company, Inc. (the "Underwriter") for purchase prices to be determined by the

Chief Fiscal Officer, plus accrued interest from the date or dates of the Refunding Bonds to the date or dates of the delivery of and payment for the Refunding Bonds. Subject to the approval of the terms and conditions of such private sale by the State Comptroller as required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, the Chief Fiscal Officer, is hereby authorized to execute and deliver a purchase contract for the Refunding Bonds in the name and on behalf of the County providing the terms and conditions for the sale and delivery of the Refunding Bonds to the Underwriter. After the Refunding Bonds have been duly executed, they shall be delivered by the Chief Fiscal Officer to the Underwriter in accordance with said purchase contract upon the receipt by the County of said the purchase price, including accrued interest.

Section 11. The Chief Fiscal Officer and all other officers, employees and agents of the County are hereby authorized and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 12. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the Chief Fiscal Officer and all powers in connection thereof are hereby delegated to the Chief Fiscal Officer.

Section 13. The validity of the Refunding Bonds may be contested only if:

1. Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
2. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. A summary of this resolution, which takes effect immediately, shall be published in the official newspapers of said County, together with a notice in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 78

CALLING FOR A PUBLIC HEARING ON THE TENTATIVE 2012-2013 BUDGET OF THE ONONDAGA COMMUNITY COLLEGE

RESOLVED, pursuant to Section 6304 of the Education Law, this County Legislature hereby determines that a public hearing on the tentative budget of the Onondaga Community College for the fiscal year commencing on the 1st day of September, 2012 and ending on the 31st day of August 2013 shall be held at the Legislature Chambers by the Ways and Means Committee of said County Legislature, at the Court House, Syracuse, New York, which committee is hereby designated to hold such public hearing on May 29, 2012 at 11:00 o'clock a.m.

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 79

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT NEW YORK STATE DIVISION OF LIBRARY DEVELOPMENT FUNDS FOR THE ONONDAGA COUNTY PUBLIC LIBRARY, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the NYS Division of Library Development has awarded the Onondaga County Public Library (OCPL) a *NY Library Trustees Online* grant through the Library Services and Technology Act (LSTA) Service Improvement Invitational Grant Program; and

WHEREAS, making and approving policies for the library is one of the most important roles of a public library trustee, and continuously improving trustees' knowledge base and expertise in library matters is critical to that role, particularly as technology changes how library services are delivered; and

WHEREAS, the Southern Adirondack Library System, in partnership with the Clinton-Essex-Franklin, Mid-York, Monroe County, North Country, Ramapo Catskill, Westchester, and Onondaga County Public Library systems, will work with a contractor to develop an online training center with content geared to public library trustees, public library system staff and member library managers; and

WHEREAS, by the end of the grant year, enrolled trustees will improve their digital library skills, understand the importance of effective library policies and gain the necessary knowledge and skills to develop effective policies; and

WHEREAS, in addition, library managers and staff will have access to a toolkit to work with future trustees; and

WHEREAS, the available grant funds are \$17,400, and it is the desire of this Legislature to accept such funds for the NY Library Trustees Online Grant; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Administrative Unit 655000	\$17,400
Onondaga County Public Library	
FAMIS Index 390062	
Project #767318 NY Library Trustees Online Grant	
In Acct. 0619 State Aid Library Literacy	\$17,400

APPROPRIATIONS:

In Admin Unit 655000	\$17,400
Onondaga County Public Library	
FAMIS Index 390062	
Project #767318 NY Library Trustees Online Grant	\$17,400

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 80

BOND RESOLUTION DATED MAY 1, 2012

A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND CONSTRUCTION OF IMPROVEMENTS TO VARIOUS BRIDGES IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,500,000, AND AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS OF SAID COUNTY TO PAY THE COST THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. The reconstruction and construction of improvements to various bridges, including widening and restoration projects, bridge deck improvements, as well as pavement, sidewalks, curbs, gutters, landscaping, grading and other incidental improvements in connection therewith, is hereby authorized at an estimated maximum cost of \$1,500,000.

Section 2. No expenditures shall be made for any of such projects and no obligations shall be issued pursuant to this bond resolution therefor unless and until all steps required under the State Environmental Quality Review Act and the regulations promulgated thereunder have been fully satisfied in connection with the projects to be so financed.

Section 3. The plan for the financing thereof is by the issuance of \$1,500,000 bonds of said County hereby authorized to be issued therefor.

Section 4. It is hereby determined that the aforesaid constitutes a class of objects or purposes having a period of probable usefulness of twenty years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law.

Section 5. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 7. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt

service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in *The Post-Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 81

BOND RESOLUTION DATED MAY 1, 2012

A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND CONSTRUCTION OF IMPROVEMENTS TO VARIOUS HIGHWAYS IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$11,904,000, AND AUTHORIZING THE ISSUANCE OF \$11,904,000 BONDS OF SAID COUNTY TO PAY THE COST THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. The reconstruction and construction of improvements to various highways, including widening and resurfacing projects, intersection improvements, as well as sidewalks, curbs, gutters, drainage, landscaping, grading and other incidental improvements in connection therewith, is hereby authorized at an estimated maximum cost of \$11,904,000.

Section 2. No expenditures shall be made for any of such projects and no obligations shall be issued pursuant to this bond resolution therefor unless and until all steps required under the State Environmental Quality Review Act and the regulations promulgated thereunder have been fully satisfied in connection with the projects to be so financed.

Section 3. The plan for the financing thereof is by the issuance of \$11,904,000 bonds of said County hereby authorized to be issued therefor.

Section 4. It is hereby determined that the aforesaid constitutes a class of objects or purposes having a period of probable usefulness of fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law.

Section 5. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 7. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in *The Post-Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 82

MEMORIALIZING THE NEW YORK STATE LEGISLATURE TO ENACT SENATE BILL NO. S.06843A AND ASSEMBLY BILL NO. A.9760A ENTITLED "AN ACT IN RELATION TO AUTHORIZING THE COUNTY OF ONONDAGA TO LEASE CERTAIN PARK PROPERTY TO SYRACUSE UNIVERSITY FOR ONONDAGA LAKE PARK PURPOSES", AND CONCURRING IN THE PREPARATION OF A HOME RULE REQUEST

WHEREAS, there has been introduced for adoption in the New York State Legislature Senate Bill No. S.06843A and Assembly Bill No. A.9760A entitled "An Act in relation to authorizing the county of Onondaga to lease certain park property to Syracuse University for Onondaga Lake Park purposes", which provides for the lease of property at Onondaga Lake Park to Syracuse University; and

WHEREAS, a Home Rule Request is required and necessary before the legislation may be enacted by the New York State Legislature; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby request the New York State Legislature to enact Senate Bill No. S.06843A and Assembly Bill No. A.9760A entitled "An Act in relation to authorizing the county of Onondaga to lease certain park property to Syracuse University for Onondaga Lake Park purposes", and requests and concurs in the preparation and submittal of a Home Rule Request regarding the same.

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 83

MEMORIALIZING THE NEW YORK STATE LEGISLATURE TO ENACT SENATE BILL NO. S.07037 AND ASSEMBLY BILL NO. A.9945 ENTITLED "AN ACT IN RELATION TO AUTHORIZING THE COUNTY OF ONONDAGA TO LEASE CERTAIN ONONDAGA LAKE PARK PROPERTY TO ONONDAGA YACHT CLUB", AND CONCURRING IN THE PREPARATION OF A HOME RULE REQUEST

WHEREAS, there has been introduced for adoption in the New York State Legislature Senate Bill No. S.07037 and Assembly Bill No. A.9945 entitled "An Act in relation to authorizing the county of Onondaga to lease certain Onondaga Lake park property to Onondaga Yacht Club", which provides for the lease of property at Onondaga Lake Park to the Onondaga Yacht Club; and

WHEREAS, a Home Rule Request is required and necessary before the legislation may be enacted by the New York State Legislature; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby request the New York State Legislature to enact Senate Bill No. S.07037 and Assembly Bill No. A.9945 entitled "An Act in relation to authorizing the county of Onondaga to lease certain Onondaga Lake park property to Onondaga Yacht Club", and requests and concurs in the preparation and submittal of a Home Rule Request regarding the same.

ADOPTED. Ayes: 16 Absent: 1 (Kilmartin)

* * *

There being no further business to come before the County Legislature, Mr. Knapp moved to adjourn until Tuesday, June 5, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

June 5, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Legislator Plochocki gave the invocation. Legislator Liedka led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

May 4, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Section 22.05 of the New York State Arts and Cultural Affairs Law, I have appointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Cultural Resources Trust:

APPOINTMENT
Barbara E. Yunis
103 Bradford Lane
Syracuse, NY 13224

TERM EXPIRES
August 3, 2015

Ms. Yunis will be completing the term of Ryan McMahon

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

May 21, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article IV, Section 401, of the Onondaga County Charter, and Article IV, Section 4.01, of the Onondaga County Administrative Code, I hereby appoint, subject to confirmation of the County Legislature, Steven P. Morgan, as Chief Fiscal Officer, effective June 18, 2012. I ask you to schedule the appropriate review for the May 29, 2012 Ways & Means Committee, and place Mr. Morgan's nomination on your session agenda for confirmation on Tuesday, June 5, 2012.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Gold Seal:

- a. RECOGNIZE AND HONOR ONONDAGA COMMUNITY COLLEGE'S WOMEN'S AND MEN'S LACROSSE TEAMS UPON WINNING THEIR RESPECTIVE NATIONAL CHAMPIONSHIPS (Sponsored by Mr. Kilmartin)

* * *

Chairman McMahon requested a recess at 1:49 p.m., and there was no objection. The Legislature reconvened at 2:27 p.m.

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 84

A RESOLUTION CALLING FOR A PUBLIC HEARING IN CONNECTION WITH AUTHORIZING VARIOUS GREEN INFRASTRUCTURE PROJECTS LOCATED OUTSIDE THE CITY OF SYRACUSE AS OUTLINED IN LOCAL LAW 1 - 2011 FOR THE PURPOSE OF MITIGATING INFLOW AND INFILTRATION OF STORM WATER INTO THE SANITARY SEWER SYSTEM

WHEREAS, in January 2011, the Onondaga County Legislature adopted and the County Executive signed Local Law No. 1-2011, establishing a program to promote capacity management and operation of public sewers throughout the county's consolidated sewer district; and

WHEREAS, the intent of Local Law No. 1-2011 is to provide the tools and administrative authority necessary to help reduce sanitary sewer overflows into our county waterways, as well as reduce the long term capital costs associated with managing wet weather sewer capacity; and

WHEREAS, Section 12 and Section 20 of this Local Law permit the County to establish and fund programs of public works to abate sources of inflow and infiltration into community-owned sanitary sewers; and

WHEREAS, communities throughout the consolidated sewer district own and operate aging wastewater conveyances that are often impacted by the inflow and infiltration of storm water into dedicated sanitary sewers during rain events; and

WHEREAS, Onondaga County's Save the Rain program has been advertised to promote the use of green infrastructure technologies, such as green roofs, bio-retention swales, porous pavement parking facilities, and tree plantings to mitigate the impacts of wet weather events in areas served by combined sewer systems; and

WHEREAS, Onondaga County is a national leader in utilizing Green Infrastructure approaches to mitigate the harmful impacts of Combined Sewer Overflows (CSOs), as recently recognized by the USEPA as a Green Infrastructure Partner Community; and

WHEREAS, these proven technologies should be utilized and deployed to mitigate the impact of storm water intrusion in areas served by dedicated sanitary sewer systems that are receiving excessive inflow and infiltration from storm events; and

WHEREAS, towns and villages within the consolidated sewer districts have expressed interest in developing Green Infrastructure programs in partnership with Onondaga County and its technical experts, as they work to manage wet weather capacity constraints within their jurisdictions; and

WHEREAS, the County has solicited proposals for green infrastructure projects within the consolidated sanitary district, located outside of the City of Syracuse intended to mitigate inflow and infiltration of storm water into the sanitary system through the use of green technologies; and

WHEREAS, the Commissioner of Water Environment Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature a Report dated May 4, 2012, duly approved by the County Executive, recommending acceptance and approval by the County Legislature of green infrastructure projects located outside the City of Syracuse , in order to promote capacity management, maintenance and operation of public sewers in the consolidated sanitary district at a maximum estimated cost of \$3,000,000; and

WHEREAS, it is now desired to call a public hearing thereon in accordance with the provisions of the Onondaga County Administrative Code; now, therefore be it

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. A meeting of the County Legislature of the County of Onondaga, New York shall be held in the Legislative Chambers in the County Court House, in Syracuse, New York, on the 3rd day of July, 2012, at 12:55 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing upon the aforesaid matter. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published and posted in the manner provided by law.

Section 2. This resolution shall take effect immediately.

ADOPTED. Ayes: 16 Excused: 1 (Liedka)

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 85

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AGREEMENTS WITH THE FEDERAL CONSUMER PRODUCT SAFETY COMMISSION TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Virginia Graeme Baker Pool and Spa Safety Act, signed into federal law on December 19, 2007, is aimed at reducing suction entrapment deaths and injuries by making pools safer, securing the environment around them, and educating consumers and the industry on pool safety; and

WHEREAS, this Act specifies that public swimming pools, wading pools, spas and hot tubs must be equipped with drain covers meeting specific performance requirements; and

WHEREAS, the Onondaga County Health Department is mandated by New York State Sanitary Code to conduct annual public pool inspections; and

WHEREAS, the Federal Consumer Product Safety Commission has requested that the Onondaga County Health Department inspect public pool drain covers in conjunction with the annual mandated inspections; and

WHEREAS, the Federal Consumer Product Safety Commission will pay for these inspections on a fee for service basis, generating \$20,000 in revenue to the County in 2012; and

WHEREAS, these inspections will be done in the course of conducting annual mandated inspections and will not create additional expenses; now, therefore be it

RESOLVED, that the County Executive hereby is authorized to enter into agreements to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

PERSONNEL RESOLUTION

WHEREAS, various County Departments have requested changes in personnel, requests that have been approved by the Commissioner of Personnel, Chief Fiscal Officer, County Executive and the Ways & Means Committee of the County Legislature; now, therefore be it

RESOLVED, that the following personnel changes be and hereby are authorized:

LAW DEPT Admin Unit 10-47-00

Advance Step R.P 01 10470000 0002 0342, Senior Deputy County Attorney, Grade 36, Step N @ \$90,101, Effective June 8, 2012

HEALTH Admin Unit 10-43-00

Abolish R.P. 08 01404300 2537 Nutritionist, Grade 10, @ \$47,843 - \$52,937 Effective June 8, 2012

Abolish R.P. 08 01404300 6025 Nutrition Assistant, Grade 7, @ \$37,685 - \$41,650 Effective June 8, 2012

Abolish R.P. 08 01404300 0197 Information Aide, Grade 2, @ \$27,491 - \$30,323 Effective June 8, 2012

Abolish R.P. 08 01404300 7059 Information Aide, Grade 2, @ \$27,491 - \$30,323 Effective June 8, 2012

Abolish R.P. 08 01404300 7095 Information Aide, Grade 2, @ \$27,491 - \$30,323 Effective June 8, 2012

Mr. Meyer moved to sever the items. There was no objection.

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 86

PERSONNEL RESOLUTION

WHEREAS, various County Departments have requested changes in personnel, requests that have been approved by the Commissioner of Personnel, Chief Fiscal Officer, County Executive and the Ways & Means Committee of the County Legislature; now, therefore be it

RESOLVED, that the following personnel changes be and hereby are authorized:

LAW DEPT Admin Unit 10-47-00

Advance Step R.P 01 10470000 0002 0342, Senior Deputy County Attorney, Grade 36, Step N @ \$90,101, Effective June 8, 2012

A vote was taken on the Law Department item.

DEFEATED. Ayes: 7 (Kilmartin, Plochocki, Liedka, Knapp, Shepard, May, McMahon) Noes: 10 (Stanczyk, Ryan, Holmquist, Jordan, Williams, Ervin, Dougherty, Meyer, Tassone, Rapp)

* * *

Chairman McMahon requested a recess at 2:55 p.m., and there was no objection. The Legislature reconvened at 3:10 p.m.

* * *

Mr. Kilmartin asked to call the question.

Mr. Stanczyk objected to calling the question. Mr. Stanczyk made a motion to table the WIC items.

A vote was taken on calling the question; two-thirds vote required.

Motion PASSED. Ayes: 13 Noes: 4 (Stanczyk, Ryan, Williams, Ervin)

Motion Made By Mr. Knapp

RESOLUTION NO. 87

PERSONNEL RESOLUTION

WHEREAS, various County Departments have requested changes in personnel, requests that have been approved by the Commissioner of Personnel, Chief Fiscal Officer, County Executive and the Ways & Means Committee of the County Legislature; now, therefore be it

RESOLVED, that the following personnel changes be and hereby are authorized:

HEALTH Admin Unit 10-43-00

Abolish R.P. 08 01404300 2537 Nutritionist, Grade 10, @ \$47,843 - \$52,937 Effective June 8, 2012

Abolish R.P. 08 01404300 6025 Nutrition Assistant, Grade 7, @ \$37,685 - \$41,650 Effective June 8, 2012

Abolish R.P. 08 01404300 0197 Information Aide, Grade 2, @ \$27,491 - \$30,323 Effective June 8, 2012

Abolish R.P. 08 01404300 7059 Information Aide, Grade 2, @ \$27,491 - \$30,323 Effective June 8, 2012

Abolish R.P. 08 01404300 7095 Information Aide, Grade 2, @ \$27,491 - \$30,323 Effective June 8, 2012

A vote was taken on the Health Department items.

ADOPTED. Ayes: 13 Noes: 4 (Stanczyk, Ryan, Williams, Ervin)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 88

MORTGAGE TAX APPORTIONMENT

RESOLVED, that pursuant to Section 261 of the Tax Law, the Commissioner of Finance be hereby authorized and directed to forthwith draw warrants and deliver the same to the supervisors of the several towns in the County of Onondaga; the treasurers of the respective villages in said towns and the City of Syracuse, covering the amounts due respectively for mortgage tax payments for the period October 1, 2011 through March 31, 2012.

APPORTIONMENT OF TOWNS AND CITY:

Camillus	225,766.41	
Cicero	326,497.84	
Clay	635,391.48	
DeWitt	324,934.56	
Elbridge	27,229.20	
Fabius	18,851.77	
Geddes	80,054.43	
LaFayette	32,155.07	
Lysander	258,629.56	
Manlius	324,200.47	
Marcellus	72,635.42	
Onondaga	225,090.17	
Otisco	19,873.17	
Pompey	117,075.41	
Salina	186,200.04	
Skaneateles	144,413.85	
Spafford	22,848.60	
Tully	23,181.30	
VanBuren	93,396.01	
City of Syracuse	508,458.38	
		3,666,883.14

APPORTIONMENT OF VILLAGES:

Camillus	3,528.72
Cicero-North Syracuse	8,348.37
Clay-North Syracuse	19,259.41
East Syracuse	12,788.25
Jordan	2,390.87
Elbridge	2,890.02
Fabius	1,087.21
Solvay	12,876.17
Lysander-Baldwinsville	21,713.63
Fayetteville	24,031.59
Manlius	21,110.51
Minoa	12,650.98
Marcellus	8,957.04

Liverpool	7,183.32	
Skaneateles	28,265.37	
Tully	2,301.81	
Van Buren-Baldwinsville	6,813.10	
		<u>196,196.37</u>
		3,863,079.51

MORTGAGE TAX

TOWN	AMOUNT OF TAXES COLLECTED AS <u>ADJUSTED AND CORRECTED</u>	NET AMOUNT DUE <u>EACH DISTRICT</u>
CITY OF SYRACUSE	524,472.36	508,458.38
CAMILLUS	236,516.82	229,295.13
CICERO	345,392.25	334,846.21
CLAY	675,269.23	654,650.89
DEWITT	348,359.45	337,722.81
ELBRIDGE	33,534.00	32,510.09
FABIUS	20,566.96	19,938.98
GEDDES	95,857.47	92,930.61
LAFAYETTE	33,167.80	32,155.07
LYSANDER	289,172.64	280,343.18
MANLIUS	394,024.50	381,993.55
MARCELLUS	84,162.23	81,592.46
ONONDAGA	232,179.42	225,090.17
OTISCO	20,499.08	19,873.17
POMPEY	120,762.72	117,075.41
SALINA	199,474.00	193,383.36
SKANEATELES	178,117.78	172,679.22
SPAFFORD	23,568.22	22,848.60
TULLY	26,285.70	25,483.11
VAN BUREN	<u>103,365.21</u>	<u>100,209.11</u>
	3,984,747.84	3,863,079.51

DISTRIBUTION RATE 0.96946649102

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp, Mr. Kilmartin, Mrs. Tassone, Mr. Ryan, Mr. Stanczyk, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 89

CONFIRMING APPOINTMENT OF STEVEN P. MORGAN AS CHIEF FISCAL OFFICER

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, pursuant to the power vested in her by the Onondaga County Charter and the Administrative Code of Onondaga County, has duly designated and appointed, pending confirmation, Steven P. Morgan as Chief Fiscal Officer; and

WHEREAS, it is the desire of the Onondaga County Legislature at this time, in accordance with the provisions of said Onondaga County Charter and the Administrative Code of Onondaga County to confirm said appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature, pursuant to the provisions of the Onondaga County Charter and the Administrative Code of Onondaga County, does hereby confirm, effective June 18, 2012, the appointment of Steven P. Morgan as Chief Fiscal Officer and in accordance with his appointment by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 90

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT STATE HOMELAND SECURITY FUNDS FOR THE ONONDAGA COUNTY SHERIFF'S OFFICE AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Sheriff's Office is eligible to receive State Law Enforcement Terrorism Prevention Program (SLETPP) funds in the amount of \$285,610 from the New York State Office of Homeland Security, to be used from September 1, 2011 to August 31, 2014; and

WHEREAS, the purpose of these grant funds is to provide law enforcement personnel in the city, towns and villages in Onondaga County with additional training and equipment to enhance preparedness and response capabilities in the event of terrorist attacks; and

WHEREAS, these funds will also assist law enforcement agencies in Onondaga County with the acquisition of specialized equipment to increase countywide information sharing, and it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin. Unit 40-79-20	\$285,610
Sheriff's Police / Civil	
FAMIS Index 410019	
In Project 782178	
SLETPP 2011	
In Acct. 022-0371 St. Aid Homeland Security	\$285,610

APPROPRIATIONS:

In Admin. Unit 40-79-20	\$285,610
Sheriff's Police / Civil	
FAMIS Index 410019	
In Project 782178	
SLETPP 2011	\$285,610

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 91

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT STATE HOMELAND SECURITY FUNDS FOR THE ONONDAGA COUNTY SHERIFF'S OFFICE AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Sheriff's Office is eligible to receive Homeland Security Grant Program funds from the New York State Office of Homeland Security; and

WHEREAS, the Onondaga County Sheriff's Office submitted a grant application and has been awarded Homeland Security grant funds in the amount of \$95,800; and

WHEREAS, the funds are specifically to support the Onondaga County Sheriff's Office Hazardous Device Disposal Team (HDDT), and to ensure that the Sheriff's HDDT is sufficiently equipped and trained to prevent terrorist attacks; and

WHEREAS, funding will be used for the acquisition and maintenance of equipment for the HDDT and for training of HDDT members; and

WHEREAS, it is necessary to amend the budget to accept such funding; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended and the following amounts be provided and made available:

REVENUES:

CG510 Estimated Revenues	\$95,800
In Admin. Unit 40-79-20	
Sheriff Police / Civil	
FAMIS Index #410019	
Project 782180	
2010 HDDT	
In Acct 022-0371 State Aid Homeland Security	\$95,800

APPROPRIATIONS:

CG960 Appropriations	\$95,800
In Admin Unit 40-79-20	
Sheriff Police / Civil	
FAMIS Index #410019	
Project 782180	
2010 HDDT	\$95,800

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp, Mr. Holmquist

RESOLUTION NO. 92

ADOPTION OF ANNUAL BUDGET FOR ONONDAGA COMMUNITY COLLEGE FOR THE FISCAL YEAR SEPTEMBER 1, 2012 TO AUGUST 31, 2013, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS WITH OTHER GOVERNMENTAL UNITS IN WHICH APPROPRIATIONS AND REVENUES ARE APPROVED BY THE ADOPTION OF THE 2013 BUDGET

TO THE HONORABLE COUNTY LEGISLATURE OF ONONDAGA COUNTY:

Your Ways and Means Committee respectfully reports as follows with respect to the Onondaga Community College Budget for the fiscal year September 1, 2012 to August 31, 2013.

Your Committee has duly reviewed such tentative budget as submitted to the County Legislature by the County Executive.

Your Committee on the 29th day of May, 2012, pursuant to the provisions of Section 6304 of the Education Law, as amended by Chapter 631 of the Laws of 1965 and pursuant to the provisions of Article VI of the Onondaga County Charter, did prepare and file with the Clerk of the County Legislature its report, which report is herein referred to and made a part hereof as fully set forth.

Your Committee having been duly designated by Resolution No. 78 of May 1, 2012 of the County Legislature and pursuant to the provisions of Article VI of the Onondaga County Charter, as the Committee to hold a public hearing, as required by Chapter 631, Section 6304 of the Laws of 1965, did on May 29, 2012 hold such public hearing on such Tentative Onondaga Community College Budget, as submitted by the County Executive, and said Ways and Means Committee report, upon due notice according to law. At such time all persons desiring to be heard were heard.

The total Community College Budget presented to this Legislature was in the estimated amount of \$77,861,100 required for Community College Operating Fund purposes. From this estimated total of \$77,861,100 for the Community College Operating Fund was deducted the amount of \$68,330,800 estimated as revenues, leaving a net budget for the Community College Operating Fund subject to tax levy of \$9,530,300 (Local Sponsor's Contribution). The Ways and Means Committee has reviewed and amended that tentative Community College Budget to decrease the local sponsor share from \$9,530,300 to \$9,307,000 (the amount of the 2011 - 2012 Local Sponsor's Contribution), thereby reducing the total budget from \$77,861,100 to \$77,637,800, and leaving a net budget for the Community College Operating Fund subject to tax levy in the amount of \$9,307,000 (Local Sponsor's Contribution).

The total amount estimated for grants to be received by the Community College in 2012 - 2013 is \$12,000,000.

Your Committee therefore submits the budget herewith and moves its adoption by the following resolution:

WHEREAS, the Tentative Community College Budget for the fiscal year September 1, 2012 to August 31, 2013 and the report of the Ways and Means Committee having been held on the Onondaga Community College Budget for the fiscal year September 1, 2012 to August 31, 2013; and

WHEREAS, the Ways and Means Committee of this Legislature having, amended the Community College budget presented herewith for fiscal year September 1, 2012 to August 31, 2013 in

the amount of \$77,861,100 by decreasing the Local Sponsor Contribution from \$9,530,300 to \$9,307,000, thereby reducing the total budget from \$77,861,100 to \$77,637,800, and leaving a net budget for the Community College Operating Fund subject to tax levy in the amount of \$9,307,000 (Local Sponsor's Contribution); now, therefore be it

RESOLVED, that said Tentative Budget heretofore prepared and submitted by the County Executive, and subsequently reviewed and amended by the Ways and Means Committee, as hereinafter set forth, be and the same hereby is adopted for 2012-2013; and, be it further

RESOLVED, that the Adopted Operating Budget for Onondaga Community College for the fiscal year September 1, 2012 through August 31, 2013 in the amount of \$77,637,800 with the County financial assistance of \$9,307,000 be and hereby is approved; and, be it further

RESOLVED, that the estimated grant activity in the Community College's 2012-2013 Annual Budget is \$12,000,000; and, be it further

RESOLVED, that expenditures from this budget be made by the Board of Trustees of Onondaga Community College pursuant to the provisions of Resolution No. 111 dated April 13, 1970 by this County Legislature and that such expenditures be subject to the terms and conditions of such appropriations and to such regulations regarding the custody, deposit, audit and payment thereof as this County Legislature may deem proper; and, be it further

RESOLVED, that the sum of \$9,307,000 be included in the 2013 Annual County Budget in Appropriation Account 140533-6875 Interfund Transfer-Community College. Such sum represents the Local Sponsor's (County of Onondaga) contribution to the Community College, and therefore the sum shall be subject to tax levy for Community College purposes and is hereby made a part of the tax levy for the County of Onondaga for the fiscal year January 1, 2013 to December 31, 2013; and, be it further

RESOLVED, that the County Executive is hereby authorized to execute any and all contracts with other units of government for which appropriations or revenues have been approved by adoption of this 2012-2013 Onondaga Community College Budget.

ADOPTED. Ayes: 15 Noes: 2 (Plochocki, Rapp)

* * *

Motion Made By Mr. Knapp, Mr. Dougherty

RESOLUTION NO. 93

AMENDING THE 2012 COUNTY BUDGET TO ALLOCATE COSTS BY INTERDEPARTMENTAL BILLING RATHER THAN BY LETTER OF DISTRIBUTION

WHEREAS, various county departments have used letters of distribution to bill for employees who work for other county departments; and

WHEREAS, it is the intent to eliminate letter of distribution, except for departments that are part of the indirect cost plan, the administrative intern program, grant funded letter of distribution, letters of distribution within a department 001 or 030 fund, and situations in which a department is borrowing a title (with a goal of shifting titles via the budget process for titles used for a lengthy period of time); and

WHEREAS, it is necessary to amend the county budget such that departments who have employees sitting 100% full time in other departments, and are currently using a letter of

distribution, will now have 100% of their salaries budgeted in their own department and allocate their costs by interdepartmental billing; and departments who are allocating a portion of their employees' salaries to another department by a letter of distribution will now have 100% of their salaries budgeted in their own department and allocate their costs by interdepartmental billing; now, therefore be it

RESOLVED, that the 2012 county budget be amended as follows:

APPROPRIATIONS:

In Admin. Unit 05-10 Facilities Management FAMIS Index #470005		\$1,032,031
In Acct. 101-4101 Regular Employee Salaries	\$40,194	
In Acct. 120-9120 Employee Benefits	<u>\$24,518</u>	
	\$64,712	
In Admin. Unit 10-21 County Executive FAMIS Index 130039		
In Acct. 101-4101 Regular Employee Salaries	\$105,575	
In Acct. 120-9120 Employee Benefits	<u>\$64,401</u>	
	\$169,976	
In Admin. Unit 10-27 Information Technology FAMIS Index #160028		
In Acct. 101-4101 Regular Employee Salaries	\$257,859	
In Acct. 120-9120 Employee Benefits	<u>\$157,295</u>	
(Charging Co Clerk, CFS, OCPL, Van Duyn, Hlth)	\$415,154	
In Acct. 101-4101 Regular Employee Salaries	(\$40,194)	
In Acct. 120-9120 Employee Benefits	\$(24,518)	
In Acct. 495-6285 Facilities Mgm't Svcs	\$64,712	
In Admin. Unit 39-15 Division of Management and Budget FAMIS Index 200501		
In Acct. 101-4101 Regular Employee Salaries	(\$20,395)	
In Acct. 120-9120 Employee Benefits	(\$12,441)	
In Acct. 495-6262 County Executive Svcs	\$32,836	
In Admin. Unit 43-00 Health Department FAMIS Index 333005		
In Acct. 101-4101 Regular Employee Salaries	(\$36,376)	
In Acct. 120-9120 Employee Benefits	(\$22,189)	
In Acct. 495-6283 Info Tech Svce	\$49,583	
In Acct. 495-6262 County Executive Svcs	\$8,982	
In Admin. Unit 40-43-51 Health-Center for Forensic Science FAMIS Index #330308		
In Acct. 101-4101 Regular Employee Salaries	(\$60,524)	
In Acct 120-9120 Employee Benefits	(\$36,920)	

In Acct. 495-6283 Info Tech Svce	\$97,444	
In Admin. Unit 10-47 County Attorney FAMIS Index #210096		
In Acct. 101-4101 Regular Employee Salaries	\$104,868	
In Acct. 120-9120 Employee Benefits (Charging Van Duyn, WEP and DSS)	<u>\$ 63,970</u>	\$168,838
In Admin. Unit 55-20 Aging and Youth-Youth FAMIS Index #		
In Acct. 101-4101 Regular Employee Salaries	\$61,040	
In Acct. 120-9120 Employee Benefits (Charging Aging and DSS)	<u>\$37,234</u>	\$98,274
In Acct. 101-4101 Regular Employee Salaries	(\$18,034)	
In Acct. 120-9120 Employee Benefits	(\$11,001)	
In Acct. 495-6258 Aging and Youth Charges	\$29,035	
In Admin. Unit 80-69 Parks and Recreation FAMIS Index 510024		
In Acct. 101-4101 Regular Employee Salaries	(\$5,579)	
In Acct. 120-9120 Employee Benefits	(\$3,403)	
In Acct. 495-6262 County Executive Svcs	\$8,982	
In Admin. Unit 10-75 Division of Purchase FAMIS Index 240028		
In Acct. 101-4101 Regular Employee Salaries	\$40,073	
In Acct. 120-9120 Employee Benefits (Charging WEP)	<u>\$24,445</u>	\$64,518
In Admin. Unit 40-81-10 Department of Social Services Admin. FAMIS Index 430629		
In Acct. 101-4101 Regular Employee Salaries	\$31,403	
In Acct. 120-9120 Employee Benefits (Charging DOT)	<u>\$19,156</u>	\$50,559
In Acct. 101-4101 Regular Employee Salaries	(\$122,691)	
In Acct. 120-9120 Employee Benefits	(\$74,842)	
In Acct. 495-6262 County Executive Svcs	\$22,278	
In Acct. 495-6291 Law Svcs	\$80,951	
In Acct. 495-6258 Aging and Youth-Aging Svcs	\$35,826	
In Acct 495-6259 Aging and Youth-Youth Svcs	\$58,478	
REVENUES:		\$1,032,031
In Admin. Unit 05-10 Facilities Management FAMIS Index #470005		
In Acct. 060-3014 Facilities chgs other depts.	\$64,712	

In Admin. Unit 10-21
 County Executive
 FAMIS Index 130039
 In Acct. 060-3076 County Executive chgs other depts \$169,976

In Admin. Unit 10-27
 Information Technology
 FAMIS Index #160028
 In Acct. 060-3004 Info Tech Charges \$415,154

In Admin. Unit 10-47
 County Attorney
 FAMIS Index #210096
 In Acct. 060-3001 Law Dept chgs other depts \$168,838

In Admin. Unit 55-20
 Aging and Youth-Youth Svcs
 FAMIS Index #
 In Acct. 060-3074 Aging and Youth-Youth Svcs \$98,274

In Admin. Unit 10-75
 Division of Purchase
 FAMIS Index 240028
 In Acct. 060-3091 Purchase Div chgs other depts \$64,518

In Admin. Unit 40-81-10
 Department of Social Services Admin
 FAMIS Index 430629
 In Acct. 060-3081 DSS Charges \$50,559

APPROPRIATIONS:

In Admin. Unit 80-33
 Water Environment Protection
 FAMIS Index 480020
 In Acct. 101-4101 Regular Employee Salaries (\$123,435)
 In Acct. 120-9120 Employee Benefits (\$75,296)
 In Acct. 495-6312 Purchase Div Charges \$64,518
 In Acct. 495-6262 County Executive Svcs \$63,613
 In Acct. 495-6291 Legal Services \$70,600

APPROPRIATIONS:

In Admin. Unit 40-49-20
 Van Duyn Administration
 FAMIS Index 351081
 In Acct. 101-4101 Regular Employee Salaries (\$85,098)
 In Acct. 120-9120 Employee Benefits (\$51,911)
 In Acct. 495-6262 County Executive Svcs \$22,278
 In Acct. 495-6283 Info Tech Svce \$97,444
 In Acct. 495-6291 Legal Services \$17,287

APPROPRIATIONS:

In Admin. Unit 93-10
 Transportation Dept. Highways Division
 FAMIS Index 534040

In Acct. 101-4101 Regular Employee Salaries	(\$31,403)
In Acct. 120-9120 Employee Benefits	(\$19,156)
In Acct. 495-6268 DSS Charges	\$50,559

APPROPRIATIONS:

CG960 Appropriations	\$64,861
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In Admin. Unit 10-19

County Clerk

FAMIS Index #110007

Grant #755452

In Acct. 101-4101 Regular Employee Salaries	(\$45,490)
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In Acct 120-9120 Employee Benefits	(\$27,749)
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In Acct. 495-6283 Info Tech Svce	\$73,239
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In Admin. Unit 40-55-10

Aging and Youth-Aging

FAMIS Index 370015

Grant #755452

In Acct. 101-4101 Regular Employee Salaries	\$40,286
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In Acct. 120- 9120 Employee Benefits	\$24,575
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(Charging Youth and DSS)	\$64,861
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In Acct. 101-4101 Regular Employee Salaries	(\$30,297)
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In Acct. 120-9120 Employee Benefits	(\$18,481)
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In Acct. 495-6262 County Executive Svcs	\$8,982
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In Acct. 495-6259 Aging and Youth-Youth Charges	\$39,796
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In Admin. Unit 40-53

Mental Health Grants

FAMIS Index 360651

Grant # 752009

In Acct. 101-4101 Regular Employee Salaries	(\$1,258)
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In Acct 120-9120 Employee Benefits	(\$767)
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In Acct. 495-6262 County Executive Svcs	\$2,025
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REVENUES:

CG510 Estimated Revenues	\$64,861
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In Admin. Unit 40-55-10

Aging and Youth-Aging

FAMIS Index 370015

Grant #755452

In Acct. 060-3096 Aging and Youth-Aging Charges	\$64,861
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APPROPRIATIONS:

In Admin. Unit 40-65-10

Onon. Co. Public Library

FAMIS Index #390114

In Acct. 101-4101 Regular Employee Salaries	(\$60,524)
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In Acct 120-9120 Employee Benefits	(\$36,920)
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In Acct. 495-6283 Info Tech Svce	\$97,444
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ADOPTED. Ayes: 17

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Motion Made By Mr. Knapp

RESOLUTION NO. 94

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, JOHN LAROSE V. ONONDAGA COMMUNITY COLLEGE, ET AL.

WHEREAS, on or about April 15, 2009, by Summons and Complaint, Plaintiff, John LaRose, commenced this action against Onondaga Community College, Robert A. McKenney, Michele Reed and Stephanie Reynolds, demanding payment for alleged age discrimination; and

WHEREAS, Plaintiff, John LaRose, is willing to settle against the Defendants, upon the payment of \$15,000, inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$15,000, and the Comptroller be and hereby is authorized to draw his warrant charging it against the proper funds; and, be it further

RESOLVED, that this warrant shall be released to the County Attorney upon receipt of the proper Settlement Agreement and Stipulation of Discontinuance.

ADOPTED. Ayes: 15 Noes: 2 (Liedka, Dougherty)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 95

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, MAPARO RAMAHDAN V. COUNTY OF ONONDAGA, ET AL.

WHEREAS, on or about December 23, 2009, by Summons and Complaint, Plaintiff, Maparo Ramadhan, commenced this action against County of Onondaga, et al. demanding payment for injuries sustained while incarcerated at the Justice Center; and

WHEREAS, Plaintiff, Maparo Ramadhan, is willing to settle against the Defendants, upon the payment of \$80,000, inclusive of attorney fees and partial waiver of DSS lien; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$80,000, and the Comptroller be and hereby is authorized to draw his warrant charging it against the proper funds; and, be it further

RESOLVED, that this warrant shall be released to the County Attorney upon receipt of the proper Settlement Agreement and Stipulation of Discontinuance.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 96

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONEIDA, IN THE MATTER OF THE APPLICATION OF TWINSTATE/VOICE.DATA.VIDEO.INC AND DAVID CARBONE FOR A JUDGMENT PURSUANT TO ARTICLE 78 OF THE N.Y. CIVIL PRACTICE LAW & RULES FOR VACATUR OF A CONTRACT V. ONONDAGA COUNTY, ET AL.

WHEREAS, on or about June 23, 2011, by Order to Show Cause and Verified Petition, Petitioners, Twinstare/Voice.Data.Video.Inc. and David Carbone, commenced this action against Onondaga County and Onondaga County Executive, Joanne M. Mahoney, regarding the award of a contract for voice over internet protocol; and

WHEREAS, Plaintiff, Twinstare/Voice.Data.Video.Inc. and David Carbone, are willing to settle against the Respondents, upon the payment of \$215,000, inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$215,000, and the Comptroller be and hereby is authorized to draw his warrant charging it against the proper funds; and, be it further

RESOLVED, that this warrant shall be released to the County Attorney upon receipt of the proper Settlement Agreement and Stipulation of Discontinuance.

ADOPTED. Ayes: 13 Noes: 4 (Stanczyk, Ryan, Williams, Ervin)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 97

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, CHUNDRA SMITH, V. COUNTY OF ONONDAGA, ET. AL.

WHEREAS, on or about November 3, 2010, by Summons and Complaint, Plaintiff, Chundra Smith, Individually and as Administratrix of the Estate of Chuniece Patterson commenced this action against County of Onondaga, et. al. demanding payment for injuries sustained by Chuniece Patterson while incarcerated at the Justice Center; and

WHEREAS, Plaintiff, Chundra Smith, is willing to settle against the Defendants, upon the payment of \$212,500, inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$212,500, and the Comptroller be and hereby is authorized to draw his warrant charging it against the proper funds; and, be it further

RESOLVED, that this warrant shall be released to the County Attorney upon receipt of the proper Settlement Agreement and Stipulation of Discontinuance.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Jordan, Mr. May, Mr. Dougherty, Mr. Meyer, Mrs. Tassone, Mrs. Rapp,
Mr. Plochocki, Mr. Liedka, Mr. Holmquist, Mr. Kilmartin, Mr. Knapp, Mr. Shepard,
Mr. McMahon

RESOLUTION NO. 98

MEMORIALIZING THE FEDERAL AND NEW YORK STATE GOVERNMENTS THAT
LOCAL MUNICIPALITIES CANNOT AFFORD TO PAY THE COSTS OF UNFUNDED
PROGRAMS ESTABLISHED BY STATE OR FEDERAL LAW, AND REQUESTING THE
STATE AND FEDERAL GOVERNMENT TO PROHIBIT THE PASSING ALONG OF THE
COSTS OF THESE PROGRAMS TO STATE AND/OR LOCAL GOVERNMENTS

WHEREAS, over the years, the federal and state governments have enacted laws that require local governments to formulate and administer programs and provide services to their communities; and

WHEREAS, as the cost of providing these mandated programs and services increases, the federal and state governments which enacted the legislation creating these mandates have also opted to reduce or eliminate the funding that local governments require to pay for these mandates; and

WHEREAS, by failing to fully fund these mandated programs and services, the federal and state governments are shifting the costs of these mandates to the local property taxpayers, and the cost of funding these mandates represent a significant portion of the available county budgets; and

WHEREAS, with limited county revenues available to pay for the escalating costs of these mandated state and federal programs, local municipalities are forced to redirect county resources away from other programs and services that the residents and local governments deem essential; and

WHEREAS, it has become far too easy for the federal and state governments to require that services and programs be provided when they also evade responsibility for their actions by shifting the costs and consequences of these programs and services to lower levels of government, all to the detriment of the taxpaying public; and

WHEREAS, in these times of fiscal constraint, the taxpaying residents of Onondaga County cannot and should not be required to bear the costs for these decisions by the federal and/or state governments to institute these unfunded mandates; and

WHEREAS, the federal and state governments must stop burdening local taxpayers with the escalating costs of supporting these legislatively mandated state and federal programs; and

WHEREAS, it is time for the United States and New York State governments to take responsibility for these legislatively mandated programs and services and stop passing the costs of these mandates on to other levels of government, and relieve the taxpayers of Onondaga County, and all counties, from the burden of these ever increasing state and federal mandates; now, therefore be it

RESOLVED, that this Onondaga County Legislature hereby memorializes the United States Congress and the New York State Legislature, as well as the President of the United States and Governor of the State of New York, to enact appropriate legislation prohibiting any level of government from enacting a law which requires any other level of government to formulate, administer and/or pay for the cost of any program or service, unless the government that requires

that program or service fully funds all costs associated with that program and/or service; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to transmit this resolution to the United States President, the New York State Governor and the State and Federal Legislators representing Onondaga County, urging action on this request.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon, Mrs. Tassone, Mr. Knapp

RESOLUTION NO. 99

AUTHORIZING THE COMPROMISE OF TAXES, INTEREST AND PENALTIES ON PROPERTY LOCATED ALONG FARRELL ROAD IN THE TOWN OF GEDDES

WHEREAS, Syroco, Inc. is the owner of several parcels of property being parcels No. 017.-03-02.2, 017.-03-01.0 and 017.-03-02.1, all located in the Town of Geddes; and

WHEREAS, there are unpaid past due real property taxes including interest and penalties due and owing through September 28, 2012 on such parcels in the amount of \$746,709.87 (Parcel No. 017.-03-02.2), \$415,661.70 (Parcel No. 017.-03-01.0), and \$846.83 (Parcel No. 017.-03-02.1), for a total of \$1,163,218.40, of which \$821,136.79 is taxes and \$342,081.62 is interest/penalties; and

WHEREAS, in connection with a proposed purchase of the parcels by Widewaters Farrell Road Company, LLC and Widewaters Farrell Road Company II, LLC, (collectively "Widewaters"), Widewaters proposes to pay the sum of \$465,000 in full and final settlement of all past due taxes, interest and penalties due and owing on all three parcels, said sum of \$465,000 to be paid to the County on or before September 28, 2012; and

WHEREAS, the purchaser advises that portions of the property are contaminated with petroleum, and it is the desire of the County to compromise the taxes, interest and penalties as there is no municipal exemption from liability for an involuntary taking of property that is contaminated with petroleum; now, therefore be it

RESOLVED, that the County hereby compromises all past due taxes, interest and penalties due and owing through September 28, 2012 on the aforementioned parcels No. 017.-03-02.2, 017.-03-01.0 and 017.-03-02.1, located in the Town of Geddes, provided that (a) said parcels are purchased by Widewaters on or before September 28, 2012, and (b) the County is paid the sum of \$465,000 in full on or before September 28, 2012; and, be it further

RESOLVED, that if the aforementioned purchase by Widewaters does not occur on or before September 28, 2012 and the County is not paid the sum of \$465,000 in full on or before September 28, 2012, there shall be no compromise of taxes, interest and penalties, and the full amount of past due and current taxes, plus interest and penalties, shall be due and owing to the County.

ADOPTED. Ayes: 17

* * *

Mr. McMahon requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. McMahon

RESOLUTION NO. 100

REQUESTING OFFICIALS AT ONONDAGA COMMUNITY COLLEGE TO CONFER WITH MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE PRIOR TO NAMING COLLEGE FACILITIES

WHEREAS, the responsibility for naming a public facility is significant in that such a facility may garner widespread recognition from the various individuals who use such facilities as well as the larger public; and

WHEREAS, such recognition may be incentive for a sponsor to make a large financial contribution, resulting in the sponsor's name being attached to the facility; and

WHEREAS, a public facility may also be named after a specific individual as a sign of appreciation for such individual's public service and civic contributions; and

WHEREAS, there are a finite number of public facilities to be named, and there are often competing interests when officials are determining a facility's name; and

WHEREAS, this Onondaga County Legislature has adopted policies regarding the naming of County facilities and, as such, should have input regarding facilities at Onondaga Community College, as the County holds title in trust to property at the College and provides funding and other support for College operations and capital development; now, therefore be it

RESOLVED, that Onondaga Community College officials are requested to report to and confer with the members of the Facilities Committee of this Onondaga County Legislature prior to naming any college facilities, including buildings and athletic fields; and, be it further

RESOLVED, that the Clerk of this Legislature is directed to transmit a copy of this resolution to the President and the Chair of the Board of Trustees at the College.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 101

CONFIRMING APPOINTMENT TO THE ONONDAGA COUNTY CULTURAL RESOURCES TRUST

WHEREAS, pursuant to Section 22.05 of the New York State Arts and Cultural Affairs Law, Onondaga County Executive, Joanne M. Mahoney, has duly appointed and designated, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Onondaga County Cultural Resources Trust:

APPOINTMENT:
Barbara E. Yunis
103 Bradford Lane
Syracuse, New York 13224

TERM EXPIRES:
August 3, 2015

WHEREAS, it is the desire of this Legislature to confirm said appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of the above individual as a member of the Onondaga County Cultural Resources Trust for the term specified or until subsequent action by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Rapp, Mr. Knapp

RESOLUTION NO. 102

AUTHORIZING EXECUTION OF AN AGREEMENT WITH SMG TO MANAGE THE ONCENTER FACILITIES AND COUNTY SPONSORED EVENTS AT ALLIANCE BANK STADIUM

WHEREAS, pursuant to Chapter 839 of the Laws 1987 of the State of New York, Onondaga County constructed the Onondaga County Convention Center/War Memorial Complex, a county-owned facility, for the purpose of attracting sporting events, concerts, conventions and other related business to Onondaga County, and thereby generate new revenues and increase economic activity within the area; and

WHEREAS, in September 2011, the County issued a Request for Qualifications seeking qualified vendors to manage, operate and market the Convention Center, the War Memorial Arena, the Civic Center Theatre Complex, the OnCenter Parking Garage, Everson Plaza, and County sponsored events at Alliance Bank Stadium (collectively, the "facilities"); and

WHEREAS, the Venue Management Selection Committee unanimously identified SMG, a Pennsylvania general partnership, as the most qualified vendor, and the County and SMG have agreed to the terms of an agreement whereby SMG will manage, operate and market the facilities; and

WHEREAS, the agreement with SMG provides, inter alia, for a base management fee and an incentive whereby SMG is eligible for an incentive based upon certain performance measures; and

WHEREAS, it is desired to approve the execution of the agreement with SMG for the operation, management and marketing of the facilities; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into agreements with SMG for the operation, management and marketing of the facilities, and to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Rapp, Mr. Knapp

RESOLUTION NO. 103

APPROVING AMENDMENTS TO THE MANAGEMENT AGREEMENT BETWEEN THE COUNTY AND THE ONONDAGA COUNTY CONVENTION CENTER WAR MEMORIAL COMPLEX MANAGEMENT CORPORATION, AND AUTHORIZING THE DISSOLUTION OF THE ONCENTER MANAGEMENT CORPORATION

WHEREAS, pursuant to Chapter 839 of the Laws 1987 of the State of New York, Onondaga County constructed the Onondaga County Convention Center/War Memorial Complex, a county-owned facility, for the purpose of attracting sporting events, concerts, conventions and other related business to Onondaga County, and thereby generate new revenues and increase economic activity within the area; and

WHEREAS, the County entered into a Management Agreement, dated October 2007, with the Onondaga County Convention Center/War Memorial Complex Management Corporation (the Corporation) for management of the "Complex" (as defined therein), it being the sole purpose of the Corporation to manage county-owned civic facilities; and

WHEREAS, in September 2011, the County issued a Request for Qualifications seeking qualified vendors to manage, operate and market the County Convention Center, the War Memorial Arena, the Civic Center theatres, the Oncenter Parking Garage, the Everson Plaza and County sponsored events at Alliance Bank Stadium (collectively, the "facilities"); and

WHEREAS, the Venue Management Selection Committee unanimously identified SMG, a Pennsylvania general partnership, as the most qualified vendor, and the County and SMG have agreed to the terms of an agreement whereby SMG will begin to manage, operate and market the facilities commencing on or around July 1, 2012; and

WHEREAS, the Corporation will begin the process of dissolution pursuant to applicable law, and it is necessary to amend the Management Agreement to provide for the Corporation to transition the management, operation and marketing of the Complex to SMG; now, therefore be it

RESOLVED, that the Management Agreement between the County and the Corporation hereby is amended to add a new Section 1.03(c), as follows:

(c) Effective upon the execution of an agreement between the County and SMG for management of the Oncenter Facilities, the Corporation will work with the County to provide for transition of the management, operations and marketing of the Complex to SMG and will provide for the transfer of certain assets and liabilities of the Corporation to the County, and upon completion of such transfer this Agreement shall be terminated.

and, be it further

RESOLVED, that this Legislature approves of such further amendments to the Management Agreement between the County and the Corporation as may be required to provide for the Corporation to discontinue management of the Complex and to provide for the dissolution of the Corporation; and, be it further

RESOLVED, that this Onondaga County Legislature hereby authorizes the dissolution of the Corporation, effective on July 1, 2012 or as soon thereafter as may be practicable, pursuant to applicable provisions of law; and authorizes the County Executive to negotiate, approve and execute a plan of dissolution, agreement, assignment or other instruments pursuant to which the County will assume certain assets and liabilities of the Corporation.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Rapp, Mr. Knapp

RESOLUTION NO. 104

AMENDING THE 2012 COUNTY BUDGET TO ESTABLISH THE ONCENTER REVENUE FUND AND AMENDING RESOLUTION NO. 426-2011 REGARDING THE ONCENTER MANAGEMENT CORPORATION

WHEREAS, pursuant to Chapter 839 of the Laws 1987 of the State of New York, Onondaga County constructed the Onondaga County Convention Center/War Memorial Complex, a county-owned facility, for the purpose of attracting sporting events, concerts, conventions and other related business to Onondaga County, and thereby generate new revenues and increase economic activity within the area; and

WHEREAS, Onondaga County entered into a Management Agreement, dated October 2007, with the Onondaga County Convention Center/War Memorial Complex Management Corporation (the Corporation) to manage the Oncenter Complex; and

WHEREAS, in September 2011, the County issued a Request for Qualifications seeking qualified vendors to manage, operate and market the County Convention Center, the War Memorial Arena, the Civic Center Theatre Complex, the Oncenter Parking Garage, Everson Plaza, and County sponsored events at Alliance Bank Stadium (collectively, the "facilities"); and

WHEREAS, the Venue Management Selection Committee unanimously identified SMG, a Pennsylvania general partnership, as the most qualified vendor, and the County is entering into an agreement with SMG to operate, manage and market the facilities; and

WHEREAS, it is the desire of the County to amend the 2012 county budget to establish the Oncenter Revenue Fund to provide for the operation and management of the facilities by SMG; now, therefore be it

RESOLVED, that the 2012 county budget be amended as follows:

<u>REVENUES:</u>	
A 510 Estimated Revenues	(\$819,212)
In Admin. Unit 23-65-15	
County General Expense	
FAMIS Index 140061	
In Acct. 005-0063 Room Occupancy Taxes	(\$819,212)
 <u>APPROPRIATIONS:</u>	
A 960 Appropriations	(\$819,212)
In Admin. Unit 23-65-15	
County General Expense	
FAMIS Index 140061	
In Account 825-5925 ONCENTER	(\$819,212)
 <u>REVENUES:</u>	
In Admin. Unit 23-65-18	\$819,212
ONCENTER Revenue Fund	
FAMIS Index (to be assigned)	
In Acct. 005-0063 Room Occupancy Taxes	\$819,212

APPROPRIATIONS:

In Admin. Unit 23-65-18	\$819,212
ONCENTER Revenue Fund	
FAMIS Index (to be assigned)	
In Acct. 825-5925 ONCENTER	\$819,212

and, be it further

RESOLVED, that the Onondaga County Chief Fiscal Officer hereby is authorized to accept the transfer of any and all assets and liabilities of the Corporation upon the approval of the same by the Corporation Board of Directors; the Oncenter Revenue Fund and the books and records relating to such fund will be updated under GAAP to acknowledge the transfer of such assets and liabilities; and Resolution No. 426-2011 hereby is amended such that upon transfer to the Oncenter Revenue Fund of the obligation to repay the loan described herein, the Corporation shall be released of such obligation to repay the loan to the County and the repayment agreement shall be amended to reflect the same, as the Oncenter Revenue Fund will reflect the loan as an obligation to the County General Fund; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Mr. Stanczyk offered an amendment.

Motion Made By Mr. Stanczyk, Mr. Ryan, Ms. Williams, Mrs. Ervin

AMENDMENT TO RESOLUTION NO. (2a)

RESOLVED, that Resolution No. (2a) hereby is amended in the body of said resolution to strike the provisions thereof and substitute the following, said resolution to read as follows:

BOND RESOLUTION DATED JUNE 5, 2012

A RESOLUTION AUTHORIZING VARIOUS PURPOSES FOR THE ONONDAGA COMMUNITY COLLEGE IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$10,897,580, AND AUTHORIZING THE ISSUANCE OF \$5,463,790 BONDS OF SAID COUNTY TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. The following projects and improvements are hereby authorized for the Onondaga Community College in and for the County of Onondaga, New York:

- (a) Safety and accessibility site improvements, at an aggregate maximum estimated cost of \$2,803,580, consisting of (i) campus sidewalk expansion, at a maximum estimated cost of \$2,002,730, being a class of objects or purposes having a period of probable usefulness of ten years pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law; (ii) parking lot expansion, at a maximum estimated cost of \$420,900, being a specific object or purpose having a period of probable usefulness of ten years pursuant to subdivision 20(f) of paragraph a of Section

11.00 of the Local Finance Law; and (iii) fire alarm system replacement, at a maximum estimated cost of \$379,950, being a specific object or purpose having a period of probable usefulness of ten years pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law;

(b) Technology upgrades consisting of a campus wireless network, core technology infrastructure, and Enterprise Portal Application, at a maximum estimated cost of \$1,386,000, being a class of objects or purposes having a period of probable usefulness of five years pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law;

(c) Energy efficiency improvements consisting of a boiler replacement program and HVAC control upgrades, at a maximum estimated cost of \$678,000, being a class of objects or purposes having a period of probable usefulness of ten years pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law;

(d) A multi-field project (baseball/softball), at a maximum estimated cost of \$5,730,000, being a specific object or purpose having a period of probable usefulness of fifteen years pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law; and

(e) Architectural and engineering services in connection with the proposed Coulter Library project at a maximum estimated cost of \$300,000, being a specific object or purpose having a period of probable usefulness of five years pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The plan for the financing thereof is as follows:

(i) By the issuance of \$5,463,790 bonds of said County, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law, which shall be allocated pro-rata to the capital projects in accordance with the maximum estimated costs set forth in Section 1 (a) through (d) above; and

(ii) By the application of State grants in the amount of \$5,433,790.

Section 3. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not available from other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 5. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 6. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. This resolution, which takes effect immediately, shall be published in summary form in the *Syracuse Post Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

DEFEATED. Ayes: 4 (Stanczyk, Ryan, Williams, Ervin) Noes: 13

* * *

Motion Made By Mr. Kilmartin

RESOLUTION NO. 105

BOND RESOLUTION DATED JUNE 5, 2012

A RESOLUTION AUTHORIZING VARIOUS PURPOSES FOR THE ONONDAGA COMMUNITY COLLEGE IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$8,657,680, AND AUTHORIZING THE ISSUANCE OF \$4,343,840 BONDS OF SAID COUNTY TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. The following projects and improvements are hereby authorized for the Onondaga Community College in and for the County of Onondaga, New York:

(a) Safety and accessibility site improvements, at an aggregate maximum estimated cost of \$1,983,680, consisting of (i) campus sidewalk expansion, at a maximum estimated cost of \$1,604,730, being a class of objects or purposes having a period of probable usefulness of ten years pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law; and (ii) fire alarm system replacement, at a maximum estimated cost of \$378,950, being a specific object or purpose having a period of probable usefulness of ten years pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law;

(b) Technology upgrades consisting of a campus wireless network, core technology infrastructure, and Enterprise Portal Application, at a maximum estimated cost of \$986,000, being a class of objects or purposes having a period of probable usefulness of five years pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law;

(c) Energy efficiency improvements at Mawhinney Hall and Ferrante Hall consisting of a boiler replacement program and HVAC control upgrades, at a maximum estimated cost of \$678,000, being a class of objects or purposes having a period of probable usefulness of ten years pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law;

(d) A baseball field project and softball field project (with multi-sport capability), at a maximum estimated cost of \$5,010,000, being a specific object or purpose having a period of probable usefulness of fifteen years pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law; and

Section 2. The plan for the financing thereof is as follows:

(i) By the issuance of \$4,343,840 bonds of said County, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law, which shall be allocated pro-rata to the capital projects in accordance with the maximum estimated costs set forth in Section 1 (a) through (d) above; and

(ii) By the application of State grants in the amount of \$4,313,840.

Section 3. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not available from other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 5. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 6. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. This resolution, which takes effect immediately, shall be published in summary form in the *Syracuse Post Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 14 Noes: 2 (Jordan, Tassone) Absent: 1 (Williams)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, July 3, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

July 3, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Absent: Legislator Tassone

Legislator Liedka gave the invocation. Legislator Ryan led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

June 5, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XIX, Section 1904, of the Onondaga County Charter, and Article XXI, Section 21.01, of the Onondaga County Administrative Code, I hereby appoint, subject to confirmation of the County Legislature, Duane Owens as Commissioner of Facilities Management, effective June 25, 2012. I ask you to schedule the appropriate review for the June committee and place Mr. Owens nomination on your Session agenda for confirmation Tuesday, July 3, 2012.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Gold Seal:

a. RECOGNIZE AND HONOR JAMES J. ROWLEY FOR HIS DEDICATED SERVICE TO ONONDAGA COUNTY (Sponsored by Mr. Knapp, Mr. Dougherty, Mr. May, Mr. Meyer, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Ryan, Mr. Stanczyk, Mr. Holmquist, Mr. Kilmartin, Mr. Shepard, Mr. Jordan, Mr. McMahon, Ms. Williams, Mrs. Ervin)

* * *

Motion Made By Mr. Holmquist, Mr. Meyer

RESOLUTION NO. 106

CONFIRMING APPOINTMENT OF WILLIAM ELDERBROOM TO THE POSITION OF DEPUTY COORDINATOR AND AUTHORIZING REIMBURSEMENT FOR EXPENSES INCURRED IN THE PERFORMANCE OF HIS DUTIES

WHEREAS, a Deputy Coordinator appointed to serve for calendar year 2012 has vacated the position due to retirement; and

WHEREAS, Kevin E. Wisely, in accordance with the County Law Section 401 and pursuant to the power vested in him as Commissioner Department of Emergency Management, has duly appointed, pending confirmation, the following person as Deputy Coordinator for the remainder of 2012:

William Elderbroom
Deputy Chief, Syracuse Fire Department
6120 Dawns Ridge
Cicero, New York 13039

and

WHEREAS, this appointment fills the Deputy Coordinator vacancy resulting from the retirement of Robert Bratt, former Deputy Chief-Special Operations Teams, Syracuse Fire Department; and

WHEREAS, this appointment will be to complete the 2012 term, commencing May 1, 2012 through December 31, 2012; and

WHEREAS, it is the desire of this Legislature to confirm the appointment of the above-named individual to serve as Deputy Coordinator without salary, but to be reimbursed for actual expenses; now, therefore be it

RESOLVED, that this Legislature does hereby confirm the appointment of the above-named Deputy Coordinator for the remainder of the 2012 one (1) year term; and, be it further

RESOLVED, that said Deputy Coordinator shall serve without salary but be authorized to be reimbursed for actual expenses incurred in performing the duties of said office, upon submission of duly approved claim forms to the Onondaga County Comptroller.

ADOPTED. Ayes: 16 Absent: 1 (Tassone)

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 107

AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE COUNTY OF OSWEGO
PURSUANT TO NEW YORK STATE GENERAL MUNICIPAL LAW SECTION 119-O, TO
PROVIDE DISASTER ASSISTANCE

WHEREAS, pursuant to Article 2-B of the New York State Executive Law and federal nuclear regulatory requirements the County of Oswego has developed a disaster preparedness plan for the purpose of minimizing the effects of a disaster and coordinating the use of local resources during such an event; and

WHEREAS, implementation of Oswego County's plan includes assistance by Onondaga County in the event of a threat or occurrence of a disaster; and

WHEREAS, the County of Oswego desires to enter into an intermunicipal agreement pursuant to New York State General Municipal Law § 119-O with Onondaga County for a term of three (3) years to outline the circumstances in which such assistance may be requested; and

WHEREAS, pursuant to this agreement, in the event of a disaster Oswego County would reimburse Onondaga County for all reasonable and necessary costs incurred as part of providing such assistance; and

WHEREAS, in addition, Oswego County will provide Onondaga County \$35,000 to help defray the costs of training and exercising that is conducted to ensure effective responsibility capability for a radiological incident; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into an intermunicipal agreement to carry out the intent of this resolution.

ADOPTED. Ayes: 16 Absent: 1 (Tassone)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 108

CONFIRMING APPOINTMENT OF DUANE OWENS AS COMMISSIONER OF THE DEPARTMENT OF FACILITIES MANAGEMENT

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, pursuant to the power vested in her by the Onondaga County Charter and the Administrative Code of Onondaga County, has duly designated and appointed, pending confirmation, Duane Owens of 910 Nottingham Road, Jamesville, New York 13078 as Commissioner of the Department of Facilities Management; and

WHEREAS, it is the desire of the Onondaga County Legislature at this time, in accordance with the provisions of said Onondaga County Charter and the Administrative Code of Onondaga County to confirm said appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature, pursuant to the provisions of the Onondaga County Charter and the Administrative Code of Onondaga County, does hereby confirm, effective June 25, 2012, the appointment of Duane Owens as Commissioner of the Department of Facilities Management and in accordance with his appointment by the County Executive.

ADOPTED. Ayes: 16 Absent: 1 (Tassone)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 109

STANDARD WORK DAY AND REPORTING RESOLUTION

WHEREAS, the County of Onondaga 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 of this Legislature:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Comm of Aging Youth	Lisa M Alford	7	January 1, 2012 - December 31, 2015	N	22.55		
Secretary	Margaret M Doherty	7	January 1, 2012 - December 31, 2015	Y			
Pathologist	Deborah G Johnson	7	January 1, 2012 - December 31, 2015	N	34.52		
Quality Assuran Mana	Joelyn M Cornwell	7	January 1, 2012 - December 31, 2015	Y			
Director of Labs	Kathleen Corrado	7	January 1, 2012 - December 31, 2015	Y			
Pathologist	Laura D Knight	7	January 1, 2012 - December 31, 2015	N	28.54		
Toxicologist	Mark R Lichtenwalner	7	January 1, 2012 - December 31, 2015	Y			
Sr Latent Print Exam	Mark R Mills	7	January 1, 2012 - December 31, 2015	Y			
Medical Examiner	Robert Stoppacher	7	January 1, 2012 - December 31, 2015	N	26.55		
Sr Forensic Chem (Cr)	Samuel D Vandee	7	January 1, 2012 - December 31, 2015	Y			
Senior DNA Scientist	Sheila M Gentile	7	January 1, 2012 - December 31, 2015	Y			

Dep Comptroller	James V Mauro	7	January 1, 2012 - December 31, 2015	N	26.60		
Exec Secretary	Nancy L Campolito	7	January 1, 2012 - December 31, 2015	N	21.43		
Comptroller	Robert E Antonacci-II	7	January 1, 2012 - December 31, 2015	N	20.67		
Dep Compt/Auditor	Philip M Britt	7	January 1, 2012 - December 31, 2015	N	23.77		
Asst Comm Corr-Sec/Op	Randy W Blume	8	January 1, 2012 - December 31, 2015	Y			
Exec Secretary	Eloise J Leflore	7	January 1, 2012 - December 31, 2015	N	21.67		
County Executive	Joanne M Mahoney	7	January 1, 2012 - December 31, 2015	N	23.59		
Exec Secretary	Karen A Rein	7	January 1, 2012 - December 31, 2015	N	21.67		
Sr Exec Asst	Lesley B Dublin	7	January 1, 2012 - December 31, 2015	N	23.85		
Exec Commun Direct	Martin C Skahen	7	January 1, 2012 - December 31, 2015	N	22.43		
Exec Secretary	Marybeth Rice	7	January 1, 2012 - December 31, 2015	N	23.05		
Dep County Exec Phys Svc	Matthew J Millea	7	January 1, 2012 - December 31, 2015	N	25.67		
Conf Inform Aide (CE)	Pamela J Marsallo	7	January 1, 2012 - December 31, 2015	N	21.67		

Director Inter-Gov Rel	Travis R Glazier	7	January 1, 2012 - December 31, 2015	N	20.90		
Dep County Executive	William P Fisher	7	January 1, 2012 - December 31, 2015	N	24.77		
Dep County Executive	Ann Rooney	7	January 1, 2012 - December 31, 2015	N	21.67		
Research & Comm Officer	Caeli E Sullivan	7	January 1, 2012 - December 31, 2015	N	22.10		
County Legislator	Brian F May	6	January 1, 2012 - December 31, 2013	N	22.36		
County Legislator	Casey E Jordan	6	January 1, 2012 - December 31, 2013	N	20.20		
County Legislator	Christopher J Ryan	6	January 1, 2012 - December 31, 2013	N	21.50		
County Legislator	Danny J Liedka	6	January 1, 2012 - December 31, 2013	N	22.70		
Legislative Aide	Darcie L Lesniak	7	January 1, 2012 - December 31, 2013	N	20.83		
County Legislator	David H Knapp	6	January 1, 2012 - December 31, 2013	N	21.0		
Clerk County Legislature	Deborah L Maturo	7	January 1, 2012 - December 31, 2013	N	23.90		
County Legislator	Derek T Shepard Jr	6	January 1, 2012 - December 31, 2013	N	22.0		
Asst Clerk County Legislature	Jamie M McNamara	7	January 1, 2012 - December 31, 2013	N	20.19		

County Legislator	John C Dougherty	6	January 1, 2012 - December 31, 2013	N	23.53		
Chairperson Co Legislature	John R McMahon	6	January 1, 2012 - December 31, 2013	N	21.95		
County Legislator	Judith A Tassone	6	January 1, 2012 - December 31, 2013	N	20.99		
Dep Clerk-Co Legislature	Katherine M French	7	January 1, 2012 - December 31, 2013	N	23.25		
County Legislator	Kathleen A Rapp	6	January 1, 2012 - December 31, 2013	N	20.89		
County Legislator	Kevin A Holmquist	6	January 1, 2012 - December 31, 2013	N	23.33		
Exec Secretary	Kimberly A Memory	7	January 1, 2012 - December 31, 2013	N	21.0		
County Legislator	Linda R Ervin	6	January 1, 2012 - December 31, 2013	N	21.38		
Floor Ldr-Co Legislature	Mark A Stanczyk	6	January 1, 2012 - December 31, 2013	N	23.31		
County Legislator	Michael E Plochocki	6	January 1, 2012 - December 31, 2013	N	24.36		
County Legislator	Monica R Williams	6	January 1, 2012 - December 31, 2013	N	21.0		
Floor Ldr - Co Legislature	Patrick M Kilmartin	6	January 1, 2012 - December 31, 2013	N	21.99		
Dir Leg Budget Review	Susan Stanczyk	7	January 1, 2012 - December 31, 2013	N	23.58		

County Legislator	William H Meyer-Jr.	6	January 1, 2012 - December 31, 2013	N	23.83		
Legislative Aide	William T Kinne	7	January 1, 2012 - December 31, 2013	N	21.35		
Chief Asst	Alison B Fineberg	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Andrew J Tarkowski	7	January 1, 2012 - December 31, 2015	Y			
Admin Officer (DA)	Barry S Weiss	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Beth J VanDoren	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Brenton P Dadey	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Bridget S Thompson	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 1	Christine A Sztchmiler	7	January 1, 2012 - December 31, 2015	Y			
Chief Asst District Atty 2	Christine M Garvey	7	January 1, 2012 - December 31, 2015	Y			
Sr Asst District Atty	Christopher J Bednarski	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 1	Clifton C Carden-III	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Cynthia S Newtown	7	January 1, 2012 - December 31, 2015	Y			

Asst District Atty 1	Daniel B Barry	7	January 1, 2012 - December 31, 2015	Y			
Dep District Atty	Domenic F Trunfio	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Erica T Dorazio	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 2	Frank B Pelosi	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Frederick A McRoberts II	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Geoffrey J Ciereck	7	January 1, 2012 - December 31, 2015	Y			
Chief Asst District Atty 2	James P Maxwell	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	James R Daley	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Janet M Fall	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Jeffrey J Schiano	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Jeremy P Cali	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Joseph J Centra	7	January 1, 2012 - December 31, 2015	Y			
Chief Asst District Atty	Joseph T Coolican	7	January 1, 2012 - December 31, 2015	Y			

Asst District Atty 3	Kari E Arnold	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 2	Kelly B Blouet	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Kerry L Dominski	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Laura A Fiorenza	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Lauren L Marraffa	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 2	Mary A Gorman	7	January 1, 2012 - December 31, 2015	Y			
Exec Secretary	Maryann Cerretani	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 2	Matthew D Dotzler	7	January 1, 2012 - December 31, 2015	Y			
Chief Asst District Atty	Matthew J Doran	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Matthew L Bloss	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 2	Melanie C Spuches	7	January 1, 2012 - December 31, 2015	Y			
Sr Asst District Atty	Melinda H McGunnigle	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Michael A Kasmarek	7	January 1, 2012 - December 31, 2015	Y			

Sr Asst Dist Atty	Michael E Ferrante	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Michael J Manfredi	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Michael J Mordue	7	January 1, 2012 - December 31, 2015	Y			
Process Server	Raymond K Abood	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Robert E Moran	7	January 1, 2012 - December 31, 2015	Y			
Sr Asst District Atty	Robert J DeMarco	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 3	Romana A Lavalas	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 2	Shaun M Chase	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty 2	Shawn Weed	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Susan C Azzarelli	7	January 1, 2012 - December 31, 2015	Y			
Sr Asst Dist Atty	Timothy M Hennigan	7	January 1, 2012 - December 31, 2015	Y			
Sr Asst District Atty	Victoria M White	7	January 1, 2012 - December 31, 2015	Y			
District Attorney	William J Fitzpatrick	7	January 1, 2012 - December 31, 2015	Y			

Asst District Atty	Anthony L Germano Jr	7	January 1, 2012 - December 31, 2015	Y			
Conf District Atty Invest 3	Michael A Martinez	7	January 1, 2012 - December 31, 2015	Y			
Conf District Atty Invest 2	Michael Birchmeyer	7	January 1, 2012 - December 31, 2015	Y			
Dep Comm Em Com (OP)	Carl E Loerzel-Jr	7	January 1, 2012 - December 31, 2015	N	22.74		
Secretary	Lori A Hable	7	January 1, 2012 - December 31, 2015	Y			
Secretary	Karen C Doster	7	January 1, 2012 - December 31, 2015	Y			
Dir Economic Dev	Marybeth Primo	7	January 1, 2012 - December 31, 2015	N	26.45		
Dir Community Dev	Robert DeMore	7	January 1, 2012 - December 31, 2015	N	25.23		
Comm of Elections	Edward F Ryan	7	January 1, 2010 - December 31, 2012	N	22.77		
Comm of Elections	Helen K Walsh	7	January 1, 2010 - December 31, 2012	N	22.29		
Secretary	Kathleen A Kimball	7	January 1, 2012 - December 31, 2015	Y			
Secretary	Michele L Sardo	7	January 1, 2012 - December 31, 2015	Y			
Comm of Emer Management	Kevin E Wisely	7	January 1, 2012 - December 31, 2015	N	29.48		

Dep Comm Fac Management	Archie E Wixson Jr.	7	January 1, 2012 - December 31, 2015	Y			
Dep Comm Fac Management	Salvatore Laguzza	7	January 1, 2012 - December 31, 2015	Y			
Comm Fac Management	Brian M Lynch	7	January 1, 2012 - December 31, 2015	Y			
Secretary	Jodi L Reith	7	January 1, 2012 - December 31, 2015	Y			
Exec Secretary	Cheryl L Mahady	7	January 1, 2012 - December 31, 2015	Y			
Chief Fiscal Officer	James J Rowley	7	January 1, 2012 - December 31, 2015	Y			
Comm of Health	Cynthia B Morrow	7	January 1, 2009 - December 31, 2013	N	23.93		
Dep Comm of Health	Linda S Karmen	7	January 1, 2012 - December 31, 2015	N	20.36		
Sr Firearms Examiner	Jessica J Kreso	7	January 1, 2012 - December 31, 2015	Y			
Exec Secretary	Sheila A Myers	7	January 1, 2012 - December 31, 2015	Y			
Secretary	Charlene A Edwards	7	January 1, 2012 - December 31, 2015	Y			
Chief Information Officer	Kenneth R Beam-Jr	7	January 1, 2012 - December 31, 2015	Y			
Conf Asst County Atty 2	Albert R Julian	7	January 1, 2012 - December 31, 2015	Y			

Dep County Atty 2	Carol R Kopp	7	January 1, 2012 - December 31, 2015	Y			
Dep County Atty	Catherine Z Gilmore	7	January 1, 2012 - December 31, 2015	Y			
Asst County Atty 2	David M Primo	7	January 1, 2012 - December 31, 2015	Y			
Asst County Atty 2	Pamela Eisenberg Romeo	7	January 1, 2012 - December 31, 2015	Y			
Dep County Atty 1	Devinn N Barnette	7	January 1, 2012 - December 31, 2015	Y			
Admin Officer Law	Diane M Corsaro	7	January 1, 2012 - December 31, 2015	Y			
Dep County Atty 2	Eileen P Perry	7	January 1, 2012 - December 31, 2015	Y			
Dep County Atty 1	Elisabeth R Vural	7	January 1, 2012 - December 31, 2015	Y			
County Attorney	Gordon J Cuffy	7	January 1, 2012 - December 31, 2015	N	21.86		
Chief Dep County Atty	Joanna Gozzi	7	January 1, 2012 - December 31, 2015	N	24.78		
Dep County Atty 1	John E Heisler-Jr	7	January 1, 2012 - December 31, 2015	Y		1	
Dep County Atty 3	Joseph M Mili	7	January 1, 2012 - December 31, 2015	Y			
Dep County Atty	Kara A Renshaw	7	January 1, 2012 - December 31, 2015	Y			

Dep County Atty 2	Karen A Bleskoski	7	January 1, 2012 - December 31, 2015	Y			
Sr Dep County Atty	Kathleen M Dougherty	7	January 1, 2012 - December 31, 2015	Y			
Dep County Atty 1	Kelly M Berger	7	January 1, 2012 - December 31, 2015	Y			
Chief Dep County Atty	Lori H Tarolli	7	January 1, 2012 - December 31, 2015	N	28.15		
Dep County Atty	Louis P Dettor	7	January 1, 2012 - December 31, 2015	Y			
Sr Dep County Atty	Luis A Mendez	7	January 1, 2012 - December 31, 2015	Y			
Dep County Atty 1	Maggie Seikaly	7	January 1, 2012 - December 31, 2015	Y			
Sr Dep County Atty	Martin J Murphy	7	January 1, 2012 - December 31, 2015	Y			
Asst County Atty 2	Mary J Fahey	7	January 1, 2012 - December 31, 2015	Y		1	
Dep County Atty 1	Michael J Gauzza	7	January 1, 2012 - December 31, 2015	Y			
Sr Dep County Atty	Michael P McCarthy	7	January 1, 2012 - December 31, 2015	Y			
Exec Secretary	Nancy L Moran	7	January 1, 2012 - December 31, 2015	Y			
Asst County Atty 2	Robert S Walczyk	7	January 1, 2012 - December 31, 2015	Y			

Dep County Atty 1	Sara J Langan	7	January 1, 2012 - December 31, 2015	Y			
Conf Asst Co Atty 2	Thomas E Roehm	7	January 1, 2012 - December 31, 2015	Y			
Dep County Atty 3	Thomas H Kutzer	7	January 1, 2012 - December 31, 2015	Y			
Dep Comm Long Tr Cr	Maureen Cerniglia	8	January 1, 2012 - December 31, 2015	N	26.22		
Medical Director	Peter M Becker	8	January 1, 2012 - December 31, 2015	N	10.17		
Exec Secretary	Ellen M McCauley	7	January 1, 2012 - December 31, 2015	Y			
Dir Risk Mgmt	Mark R Stasko	7	January 1, 2012 - December 31, 2015	Y			
Dir of Real Prop Tax Services	Donald Weber	7	January 23, 2012 - December 31, 2013	Y			
Dep Dir Budget Admin	Peter C Seitz	7	January 1, 2012 - December 31, 2015	Y			
Dep Comm Mntl Health	Barry L Beck	7	January 1, 2012 - December 31, 2015	N	28.15		
Comm of Mntl Health	Robert C Long	7	January 1, 2012 - December 31, 2015	N	23.00		
Secretary	Carole S Marsh	7	January 1, 2012 - December 31, 2015	Y			
Admin Director (MWB)	Iris H Rosenthal	8	January 1, 2012 - December 31, 2015	N	25.25		

Library Director 5	Elizabeth J Dailey	7	January 1, 2012 - December 31, 2015	N	25.39		
Environ Director	David Coburn	7	January 1, 2012 - December 31, 2015	N	23.81		
Secretary	Kaitlin D Lynch	7	January 1, 2012 - December 31, 2015	Y			
Comm of Parks & Rec	William J Lansley	7	January 1, 2012 - December 31, 2015	Y			
Dir Emp Relations	Carlton D Hummel	7	January 1, 2012 - December 31, 2015	Y			
Executive Assistant	Lorraine B Greenlese	7	January 1, 2012 - December 31, 2015	Y			
Comm of Personnel	Peter P Troiano	7	March 2, 2010 - December 31, 2015	Y			
Comm of Probation	Alphonse R Giacchi	7	January 1, 2012 - December 31, 2015	Y		1	
Cont Comp Pub Par Co	Herman J Howard	7	January 1, 2012 - December 31, 2015	Y			
Purch Director	Sean P Carroll	7	January 1, 2012 - December 31, 2015	Y			
Secretary	Susan E Bailey	7	January 1, 2012 - December 31, 2015	Y			
DS Chief (Police)	Ted A Botsford	8	January 1, 2011 - December 31, 2014	N	33.74		
Spec Asst Comm Soc Ser	Ava M Kerznowski	7	January 1, 2012 - December 31, 2015	Y			

Sp Asst Comm SS/Personnel	Colleen A Gunnip	7	January 1, 2012 - December 31, 2015	Y			
Comm of Social Services	David A Sutkowy	7	January 1, 2009- January 4. 2013	Y			
Spec Asst Comm Social Services	George B Dooher-Jr	7	January 1, 2012 - December 31, 2015	Y		1	
Welfare Attorney	Paula-Mallory Engel	7	January 1, 2012 - December 31, 2015	Y			
Exec Secretary	Sheila M O'Connor	7	January 1, 2012 - December 31, 2015	Y			
Exec Dep Comm Social Services	Steven P Morgan	7	January 1, 2012 - December 31, 2015	Y			
Planning Director	Don M Jordan-Jr	7	January 1, 2012 - December 31, 2015	N	26.67		
Comm of Transport	Brian J Donnelly	7	January 1, 2012 - December 31, 2015	Y			
Secretary	Joyce A Coburn	7	January 1, 2012 - December 31, 2015	Y			
Dep Comm Trans-Engin	Mark D Premo	7	January 1, 2012 - December 31, 2015	Y			
Vet Service Director	Robert W McLean	7	January 1, 2012 - December 31, 2015	N	30.29		
Comm of WEP	Arthur T Rhoades	7	January 1, 2012 - December 31, 2015	N	26.60		
Exec Secretary	Carol A Dooher	7	January 1, 2012 - December 31, 2015	Y			

Dep Comm of WEP	Michael J Lannon	7	January 1, 2012 - December 31, 2015	Y			
Exec Dir (CNY Works)	Lenore S Sealy	7	January 1, 2012 - December 31, 2015	N	27.15	1	

and, be it further

RESOLVED, that, pursuant to the requirements of 2 NYCRR 315.4, the Clerk of this Legislature is hereby directed to transmit this resolution and a supporting affidavit of posting to be filed with the New York State Office of the Comptroller within forty-five days of adoption, and cause to be posted a copy of this resolution on the Onondaga County website for a minimum of thirty days.

*Reflects the term of the Elected or Appointed Official making the appointment

ADOPTED. Ayes: 16 Absent: 1 (Tassone)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 110

AMENDING THE 2012 COUNTY BUDGET TO ALLOW VAN DUYN TO CLAIM RETROACTIVE IGT FUNDS FOR 2010

WHEREAS, New York State has made Inter Governmental Transfer (IGT) funds available to public nursing homes for fiscal year 2010; and

WHEREAS, Van Duyn is eligible to receive these funds up to \$9,050,636, of which 38.41% is a local match and 61.59% is federal funding; and

WHEREAS, the State informed the County via a letter dated August 16, 2011, that these funds would be available in 2012; and

WHEREAS, the State has recently informed the County that these funds will be paid in June and July 2012; and

WHEREAS, sufficient local dollars are available for transfer from the General Fund in 2012 to draw down the IGT funds in the amount of \$3,476,349 to maximize the County's eligible reimbursement in the amount of \$9,050,636 which will be credited to Van Duyn; now, therefore be it

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

FUND BALANCE:

A599 Appropriated Fund Balance \$3,476,349

APPROPRIATIONS:

In Admin. Unit 81-30	\$3,476,349
DSS Programs	
FAMIS Index 430181	
In 618-6118 Medical Assistance Payments by State	

ADOPTED. Ayes: 16 Absent: 1 (Tassone)

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 111

AUTHORIZING THE ONONDAGA COUNTY EXECUTIVE TO FILE THE 2012 ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT, HOME GRANT AND EMERGENCY SOLUTIONS GRANT PROGRAMS

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of the U.S. Department of Housing and Urban Development is authorized to make grants to states and units of general local government to finance Community Development Block Grant Programs; and

WHEREAS, under Title II of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12721 et seq.), the Secretary of the U.S. Department of Housing and Urban Development is authorized to make grants to states and units of general local government which participate in the Community Development Block Grant Program to finance the Home Investment Partnership Grant (HOME) Program; and

WHEREAS, under Subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11371 et seq.), the U. S. Department of Housing and Urban Development is authorized to make grants to urban counties participating in the Community Development Block Grant Program under the Emergency Solutions Grant Program; and

WHEREAS, pursuant to the requirements of such Community Development Block Grant Program, the County has executed cooperation agreements with all the Towns and Villages within the County, which agreements specify that the County, the Towns and Villages will cooperate in undertaking or assisting in undertaking the Community Development Block Grant Program and, specifically urban renewal and publicly assisted housing; and

WHEREAS, pursuant to the requirements of such Community Development Block Grant Program, the Onondaga County Executive has appointed a Community Development Steering Committee to advise on the use of anticipated funds under such Community Development Block Grant Program; and

WHEREAS, such Community Development Steering Committee has solicited public input from all the cooperating Towns and Villages for the purpose of developing the Community Development Block Grant Program for Onondaga County; and

WHEREAS, the U.S. Department of Housing and Urban Development requires the submission of a single application, known as the Consolidated Plan, for the Community Development Block Grant, the Home Investment Partnership Grant, and the Emergency Solutions Grant; and

WHEREAS, such Community Development Steering Committee has agreed upon and made recommendations for the use of anticipated funds from the program through the development of the

2012 Action Plan; now, therefore be it

RESOLVED, that the Onondaga County Legislature does memorialize the Secretary of Housing and Urban Development to approve the 2012 Action Plan for a total grant application of \$3,428,455 including \$2,770,228 for the Community Development Block Grant (which includes the 2012 Community Development Block Grant of \$1,870,228, reprogrammed balances of \$50,000, program income of \$100,000, and a \$750,000 Float Loan), \$479,710 for the HOME Grant, and \$178,517 for the Emergency Shelter Grant; and, be it further

RESOLVED, that the Onondaga County Executive is authorized to file the 2012 Action Plan with the Secretary of Housing and Urban Development for a total of \$3,428,455, and to execute all documents as may be required to implement the intent of this resolution.

ADOPTED. Ayes: 15 Absent: 1 (Tassone) Excused: 1 (Liedka)

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 112

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT A GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE LEAD-BASED PAINT HAZARD CONTROL PROGRAM AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, under Section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (Title X of the Housing and Community Development Act of 1992), the U.S. Department of Housing and Urban Development is authorized to make grants to units of local government under the Lead-Based Paint Hazard Control Program; and

WHEREAS, pursuant to Resolution No. 390-1987, authorizing the County Executive to file applications for Housing Assistance Programs, the County has applied for and been awarded a \$2,480,000 grant under the Lead-Based Paint Hazard Control Program for the three year entitlement period of March 1, 2012 to February 28, 2015; and

WHEREAS, it is necessary to amend the 2012 County Budget to accept this grant; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

<u>REVENUES:</u>	
CP510 Estimated Revenues	\$2,480,000
In Admin. Unit 10-35-20-10	
Community Development, HUD funded	
In Acct. 013-0136	
Federal Aid, Lead Paint Hazard Grant	
Lead Paint Hazard Grant (12)	
Project 734189-001	\$2,480,000

APPROPRIATIONS:

CP960 Appropriations	\$2,480,000
In Admin. Unit 10-35-20-10	
Community Development, HUD funded	
Federal Aid, Lead Paint Hazard Grant	
Lead Paint Hazard Grant (12)	
Project 734189-001	\$2,480,000

ADOPTED. Ayes: 16 Absent: 1 (Tassone)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 113

A RESOLUTION CALLING FOR A PUBLIC HEARING IN CONNECTION WITH
ACCEPTANCE BY THE ONONDAGA COUNTY SANITARY DISTRICT OF THE WESTFIELD
TRUNK SEWER FROM THE VILLAGE OF MANLIUS, NEW YORK

WHEREAS, by Resolution No. 260 of June 5, 1978, adopted pursuant to Section 11.82 of the Onondaga County Administrative Code, the County Legislature dissolved all existing Sanitary and Treatment Plant Districts of the County and established as successor thereto, the Onondaga County Sanitary District, effective January 1, 1979; and

WHEREAS, the Westfield Trunk Sewer, originally constructed in 1965 as part of the Lower Academy Hills subdivision in the Village of Manlius, New York, a trunk sewer which carries sanitary flows from both the Town and Village of Manlius; and

WHEREAS, the Commissioner of the Department of Water Environment Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature, a Report dated October 30, 2011 (the "Report"), duly approved by the County Executive, recommending improvements to the Onondaga County Sanitary District, consisting of the acquisition from the Village of Manlius, New York, a 3,450 linear foot sewer, known as the Westfield Trunk Sewer, as more fully described as approximately 1,600 feet of 8-inch asbestos cement sewer line from the Village of Manlius/Town of Manlius border to manhole EH-28 and approximately 1,850 linear feet of 10-inch High Density Polyethylene pipe from manhole EH-28 to its terminus at the County-Owned Pleasant Street Trunk Sewer on New York State Route 173, at a cost of \$1.00, (payment waived); and

WHEREAS, it is now desired to call a Public Hearing thereon, in accordance with the provisions of the Onondaga County Administrative Code; now, therefore be it

RESOLVED, by the County Legislature of the County of Onondaga, New York as follows:

Section 1. A meeting of the County Legislature of the County of Onondaga, New York, to be held in the Legislative Chambers in the County Court House in Syracuse, New York, on the 7th day of August, 2012 at 12:55 p.m.; prevailing time, for the purpose of conducting a public hearing upon the aforesaid matter. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published and posted in the manner provided by law.

Section 2. This resolution shall take effect immediately.

ADOPTED. Ayes: 16 Absent: 1 (Tassone)

* * *

Chairman McMahon requested a recess at 1:37 p.m., and there was no objection. The Legislature reconvened at 2:01 p.m.

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 114

A RESOLUTION APPROVING VARIOUS GREEN INFRASTRUCTURE PROJECTS
LOCATED OUTSIDE THE CITY OF SYRACUSE IN AND FOR THE ONONDAGA COUNTY
SANITARY DISTRICT OF THE COUNTY OF ONONDAGA, NEW YORK

WHEREAS, by Resolution No. 260 dated June 5, 1978, adopted pursuant to Section 11.82 of the Onondaga County Administrative Code, the County Legislature dissolved all existing Sanitary and Treatment Plant Districts of the County and established, as successor thereto, the Onondaga County Sanitary District effective January 1, 1979; and

WHEREAS, the Commissioner of Water Environmental Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature a Report dated May 24, 2012 (the "Report"), duly approved by the County Executive, recommending improvements for the Onondaga County Sewer District, consisting of the various Green Infrastructure projects located outside the City of Syracuse for the purpose of mitigating inflow and infiltration of storm water into the sanitary sewer system, as well as incidental costs and expenses, all as more fully set forth in the Report, at a maximum estimated cost of \$3,000,000; and

WHEREAS, this County Legislature duly adopted a resolution on June 5, 2012, calling a public hearing on the foregoing matter to be held in the Legislative Chambers in the County Court House, in Syracuse, New York on July 3, 2012 at 12:55 o'clock P.M., Prevailing Time; and

WHEREAS, said public hearing was duly held at the time and place aforesaid, at which all persons interested were heard; and

WHEREAS, as a condition of receiving any grants pursuant to the Suburban Save the Rain Program, the Municipality must certify that all legal requirements, including applicable environmental reviews, have been satisfied; and

WHEREAS, this County Legislature has given due consideration to the aforesaid Report and the evidence given at said public hearing; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into Intermunicipal and other agreements to implement the intent of this Resolution; and, be it further

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Based upon the proceedings heretofore had and taken, it is hereby found and determined that it is necessary and in the public interest to undertake the various Green Infrastructure projects located outside the City of Syracuse as outlined in Local Law 1-2011 for the purpose of mitigating inflow and infiltration of storm water into the sanitary sewer system, as well as other incidental costs and expenses, at an estimated maximum cost of \$3,000,000, and that said

improvement will be of special benefit to all of the real property included within the limits of the District.

Section 2. A certified copy of this resolution shall be recorded in the office of the County Clerk and when so recorded shall be presumptive evidence of the regularity of the determinations herein contained. The clerk of the County Legislature is hereby authorized and directed to cause a notice of such recording to be published once in the official newspaper of said County in the manner provided by law.

Section 3. This resolution shall take effect immediately.

ADOPTED. Ayes: 15 Absent: 1 (Tassone) Excused: 1 (Liedka)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 115

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,000,000 BONDS OF THE COUNTY OF ONONDAGA, NEW YORK, TO PAY THE COST OF VARIOUS GREEN INFRASTRUCTURE PROJECTS LOCATED OUTSIDE THE CITY OF SYRACUSE IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT IN AND FOR SAID COUNTY

WHEREAS, by proceedings heretofore duly had and taken pursuant to the Onondaga County Administrative Code, the County of Onondaga has approved the improvements described herein; and

WHEREAS, it is now desired to provide for the financing of said improvements; now, therefore be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. For the object or purpose of paying the cost of certain improvements for the Onondaga County Sewer District, consisting of various Green Infrastructure projects located outside the City of Syracuse as outlined in Local Law 1-2011 for the purpose of mitigating inflow and infiltration of storm water into the sanitary sewer system, as well as incidental costs and expenses, there are hereby authorized to be issued \$3,000,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid item is \$3,000,000, and the plan for the financing thereof shall consist of the issuance of the \$3,000,000 bonds of said County herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is at least five years, pursuant to subdivision 89 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall annually be assessed upon the taxable real property in said Sanitary District in the manner provided by law an amount sufficient to pay said principal and interest as the same become due and payable, but if not paid from such source, all the

taxable real property within said County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The Chief Fiscal Officer is hereby further authorized, at his sole discretion, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. The County Executive is authorized to enter into Intermunicipal and other agreements to implement the intent of this resolution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in the *Post Standard*, the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 15 Absent: 1 (Tassone) Excused: 1 (Liedka)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 116

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT FUNDS IN RELATION TO A PROJECT TO DEVELOP AND IMPLEMENT AN ONONDAGA LAKE AND TRIBUTARY WATER QUALITY NOTIFICATION PROGRAM AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AGREEMENTS TO IMPLEMENT THE PROJECT

WHEREAS, the Water Resources Development Act of 1999, PL 106-53, authorized the creation of an Onondaga Lake Partnership (OLP) between Federal, State and local entities to plan, design, and construct certain projects which are consistent with the Onondaga Lake Management Plan and the Amended Consent Judgment (ACJ); and

WHEREAS, the Department of Water Environment Protection submitted a project proposal referred to as the "Onondaga Lake and Tributary Water Quality Notification Program" to the OLP to: 1) help the community understand combined sewer overflows (CSOs), wet weather events and their water quality impacts; 2) recognize the benefits of the Save the Rain Program investment; 3) provide the public with modeled predictions of water quality in the lake and its tributaries with respect to pathogens; 4) inform the public of the current status of the lake and tributaries with regard to attainment of water quality conditions protective of designated recreational uses and the ongoing work to attain water quality standards; and 5) develop a more positive community perception of the lake; and

WHEREAS, on May 23, 2012 the OLP Executive Committee passed a resolution to approve, endorse and recommend the allocation of federal funding for the proposed Onondaga Lake and Tributary Water Quality Notification Program; and

WHEREAS, said OLP grant funding, to be provided by the United States Environmental Protection Agency, requires a 45% local match; and

WHEREAS, "in-kind" contributions to the project and expenditures already made by the County to implement the Onondaga Lake Ambient Monitoring Program will be used to satisfy the required 45% local matching funds; and

WHEREAS, it is necessary to amend the budget to accept funds from the Onondaga Lake Partnership in an amount up to \$118,000 as reimbursement for work completed on the Onondaga Lake and Tributary Water Quality Notification Program; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into agreements to accept these grant funds and implement the intent of this Resolution; and, be it further

RESOLVED that the 2012 County Budget is hereby amended as follows:

<u>REVENUES:</u>	
Admin Unit 80-33-30	\$118,000
Water Environment Protection	
FAMIS Index #480020	
In Accounts:	
1288 1989 Other Econ Assistance	\$118,000

APPROPRIATIONS:

Admin Unit 80-33-30		\$118,000
Water Environment Protection FAMIS Index #480020		
In Accounts:		
408-9408 Professional Services	\$118,000	

ADOPTED. Ayes: 16 Absent: 1 (Tassone)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, August 7, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

August 7, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Legislator Ryan introduced Monsignor Neil Quartier who gave the invocation. Legislator Stanczyk led the Pledge of Allegiance to the Flag of the United States of America.

* * *

Gold Seal:

a. RECOGNIZE AND HONOR THE SNEDEKER FAMILY FOR THEIR GENEROUS DONATION TO BEAVER LAKE NATURE CENTER TO PROMOTE LITERACY (Sponsored by Mr. May)

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 117

AMENDING THE 2012 COUNTY BUDGET TO FUND A HIGHWAY IMPROVEMENT PROJECT ON TAFT SETTLEMENT PART II, C.R. NO. 19 (EAST TAFT ROAD), IN THE TOWN OF CICERO

WHEREAS, it is the desire of this Legislature to amend the Onondaga County Department of Transportation's 2012 operating budget to fund an additional project on Taft Settlement Part II, C.R. No. 19 (EAST TAFT ROAD), in the Town of Cicero, and such total project costs are estimated to be \$200,000; now, therefore be it

RESOLVED, that the County Legislature hereby approves the project and agrees to participate in the project by funding the total project costs; and, be it further

RESOLVED, that the 2012 County Budget be amended and the following accounts adjusted:

APPROPRIATIONS:

D960 Appropriations	
In Administrative Unit 80-93-10	
Highway Division	
FAMIS Index 534040	
In Acct. 570-9570 Contracted Client Svce	-\$200,000
In Acct. 960-7460 Provision for Capital Projects	\$200,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 118

MEMORIALIZING REQUEST TO NEIGHBORING COUNTIES TO PROVIDE FUNDING TO SUPPORT AIR ONE SERVICES OUTSIDE OF ONONDAGA COUNTY

WHEREAS, from time to time, the Air One helicopter is deployed to perform public safety services and/or medical transport services outside of Onondaga County; and

WHEREAS, in Resolution No. 513 of 2011, the Legislature indicated it is “unduly burdensome to request the taxpayers of this County to continue to fund any services provided by Air One outside the boundaries of Onondaga County” and encouraged the Sheriff’s Office to continue the process of obtaining Federal Aviation Administration (FAA) certification pursuant to Part 135 of the Code of Federal Regulations, which would allow the Sheriff to charge for certain helicopter services provided and reduce the local costs of operating Air One; and

WHEREAS, the Onondaga County Sheriff’s Office has applied for and received certification from the FAA to fly the Air One helicopter pursuant to Part 135 of the Code of Federal Regulations; and

WHEREAS, with this certification, the Sheriff’s Office is now able to enter into contracts enabling it to provide helicopter services and to charge other entities for such services provided; and

WHEREAS, a number of counties neighboring Onondaga have now agreed to pay Onondaga County for helicopter services provided to their counties; and

WHEREAS, a number of neighboring counties continue to receive the benefit of Air One’s services but have not yet agreed to share in the cost of providing those services; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby requests that any county that utilizes Air One services within its borders to provide Onondaga County with funds commensurate with the costs of providing such services in that county; and, be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to transmit this resolution to the chairpersons of the legislative bodies in Cayuga, Chenango, Cortland, Herkimer, Jefferson, Lewis, Madison, Oneida, Ontario, Oswego, Seneca, St. Lawrence, and Wayne Counties.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 119

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT FUNDS FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (C.O.P.S), AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Department of Emergency Communications is eligible to receive a United States Department of Justice, Office of Community Oriented Policing Services (C.O.P.S.)Technology grant in the amount of \$300,000 for the purpose of helping local law enforcement agencies prevent, respond to, and investigate crime through the purchase of technologies that advance communications interoperability; and

WHEREAS, the County of Onondaga has implemented the Onondaga County Interoperable Communications System (OCICS) which serves approximately 18 law enforcement agencies that operate within Onondaga County including the Onondaga County Sheriff's Office, town and village police departments, and the New York State Police; and

WHEREAS, the OCICS continues to require infrastructure and subscriber unit development to include among other things: Federal Communications Commission (FCC) mandated narrowbanding of legacy interoperable radio channels by January 1, 2013; improving talk-in radio coverage limitations on the new VHF, UHF, and 800 MHz National Interoperability calling channels (i.e., VCALL, UCALL, and 8CALL) through the use of comparators and voted receivers; purchasing portable radio equipment to allow for continuity of operations in the event of radio console failure(s) or the need to evacuate the E9-1-1 Center; and purchasing multiband radio equipment for interoperability and with federal and other public safety/public service agencies not members of the OCICS; and

WHEREAS, it is necessary to amend the 2012 County Budget to accept these grant funds for the continued development and improvement of the OCICS system; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 Budget be amended by providing and making available the following:

APPROPRIATIONS:

Admin. Unit 40-34	\$300,000	
Emergency Communications		
FAMIS Index #305011		
In Acct: 413-9413 Maintenance, Utilities, & Rents		\$300,000

REVENUES:

Admin. Unit 40-34	\$300,000	
Emergency Communications		
FAMIS Index #305011		
In Acct: 0121-4320 Federal Aid Pub Safety & Community Policing		\$300,000

ADOPTED. Ayes: 17

* * *

Mr. Kilmartin requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Kilmartin, Mr. May, Mr. Dougherty, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Holmquist, Mr. Knapp, Mr. Shepard, Mr. Jordan, Mr. McMahon

RESOLUTION NO. 120

REQUESTING SUPPORT FOR THE "BeSafe" INITIATIVE (BATH SALTS AWARENESS AND EDUCATION INITIATIVE) TO COMBAT THE USE OF DANGEROUS SYNTHETIC DRUGS

WHEREAS, the sale and abuse of synthetic "designer" drugs, including bath salts and synthetic marijuana, continues to rise dramatically and very quickly in Onondaga County, harming Onondaga County residents; and

WHEREAS, local drug abuse experts are concerned that the use of bath salts will increase in our schools once the school year begins; and

WHEREAS, users of bath salts and other designer drugs exhibit particularly dangerous and violent behavior, threatening the safety of all and posing serious health risks to the users; and

WHEREAS, these dangerous drugs are marketed with trendy packaging and catchy names, making school-age children susceptible and vulnerable to these harmful substances; and

WHEREAS, it is the desire of this Onondaga County Legislature to implement a new countywide initiative, the BeSafe Initiative (Bath Salts Awareness & Education Initiative), to combat the spread of bath salt, synthetic marijuana usage, and analogs within our local schools and among our school-age children; and

WHEREAS, the BeSafe Initiative is specifically targeted to educate and inform our middle school and high school children of the very serious dangers and risks associated with bath salts and synthetic drug usage, and analogs; and

WHEREAS, the BeSafe program will involve engagement between local experts and children to provide real-world evidence about the serious risks these drugs pose; and

WHEREAS, the anti-DWI education programs have enjoyed great success with our high school students because of the face-to-face conversations between students and public safety and substance abuse experts, and it is critical to emulate the successes of that program by educating and informing our children about the risks of these dangerous and harmful designer drugs through the BeSafe Initiative; now, therefore be it

RESOLVED, that this Onondaga County Legislature respectfully requests the support and expertise of the County Executive and administration in implementing the Be Safe Initiative (Bath Salts Awareness & Education Initiative) to combat the spread of bath salts and synthetic marijuana usage, and analogs within our local schools and among our school-age children, thereby capturing the opportunity to generate positive peer pressure among children so that our local students can encourage each other not to use bath salts, synthetic designer drugs, and analogs; and, be it further

RESOLVED, that the Onondaga County Commissioner of Health and the Commissioner of Mental Health are respectfully requested to incorporate the BeSafe Initiative into the County's educational programs, and to work with community partners to develop and implement this Initiative by providing for the education of our children about the horrific side effects of bath salts and other designer drugs, thereby optimizing our first line of defense against the spread of bath salts abuse in our community; and, be it further

RESOLVED, that the Commissioner of Health is further requested to incorporate the BeSafe Initiative into the Municipal Public Health Services Plan and to locate and access grant funds or other funding opportunities to assist in the implementation this important Initiative.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 121

PERSONNEL RESOLUTION

WHEREAS, various County Departments have requested changes in personnel, requests that have been approved by the Commissioner of Personnel, Chief Fiscal Officer, County Executive and the Ways & Means Committee of the County Legislature; now, therefore be it

RESOLVED, that the following personnel changes be and hereby are authorized:

Public Library Unit 40-65-30

Create R.P. 01 406530 1864, Custodial Worker 1, CSEA Grade 2 @ \$27,491-\$30,323, effective August 11, 2012

Abolish R.P. 01 406530 5864, Maintenance Worker 1, CSEA Grade 5 @ \$32,313-\$35,681, effective August 11, 2012

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp, Mr. May, Mr. Kilmartin, Mr. Shepard

RESOLUTION NO. 122

CALLING FOR A PUBLIC HEARING ON THE PROPOSED INCLUSION OF VIABLE AGRICULTURAL LANDS WITHIN CERTIFIED AGRICULTURAL DISTRICTS PURSUANT TO SECTION 303-B OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW

WHEREAS, Section 303-b of the New York State Agriculture and Markets Law provides land owners with a thirty day period to submit requests for the inclusion of predominantly viable agricultural lands within certified agricultural districts; and

WHEREAS, pursuant to Resolution No. 71-2004, that thirty day period began January 1, 2012 and ended January 30, 2012; and

WHEREAS, the owners of the following properties filed requests for inclusion of predominantly viable agricultural land within certified agricultural districts:

DISTRICT	MUNICIPALITY	PARCEL	OWNER	ACRES*
1	Onondaga	052.-01-02.0	Amidon	18.55
1	Onondaga	028.-01-44.1	Wegerski	86.28
1 Total				104.83
3	Elbridge	037.-01-25.0	Hiltbrand	35.23
3	Elbridge	041.-03-42.0	Hiltbrand	125.28
3	Elbridge	030.-02-11.2	Hourigan	5.14
3	Elbridge	030.-02-11.3	Hourigan	3.14
3	Elbridge	030.-03-17.0	Hourigan	9.05
3	Elbridge	040.-03-03.1	Hourigan	7.9
3 Total				185.74
4	Onondaga	038.-02-03.1	Southwick	75.32
4 Total				75.32
Grand Total				365.89
* Calculated using a Geographic Information System, not Real Property Services (RPS) data.				

and;

WHEREAS, the Onondaga County Agricultural and Farmland Protection Board has reviewed such requests and determined that such property consists predominantly of viable agricultural land and that the inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within the districts; and

WHEREAS, Section 303-b of the Agriculture and Markets Law requires a hearing upon notice concerning the request for inclusion of such parcels within the certified agricultural districts, and it is the desire of this Legislature to call such hearing; now, therefore be it

RESOLVED, that pursuant to Section 303-b of New York State Agriculture and Markets Law, a public hearing will be held to consider the above requests for inclusion and recommendations on the inclusion of predominantly viable agricultural lands within certified agricultural districts, which hearing shall be held at the Onondaga County Court House, 401 Montgomery Street, Syracuse, New York on Tuesday, September 4, 2012 at 12:50 p.m.; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to cause publication of such hearing pursuant to applicable law.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 123

CALLING FOR A PUBLIC HEARING FOR RENEWAL OF AGRICULTURAL DISTRICT NO. 2, TOWNS OF MARCELLUS, SKANEATELES, AND SPAFFORD

WHEREAS, pursuant to Section 303-a of Article 25AA of the New York State Agriculture and Markets Law, this Onondaga County Legislature adopted Resolution No. 584-2011 providing for notice of the eight year review of Agricultural District No. 2 in the Towns of Marcellus, Skaneateles, and Spafford; and

WHEREAS, as part of that review, the County Agricultural and Farmland Protection Board has prepared reports in accordance with the provisions of Article 25AA, including recommendations to continue such district with modifications; and

WHEREAS, as part of the review and renewal process, Article 25AA requires the County to hold a public hearing concerning the renewal of Agricultural District No. 2; and

WHEREAS, a notice of renewal for Agricultural District No. 2 was mailed to involved and affected agencies, municipalities, and landowners by the Syracuse-Onondaga County Planning Agency and the Onondaga County Legislature; now, therefore be it

RESOLVED, that pursuant to Article 25-AA of the New York State Agriculture and Markets Law, a public hearing on the renewal of Agricultural District No. 2 shall be held at the Onondaga County Court House, 401 Montgomery St., Syracuse, New York on Tuesday, September 4, 2012 at 12:55 p.m.; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to provide notice of such hearing in accordance with the provisions of Article 25AA of the New York State Agriculture and Markets Law.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 124

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, PATRICIA LONGO AND SAMUEL LONGO, INDIVIDUALLY AND ON BEHALF OF JACOB LONGO V. ONONDAGA COUNTY

WHEREAS, on or about June 28, 2010, by Summons and Complaint, Plaintiffs, Patricia Longo and Samuel Longo, individually and on behalf of Jacob Longo, commenced this action against Onondaga County Department of Mental Health and Onondaga County Department of Mental Health Day Treatment Program, demanding payment for alleged injuries sustained by Jacob Longo while enrolled at the Onondaga County Department of Mental Health Day Treatment Program for Children; and an Amended Complaint having been filed on November 18, 2010, naming the County of Onondaga as the sole Defendant; and

WHEREAS, Plaintiffs, Patricia Longo and Samuel Longo, individually and on behalf of Jacob Longo, are willing to settle against the Defendant, upon the payment of \$39,000, inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$39,000, and the Comptroller be and hereby is authorized to draw his warrant charging it against the proper funds; and, be it further

RESOLVED, that this warrant shall be released to the County Attorney upon receipt of the proper Settlement Agreement and Stipulation of Discontinuance.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon, Mr. Ryan, Mrs. Tassone

RESOLUTION NO. 125

AUTHORIZING THE USE OF COUNTY HIGHWAY EQUIPMENT BY THE TOWN OF GEDDES

WHEREAS, the Town of Geddes has requested the use of a County payloader for a period of time not to extend beyond September 1, 2012, while the town payloader is being repaired; and

WHEREAS, New York State Highway Law Section 133-a authorizes the County Legislature of any county on the recommendation of the county superintendant of highways to permit the use of any county-owned street or highway machinery, tools or equipment by any municipal corporation; and

WHEREAS, the Onondaga County Commissioner of Transportation has recommended that the County permit the Town of Geddes to use a county payload; now, therefore be it

RESOLVED, that the Town of Geddes is hereby authorized to use a County-owned payload at no cost to the Town while the Town payload is being repaired, for a period of time not to extend beyond September 1, 2012, with each party to have liability for their own actions; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements to implement the intent of this Resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone, Mr. Holmquist, Mr. Knapp

RESOLUTION NO. 126

AUTHORIZING THE REMOVAL FROM THE COUNTY ROAD SYSTEM OF A COUNTY ROAD KNOWN AS LIMESTONE PLAZA, AND A COUNTY ROAD KNOWN AS NORTH MILL STREET, CR NO. 56, AND TRANSFERRING JURISDICTION TO THE VILLAGE OF FAYETTEVILLE

WHEREAS, the Village of Fayetteville has requested and agreed to the transfer of two County roads known as Limestone Plaza and North Mill Street, CR No. 56, commonly known as Brooklea Drive, located in the Village of Fayetteville, from the County of Onondaga to the Village of Fayetteville; and

WHEREAS, the Onondaga County Commissioner of Transportation has recommended said transfer; and

WHEREAS, an analysis of the potential environmental impacts, if any, for the proposed action has been done under the State Environmental Quality Review Act (SEQRA); now, therefore be it

RESOLVED, that Onondaga County is hereby authorized, directed and designated to act as the lead agency; and, be it further

RESOLVED, that as lead agency, the County hereby determined that the proposed action is an Unlisted Action under SEQRA and an Environmental Assessment Form has been prepared; and, be it further

RESOLVED, that the Environmental Assessment Form filed with the Legislature is satisfactory with respect to scope and content and adequacy in compliance with SEQRA and is hereby accepted by the County; and, be it further

RESOLVED, that the Onondaga County Legislature does hereby accept and adopt a Negative Declaration for the proposed action, and has determined that the proposed action will not have a significant effect on the environment; and, be it further

RESOLVED, that the County Executive or her designee, is authorized to take such action as she deems necessary or appropriate to comply with the requirements of SEQRA, including without limitation, the execution of documents and filing of the same, and any other actions to implement the intent of this resolution; and, be it further

RESOLVED, that the County road known as Limestone Plaza commencing in the northerly boundary of State Highway No. 5660 commonly known as West Genesee Street, at the northerly end of Highbridge Street, CR No. 109, and proceeding easterly along Limestone Plaza a distance of 567 feet, more or less, to North Mill Street, CR No. 56, commonly known as Brooklea Drive, excluding the bridge, BIN 3359070, over Limestone Creek be transferred to the Village of Fayetteville, to be maintained by the Village of Fayetteville in the same manner as other Village roads under their jurisdiction; and, be it further

RESOLVED, that the County road known as North Mill Street, CR No. 56, commonly known as Brooklea Drive located in the Village of Fayetteville, commencing at Limestone Plaza, formerly known as Genesee Street S.H. No. 5660 and proceeding northerly 0.45 miles, more or less, to the intersection with the Manlius-East Syracuse Highway, N.Y.S. Route 257 be transferred to the Village of Fayetteville, to be maintained by the Village of Fayetteville in the same manner as other Village roads under their jurisdiction; and, be it further

RESOLVED, that the Clerk of this Legislature shall provide a certified copy of this Resolution to the Village of Fayetteville Mayor and Clerk.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone, Mr. Dougherty

RESOLUTION NO. 127

AMENDING RESOLUTION NO. 189-2007 TO INCREASE THE AUTHORIZATION TO PAY IN THE FIRST INSTANCE 100% OF THE FEDERAL AID ELIGIBLE COSTS BY \$80,000 FOR THE DESIGN (SCOPING I-VI) AND RIGHT OF WAY INCIDENTALS OF MORGAN ROAD (CR 47) / LIVERPOOL BYPASS (CR 88) PAVING PROJECT, PIN 375416

WHEREAS, by Resolution No. 189-2007, this County Legislature approved the project for the Morgan Road (CR 47) / Liverpool Bypass (CR 88) Paving Project, PIN 375416; agreed to pay in the first instance the federal share of the cost of the design (scoping I-VI) and right of way incidentals phase; provided for County participation and to pay the cost of the local share of the project; authorized the County Comptroller to pay in the first instance up to \$240,000 and amended Capital Project Fund 21; and

WHEREAS, subsequent to the adoption of Resolution No. 189-2007, it was determined that additional funds were required to complete the design and right of way incidentals phase of the above mentioned project; and

WHEREAS, the total additional cost for the project is \$100,000, and the additional non-federal share of the costs of the design (scoping I-VI) and right of way incidentals phase is estimated to be \$20,000, such amount being 20 percent of the total additional cost, and the additional federal share is estimated to be \$80,000, such amount being 80 percent of the total additional cost; and

WHEREAS, the total cost for the project is now \$400,000, and the non-federal share of the costs of the design (scoping I-VI) and right of way incidentals phase is estimated to now be \$80,000, such amount being 20 percent of the total cost, and the federal share is estimated to now be \$320,000, such amount being 80 percent of the total cost; and

WHEREAS, the additional local dollars for the County share, now estimated to be \$20,000 and such amount being the non-federal share of the project, are available; now, therefore be it

RESOLVED, that the County Legislature hereby approves the above-mentioned project and agrees to participate by paying in the first instance up to 100 percent of the non-federal share of the design and right of way incidentals phase, and to pay in the first instance the total federal share for the cost of the design (scoping I-VI) and right of way incidentals phase; and, be it further

RESOLVED, that the County Executive is hereby authorized to execute agreements with the New York State Department of Transportation approving the above-mentioned project and providing for County participation in the additional cost of the local share of the project; and, be it further

RESOLVED, that the County Comptroller is hereby authorized to pay in the first instance the additional \$80,000 beyond those funds provided in Resolution No. 189-2007; and, be it further

RESOLVED, that the Capital Project Fund 21 be amended as follows:

REVENUES:

H510 Estimated Revenues	\$80,000
In Administrative Unit 80-93-10	
Highway Division	
FAMIS Index 532309	
Capital Project 536513	
Phase 001-Morgan / Liverpool Bypass Design	
In Account 014-0171	
Federal Aid Highway Capital Projects	\$80,000

APPROPRIATIONS:

H960 Appropriations	\$80,000
In Administrative Unit 80-93-10	
Highway Division	
FAMIS Index 532309	
Capital Project 536513	\$80,000
Phase 001-Morgan / Liverpool Bypass Design	

RESOLVED, that Resolution No. 189-2007 hereby is amended to reflect the foregoing.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone, Mr. Shepard

RESOLUTION NO. 128

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT TO SELL FUEL TO THE TOWN OF VAN BUREN

WHEREAS, the Onondaga County Department of Transportation (OCDOT) operates fuel pumps located at its four Maintenance Facilities; and

WHEREAS, the Town of Van Buren desires to purchase gasoline and diesel fuel from OCDOT if necessary due to an emergency; and

WHEREAS, the Town of Van Buren has agreed to purchase fuel at a price equal to the current cost to the County plus overhead; and

WHEREAS, this arrangement will benefit the Town of Van Buren at no additional direct cost to OCDOT; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 129

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT FUNDS FROM SYRACUSE UNIVERSITY FOR THE ONONDAGA COUNTY PUBLIC LIBRARY, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Public Library (OCPL) is partnering with Syracuse University to undertake the *Summer Reading Research Project*; and

WHEREAS, Syracuse University's Graduate School of Library and Information Science and its Center for Digital Literacy are undertaking research that has the potential to make a significant contribution to the library research literature in the areas of youth literacy and information literacy; and

WHEREAS, the focus of this research, entitled "Investigating Self-Determination Variables in Summer Reading Program Participants," is to assess the connections between free voluntary reading (FVR) in public library summer reading programs for youth and the development of information literacy skills, and the research findings have the potential to provide strong support for the importance of such FVR programs in public libraries; and

WHEREAS, OCPL's role in the project will be to collect data for analysis by Syracuse University project participants; and

WHEREAS, this grant will provide funding for substitute librarian staff and modest travel expenses; and

WHEREAS, the available grant funds are \$4,500, and it is necessary to amend the budget to accept such funds for the Summer Reading Research Project; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

<u>REVENUES:</u>	
In Admin Unit 655000	\$4,500
Onondaga County Public Library	

FAMIS Index 390062
 Project # 767319 SU Summer Reading
 Research Project
 In Acct. 2040 Oth Unclassified Revenue \$4,500

APPROPRIATIONS:
 In Admin Unit 655000 \$4,500
 Onondaga County Public Library
 FAMIS Index 390062
 Project # 767319 SU Summer Reading
 Research Project \$4,500

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 130

AMENDING THE 2012 COUNTY BUDGET TO ENABLE THE ESTABLISHMENT OF A PROJECT ACCOUNT FOR TOURISM PROMOTIONS

WHEREAS, Onondaga County Parks generate Room Occupancy Tax revenues with the intent of reinvesting those revenues into activity which builds the tourism trade in Onondaga County; and

WHEREAS, Onondaga County Parks' attractions, sports venues, fishing assets, and major special events have been identified as valid contributors to consumer tourism interest in the community; and

WHEREAS, the 2012 County Budget allocates \$68,900 ROT revenues to Onondaga County Parks for tourism promotions; and

WHEREAS, disbursing those monies from a grant account assures maximum investment in tourism projects and facilitates efficient accounting of the expenditures; and

WHEREAS, it is anticipated that the cycle of expenditures will occur on an annual basis; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 Onondaga County Budget be amended by providing and making available the following:

APPROPRIATIONS:
 In Admin. Unit 80-69
 Parks and Recreation
 FAMIS Index 510032
 In Acct. 650-6650
 Contingency
 In Grant Project 770063 001
 Tourism Promotions
 Account 650-6650

Contingent Account	(\$68,900)
Index 510032	
In Acct. 410-9410 All Other Expenses	+\$49,700
In Acct. 408-9408 Professional Services	+\$16,200
In Acct. 103-4103 Other Employee Wages	+\$ 3,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 131

AUTHORIZING THE DEPARTMENT OF PARKS AND RECREATION TO ACCEPT
DONATED ITEMS

WHEREAS, the Onondaga County Department of Parks and Recreation is responsible for the operation of the Rosamond Gifford Zoo at Burnet Park; and

WHEREAS, the Onondaga County Department of Parks and Recreation is fortunate to have important relationships with various support groups, including the Friends of the Rosamond Gifford Zoo, among others; and

WHEREAS, these groups have been an integral part of ensuring the successful operation of the Onondaga County Department of Parks and Recreation; and

WHEREAS, these groups from time to time desire to make gifts, contributions, and donations to Onondaga County; and

WHEREAS, the Friends of the Rosamond Gifford Zoo have offered to donate and install a new octopus exhibit; and

WHEREAS, these improvements have a value of up to \$150,000 to construct the exhibit; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby authorize the acceptance of such donations to the Onondaga County Department of Parks and Recreation.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 132

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FROM THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY AND AUTHORIZING EXECUTION OF GRANT
AGREEMENTS TO IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, the County applied to the United States Environmental Protection Agency (US EPA) for a grant pursuant to storm water infrastructure improvements; and

WHEREAS, the County has been awarded the grant in the amount of \$388,000; and

WHEREAS, the grant includes funding for improvements at the Velasko Road Detention Basin, the Bear Trap-Ley Creek Detention Basin and for the creation of design standards for future improvements to roads and bridges administered by the County Department of Transportation; and

WHEREAS, projects which are undertaken utilizing this funding through the USEPA provide up to 55% federal contribution and 45% local contribution; and

WHEREAS, the County Legislature has already appropriated and authorized the use of County funds which can be applied towards the required local match; and

WHEREAS, pursuant to the grant requirements, the County must submit a resolution approving receipt of grant funds and execution of grant agreements; and

WHEREAS, the review and determination under the State Environmental Quality Review Act (SEQRA) was conducted for the Velasko Road Detention Basin and the Bear Trap-Ley Creek Detention Basin, and they were determined to be a Type 1 and Type 2, respectively; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into a grant agreement with the United States Environmental Protection Agency and to accept funds not to exceed three hundred eighty-eight thousand dollars (\$388,000) as reimbursement for work completed in implementing the project; and, be it further

RESOLVED, that any grant proceeds received by the Department of Water Environment Protection for the creation and implementation of green drainage storm water standards will be allocated to the Department of Transportation.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 133

AUTHORIZING ACCEPTANCE OF ADDITIONAL GRANT FUNDS FROM THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION GREEN INNOVATIVE GRANTS PROGRAM AND AUTHORIZING EXECUTION OF GRANT AGREEMENTS TO IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, the County applied to the New York State Environmental Facilities Corporation (NYS EFC) for a grant pursuant to the Green Innovative Grants Program (GIGP); and

WHEREAS, the County was awarded a grant in the amount of \$712,500 for installation of a rainwater collection system at the Onondaga County War Memorial Arena and accepted by this Legislature by Resolution No. 473-11; and

WHEREAS, additional grant funding in the amount of \$37,500 was made available, applied for and awarded; and

WHEREAS, projects which are undertaken utilizing GIGP funding through the NYS EFC provide up to 90% state contribution and 10% local contribution; and

WHEREAS, the County Legislature has already appropriated and authorized the use of County funds which can be applied towards the required local match; and

WHEREAS, pursuant to the grant requirements, the County must submit a resolution approving receipt of grant funds and execution of grant agreements; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into a grant agreement with the New York State Environmental Facilities Corporation and to accept funds not to exceed seven hundred fifty thousand dollars (\$750,000) as reimbursement for work completed in implementing the project.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 134

AUTHORIZING INTERMUNICIPAL AGREEMENTS TO COMPLY WITH THE AMENDED CONSENT JUDGMENT CSO AND TMDL REQUIREMENTS AND TO MAXIMIZE GRANT FUNDS FOR GREEN TECHNOLOGY

WHEREAS, the 1998 Amended Consent Judgment (ACJ) and the 2009 Stipulation and Order require the County to abate CSO discharges, and to meet the nutrient reduction requirements set forth in the revised Total Maximum Daily Load (TMDL) within the Sanitary District; and

WHEREAS, failure to timely comply with ACJ milestones and performance goals can result in the imposition of substantial stipulated penalties and costly additional mandates, all at taxpayer expense; and

WHEREAS, since entering into the ACJ, the County has changed its focus toward using innovative green technology to capture storm water thereby reducing the footprint and costs of gray infrastructure, which until recently was the sole technology employed to capture sewage and storm water; and

WHEREAS, in addition to incorporating green infrastructure as a strategy to address CSOs, the County is investing in additional green infrastructure initiatives, with anticipated benefits to include reduction of storm water flows and associated contaminants, such as phosphorus; and

WHEREAS, the state and federal governments have shown an increased interest in funding green technology projects, but, as with gray technology, these grantors often require that grantees, like the County, be able to document an approved project and the legal authority to implement the project as a condition precedent to securing grant funds; and

WHEREAS, the Onondaga County Legislature previously approved the Midland, Clinton and Harbor Brook ACJ programs and plans as proposed by the Commissioner, including the incorporation of green infrastructure as a critical component of those programs; and

WHEREAS, to meet the CSO and TMDL requirements of the ACJ, to efficiently and effectively implement the approved programs and plans, and to maximize funding opportunities, it is desired to enter into intermunicipal and other agreements to facilitate the incorporation of green infrastructure technology into public works projects as appropriate for such incorporation based on projected storm

water capture; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into intermunicipal agreements, up to a cumulative funding amount (including design and construction) not to exceed \$1.5 million, with the State University of New York Upstate Medical University to fund the design and construction of green infrastructure components of public works projects being undertaken by Upstate Medical University; and, be it further

RESOLVED, that the County Executive is authorized to enter into an intermunicipal agreement(s) with the State University of New York, College of Environmental Science and Forestry, to fund the design and construction of green infrastructure in connection with public works project(s); and, be it further

RESOLVED, that the County Executive is authorized to enter into intermunicipal agreements, up to a cumulative funding amount (including design and construction) not to exceed \$1.1 million, that permits the County to provide technical support and funding to the City of Syracuse on projects designed, managed and advanced by the City, within the City’s annual road reconstruction program, in which the City has agreed to incorporate green infrastructure in an effort to aide with the County’s compliance with the ACJ; and, be it further

RESOLVED, that the County Executive is authorized to enter into intermunicipal agreements with the City of Syracuse for the incorporation of Green Infrastructure in the following specific projects advanced by the Syracuse City School District (SCSD) in an amount not to exceed the cost of the combination of an appropriate share of design services and the bid amounts of green infrastructure technologies incorporated and verified by the County’s Green Infrastructure Program Manager, which include:

- 1. Institute Of Technology Budget-\$00.00, CSO Capture 2,250,000 gl.
- 2. Dr. Weeks Elementary Improvements Est. Budget-\$89,000, CSO Capture 2,177,000 gl.
- 3. Delaware School Playground Est. Budget-\$43,985, CSO Capture 177,000 gl.

and, be it further

RESOLVED, that the County Executive is authorized to enter into intermunicipal agreements with the City of Syracuse for the incorporation of Green Infrastructure in the following specific projects in an amount not to exceed the cost of the combination of an appropriate share of design services and the bid amounts of green infrastructure technologies incorporated and verified by the County’s Green Infrastructure Program Manager, which include:

- 1. Bank Alley Improvement Project Est. Budget \$108,000, CSO capture 434,000 gl.
- 2. Hanover Square Renovation Est. Budget \$132,000, CSO capture 535,000 gl.
- 3. Connective Corridor Est. Budget \$3.825 million, CSO capture 15.3 mil gl.

and, be it further

RESOLVED, that the Onondaga County Legislature in granting this authority requests that the County Executive include within any intermunicipal agreements executed to further the intent of this resolution a requirement that the signatories to the IMA agree to provide ample notice of an opportunity to participate in any signage, public education, promotion of, or media event regarding a project funded in whole or in part with resources from the County CSO Abatement Program (otherwise referred to as “Save the Rain”).

ADOPTED. Ayes: 16 Noes: 1 (Jordan)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 135

AUTHORIZING THE ACQUISITION OF REAL PROPERTY FOR THE CLINTON CSO STORAGE FACILITY IMPROVEMENT PROJECT

WHEREAS, the County of Onondaga is undertaking the Clinton CSO Storage Facility Project (the "Project") pursuant to the Federal Court Order referred to as the Amended Consent Judgment ("ACJ") dated January 20, 1998 as Amended by the Fourth Stipulation and Order entered with the Court on November 16, 2009; and

WHEREAS, the purpose of the Project is to minimize or eliminate untreated discharges of combined sewage from entering Onondaga Creek and Onondaga Lake and eliminate or substantially decrease the negative impacts of eleven (11) existing combined sewer overflow ("CSO") discharge points along Onondaga Creek; and

WHEREAS, the previously approved bonding and spending authorizations (Resolution No. 386-2011 and No. 387-2011) for the Clinton project contemplated a purchase price for this property of up to \$2 million; and

WHEREAS, the Project consists of constructing an underground storage tank and installing pipelines to transport flow to the storage facility; and

WHEREAS, Onondaga County Department of Water Environment Protection has determined that it will be advantageous for the County to own the entirety of the property on which it is constructing a 6.5 million gallon CSO underground storage tank; and

WHEREAS, adoption of this resolution does not increase the previously approved spending authorization approved in Resolution Nos. 386 and 387 of 2011; and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA), the County Legislature adopted Resolution No. 83-2006 which authorized the County to act as the Lead Agency, approved the classification of the action as Type 1, accepted the Environmental Information Document, adopted findings, and authorized publication, circulation, and filing of the Environmental Information Document and Negative Declaration for the Clinton Street CSO Abatement Project; and

WHEREAS, the following properties owned by the City of Syracuse and located in the City of Syracuse, New York must be acquired in fee or easement for the Project ("Property" or "Properties") as a matter of public purpose and the following purchase price is considered fair and reasonable for those Properties:

<u>Owner</u>	<u>Property Address</u>	<u>Project Map No.</u>	<u>Type</u>	<u>Size(sq.ft.)</u>	<u>Amount</u>
City of Syracuse	102 Dickerson St	Map 10 Par. 33	(Fee)	145,537	
	Onondaga Creek Bed	Map 10 Par. 27-R	(P.E.)	5,007	
	Onondaga Creek Bed	Map 10 Par. 31	(P.E.)	2,811	
	Onondaga Creek Bed	Map 10 Par. 32	(P.E.)	<u>6,599</u>	
				159,954	\$1,649,000

now, therefore be it

RESOLVED, that within the spending limits set forth in Resolution Nos. 386 and 387 of 2011

authorizing the issuance of bonds and approving the expenditure of funds within the area designated as the Clinton/Lower MIS Sewershed, the County Executive is hereby authorized to enter into agreements to purchase the aforementioned properties for a total of \$1,649,000; and, be it further

RESOLVED, that the County Comptroller be and hereby is authorized and directed to draw a check payable to the City of Syracuse, said check to be delivered to the County Attorney who shall obtain proper conveyance and approve title before delivery of said check and that said sum be, and hereby is, made a charge upon the proper fund or funds; and, be it further

RESOLVED, that the County Executive be authorized to enter into agreements to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Mr. Liedka requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Liedka, Mr. Kilmartin, Mr. Knapp

RESOLUTION NO. 136

MEMORIALIZING THE NEW YORK STATE AND FEDERAL GOVERNMENTS TO BAN THE
MANUFACTURE, DISTRIBUTION, SALE AND POSSESSION OF DANGEROUS
UNREGULATED SYNTHETIC DRUGS

WHEREAS, the sale and abuse of synthetic "designer" drugs, including "bath salts" and synthetic marijuana, continues to increase among individuals in our communities; and

WHEREAS, these "designer drugs" are specifically synthesized with a similar, but slightly modified structure of a Schedule 1 controlled substance in order to avoid existing drug laws, and can be continually chemically modified to avoid legal repercussions, while maintaining their intended effects and usages; and

WHEREAS, hospitals, health agencies, and poison control centers are experiencing increased emergency room cases, illnesses, deaths, and reports linked to the use and abuse of these substances; and

WHEREAS, law enforcement agencies and courts are seeing increased crime in our local communities associated with the sale and abuse of these substances; and

WHEREAS, manufacturers and retailers of these substances often directly market them through the internet and by colorful packaging designs that include no warnings or adequate descriptions of the ingredients, and are deceptively sold as plant food and other ordinary household goods, and which are not approved for medical use in the United States; and

WHEREAS, individuals obtain the substances either through storefront retailers, indirectly through others, or through internet sales; and

WHEREAS, the availability of these substitute drugs, many of which are not detected by normal drug tests, undermines publicly-funded meaningful and effective substance abuse programs directed toward the treatment and counseling of substance abusers; and

WHEREAS, the internet sale of these substances raises questions and concerns about the distribution of unregulated harmful drugs across state and national boundaries, requiring action at the federal level; and

WHEREAS, the Commissioner of Health in New York State issued an Order for Summary Action to ban the sale and distribution of designer drugs commonly packaged and marketed as bath salts on May 20, 2011, and banning the sale and distribution of products containing for synthetic marijuana on March 28, 2012; and

WHEREAS, the New York State Legislature has legislation before it (S6694-A; A A9781-A) that would amend the State Public Health Law to add classes of substituted cathinones ("bath salts") and classes of cannabinoids ("synthetic marijuana") to the State list of controlled substances, would amend the State Penal Law to provide for criminal sanctions, and would create a statewide substituted Cathinone and Cannabinoid Surrender Program to allow for surrender of these harmful substances to appropriate authorities; and

WHEREAS, federal legislation recently was enacted outlawing two substances commonly used in "bath salts", twenty other substances commonly used in synthetic marijuana, and nine synthetic hallucinogens; and

WHEREAS, it is necessary to go beyond the federal legislation and the State Health Department ban in order to arm local law enforcement with the legislation necessary to combat the rapidly growing abuse of these synthetic drugs; and

WHEREAS, these substances continue to pose a significant and immediate public health threat and danger to public safety, and it is the desire of this County Legislature that legislation be enacted to address this health and safety issue; now, therefore be it

RESOLVED, that this Onondaga County Legislature hereby memorializes the Governor and Legislature of the State of New York State to immediately pass meaningful and effective legislation criminalizing the manufacture, distribution, sale and possession of these substances and their future derivatives with the intent of protecting the health and safety of all citizens of New York State; and, be it further

RESOLVED, that this Onondaga County Legislature further requests the United States Congress to take enact such further legislation at the federal level as is necessary to ban all such substances, regardless of the chemical makeup, and to fully address this threat to public health and safety; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to forward copies of this resolution to the New York State Governor and to the New York State Legislators representing Onondaga County, and to the United States Senators and Representatives for Onondaga County, urging their action on this resolution.

ADOPTED. Ayes: 17

* * *

LOCAL LAW NO. 7 - 2012

A LOCAL LAW PROHIBITING SALE AND POSSESSION OF SYNTHETIC DRUGS,
INCLUDING THOSE COMMONLY KNOWN AS "BATH SALTS", WITHIN ONONDAGA
COUNTY

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, AS FOLLOWS:

Section 1. Legislative Intent and Findings. Onondaga County finds that the use of Synthetic Drugs, including those commonly referred to as “Bath Salts”, poses a distinct risk to the life, health and safety of users and the public at large. These chemicals are being marketed as plant food, glass cleaner, insect repellent, and stain remover and are readily available at storefront retailers, online retailers, and indirectly through other individuals. These products are composed of chemical compounds capable of producing a hallucinogenic effect when ingested or consumed by human beings.

Human consumption of Synthetic Drugs, including “Bath Salts” and such other similar products containing these chemicals, can cause hallucinations, psychosis, increased heart rate, chest pain, agitation, anxiety, extreme paranoia, delusions, suicidal thoughts, violent behavior, nausea and vomiting. Use of these chemicals has also been linked to multiple suicides in the United States.

This Onondaga County Legislature hereby determines that it is necessary to ban within Onondaga County the sale and possession of Synthetic Drugs, including “Bath Salts” and any products containing these chemicals, to protect the life, health, safety and welfare of Onondaga County residents.

Section 2. Definitions. As used in this law, “person” shall mean any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint-stock association or other entity or business organization of any kind.

Section 3. For purposes of this local law, “Synthetic Drug” shall mean the following:

1. 3,4-Methylenedioxyamphetaminone, commonly known as Methydone;
2. 3,4-Methylenedioxypropionone, commonly known as MDPV;
3. 4-Methylmethcathinone, commonly known as Mephedrone;
4. 3-Methoxymethcathinone;
5. 3-Fluoromethcathinone;
6. 4-Fluoromethcathinone;
7. 1-Pentyl-3-(1-naphthoyl) indole; some trade or other names: JWH-018;
8. 1-Butyl-3-(1-naphthoyl) indole; some trade or other names: JVVH-073;
9. 1-[2-(4-morpholinyl) ethyl]-3-(1-naphthoyl) indole; some trade or other names: JWH-200;
10. 5-(1,1-dimethyloctyl)-2-[1R,3S]-3-hydroxycyclohexyl]-phenol; some trade or other names: CP47, 497;
11. 5-(1,1-dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol; some trade or other names: cannabicyclohexanol; CP-47, 497 C8 homologue;
12. any products containing the foregoing chemicals, or any salt, isomer or salt of isomer of the substances set forth in paragraphs 1-11 above;

13. any substance prohibited in an Order for Summary Action in the Matter of the Sale and Distribution of Synthetic Cannabinoids issued by the New York State Department of Health dated March 28, 2012 and any similar Order subsequently issued by the State of New York Department of Health;

14. any substance prohibited in the federal "Synthetic Drug Abuse Prevention Act of 2012"; and/or

15. any synthetic drug analog which shall mean a substance:

a. The chemical structure of which is substantially similar to the chemical structure of a Synthetic Drug as described above; or

b. Which has a stimulant, depressant, or hallucinogenic effect on the central nervous system that is substantially similar to or greater than the stimulant, depressant, or hallucinogenic effect on the central nervous system of a Synthetic Drug as described above; or

c. Which such person represents or intends to have a stimulant, depressant, or hallucinogenic effect on the central nervous system that is substantially similar to or greater than the stimulant, depressant, or hallucinogenic effect on the central nervous system of a synthetic drug as described above.

Section 3. Prohibitions.

a. No person shall sell or offer to sell, exchange, give or otherwise dispose of to another any Synthetic Drug in Onondaga County. No person shall be in possession of any Synthetic Drug unless said Synthetic Drug is expressly prescribed by a physician or person otherwise licensed to prescribe such medication.

b. In order to prevent the creation, possession and use of the drug commonly known as "Water" the unauthorized use of Embalming Fluid or similar compounds is hereby prohibited within the County of Onondaga, with such unauthorized use of embalming fluid or similar item defined herein and pursuant to Section 3400 of the New York State Public Health Law and any applicable provision of federal law. For the purposes of this local law, Embalming Fluid means any chemicals or substances manufactured primarily for use by licensed funeral directors, undertakers or embalmers, or registered residents, to prepare, disinfect or preserve, either hypodermically, arterially or by any other recognized means the body of a deceased person for burial, cremation or other final disposition. In particular, such unauthorized use shall include dipping a marijuana or regular cigarette in embalming fluid.

Section 4. Penalties. Any person who violates the provisions of this article shall be guilty of an unclassified misdemeanor punishable by a fine of up to \$1,000 and/or up to one year's imprisonment.

Section 5. Severability. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. Effective Date. This law shall take effect immediately upon filing in the Office of the Secretary of State.

ADOPTED. Ayes: 17

* * *

LOCAL LAW NO. _____ - 2012

A LOCAL LAW AMENDING THE ONONDAGA COUNTY CHARTER IN SECTION 207 TO REVISE THE ONONDAGA COUNTY REAPPORTIONMENT COMMISSION TO ENSURE A NON-PARTISAN, FAIR AND OBJECTIVE PROCESS BY WHICH THE ONONDAGA COUNTY LEGISLATURE DISTRICTS ARE REAPPORTIONED

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, AS FOLLOWS:

Section 1. The purpose of this law is to provide an objective and fair reapportionment process by establishing a non-partisan Reapportionment Commission.

Section 2. Section 207 of the Onondaga County Charter hereby is amended to add the following final paragraph:

On and after December 1, 2012, the Reapportionment Commission shall be comprised of five members, to be appointed as follows: On or before January 15, 2021, and every ten years thereafter, the League of Women Voters shall submit to the Chair of the Onondaga County Legislature no less than nine names for consideration by the County Legislature for appointment to the Reapportionment Commission. From the nine names recommended, the County Legislature, by resolution duly adopted, shall appoint five appointees to the Reapportionment Commission. At the time of appointment to the Reapportionment Commission, the appointees shall be residents of Onondaga County representing different geographic areas of the County, shall be registered to vote in Onondaga County, and shall not be serving in an elected or appointed governmental position or hold any political party position.

The Reapportionment Commission shall make its recommendation to the County Legislature regarding proposed changes to the boundaries of county legislative districts in the form of a local law, and the County Legislature shall hold at least one public hearing on such recommendation prior to the enactment of a local law, as provided for in this Section 207 of the Onondaga County Charter and the applicable provisions of the Onondaga County Administrative Code.

Section 3. This local law shall apply to all actions related to the enactment of reapportionment plans for the Onondaga County Legislature occurring on and after December 1, 2012.

Section 4. If any clause, sentence, paragraph, subdivision, section or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Except as specifically amended herein, Section 207 of the Onondaga County Charter, being Local Law No. 1 of 1961, as amended, shall remain in full force and effect.

Section 6. This Local Law shall take effect immediately upon approval of the electors of Onondaga County.

Section 7. This Local Law shall be submitted to the Electors of Onondaga County at the next general election occurring in November, 2012.

DEFEATED. Ayes: 6 (Stanczyk, Ryan, Williams, Ervin, Liedka, McMahon) Noes: 11 (Kilmartin, Holmquist, Knapp, Shepard, Jordan, May, Dougherty, Meyer, Tassone, Rapp, Plochocki)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, September 4, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

September 4, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Absent: Legislator Plochocki

Legislator Stanczyk gave the invocation. Legislator Holmquist led the Pledge of Allegiance to the Flag of the United States of America.

* * *

Gold Seal:

a. RECOGNIZE AND CONGRATULATE THE ONONDAGA ALL-STARS UPON WINNING THE SENIOR BABE RUTH WORLD SERIES TITLE (Sponsored by Mr. Kilmartin)

* * *

Gold Seal:

a. RECOGNIZE AND CONGRATULATE THE SYRACUSE SELECT NINTH GRADE AAU BASKETBALL TEAM UPON CAPTURING A NATIONAL TITLE (Sponsored by Mr. Kilmartin)

* * *

Gold Seal:

a. RECOGNIZE AND CONGRATULATE THE SYRACUSE SELECT TENTH GRADE AAU BASKETBALL TEAM UPON CAPTURING A NATIONAL TITLE (Sponsored by Mr. Kilmartin)

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 137

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT HOMELAND SECURITY FUNDS FROM THE STATE HOMELAND SECURITY GRANT PROGRAM FOR THE ONONDAGA COUNTY DEPARTMENT OF EMERGENCY MANAGEMENT, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Department of Emergency Management has been awarded a State Homeland Security Program grant through the New York State Division of Homeland Security and Emergency Services, and such grant is for \$223,200 to be used between September 1, 2012 and August 31, 2014; and

WHEREAS, these grant funds will provide for planning, equipping, training and exercising to enhance target capabilities aligned with the eight national priorities to prevent, protect against,

respond to, and recover from emergencies with the emphasis on terrorism prevention and response; and

WHEREAS, these grant funds will be used to continue to upgrade and strengthen incident response and recovery capabilities by enhancing the knowledge, skills and abilities of Onondaga County emergency response and emergency support stakeholders; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

<u>REVENUES:</u>	
In Admin Unit 40-38	\$223,200
Emergency Management	
FAMIS Index 309997	
Project # 734112 State Homeland Security Program	
In Account 022-0371 St. Aid Pub. Safety Other	\$223,200

<u>APPROPRIATIONS:</u>	
In Admin Unit 40-38	\$223,200
Emergency Management	
FAMIS Index 309997	
Project # 734112 State Homeland Security Program	\$223,200

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 138

CALLING FOR A PUBLIC HEARING ON THE 2013 COUNTY BUDGET

RESOLVED, that pursuant to Article VI of the Onondaga County Charter, this Legislature hereby determines a Public Hearing on the Tentative County Budget, the Capital Program, and the Budget Message submitted by the Ways and Means Committee of the County Legislature for the fiscal year 2013, shall be held at the Legislative Chambers in the County Courthouse, 401 Montgomery Street, Syracuse, New York, which committee is hereby designated to hold such a hearing on Thursday, October 4, 2012 at 7:00 p.m. (local time).

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. Knapp, Mr. May, Mr. Shepard, Mr. Plochocki

RESOLUTION NO. 139

**RENEWING WITH MODIFICATION AGRICULTURAL DISTRICT NO. 2, IN THE TOWNS OF
MARCELLUS, SKANEATELES, AND SPAFFORD**

WHEREAS, pursuant to Section 303-a of the New York State Agriculture and Markets Law, this Onondaga County Legislature adopted Resolution No. 584-2011 providing for notice of the eight year review of Agricultural District No. 2 in the Towns of Marcellus, Skaneateles, and Spafford; and

WHEREAS, by Resolution No. 123-2012, this Onondaga County Legislature authorized a public hearing on said agricultural district renewal at the Onondaga County Courthouse on Tuesday September 4, 2012, and such hearing was duly noticed and held; and

WHEREAS, the Onondaga County Legislature has completed the eight year review of Agricultural District No. 2, and has received from the Onondaga County Agriculture and Farmland Protection Board its report and recommendations regarding the agricultural viability of the district and regarding recommended modifications to the district; and

WHEREAS, it is the desire of this Legislature to renew Agricultural District No. 2 with modifications as provided for herein; now, therefore be it

RESOLVED, that the proposed action is an unlisted action and this Legislature shall act as the Lead Agency for the purposes of the New York State Environmental Quality Review Act (SEQRA); and, be it further

RESOLVED, that the Short Environmental Assessment Form for this project has been completed and reviewed and is on file with the Clerk of the Legislature; and, be it further

RESOLVED, that this Legislature hereby finds and declares a negative declaration under SEQRA in that there is no anticipated construction and no anticipated change in use, that the identified possible impacts, if any, on air quality and surface water quality will not be significant and there is little likelihood of significant adverse environmental impacts; and, be it further

RESOLVED, that in accordance with Agriculture and Markets Law, Section 303-a, said Agricultural District No. 2 in the Towns of Marcellus, Skaneateles, and Spafford hereby is renewed with the modifications provided for herein; and, be it further

RESOLVED, that the modifications to Agricultural District No. 2 are as follows and encompass the following parcels listed by town, owner, tax map number, and acreage:

SUMMARY OF ADDITIONS			
TOWN	OWNER	TAX MAP NO.	ACRES*
SKANEATELES	BROWN ROBERT M	018.-04-25.1	55.15
SKANEATELES	KOGLER ROBERT	047.-01-06.1	18.99
SKANEATELES Total			74.14
SPAFFORD	FISHER ALLAN J	026.-02-05.0	139.38
SPAFFORD	FISHER ALLAN J SR	026.-02-18.0	30.62
SPAFFORD	FRANKLIN MICHAEL L	032.-01-09.1	42.15

SPAFFORD	FRANKLIN MICHAEL L	032.-01-10.1	22.3
SPAFFORD	OSADCHEY BRUCE J	026.-01-01.0	46.77
SPAFFORD	OSADCHEY BRUCE J	026.-01-02.0	103.52
SPAFFORD	OSADCHEY BRUCE J	026.-01-26.0	8.35
SPAFFORD	OSADCHEY BRUCE J	026.-02-06.0	26.66
SPAFFORD Total			419.75
Grand Total			493.89
*Calculated using a Geographic Information System, not Real Property Services (RPS) data.			

SUMMARY OF REMOVALS			
TOWN	OWNER	TAX MAP NO.	ACRES*
MARCELLUS	MAVES	017.-07-01.8	1.35
MARCELLUS	MCBURNEY JAMES M LU	023.-03-09.1	19.03
MARCELLUS	NOZNSKI FRANCIS S	023.-01-22.1	0.89
MARCELLUS	OCWA	018.-03-14.0	11.55
MARCELLUS	OCWA	023.-01-02.0	8.07
MARCELLUS	SZCZECH JOHN E	018.-03-28.0	6.92
MARCELLUS Total			47.81
SKANEATELES	DESHANE STEVEN F	019.-01-01.3	2.52
SKANEATELES	EGGERT DAVID F	036.-01-18.0	0.95
SKANEATELES	FITZGERALD JAMES W	061.-03-08.0	5.19
SKANEATELES	FOOTE BETSY R	055.-02-09.0	0.94
SKANEATELES	GRACE SNOOK LIVING TRUST	059.-01-08.0	1.06
SKANEATELES	HELPER DAVID C	022.-02-05.4	2.59
SKANEATELES	KAUFMANN PAULINE V	060.-01-01.7	4.38
SKANEATELES	KOVAR RICHARD D	036.-01-16.0	1.64
SKANEATELES	ROURKE SUSAN J	035.-03-09.0	0.99
SKANEATELES	SELF STORAGE RTE 321, LLC	022.-01-12.3	11.7
SKANEATELES	SYMONS DONALD C	035.-01-06.0	5.34
SKANEATELES	WINKELMAN SCOTT C	048.-01-23.1	49.32
SKANEATELES Total			86.62

SPAFFORD	BARROW'S VIEW LLC	013.-02-01.1	9.52
SPAFFORD	FINLEY JAMES C	010.-01-05.1	0.72
SPAFFORD	LINKS AT BARROWS VIEW LLC	015.-01-02.6	34.11
SPAFFORD	LINKS AT BARROWS VIEW LLC	013.-02-08.3	1.82
SPAFFORD	PIRNIE FAMILY TRUST	017.-01-17.0	0.99
SPAFFORD	VASSAR MARGARET E	021.-03-16.2	1.38
SPAFFORD Total			48.54
Grand Total			182.97
*Calculated using a Geographic Information System, not Real Property Services (RPS) data.			

and, be it further

RESOLVED, that should one or more of these parcels be subdivided prior to the expiration of said District, each of these subdivisions would automatically be considered a part of said District, and would remain in the District while it was in effect; and, be it further

RESOLVED, that the district review plan shall be submitted to the Commissioner of the New York State Department of Agriculture and Markets as provided for in Section 303-a of the Agriculture and Markets Law.

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. Knapp, Mr. May, Mr. Kilmartin, Mr. Shepard, Mr. Plochocki

RESOLUTION NO. 140

APPROVING THE INCLUSION OF VIABLE AGRICULTURAL LAND WITHIN CERTIFIED AGRICULTURAL DISTRICTS PURSUANT TO SECTION 303-B OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW

WHEREAS, Section 303-b of Agriculture and Markets Law provides land owners with an annual thirty day period to submit requests for the inclusion of predominantly viable agricultural lands within certified agricultural districts; and

WHEREAS, pursuant to Resolution No. 71-2004, that thirty-day period began January 1, 2012, and ended January 30, 2012; and

WHEREAS, land owners have filed requests for inclusion of predominantly viable agricultural land within certified agricultural districts; and

WHEREAS, the County referred the requests to the Onondaga County Agriculture and Farmland Protection Board, and that Board has reviewed the requests and determined that such property consists predominantly of viable agricultural land and that the inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within the district; and

WHEREAS, a public hearing was held on Tuesday, September 4, 2012 at 12:50 p.m. relating to such requested inclusions; now, therefore be it

RESOLVED, that the proposed action is an unlisted action and this Legislature shall act as the Lead Agency for the purposes of the New York State Environmental Quality Review Act (SEQRA); and, be it further

RESOLVED, that the Short Environmental Assessment Form for this project has been completed and reviewed and is on file with the Clerk of the Legislature; and, be it further

RESOLVED, that this Legislature hereby finds and declares a negative declaration under SEQRA in that there is no anticipated construction and no anticipated change in use, that the identified possible impacts, if any, on air quality and surface water quality will not be significant and there is little likelihood of significant adverse environmental impacts; and, be it further

RESOLVED, that based on the recommendation of the Agriculture and Farmland Protection Board and information provided through the public hearing, this Onondaga County Legislature hereby adopts and approves the inclusion of the requested viable agricultural land within certified Agricultural District No. 1, Agricultural District No. 3, and Agricultural District No. 4; and, be it further

RESOLVED, that in accordance with Section 303-b of Agriculture and Markets Law the modifications to Agricultural District No. 1, Agricultural District No. 3, and Agricultural District No. 4 are hereby described as follows, and include the following parcels listed by agricultural district, town, owner, tax map number, and acreage:

SUMMARY OF ADDITIONS				
DISTRICT	TOWN	OWNER	TAX MAP NO.	ACRES*
1	ONONDAGA	AMIDON	052.-01-02.0	18.55
1	ONONDAGA	WEGERSKI	028.-01-44.1	86.28
1 Total				104.83
3	ELBRIDGE	HILTBRAND	037.-01-25.0	35.23
3	ELBRIDGE	HILTBRAND	041.-03-42.0	125.28
3	ELBRIDGE	HOURIGAN	030.-02-11.2	5.14
3	ELBRIDGE	HOURIGAN	030.-02-11.3	3.14
3	ELBRIDGE	HOURIGAN	030.-03-17.0	9.05
3	ELBRIDGE	HOURIGAN	040.-03-03.1	7.9
3 Total				185.74
4	ONONDAGA	SOUTHWICK	038.-02-03.1	75.32
4 Total				75.32
Grand Total				365.89
* Calculated using a Geographic Information System, not Real Property Services (RPS) data.				

and, be it further

RESOLVED, that should these parcels be subdivided prior to the expiration of said Districts, each subdivision would automatically be considered a part of said Districts, and would remain in the District while it is in effect; and, be it further

RESOLVED, that the Clerk of this Legislature is to submit a copy of this resolution, together with the report of the Onondaga County Agriculture and Farmland Protection Board including tax map numbers and maps for each parcel of land to be included in an agricultural district to the Commissioner of the New York State Department of Agriculture and Markets.

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. McMahon, Mrs. Ervin, Mrs. Rapp

RESOLUTION NO. 141

REQUESTING THE CITY OF SYRACUSE TO AMEND ORDINANCE NO. 111-2012 TO PROVIDE FOR COUNTY REPRESENTATION ON THE LAND BANK CITIZENS ADVISORY BOARD

WHEREAS, by Resolution No. 31-2012, this County Legislature authorized the creation of the Greater Syracuse Property Development Corporation, a land bank acting on behalf of Onondaga County and the City of Syracuse to acquire, redevelop and improve tax delinquent, vacant or abandoned property and to convert such properties to productive uses; and

WHEREAS, by adopting Ordinance No. 111-2012, the City of Syracuse created a Land Bank Citizens Advisory Board to assist the City and the County in conducting future transactions with the Greater Syracuse Property Development Corporation; and

WHEREAS, such Ordinance provided for the appointment of city residents, and it would be beneficial to create a mechanism for appointment of advisory board members representing the county; now, therefore be it

RESOLVED, that this County Legislature hereby requests the City of Syracuse to amend Ordinance No. 111-2012 to provide for five representatives on the Land Bank Citizens Advisory Board, with such representatives being appointed by the Chair of this Legislature; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to transmit a copy of this resolution to the President of the Common Council, the Mayor, and the Chair of the Greater Syracuse Property Development Corporation.

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 142

APPROVING THE 2011 INDUSTRIAL WASTEWATER SURCHARGE

WHEREAS, the Onondaga County Commissioner of Water Environment Protection has calculated the 2011 Industrial Wastewater Surcharge to be \$1,443,238.15 with a total refund amount due of \$3,279.65 due to an overpayment of a quarterly estimate; and

WHEREAS, pursuant to Section 11.53 of Article 11(A) of the Onondaga County Administrative Code, said Commissioner of Water Environment Protection has calculated such surcharge and has filed the same with the Clerk of the Onondaga County Legislature; and

WHEREAS, the Commissioner of Water Environment Protection herein requests the approval of such surcharge by the Onondaga County Legislature; now, therefore be it

RESOLVED, that the Onondaga County Legislature herein approves the 2011 Industrial Wastewater Surcharge to be \$1,443,238.15 with a total refund amount due of \$3,279.65 based on an overpayment of a quarterly estimate, as calculated by the Commissioner of Water Environment Protection and on file with the Clerk of the Onondaga County Legislature; and, be it further

RESOLVED, that the Onondaga County Legislature herein authorizes the Commissioner of Water Environment Protection to modify the 2011 Industrial Wastewater Surcharge bills if so requested and properly justified by an Industrial User; and, be it further

RESOLVED, that the Commissioner of Water Environment Protection shall promptly notify in writing the Chairman of Environmental Protection Committee and Chairman of Ways and Means Committee regarding any such refunds to customers or modifications to Industrial Wastewater Surcharge Bills.

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 143

AUTHORIZING THE ACCEPTANCE OF THE WESTFIELD TRUNK SEWER FROM THE VILLAGE OF MANLIUS FOR AND ON BEHALF OF THE ONONDAGA COUNTY SANITARY DISTRICT; AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO ANY AND ALL AGREEMENTS NECESSARY TO EXECUTE THE TRANSFER

WHEREAS, the Westfield Trunk Sewer, originally constructed in 1965 as part of the Lower Academy Hills subdivision in the Village of Manlius, New York, a trunk sewer to carry sanitary flows from both the Town and Village of Manlius; and

WHEREAS, the Village of Manlius has requested the County take over operation and maintenance of the trunk sewer as part of the reconfiguration of the Village's sewer system; and

WHEREAS, the Commissioner of the Department of Water Environment Protection held a hearing on October 30, 2011 and has duly filed his Report dated October 30, 2011, recommending improvements to the Onondaga County Sanitary District, consisting of the acquisition from the Village of Manlius, New York, 3,450 +/- linear foot sewer, known as the Westfield Trunk Sewer, beginning at the municipal boundary between the Village of Manlius and the Town of Manlius, New York on Woodbridge Drive and terminating at the Pleasant Street Trunk Sewer located on New York State Route 173 for a fee of \$1.00 (payment waived); and

WHEREAS, by resolution adopted July 3, 2012, this County Legislature called for a public hearing on the foregoing matter to be held in the Legislative Chambers in the County Court House, in Syracuse, New York, on August 7, 2012 at 12:55 p.m.; Prevailing Time; and

WHEREAS, said public hearing was duly held at the time and place aforesaid, at which all persons interested were heard; and

WHEREAS, this County Legislature has given due consideration to the aforesaid Report and Recommendations of the Commissioner of the Department of Water Environment Protection and the evidence given at said public hearing; now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the acceptance of the property known as and described herein as the Westfield Trunk Sewer for \$1.00, (payment waived); and, be it further

RESOLVED, that the County Legislature hereby accept the determination of the Village of Manlius that the proposed action is a Type II Action under SEQRA with a finding of no significant impact; and, be it further

RESOLVED, that the County Executive is hereby authorized to execute agreements to implement the intent of this resolution.

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 144

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FROM NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION GREEN INNOVATIVE GRANTS PROGRAM AND AUTHORIZING EXECUTION OF GRANT AGREEMENTS TO IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, with the support of Onondaga County, Syracuse University applied to the New York State Environmental Facilities Corporation for a grant pursuant to the 2011 Green Innovative Grants program; and

WHEREAS, Syracuse University and the New York State Environmental Facilities Corporation have agreed to direct this grant award to Onondaga County and as such, the County has been awarded the grant in the total amount of \$819,000; and

WHEREAS, the grant includes funding for green infrastructure, including the installation of porous pavements, bio-swales and tree plantings on East Water Street, between Almond Street and Forman Avenue, as well as funding to support education and outreach for the County's Save The Rain program; and

WHEREAS, the required local match has been appropriated by the County pursuant to Resolution No. 386-2011; and

WHEREAS, pursuant to the grant requirements, the County must submit a resolution approving receipt of the grant funds and execution of grant agreements; and

WHEREAS, the review and determinations required under the State Environmental Quality Review Act (SEQR) will be provided for within a separate resolution; now, therefore be it

RESOLVED, that the County hereby accepts such grant funding and hereby authorizes the County Executive of the County of Onondaga to execute grant agreements with the New York State Environmental Facilities Corporation for financial assistance to the County of Onondaga under the Green Innovative Grants program for those projects approved and determined eligible by the State of New York; and, be it further

RESOLVED, that the Onondaga County Executive is hereby authorized to execute agreements to implement the intent of this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

<u>REVENUES:</u>	
Grant Project Fund 030	\$619,000
Admin Unit 80-33-30	
Water Environment Protection-CSD Grants	
FAMIS Index #480095	
In Acct: 028-0720 St. Aid Env. Contr	\$619,000
Grant Project #731029	
East Water St. Center of Excellence	

<u>APPROPRIATIONS:</u>	
Grant Project Fund 030	\$619,000
Admin Unit 80-33-30	
Water Environment Protection-CSD Grants	
FAMIS Index #480095	
In Acct: 9408 Professional Services	\$619,000
Capital Project #731029	
East Water St. Center of Excellence	

<u>REVENUES:</u>	
Grant Project Fund 030	\$200,000
Admin Unit 80-33-30	
Water Environment Protection-CSD Grants	
FAMIS Index #480095	
In Acct: 028-0720 St. Aid Env. Contr	\$200,000
Capital Project #731026	
Green Infrastructure and Public Education	

<u>APPROPRIATIONS:</u>	
Grant Project Fund 030	\$200,000
Admin Unit 80-33-30	
Water Environment Protection-CSD Grants	
FAMIS Index #480095	
In Acct: 9408 Professional Services	\$200,000
Capital Project #731026	
Green Infrastructure and Public Education	

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 145

AUTHORIZE A PUBLIC HEARING TO CONSIDER RECOMMENDATIONS OF THE METROPOLITAN WATER BOARD TO AMEND THE CURRENTLY EFFECTIVE SCHEDULE OF RATES TO BE CHARGED FOR WATER AND WATER SERVICE PROVIDED BY THE ONONDAGA COUNTY WATER DISTRICT

WHEREAS, by Resolution No. 215 adopted June 6, 1966, the Board of Supervisors confirmed, ratified and approved, pursuant to the provisions of Section 266 of the County Law, a Schedule of Rates to be charged for water and water service to be provided by the Onondaga County Water District, as recommended by the Metropolitan Water Board, the administrative head for said District, which Schedule of Rates was thereafter amended by the following Resolutions: No. 158-1969, 163-1970, 614-1974, 625-1980, 172-1984, 187-1993, 105-2002, 230-2003, 261-2004, 245-2005, 288-2006, 289-2008, 249-2010, and 501-2011 and, as thus amended, such Schedule of Rates is currently in full force and effect; and

WHEREAS, said Metropolitan Water Board has proposed amending said Schedule of Rates, as hereinafter more fully set forth, with a request for confirmation of the proposed amendment following a public hearing thereon to be conducted pursuant to the provisions of Section 266 of the County Law and applicable rules; and

WHEREAS, it is now desired to schedule the required public hearing to consider the proposed amendment; now, therefore be it

RESOLVED, by the Onondaga County Legislature, as follows:

Section I. Receipt is hereby acknowledged of a communication from the Metropolitan Water Board, administrative head for the Onondaga County Water District, advising that it has established an amendment to the currently effective Schedule of Rates to be charged for Water and Water Service Provided by the Onondaga County Water District effective January 1, 2013, and requesting confirmation of said amendment by the County Legislature following a public hearing thereon.

Section II. The amendment proposed by the Metropolitan Water Board involves change in the respective rates currently in effect and, as amended, said Schedule of Rates would read as follows:

“All deliveries shall be made pursuant to contracts in writing between the customer and Onondaga County Water District and, except as otherwise provided in such contracts approved by the County Legislature, charges for water and water service shall be made in the manner following:

SCHEDULE NO. 1: For each Internal Customer, except the City of Syracuse, charges for water and water service will be made on a dual basis—a commodity charge based on actual consumption as measured by the meter at the point of connection to the District system (meters to be read and customers to be billed monthly), plus a capacity charge based on peak demand placed by the customer on the District system; these charges shall be computed by applying to actual consumption the following rates:

COMMODITY CHARGE:	(per 1,000 gallons per month)
First 30,000,000 gallons	\$0.99
Next 80,000,000 gallons	\$0.98

Next 180,000,000 gallons	\$0.97
Over 290,000,000 gallons	\$0.96

CAPACITY CHARGE: \$3.85 per month per thousand gallons on the day of peak demand calculated by multiplying the average day during the prior year by a factor of 1.5. During the initial year of service the peak day will be adjusted monthly using cumulative daily average consumption and the 1.5 multiplier.

SCHEDULE NO. 2: For the City of Syracuse the charge for water and water service will be at the rate of \$1.19 per thousand gallons actually consumed as measured by the meter at the point of connection to the District system (meter to be read and bill to be rendered monthly); PROVIDED, however, that the City will pay a minimum annual charge (calendar year) of \$50,000 in equal monthly installments, for which the City may take 42,016,806 gallons of water in that year; for any water consumed in excess of this quantity during such year an additional charge will be made at the rate of \$1.19 per thousand gallons of excess.

SCHEDULE NO. 3: For each External Customer charges for water and water service will comprise the following monthly and annual charges:

- a) A monthly charge for water actually delivered and sold, computed and payable in the manner prescribed in SCHEDULE NO. 1 for Internal Customers; PLUS
- b) An annual charge computed and payable in the manner prescribed in Article III, Section 3.4(c) of the currently effective Rules and Regulations for the Operation of Onondaga County Water District. The terms "Internal Customer" and "External Customer" shall apply to and comprise customers within the scope of these terms as defined in Article I, Section 1.9 and 1.10 of the currently effective Rules and Regulations for the Operation of Onondaga County Water District. When a customer has more than one (1) connection to the District system, a meter will be installed at each point of connection and customer will be billed on a conjunctive basis."

and, be it further

RESOLVED, that said public hearing be held at the County Legislature Chambers in the County Courthouse, City of Syracuse, New York, at 12:55 o'clock P.M. on October 2, 2012, to consider the aforementioned amendment to the currently effective Schedule of Rates to be charged for water and water service provided by the Onondaga County Water District, which hearing shall be conducted in compliance with the rules for conducting such a hearing as set forth in the Order of the Board of Supervisors contained in Resolution No. 174-1966; and, be it further

RESOLVED, that the Clerk of this County Legislature be and hereby is authorized and directed to give notice of the public hearing hereinabove authorized and scheduled by publishing a certified copy of this resolution once in the Syracuse Post Standard, the first publication thereof to be not less than ten (10) nor more than twenty (20) days prior to said hearing.

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 145

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT ADDITIONAL FUNDS FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH, AND AUTHORIZING THE COUNTY

EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, the New York State Office of Mental Health has granted the Onondaga County Department of Mental Health additional funds to replace the Disproportionate Share (DSH) that supplements the Comprehensive Psychiatric Emergency Program (CPEP) and related programs at St. Joseph's Hospital; and

WHEREAS, the Federal Centers for Medicaid and Medicare Services determined that CPEP programs are no longer eligible for DSH; and

WHEREAS, the New York State Office of Mental Health has allocated \$960,279 retroactively back to January 1, 2012 for this program; and

WHEREAS, it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the Onondaga County Executive is hereby authorized to enter into contracts to implement the intent of this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

A510 Estimated Revenues	\$960,279
In Administrative Unit 40-53-00	
Mental Health	
FAMIS Index 360354	
Acct. 023-0490 State Mental Health	\$960,279

APPROPRIATIONS:

A960 Appropriations	\$960,279
In Administrative Unit 40-53-00	
Mental Health	
FAMIS Index 360354	
Acct. 570-9570 Contracted Services	\$960,279

ADOPTED. Ayes: 16 Absent: 1 (Plochocki)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, October 2, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

October 2, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Legislator Holmquist gave the invocation. Legislator Kilmartin led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

August 28, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Section 1902 of the Onondaga County Charter, and Article XIX, Section 19.01 of the Onondaga County Administrative Code, I hereby appoint, subject to confirmation of the County Legislature, Andrew Sicherman, as Commissioner of Probation, effective September 12, 2012. I ask you to schedule the appropriate review for the September committee and place Mr. Sicherman's nomination on your Session agenda for confirmation on Tuesday, October 2, 2012.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Gold Seal:

- a. RECOGNIZE AND HONOR CHARLES MICHAEL DESCHAMPS UPON EARNING THE RANK OF EAGLE SCOUT (Sponsored by Mr. Dougherty)

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 147

CONFIRMING APPOINTMENT OF ANDREW SICHERMAN AS COMMISSIONER OF THE PROBATION DEPARTMENT

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, pursuant to the power vested in her by the Onondaga County Charter and the Administrative Code of Onondaga County, has duly designated and appointed, pending confirmation, Andrew Sicherman of 117 Pumpkin Lane, Syracuse, New York 13219, as Commissioner of the Probation Department; and

WHEREAS, it is the desire of the Onondaga County Legislature at this time, in accordance with the provisions of said Onondaga County Charter and the Administrative Code of Onondaga County to confirm said appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature, pursuant to the provisions of the Onondaga County Charter and the Administrative Code of Onondaga County, does hereby confirm, effective September 12, 2012, the appointment of Andrew Sicherman as Commissioner of the Probation Department and in accordance with his appointment by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 148

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT FUNDS FROM THE NEW YORK STATE EMERGENCY RESPONSE COMMISSION FOR USE BY THE ONONDAGA COUNTY LOCAL EMERGENCY PLANNING COMMITTEES

WHEREAS, the Hazardous Materials Emergency Preparedness Program, administered by the New York State Emergency Response Commission, makes federal funding available to the Onondaga County Local Emergency Planning Committees, also known as the Disaster Preparedness Committee (DPC), and for other emergency planning activities in accordance with the Emergency Planning and Community Right-To-Know Act of 1986; and

WHEREAS, the Onondaga County Department of Emergency Management is designated by the New York State Emergency Response Commission to act as the fiscal agent for the local emergency planning committees, and is eligible to receive such funds in the amount of \$4,703; and

WHEREAS, the funds will be used to coordinate and oversee planning activities in accordance with the Emergency Planning and Community Right-to-Know Act of 1986, and it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin Unit 3800000000	\$4,703
Emergency Management	
Index 309997	
Project # 734114001 Local Emergency	
Planning Committee	
In Account 501230 Haz Materials Assist Prog.	\$4,703

APPROPRIATIONS:

In Admin Unit 3800000000	\$4,703
Emergency Management	
Index 309997	
Project # 734114001 Local Emergency	
Planning Committee	\$4,703

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Kilmartin, Mr. Liedka

RESOLUTION NO. 149

AMENDING THE 2012 COUNTY BUDGET TO PROVIDE FUNDING FOR THE "BE SAFE" INITIATIVE (BATH SALT AWARENESS AND EDUCATION INITIATIVE) TO COMBAT THE USE OF DANGEROUS SYNTHETIC DRUGS

WHEREAS, by Resolution No. 120-2012, this Onondaga County Legislature proposed the development of a new countywide initiative, the "BeSafe" Initiative (Bath Salts Awareness & Education Initiative), to combat the spread of bath salts, synthetic marijuana usage, and chemical analogs, within our local schools and among school-age children; and

WHEREAS, to implement such resolution, the Onondaga County Commissioner of Health and the Onondaga County Commissioner of Mental Health are collaborating with the Prevention Network and the Upstate Poison Control Center to develop both live and internet based materials and programs tailored to educate school children, parents, teachers and other school personnel, and the general public about the dangers of the use of such synthetic drugs; and

WHEREAS, it is necessary to amend the 2012 County Budget to provide for such funds; now, therefore be it

RESOLVED, that the 2012 County Budget is hereby amended as follows:

APPROPRIATIONS:

A960 Appropriations	\$15,783
In Admin Unit 530000000	
Mental Health Department	
Index #360354	
In Acct. 695700 Contracted Client Services	\$15,783

FUND BALANCE:

A599 Appropriated Fund Balance	\$15,783
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ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 150

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT WITH THE UNITED STATES DEPARTMENT OF THE INTERIOR, FOR THE OPERATION AND MAINTENANCE OF STREAM GAGING STATIONS IN THE COUNTY OF ONONDAGA

WHEREAS, the United States Department of the Interior has agreed to operate and maintain nine discharge gaging stations and one lake gage station and to conduct rating measurements at Bloody Brook in the County of Onondaga and an agreement for such purpose is to be authorized herein; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into necessary agreements on behalf of the County of Onondaga with the United States of America Department of the Interior, for the operation and maintenance of nine discharge gaging stations and one lake gage

station in the County of Onondaga and for measurements to be taken to redefine the rating at Bloody Brook in the County of Onondaga, where such services shall be contracted for a one year period, commencing October 1, 2012 and terminating September 30, 2013, for a total sum of up to \$130,430, of which amount the County of Onondaga is to contribute an amount not to exceed \$87,720 and the United States Department of the Interior is to contribute \$42,710, which amounts are deemed by this Legislature to be fair and reasonable for such services in the County of Onondaga.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 151

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, JAMES TANNER, INDIVIDUALLY AND BY AND THROUGH HIS POWER OF ATTORNEY, DEBRA TANNER V. VAN DUYN HOME AND HOSPITAL, ONONDAGA GUILD TO THE VAN DUYN HOME AND HOSPITAL, INC., COUNTY OF ONONDAGA LONG TERM CARE AND COUNTY OF ONONDAGA

WHEREAS, on or about October 5, 2009, by Summons and Complaint, Plaintiff, James Tanner, Individually and through his Power of Attorney, Debra Tanner, commenced this action against Van Duyn Home and Hospital, Onondaga Guild to the Van Duyn Home and Hospital, Inc., County of Onondaga Department of Long Term Care and County of Onondaga, demanding payment for alleged bodily injuries sustained by James Tanner; and

WHEREAS, Plaintiff, James Tanner, Individually and through his power of Attorney, Debra Tanner, is willing to settle against the Defendants, upon the payment of \$375,000, inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$375,000, and the Comptroller be and hereby is authorized to draw his warrant charging it against the proper funds; and, be it further

RESOLVED, that this warrant shall be released to the County Attorney upon receipt of the proper Settlement Agreement and Stipulation of Discontinuance.

ADOPTED. Ayes: 16 Noes: 1 (Jordan)

* * *

Mr. Knapp requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Knapp

RESOLUTION NO. 152

APPOINTING HELEN M. KIGGINS WALSH AS REPUBLICAN COMMISSIONER OF ELECTIONS

WHEREAS, Thomas V. Dadey, Jr., Chair of the Onondaga County Republican Committee, has filed a certification with the Clerk of the Onondaga County Legislature, pursuant to Section 3-204 of the New York State Election Law, which certification states that Helen M. Kiggins Walsh, residing at 60 First Street, Camillus, New York 13031, was duly recommended by the Republican Committee of Onondaga County as a suitable and qualified person for appointment to the Office of Republican Commissioner of Elections; and

WHEREAS, it is the desire of this Legislature to make such appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby appoint Helen M. Kiggins Walsh, residing at 60 First Street, Camillus, New York 13031, to the Office of Republican Commissioner of Elections for the County of Onondaga, for a term of two (2) years effective, as of the first day of January 2013; and, be it further

RESOLVED, that, pursuant to the requirements of Election Law 3-208, the Elections Commissioners for Onondaga County shall receive an equal salary, with such salary to be paid at the rate in the appropriate step within Grade 35, under the then-current salary schedule, and such salary shall be payable in the same manner as are the salaries of other County officials; and, be it further

RESOLVED, that the Clerk of this Legislature is hereby directed to cause certified copies of this resolution to be forwarded to the proper State and County officials.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 153

CHANGING THE DATE OF THE NOVEMBER 2012 LEGISLATIVE SESSION

WHEREAS, Rule 1 provides that the date of a Regular Session may be changed by a motion duly passed by a majority of the whole number of the County Legislature; and

WHEREAS, it is the desire of this Legislature to change the date of the November 2012 Regular Session from Tuesday, November 6, 2012 to Friday, November 9, 2012; now, therefore be it

RESOLVED, that this Legislature hereby changes the date of the November 6, 2012 Regular Session to Friday, November 9, 2012 at 1:00 p.m.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 154

AMENDING THE 2012 COUNTY BUDGET TO APPROPRIATE SURPLUS ROOM
OCCUPANCY TAX REVENUES TO CNY ARTS FOR DISTRIBUTION TO MUSICAL
ASSOCIATES OF CENTRAL NEW YORK, INC.

WHEREAS, the 2012 adopted County Budget, as amended by the Ways and Means Report, provides funding in the amount of \$588,170 to CNY Arts (formerly the Cultural Resources Council) for distribution to recipients operating in Onondaga County who are involved in the arts, culture, history, heritage, or science/technology; and

WHEREAS, CNY Arts, by way of its arts and culture affiliate agencies, generates room occupancy tax revenues with the intent of reinvesting those revenues into activities that build the tourism trade in Onondaga County; and

WHEREAS, there are unappropriated room occupancy tax funds in the amount of \$204,000, and it is the intent of this Legislature that \$120,000 of those unappropriated room occupancy tax funds be provided to CNY Arts in three equal installments of \$40,000 each for subsequent distribution to Musical Associates of Central New York, Inc., consistent with this resolution; and

WHEREAS, Musical Associates of Central New York, Inc. has been requested to submit to CNY Arts for review by CNY Arts and this Legislature, on or before September 25, 2012, a Business Plan for the period of September 1, 2012 through August 31, 2014; and

WHEREAS, it is the intent of this Legislature that the release of the second and third installment to CNY Arts be subject to the adoption of further legislation by this Legislature; and

WHEREAS, it is the further intent of this Legislature that prior to any such vote, CNY Arts shall have submitted a report indicating whether Musical Associates of Central New York, Inc. has delivered the intended public performances for audiences in Central New York for the period of October 2012 through December 2012; and

WHEREAS, it is necessary to amend the 2012 county budget to provide for the release of the first installment of said unappropriated room occupancy tax funds to CNY Arts for distribution to Musical Associates of Central New York, Inc.; now, therefore be it

RESOLVED, that the CNY Arts Executive Director is hereby requested to provide to the Ways and Means Committee of this Legislature a monthly report, beginning in November 2012 and continuing through January 2013, regarding the delivery of musical performances by Musical Associates of Central New York, Inc.; and, be it further

RESOLVED, that the Onondaga County Chief Fiscal Officer is hereby requested to provide to the Ways and Means Committee of this Legislature a copy of the contract with CNY Arts providing for the distribution of funds consistent with the terms of this resolution, and to provide to the Ways and Means committee a monthly report, beginning in November 2012 and continuing through January 2013, regarding the distribution of installment payments to CNY Arts and to Musical Associates of Central New York, Inc.; and, be it further

RESOLVED, that as provided for in Resolution No. 180-1995, CNY Arts is requested to report to the Onondaga County Legislature the salaries of its employees and any fringe benefits provided to employees, including the approximate monetary value of benefits provided, and to request disclosure of such information from Musical Associates of Central New York, Inc. and to relay such information back to this Legislature; and, be it further

RESOLVED, that the 2012 county budget hereby is amended as follows:

REVENUES:

In Admin Unit: 0100000000	\$40,000
Authorized Agencies-Financial	
CNY Arts (CRC)	

Index: 280248
In Account: 500630-On Co Room Oc Tax \$40,000

APPROPRIATIONS:

In Admin Unit: 0100000000
Authorized Agencies-Financial \$40,000
CNY Arts
Index: 280248
In Account: 659410-CNY Arts (CRC) \$40,000

Mr. Holmquist assumed the Chair so Chairman McMahon could debate.

ADOPTED. Ayes: 15 Noes: 2 (May, Meyer)

* * *

Motion Made By Mrs. Tassone, Mr. Meyer, Mr. Holmquist

RESOLUTION NO. 155

AMENDING RESOLUTION NO. 33-2012 TO INCREASE THE AUTHORIZATION TO PAY IN THE FIRST INSTANCE 100% OF THE FEDERAL AND STATE AID ELIGIBLE COSTS BY AN ADDITIONAL \$1,140,000 FOR THE CONSTRUCTION PHASE OF FREMONT ROAD BRIDGE OVER THE CSX RAILROAD, C.R. NO. 136, C-906, BIN 3358210, PIN 3754.78

WHEREAS, by Resolution No. 33-2012, this Legislature approved the project for Fremont Road Bridge over CSX Railroad Project, C.R. No. 136, C-906, BIN 3358210, PIN 3754.78, at a total Project cost of \$4,860,000; agreed to participate and pay up to 100% of the County share (\$243,000); and authorized the Comptroller to pay in the first instance the total Federal and State shares of the cost of the Construction Phase (\$4,617,000); and

WHEREAS, the total additional cost of the Construction Phase is now estimated at \$1,200,000, with the additional Federal share estimated at \$960,000 (80% of the total additional cost) and the additional non-Federal share estimated at \$240,000 (20% of the total additional cost); and

WHEREAS, State funds are available to cover 75% of the additional non-Federal share of the project (\$180,000), which the County is required to pay in the first instance, and local dollars are available to cover the remaining 25% of the non-Federal share (\$60,000); and

WHEREAS, with these additional costs, the total estimated cost is now \$6,060,000, with the estimated County share now being \$303,000 (5%), and the total estimated Federal and State shares now being \$5,757,000 (95%); and

WHEREAS, the State of New York requires Onondaga County to contribute up to 100% of the non-Federal share of this project, subject to reimbursement by the State to the County of the State's agreed-upon share, and to pay in the first instance the total Federal share of the cost; and

WHEREAS, the additional local dollars for the County share, now estimated to be \$60,000, are available in the 2012 Capital Plan; and

WHEREAS, the County of Onondaga desires to pay in the first instance the additional Federal and State shares of the costs (\$1,140,000) for the above project; now, therefore be it

RESOLVED, that this Legislature hereby approves the project, agrees to participate and pay in the first instance 100% of the non-Federal share of the project, and agrees to pay in the first instance 100% of the total Federal share; and, be it further

RESOLVED, that the County Executive is hereby authorized to execute agreements with the New York State of Department of Transportation approving the above-mentioned project, providing for County participation in the cost of the local share of the project, and otherwise implementing the intent of this resolution; and, be it further

RESOLVED, that Resolution No. 33-2012 is hereby amended to be consistent with this resolution, and the County Comptroller is hereby authorized to pay in the first instance the additional \$1,140,000 beyond those funds provided in Resolution No. 33-2012; and, be it further

RESOLVED, that the Capital Project Fund 21 be amended as follows:

REVENUES:

H510 Estimated Revenues	\$1,140,000
In Administrative Unit 9310000000	
Highway Division	
Index 532309	
Capital Project 535156002	
Fremont Road Bridge over CSX-Construction	
In Account 501710	
Federal Aid Highway Capital Projects	\$1,140,000

APPROPRIATIONS:

H960 Appropriations	\$1,140,000
In Administrative Unit 9310000000	
Highway Division	
Index 532309	
Capital Project 535156002	\$1,140,000
Fremont Road Bridge over CSX-Construction	

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 156

AUTHORIZING THE ONONDAGA COUNTY COMMISSIONER OF TRANSPORTATION TO BE THE RESPONSIBLE LOCAL OFFICIAL FOR THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION'S EQUITABLE BUSINESS OPPORTUNITIES SYSTEM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AGREEMENTS

WHEREAS, the New York State Department of Transportation (NYSDOT) has developed the Equitable Business Opportunities (EBO) System, a web-based application, created to automate all civil rights reporting activities for federally funded transportation projects and intended to streamline and reduce the efforts required by the construction industry to satisfy the civil rights reporting requirements; and

WHEREAS, NYSDOT has made available the EBO system to local municipalities, including the County of Onondaga, that administer federally funded transportation projects, but in order to

access the EBO system, a resolution designating a municipal Responsible Local Official is required; now, therefore be it

RESOLVED, that this Onondaga County Legislature hereby authorizes the Onondaga County Commissioner of Transportation to act as the Responsible Local Official for purposes of accessing the New York State Department of Transportation's Equitable Business Opportunities System; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements necessary to implement this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 157

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT ADDITIONAL CNY LIBRARY RESOURCES COUNCIL FUNDS FOR THE ONONDAGA COUNTY PUBLIC LIBRARY

WHEREAS, the CNY Library Resources Council has awarded the Onondaga County Public Library (OCPL) a grant for the Cataloging History Gives Access to the Public (CHAP) Project; and

WHEREAS, the CHAP project is intended to help the Library make historical materials available to the members of the public searching the Library catalog, as well as provide for resource sharing among regional and national libraries, enhancing the scope and quantity of historical materials available; and

WHEREAS, this phase of the project will enable OCPL to continue this work, and additionally allow OCPL to begin providing access to local materials in two of its member libraries, Baldwinsville Public Library and Solvay Public Library; and

WHEREAS, the Library's Department of Local History and Genealogy contains over 1,550 titles on topics relating to Syracuse and Onondaga County that require retrospective cataloging, and includes topics such as Syracuse schools; people in churches, cemeteries and clubs; in-depth histories; legislative reports, public documents, maps and scrapbooks; and books and pamphlets on Syracuse and Onondaga County history; and

WHEREAS, the available grant funds are \$10,000, and it is necessary to amend the budget to accept such funds for the CHAP Project; now, therefore be it

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin Unit 655000000	\$10,000
Onondaga County Public Library Grants	
Index 390062	
Project # 767317001 2012 RBDB CHAP Grant	
In Acct. 520570 CNY Lib Res Coun Grant	\$10,000

APPROPRIATIONS:

In Admin Unit 6550000000	\$10,000
Onondaga County Public Library Grants	
Index 390062	
Project # 767317001 2012 RBDB CHAP Grant	\$10,000

ADOPTED. Ayes: 17

* * *

Mr. Stanczyk requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Stanczyk, Mr. Ryan, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 158

APPOINTING DUSTIN M. CZARNY AS DEMOCRATIC COMMISSIONER OF ELECTIONS

WHEREAS, Mark English, Chair of the Onondaga County Democratic Committee, has filed a certification with the Clerk of the Onondaga County Legislature, pursuant to Section 3-204 of the New York State Election Law, which certification states that Dustin M. Czarny, residing at 213 Melbourne Avenue, Syracuse, New York 13224, was duly recommended by the Democratic Committee of Onondaga County as a suitable and qualified person for appointment to the Office of Democratic Commissioner of Elections; and

WHEREAS, it is the desire of this Legislature to make such appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby appoint Dustin M. Czarny, residing at 213 Melbourne Avenue, Syracuse, New York, 13224, to the Office of Democratic Commissioner of Elections for the County of Onondaga, for a term of two (2) years, effective as of the first day of January 2013; and, be it further

RESOLVED, that, pursuant to the requirements of Election Law 3-208, the Elections Commissioners for Onondaga County shall receive an equal salary, with such salary to be paid at the rate in the appropriate step within Grade 35, under the then-current salary schedule, and such salary shall be payable in the same manner as are the salaries of other County officials; and, be it further

RESOLVED, that the Clerk of this Legislature is hereby directed to cause certified copies of this resolution to be forwarded to the proper State and County officials.

ADOPTED. Ayes: 17

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, October 9, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

October 9, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Legislator Holmquist gave the invocation. Legislator Kilmartin led the Pledge of Allegiance to the Flag of the United States of America.

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 159

COMMITTING FIVE MILLION DOLLARS IN FUND BALANCE FOR THE PURPOSE OF FUNDING FUTURE DEBT SERVICE AND LESSENING THE BURDEN ON ONONDAGA COUNTY TAXPAYERS

WHEREAS, Onondaga County is committed to a policy of prudent financial management; and

WHEREAS, as part of that policy, the County has determined to maintain accumulated fund balance at a predetermined goal of approximately ten percent of General Fund revenues, thereby ensuring the taxpayers and rating agencies that the County has preserved adequate resources to protect the County; and

WHEREAS, as national events have resulted in difficult economic times, Onondaga County has imposed austerity measures and maintained its fiscal integrity; and

WHEREAS, in these times of fiscal uncertainty, Onondaga County has worked hard to balance the needs of the taxpayers, while continuing to provide vital services to its residents; and

WHEREAS, Generally Accepted Accounting Principles (GAAP) provide for the County to take formal action by committing funds for a specific purpose, which commitment is binding unless removed in the same manner in which it is imposed; and

WHEREAS, in addition to the funds needed to meet the ten percent goal, Onondaga County desires to commit five million dollars in fund balance for the purpose of funding future spikes in debt service payments; now, therefore be it

RESOLVED, that Onondaga County hereby commits five million dollars in fund balance, in addition to the funds needed to meet the ten percent goal, for the purpose of funding future debt service and, thereby, lessening the burden on the Onondaga County taxpayers.

ADOPTED. Ayes: 17

* * *

Chairman McMahon introduced the 2013 County Budget Resolution entitled, "ADOPTING THE ANNUAL BUDGET FOR THE COUNTY OF ONONDAGA FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2013 AND ENDING DECEMBER 31, 2013 AND AUTHORIZING

THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS WITH OTHER GOVERNMENTAL UNITS IN WHICH APPROPRIATIONS AND REVENUES ARE APPROVED BY ADOPTION OF THE 2013 BUDGET”.

Chairman McMahon stated that amendments would be considered in the order they were stamped in.

* * *

Motion Made By Mr. Knapp

AMENDMENT LETTER A TO RESOLUTION NO. (4)

RESOLVED, that the first Resolved Clause of Resolution No. _____ is hereby amended as follows:

	DECREASE	INCREASE
ADMIN. UNIT 40-79-20		
SHERIFF		
SHERIFF POLICE/CIVIL		

APPROPRIATIONS:

Increase A693000 Supplies & Materials	\$78,000
Decrease A694130 Maint, Utilities, Rents	(\$78,000)

Create Line 25, 1 DS (Civil), Gr. 04 (\$42,221 - \$60,100)
 (Note: Position erroneously referred to as “Line 8” in the Ways and Means Report)
 Create Line 22, 1 DS Sgt (Police), Gr. 05 (\$62,011 - \$65,275)
 Create Line 16, 1 DS Lieut (Police), Gr.06 (\$70,946 -\$74,680)
 Create Line 27, 1 DS (Police), Gr. 04 (\$42,221 - \$60,100)
 Create Line 20, 1 Clerk 2, Gr. 05 (\$32,313 - \$35,681)

Decrease Rec. Appropriations	\$0
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ADMIN. UNIT A0010
COUNTY WIDE TAXES

Acct. 001	
Real Property Taxes - Countywide	\$0

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

AMENDMENT LETTER B TO RESOLUTION NO. (4)

RESOLVED, that the first Resolved Clause of Resolution No. _____ is hereby amended as follows:

	DECREASE	INCREASE
ADMIN. UNIT 40-79-30		
SHERIFF		
SHERIFF CUSTODY DIVISION		

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries (\$50,000)
 Increase A693000 Supplies & Materials \$50,000

Create Line 12, 1 Data Equip Oper, Gr. 04 (\$30,108 - \$32,232)
 Create Line 14, 1 DS (Custody), Gr. 03 (\$40,410 - \$52,985)
 Create Line 16, 2 DS Juv Tran Officer, Gr. 03 (\$40,410 - \$52,985)

Decrease Rec. Appropriations \$0

ADMIN. UNIT A0010
 COUNTY WIDE TAXES

Acct. 001
 Real Property Taxes - Countywide \$0

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

AMENDMENT LETTER C TO RESOLUTION NO. (4)

RESOLVED, that the first Resolved Clause of Resolution No. _____ is hereby amended as follows:

	DECREASE	INCREASE
ADMIN. UNIT 80-93-10		
DEPARTMENT OF TRANSPORTATION - HIGHWAYS		

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries (32,437)
 Decrease A641020 Overtime Wages (48,250)
 Decrease A641030 Other Employee Wages (67,582)
 Decrease A691200 Employee Ben-Inter (42,183)
 Decrease A693000 Supplies & Materials (167,931)
 Increase A695700 Contractual Expenses 459,118
 Increase A666500 Contingent Account 84,937
 Decrease A674600 Prov for Cap Projects, Cap (119,868)

Delete Line 42, 1 Motor Equip Oper 1, Gr. 05 (\$32,313 - \$35,681)

Increase Rec. Appropriations \$65,804

REVENUES:

Increase A590070 Inter Trans - Non Debt Svc 65,804
 Increase Rec. Revenues \$65,804

ADMIN. UNIT 80-93-20
 DEPARTMENT OF TRANSPORTATION - ROAD MACHINERY

APPROPRIATIONS:

Decrease A693000 Supplies & Materials	(65,804)	
Decrease Rec. Appropriations		(\$65,804)

REVENUES:

Decrease A590070 Inter Trans - Non Debt Svc	(65,804)	
Decrease Rec. Revenues		(\$65,804)

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Meyer

AMENDMENT LETTER D TO RESOLUTION NO. (4)

RESOLVED, that the first Resolved Clause of Resolution No. _____ is hereby amended as follows:

	DECREASE	INCREASE
ADMIN. UNIT 80-05-10		
FACILITIES MANAGEMENT		

APPROPRIATIONS:

Decrease A694130 Maint, Utilities, Rents	(27,000)	
Decrease Rec. Appropriations		(\$27,000)

REVENUES:

Decrease A590060 Interdepartmental Revenue	(9,288)	
Decrease Rec. Revenues		(\$9,288)

ADMIN. UNIT A0010
COUNTY WIDE TAXES

Acct. 001		
Real Property Taxes - Countywide		(\$17,712)

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon, Mrs. Rapp

AMENDMENT LETTER E TO RESOLUTION NO. (4)

WHEREAS, the Onondaga County Neighborhood Initiative (OCNI) is intended to provide financial assistance to homeowners within Onondaga County to make external repairs or improvements to their homes for the protection and enhancement of the physical and visual environment and protection of the property located within the County; and

WHEREAS, this OCNI program is being initially funded from revenues generated by the PILOT Payment arrangement with DestiNY and the mall expansion project, and as the original investment in the mall expansion was intended to further economic development and growth within the County, using such revenues within this OCNI program furthers the same goal; and

WHEREAS, to fund the OCNI program, as created by this Legislature under local law, it is necessary to amend the 2013 County Budget; now, therefore be it

RESOLVED, that the first Resolved Clause of Resolution No. _____ is hereby amended as follows:

	DECREASE	INCREASE
ADMIN. UNIT 10-23-65-15		
COUNTY GENERAL OTHER ITEMS		
<u>APPROPRIATIONS:</u>		
Increase Acct 668720 Transfer to Grant	1,002,207	
Expenditures		
<i>(Note: Project #722005 Onondaga County Neighborhood Initiative)</i>		
Increase Rec. Appropriations		\$1,002,207
<u>REVENUES:</u>		
Increase A539830 Appropriated Fund Balance	1,002,207	
<i>(Note: Project #722005 Onondaga County Neighborhood Initiative)</i>		
Increase Rec. Revenues		\$1,002,207
ADMIN. UNIT 10-25-30		
COUNTY LEGISLATURE GRANTS		
<u>APPROPRIATIONS:</u>		
Increase Acct 694080 Professional Svcs	1,002,207	
<i>(Note: Project #722005 Onondaga County Neighborhood Initiative)</i>		
Increase Rec. Appropriations		\$1,002,207
<u>REVENUES:</u>		
Increase A590070 Inter Trans - Non Debt Service	1,002,207	
<i>(Note: Project #722005 Onondaga County Neighborhood Initiative)</i>		
Increase Rec. Revenues		\$1,002,207
ADMIN. UNIT A0010		
COUNTY WIDE TAXES		
Acct. 001 Real Property Taxes - Countywide		\$0

ADOPTED. Ayes: 16 Noes: 1 (Meyer)

* * *

Motion Made By Mr. McMahon

AMENDMENT LETTER F TO RESOLUTION NO. (4)

RESOLVED, that the first Resolved Clause of Resolution No. _____ is hereby amended as follows:

	DECREASE	INCREASE
ADMIN. UNIT 40-81-10		
SOCIAL SERV DEPT		
DSS ADMINISTRATOIN		

APPROPRIATIONS:

Decrease A641010 Total - Total Salaries	(75,402)	
Decrease A691200 Employee Ben-Inter	(21,452)	
Decrease Rec. Appropriations		(\$96,854)

REVENUES:

Decrease A590015 Fed Aid - Social Services	(24,214)	
Decrease A590025 St Aid - Social Services	(24,213)	
Decrease Rec. Revenues		(\$48,427)

ADMIN. UNIT A0010
COUNTY WIDE TAXES

Acct. 001		
Real Property Taxes - Countywide		(\$48,427)

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

AMENDMENT LETTER G TO RESOLUTION NO. (4)

RESOLVED, that the first Resolved Clause of Resolution No. _____ is hereby amended as follows:

	DECREASE	INCREASE
ADMIN. UNIT 10-75		
PURCHASE DIVISION		

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries	(62,997)	
Decrease A691200 Employee Ben-Inter	(17,923)	
Delete Line 2, Purch Dep Director, Gr. 35 (\$75,402 - \$96,450)		
Decrease Rec. Appropriations		(\$80,920)

REVENUES:

Decrease A5900060 Interdepartmental Revenue	(34,553)	
Decrease Rec. Revenues		(\$34,553)

ADMIN. UNIT A0010
COUNTY WIDE TAXES

Acct. 001		
Real Property Taxes - Countywide		(\$46,367)

ADOPTED. Ayes: 17

* * *

*CORRECTION TO 2012 JOURNAL:

Replacement pages 197a-197o have been inserted for the Budget Resolution as Amended, Resolution No. 160 on pages 197-201

October 9, 2012

197

Motion Made By Mr. McMahon

AMENDMENT LETTER H TO RESOLUTION NO. (4)

RESOLVED, that the first Resolved Clause of Resolution No. _____ is hereby amended as follows:

	DECREASE	INCREASE
ADMIN. UNIT 80-93-10		
DEPARTMENT OF TRANSPORTATION - HIGHWAYS		
<u>APPROPRIATIONS:</u>		
Increase A674600 Prov for Cap Projects, Cap	94,794	
Increase Rec. Appropriations		\$94,794
<u>REVENUES:</u>		
Increase A590070 Inter Trans - Non Debt Svc	94,794	
Increase Rec. Revenues		\$94,794
ADMIN. UNIT 10-23-85		
INTERFUND TRANSFER/CONTR UNCLASS BUDGET		
<u>APPROPRIATIONS:</u>		
Increase A668700 Tran to Co. Rd. Fund	94,794	
Increase Rec. Appropriations		\$94,794
ADMIN. UNIT A0010		
COUNTY WIDE TAXES		
Acct. 001		
Real Property Taxes - Countywide		\$94,794

ADOPTED. Ayes: 17

* * *

* Consideration of the 2013 Budget Resolution as amended.

Motion Made By Mr. McMahon

RESOLUTION NO. 160

ADOPTING THE ANNUAL BUDGET FOR THE COUNTY OF ONONDAGA FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2013 AND ENDING DECEMBER 31, 2013 AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS WITH OTHER GOVERNMENTAL UNITS IN WHICH APPROPRIATIONS AND REVENUES ARE APPROVED BY ADOPTION OF THE 2013 BUDGET

WHEREAS, the Executive Budget for the year 2013 (on file with the Clerk of the Legislature) including the Capital Improvement Plan, the County Executive's Budget Message and proposed local laws and resolutions to implement the Executive Budget having been duly presented to this Legislature by the County Executive; and

*CORRECTION TO 2012 JOURNAL

October 9, 2012

Motion Made By Mr. McMahon

RESOLUTION NO. 160

ADOPTING THE ANNUAL BUDGET FOR THE COUNTY OF ONONDAGA FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2013 AND ENDING DECEMBER 31, 2013 AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS WITH OTHER GOVERNMENTAL UNITS IN WHICH APPROPRIATIONS AND REVENUES ARE APPROVED BY ADOPTION OF THE 2013 BUDGET

WHEREAS, the Executive Budget for the year 2013 (on file with the Clerk of the Legislature) including the Capital Improvement Plan, the County Executive's Budget Message and proposed local laws and resolutions to implement the Executive Budget having been duly presented to this Legislature by the County Executive; and

WHEREAS, the Ways and Means Committee of the Onondaga County Legislature has duly reviewed such Executive Budget, the Capital Improvement Plan and the Budget Message as submitted to the County Legislature by the County Executive; and

WHEREAS, pursuant to Resolution No. 138 of 2012, a Public Hearing as required by Article VI of the Charter, was duly held on October 4, 2012, upon such Executive Budget, the Capital Improvement Plan and the Budget Message as submitted by the County Executive, upon due notice according to law, and at such time all persons desiring to be heard were heard; and

WHEREAS, the total Budget of \$1,239,983,908 (as modified by the Ways and Means Report) includes the sum of \$9,307,000, the contribution from the General Fund for the Onondaga Community College Budget for the fiscal year ending August 31, 2013, as adopted by Resolution No. 92 on June 5, 2012. From this amount can be deducted \$1,069,282,518 estimated revenues and refunds and the sum of \$29,702,531 representing appropriated prior year cash surplus, leaving a net budget subject to tax levy for County purposes of \$140,998,859. Of this amount \$9,307,000 represents the levy to support the Community College and \$131,691,859 for all other purposes; and

WHEREAS, Onondaga County intends to provide for the sale, transfer, or disposition of Van Duyn Home and Hospital, including the realty, assets and items of personal property appurtenant thereto, and to take steps as necessary to be out of the business of operating a nursing services facility, and it is necessary to provide within the 2013 County Budget for the abolition of certain positions of employment in the Van Duyn – Extended Care Division to effect that goal; and

WHEREAS, the Onondaga County Neighborhood Initiative (OCNI) is intended to provide financial assistance to homeowners within Onondaga County to make external repairs or improvements to their homes for the protection and enhancement of the physical and visual environment and protection of the property located within the County; and

WHEREAS, this OCNI program is being initially funded from revenues generated by the PILOT Payment arrangement with DestiNY and the mall expansion project, and as the original investment in the mall expansion was intended to further economic development and growth within the County, using such revenues within this OCNI program furthers the same goal; and

WHEREAS, to fund the OCNI program as created by this Legislature under local law, it is necessary to amend the 2013 County Budget; now, therefore be it

RESOLVED, that said tentative budget on file with the Clerk of the Legislature, as submitted by the County Executive, be and the same hereby is amended, changed, altered and revised as set forth following the final Resolved Clause of this resolution; and, be it further

RESOLVED, that the County Executive's 2013 Executive Budget, as amended, altered and revised by the first Resolved Clause (which budget is attached hereto, follows and is made a part hereof) be and the same hereby is approved and adopted as the Annual County Budget for the fiscal year beginning January 1, 2013, for the County of Onondaga, and that the several amounts set forth and specified herein be and they hereby are appropriated for the purpose therein enumerated; and, be it further

RESOLVED, that there be levied, assessed and collected upon the taxable property of the County of Onondaga the further sum of \$9,307,000 for Onondaga Community College; and, be it further

RESOLVED, that there be levied, assessed and collected upon the taxable property of the County of Onondaga the further sum of \$131,691,859 for general County purposes other than the Onondaga Community College; and, be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to apportion the various amounts according to law upon the respective abstracts for the several towns and the City of Syracuse; and, be it further

RESOLVED, that the amounts appropriated for the fiscal year 2013 in each administrative unit using the object of expense code 641010 - Total-Total Salaries, and the number of regular positions authorized by this Legislature for such fiscal year be and they hereby are appropriated and authorized as follows:

1. That the position in each administrative unit set forth by the title listed and the corresponding number of such position allocated to such title and listed under the column "2013 Executive Budget" be authorized as the roster of regular positions for such unit, and the Salary Plan shall be amended to reflect the titles of positions created, abolished, reclassified or reallocated on the roster of regular positions.

2. That the rate of pay for each such position shall be determined by the salary grade set forth for each such position in the column adjacent to the position title in accordance with the appropriate County Salary Plan Grades Schedule printed in this Budget, or if applicable, by such other salary rate as is authorized by this Legislature in the County Salary Plan as amended and herein set forth for such position.

3. That the rate of pay to the individual filling each such position be determined in accordance with the rules of said Salary Plan, or other applicable resolution of this Legislature, which pay rate shall include the regular compensation rate, including maintenance, if any, and where applicable premium compensation such as longevity payments, education premium in grade, shift differential or any premium payments, exclusive of overtime premium, to which such individual may be entitled by resolution of this Legislature.

4. That the amount of money appropriated for the roster of regular positions in each such administrative unit be in the amount shown for "Total-Total Salaries" in the column entitled "2013 Executive Budget" which amount is determined as follows: The "Total Annual Salaries and Wages" set forth in the column entitled "2013 Executive Budget", which is the sum of (1) annual salaries recommended for 2013 set forth for the incumbents listed in the roster of regular positions maintained by the Department of Personnel, (2) annual salaries recommended for 2013 for funded vacant positions in such roster computed at the starting salary amount, and (3) the amount recommended for any purpose set forth in the column entitled "2013 Executive Budget".

5. That effective November 30, 2013 at 11:59 p.m., the following titles and positions are abolished upon adoption of the 2013 County Budget and without further action of the County Legislature: All positions listed in Administrative Unit 40-49-20 (Department of Long Term Care – Extended Care Division), except for those listed as Number 1 ("Comm of Long Tr") and Number 2 ("Dep Comm Long Tr Cr"); and, be it further

RESOLVED, that no overtime premium for any employee in any administrative unit shall be paid out of the amount appropriated for the object of expense code 641020 - Overtime Wages, in the column entitled "2013 Executive Budget" unless authorized by this Legislature or by an executed collective bargaining agreement approved by this Legislature; and, be it further

RESOLVED, that the respective county administrative unit heads be and they hereby are authorized to employ as occasion may require, subject to the approval of the County Executive and/or Chief Fiscal Officer, such seasonal and temporary help at rates of pay authorized by this Legislature in the County Salary Plan as amended within the limits of the respective appropriations set forth in this Budget for such purposes in the object of expense code 641030 - Other Employee Wages, in the column entitled "2013 Executive Budget"; provided, however, that any temporary positions in Administrative Unit 40-49-20 (Department of Long Term Care – Extended Care Division) shall be unfunded or otherwise terminated effective November 30, 2013 at 11:59 p.m.; and, be it further

RESOLVED, that for all other objects and purposes, the several amounts as set forth in the column entitled "2013 Executive Budget" shall be appropriated; and, be it further

RESOLVED, that the County Executive is hereby authorized to execute any and all contracts with other units of government for which appropriations or revenues have been approved by adoption of this 2013 County Budget and to enter into contracts with authorized agencies pursuant to law; and, be it further

RESOLVED, there be levied and assessed and collected on the taxable property of the City of Syracuse, New York, subject to any further changes in equalization rates or taxable values through December 31, 2012, the following amounts for the purpose stated herein, and that the said amounts be included in the Abstract of the City of Syracuse for the fiscal year 2013:

Apportionment of County Taxes (Total levy = \$140,998,859)	\$23,854,408.16
Estimated 2013 cost for operation of Public Safety Building	\$ 1,079,983.00
Sheriff charges for the operation of Syracuse City Jail-Justice Center, 2013	\$ 5,906,300.00
Syracuse-Onondaga County Planning Agency, 2013	\$ 593,422.00
Dept. of Aging & Youth-Syracuse-Onondaga County Youth Bureau, 2013	\$ 234,130.00
Dept. of Aging & Youth-Office for the Aging	\$ 25,000.00
Operation of Branch Libraries in City of Syracuse, 2013	\$ 6,292,223.00
Negotiated cost of operation of the Center for Forensic Science, 2013	\$ 2,032,929.00
2013 Operation and Maintenance of the New Criminal Courthouse	\$1,465,592.00
2013 2% Uncollected Charge for City-County Depts.	\$ 352,591.58
Prior Year Adjustments	\$ -0-
City Collection Fee (1%)	\$ 418,365.79
TOTAL	\$42,254,944.53

and, be it further

RESOLVED, that the County tax rate of the City of Syracuse for the fiscal year 2013 be and the same hereby is fixed at the rate of \$11.4720 per one thousand assessments, subject to any further changes in the equalization rates or taxable values through December 31, 2012; and, be it further

RESOLVED, that the Chief Fiscal Officer is hereby authorized to adjust the final County tax rate of the City of Syracuse based on equalization and assessment information certified to the County as of December 31, 2012; and, be it further

RESOLVED, that the Clerk of this Legislature, upon consultation with the Chief Fiscal Officer, is hereby directed to publish this resolution with the total budget amount and amounts to be levied and assessed, as amended by this Legislature; and, be it further

RESOLVED, that if any clause, sentence, paragraph, or section of this resolution shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, or section directly involved in the proceeding in which such adjudication shall have been rendered; and, be it further

RESOLVED, that this resolution be certified as amended to the proper officials of the City of Syracuse pursuant to the laws of the State of New York and for publication in the Legislative Journal.

		DECREASE	INCREASE
FAMIS ORG. 10-01			
AUTHORIZED AGENCIES – FINANCIAL			
<u>APPROPRIATIONS:</u>			
Decrease A659410 CNY Arts (formerly CRC)	-440,125		
Increase A666500 Contingent Acct	300,000		
<i>(Note: Musical Associates of CNY, Inc)</i>			
Increase A666500 Contingent Acct	110,000		
<i>(Note: Economic Development Arts Fund)</i>			
Decrease Rec. Appropriations		(\$30,125)	
<u>REVENUES:</u>			
Decrease A590005 Non Real Prop Tax Items	-30,125		
Decrease Rec. Revenues		(\$30,125)	
FAMIS ORG. 10-13-20			
COMPTROLLERS – ACCOUNTING			
<u>APPROPRIATIONS:</u>			
Decrease A691200 Employee Ben-Inter	-3,322		
Decrease A694950 Interdepartmental Chgs - IT	-2,288		
Decrease Rec. Appropriations		(\$5,610)	
FAMIS ORG. 10-13-30			
COMPTROLLERS – AUDIT			
<u>APPROPRIATIONS:</u>			
Decrease A691200 Employee Ben-Inter	-970		
Decrease Rec. Appropriations		(\$970)	
FAMIS ORG. 10-19			
COUNTY CLERK			
<u>APPROPRIATIONS:</u>			
Decrease A641030 Other Employee Wages	-3,500		
Decrease A691200 Employee Ben-Inter	-4,351		
Decrease A694950 Interdepartmental Chgs - IT	-17,152		
Decrease Rec. Appropriations		(\$25,003)	
<u>REVENUES:</u>			
Increase A590030 Co Svc Rev - Gen Govt Suppor	100,000		
Increase Rec. Revenues			\$100,000
FAMIS ORG. 10-21			
COUNTY EXECUTIVE			

APPROPRIATIONS:

Decrease A641030 Other Employee Wages	-5,933	
Decrease A691200 Employee Ben-Inter	-2,070	
Decrease Rec. Appropriations		(\$8,003)

FAMIS ORG. 10-23-65-15

COUNTY GENERAL OTHER ITEMS

APPROPRIATIONS:

Decrease A695700 Contractual Expenses Non-Govt	-197,500	
Decrease A659560 Onondaga Historical Association	-75,000	
Increase A666500 Contingent Account	75,000	
<i>(Note: Onondaga Historical Association)</i>		
Decrease A694100 All Other Expenses	-5,650	
Increase A668720 Trans to Grant Expenditures	1,002,207	
<i>(Note: Project #722005 Onondaga County Neighborhood Initiative)</i>		
Increase Rec. Appropriations		\$799,057

REVENUES:

Decrease A590005 Non Real Prop Tax Items	-197,500	
Increase A539830 Appropriated Fund Balance	1,002,207	
<i>(Note: Project #722005 Onondaga County Neighborhood Initiative)</i>		
Increase A590005 Non Real Prop Tax Items	200,000	
Increase Rec. Revenues		\$1,004,707

FAMIS ORG. 10-23-75

COUNTY WIDE TAXES

REVENUES:

Decrease A590001 Real Prop Tax – Co Wide	-7,217,712	
Decrease Rec. Revenues		(\$7,217,712)

FAMIS ORG. 10-23-85

INTERFUND TRANSFER/CONTR UNCLASS BUDGET

APPROPRIATIONS:

Increase A668520 Local Direct Support-Grant Pro	24,700	
Decrease A668700 Tran to Co. Rd Fund	-2,299,163	
Decrease A668710 Tran to Rd Mach Fund	-123,804	
Decrease A668780 Tran to Library Fund	-13,503	
Decrease Rec. Appropriations		(\$2,411,770)

FAMIS ORG. 10-39-75

FINANCE- CO WIDE ALLOCATIONS

APPROPRIATIONS:

Decrease A694100 All Other Expenses	-110,000	
Decrease Rec. Appropriations		(\$110,000)

FAMIS ORG. 10-25

COUNTY LEGISLATURE

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-2,631	
Decrease Rec. Appropriations		(\$2,631)

FAMIS ORG. 10-25-30

COUNTY LEGISLATURE GRANTS

APPROPRIATIONS:

Increase A694080 Professional Svcs <i>(Note: Project #722005 Onondaga County Neighborhood Initiative)</i>	1,002,207	
Increase Rec. Appropriations		\$1,002,207

REVENUES:

Increase A590070 Inter Trans – Non Debt Service <i>(Note: Project #722005 Onondaga County Neighborhood Initiative)</i>	1,002,207	
Increase Rec. Revenues		\$1,002,207

FAMIS ORG. 10-27

INFORMATION TECHNOLOGY

APPROPRIATIONS:

Decrease A693000 Supplies & Materials	-642,196	
Decrease A694010 Travel/Training	-11,000	
Decrease A692150 Furn, Furnishings & Equip	-236,173	
Decrease A691200 Employee Ben-Inter	-9,589	
Delete Line 20, 4 Programmer Trainee, Gr. 08 (40,985 - \$45,316)		
Delete Line 12, Application Prog, Gr. 34 (\$68,786 - \$87,966)		
Decrease Rec. Appropriations		(\$898,958)

REVENUES:

Decrease A590060 Interdepartmental Revenue	-889,369	
Decrease Rec. Revenues		(\$889,369)

FAMIS ORG. 10-35-10

ECONOMIC DEVELOPMENT

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-849	
Decrease Rec. Appropriations		(\$849)

REVENUES:

Decrease A590036 Co Svc Rev - Other Econ Assist	-849	
Decrease Rec. Revenues		(\$849)

FAMIS ORG. 10-35-20

COMMUNITY DEVELOPMENT

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-1,655	
Decrease A694950 Interdepartmental Chgs - Ins	-1,750	
Increase A695700 Cont Client Svc	3,405	
Decrease Rec. Appropriations		\$0

FAMIS ORG. 10-36

OFFICE OF ENVIRONMENT

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-222	
Decrease Rec. Appropriations		(\$222)

REVENUES:

Decrease A590060 Interdepartmental Revenue	-144	
Decrease Rec. Revenues		(\$144)

FAMIS ORG. 10-37

BOARD OF ELECTIONS

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-2,335	
Decrease A694950 Interdepartmental Chgs - IT	-2,004	
Decrease Rec. Appropriations		(\$4,339)

FAMIS ORG. 10-39-10

FINANCE DEPARTMENT

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-2,479	
Decrease A694950 Interdepartmental Chgs -IT	-9,892	
Decrease Rec. Appropriations		(\$12,371)

REVENUES:

Decrease A590050 Int & Earn	-12,371	
Decrease Rec. Revenues		(\$12,371)

FAMIS ORG. 10-39-15

MANAGEMENT AND BUDGET

APPROPRIATIONS:

Decrease A694080 Professional Svcs	-250,000	
Decrease A691200 Employee Ben-Inter	-2,157	
Decrease A694950 Interdepartmental Chgs - IT	-1,093	
Decrease Rec. Appropriations		(\$253,250)

FAMIS ORG. 10-47

LAW DEPARTMENT

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-5,950	
Decrease A694950 Interdepartmental Chgs - IT	-1,416	
Decrease Rec. Appropriations		(\$7,366)

REVENUES:

Decrease A590060 Interdepartmental Revenue	-3,499	
Decrease Rec. Revenues		(\$3,499)

FAMIS ORG. 10-58

INSURANCE DIVISION

APPROPRIATIONS:

Decrease A667100 Judgments & Claims	-300,000	
Decrease Rec. Appropriations		(\$300,000)

REVENUES:

Decrease A590060 Interdepartmental Revenue	-800,000	
Increase A590083 Appropriated Fund Balance	500,000	
Decrease Rec. Revenues		(\$300,000)

FAMIS ORG. 10-71-10

PERSONNEL DEPARTMENT

APPROPRIATIONS:

Decrease A694080 Professional Svcs	-75,000	
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(Note: Salary Study)

Delete Line 16, 2 Admin Intern, Gr. 29 (\$45,560 - \$58,191)

Decrease A691200 Employee Ben-Inter	-2,787	
Decrease A694950 Interdepartmental Chgs - IT	-6,606	

Decrease Rec. Appropriations (\$84,393)

FAMIS ORG. 10-71-20

CNY WORKS

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter -675
Decrease Rec. Appropriations (\$675)

REVENUES:

Decrease A590036 Co Svc Rev - Gen Govt Support -675
Decrease Rec. Revenues (\$675)

FAMIS ORG. 10-75

PURCHASE DIVISION

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries -239,781
Delete Line 2, Purch Dep. Director, Gr. 35 (\$75,402 - \$96,450)
Delete Line 3, Ast Purchasing Dir, Gr. 33 (\$62,755 - \$80,235)
Delete Line 4, 1 Admin Off (Purch), Gr. 29 (\$45,560 - \$58,191)
Delete Line 6, 1 Contracts Manager, Gr. 13 (\$60,326 - \$66,807)
Delete Line 11, 1 Contracts Comp, Gr. 26 (\$39,745 - \$50,735)
Delete Line 12, 1 Buyer Mgr, Gr. 12 (\$54,463 - \$60,293)
Decrease A691200 Employee Ben-Inter -71,057
Decrease Rec. Appropriations (\$310,838)

REVENUES:

Decrease A590060 Interdepartmental Revenue -132,728
Decrease Rec. Revenues (\$132,728)

FAMIS ORG. 10-87

SYRACUSE/ONONDAGA COUNTY PLANNING AGENCY

APPROPRIATIONS:

Decrease A693000 Supplies & Materials -2,000
Decrease A694080 Professional Svcs -2,000
Decrease A691200 Employee Ben-Inter -2,523
Decrease Rec. Appropriations (\$6,523)

REVENUES:

Decrease A590048 Svcs Oth Govts -1,957
Decrease Rec. Revenues (\$1,957)

FAMIS ORG. 40-02

AUTHORIZED AGENCIES

HUMAN SERVICES

APPROPRIATIONS:

Increase A666500 Contingent Account 20,000
(Note: St. Patricks Day Parade)
Decrease A695000 Indigent Def of Legal Defendants -11,083
Decrease A658030 Legal Def Indigent Conflict -11,082
Decrease A658020 Hiscock leg Aid Bur-Fam/Par/Ap -40,000
Decrease Rec. Appropriations (\$42,165)

REVENUES:

Increase A590005 Non Real Prop Tax Items 20,000
Increase Rec. Revenues \$20,000

FAMIS ORG. 40-15

CORRECTIONS DEPARTMENT

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries	-100,000	
Decrease A691200 Employee Ben-Inter	-52,336	
Decrease A694950 Interdepartmental Chgs - IT	-28,418	
Decrease A694950 Interdepartmental Chgs - Ins	-9,209	
Decrease Rec. Appropriations		(\$189,963)

FAMIS ORG. 40-31

DISTRICT ATTORNEY

APPROPRIATIONS:

Decrease A693000 Supplies & Materials	-13,000	
Decrease A694080 Professional Svcs	-15,000	
Decrease A692150 Furn, Furnishings & Equip	-150,000	
Decrease A671500 Automotive Equipment	-20,450	
Decrease A691200 Employee Ben-Inter	-10,604	
Decrease A694950 Interdepartmental Chgs - IT	-8,690	
Decrease Rec. Appropriations		(\$217,744)

REVENUES:

Decrease A590020 St Aid Genl Govt	-19,597	
Decrease Rec. Revenues		(\$19,597)

FAMIS ORG. 40-34

EMERGENCY COMMUNICATIONS

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries	-2,581	
Decrease A674600 Prov for Cap Projects, Capital	-100,000	
Delete Line 2, Dep Com Em Com (OP), Gr. 35 (\$75,402 - \$96,450)		
Create Line 3, Dep Com Em Com (OP), Gr. 34 (\$68,786 - \$87,966)		
Decrease A691200 Employee Ben-Inter	-17,305	
Decrease A694950 Interdepartmental Chgs - IT	-15,776	
Decrease Rec. Appropriations		(\$135,662)

FAMIS ORG. 40-38

EMERGENCY MANAGEMENT

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries	-8,606	
Decrease A693000 Supplies & Materials	-14,200	
Decrease A694100 All Other Expenses	-1,825	
Delete Line 1, 1 Comm of Emer Mgt, Gr. 36 (\$82,663 - \$105,757)		
Create Line 2, 1 Comm of Emer Mgt, Gr. 35 (\$75,402 - \$96,450)		
Decrease A691200 Employee Ben-Inter	-3,415	
Decrease A694950 Interdepartmental Chgs - IT	-1,473	
Decrease Rec. Appropriations		(\$29,519)

REVENUES:

Decrease A590012 Fed Aid - Public Safety	-7,380	
Decrease A590023 St Aid - Health	-7,379	
Decrease Rec. Revenues		(\$14,759)

FAMIS ORG. 40-43

HEALTH DEPARTMENT

APPROPRIATIONS:

Decrease A694080 Professional Svcs	-65,000	
Decrease A671500 Automotive Equipment	-44,000	
Decrease A691200 Employee Ben-Inter	-20,825	
Decrease A694950 Interdepartmental Chgs - IT	-342,941	
Decrease A694950 Interdepartmental Chgs - Ins	-1,039	
Decrease Rec. Appropriations		(\$473,805)

REVENUES:

Decrease A590023 St Aid - Health	-158,622	
Decrease Rec. Revenues		(\$158,622)

FAMIS ORG. 40-43-51

CENTER FOR FORENSIC SCIENCES

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-6,402	
Decrease A694950 Interdepartmental Chgs - IT	-110,126	
Delete Line 17, 1 Lab Tech, Gr. 08 (\$40,985 - \$45,316)		
Delete Line 46, 1 Lab Tech, Gr. 08 (\$40,985 - \$45,316)		
Decrease Rec. Appropriations		(\$116,528)

FAMIS ORG. 40-43-53

HEALTH - SPECIAL CHILDRENS SERVICES

APPROPRIATIONS:

Decrease A696450 Services to the Handicapped	-382,000	
Decrease Rec. Appropriations		(\$382,000)

REVENUES:

Decrease A590021 St Aid - Education	-220,540	
Decrease A590043 Svc Oth Govt - Health	-11,460	
Decrease Rec. Revenues		(\$232,000)

FAMIS ORG. 40-43-95

HEALTH DEPARTMENT - GRANTS

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-9,467	
Decrease Rec. Appropriations		(\$9,467)

REVENUES:

Decrease A590023 St Aid - Health	-9,467	
Decrease Rec. Revenues		(\$9,467)

FAMIS ORG. 40-49-20

DEPARTMENT OF LONG TERM CARE

APPROPRIATIONS:

Decrease A694100 All Other Expenses	-150,000	
Decrease A692150 Furn, Furnishings & Equip	-90,000	
Decrease A691200 Employee Ben-Inter	-53,544	
Decrease A694950 Interdepartmental Chgs - IT	-7,992	
Decrease A694950 Interdepartmental Chgs - Ins	-1,236	
Decrease Rec. Appropriations		(\$302,772)

REVENUES:

Decrease A539830 Appropriated Fund Balance	-302,772	
Decrease Rec. Revenues		(\$302,772)

FAMIS ORG. 40-53

MENTAL HEALTH DEPARTMENT

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-7,160	
Decrease A694950 Interdepartmental Chgs - IT	-2,377	
Decrease Rec. Appropriations		(\$9,537)

REVENUES:

Decrease A590023 St Aid Hlth	-7,153	
Decrease Rec. Revenues		(\$7,153)

FAMIS ORG. 40-55-10

DIV. OF AGING & YOUTH - AGING

APPROPRIATIONS:

Increase A957000 Contractual Expenses Non-Govt	26,100	
<i>(Note: 2 Neighborhood Advisors for Canton Woods Senior Center)</i>		
Decrease A694950 Interdepartmental Chgs - IT	-1,400	
Increase Rec. Appropriations		\$24,700

REVENUES:

Increase A590070 Inter Trans	24,700	
Increase Rec. Revenues		\$24,700

FAMIS ORG. 40-55-20

DIV. OF AGING & YOUTH - YOUTH

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-637	
Decrease Rec. Appropriations		(\$637)

REVENUES:

Decrease A590047 Svc Oth Govt - Culture & Rec	-319	
Decrease Rec. Revenues		(\$319)

FAMIS ORG 40-65

ONONDAGA COUNTY PUBLIC LIBRARY

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-6,219	
Decrease A694950 Interdepartmental Chgs -IT	-6,214	
Decrease Rec. Appropriations		(\$12,433)

REVENUES:

Decrease A590070 Inter Trans- Non Debt Svc	-12,433	
Decrease Rec. Revenues		(\$12,433)

FAMIS ORG. 40-65-20

ONONDAGA COUNTY PUBLIC LIBRARY

SYSTEM & MEMBER SERVICES

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-1,070	
Decrease Rec. Appropriations		(\$1,070)

REVENUES:

Decrease A590070 Inter Trans - Non Debt Svc	-1,070	
Decrease Rec. Revenues		(\$1,070)

FAMIS ORG. 40-65-30

ONONDAGA COUNTY PUBLIC LIBRARY
SYRACUSE BRANCH

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-6,297	
Decrease Rec. Appropriations		(\$6,297)

REVENUES:

Decrease A590047 Svc Oth Govt - Culture & Rec	-6,297	
Decrease Rec. Revenues		(\$6,297)

FAMIS ORG. 40-73-20

PROBATION DEPARTMENT

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-11,206	
Decrease A694950 Interdepartmental Chgs -IT	-7,107	
Decrease A694950 Interdepartmental Chgs - Ins	-3,749	
Decrease Rec. Appropriations		(\$22,062)

REVENUES:

Decrease A590022 St Aid - Public Safety	-3,861	
Decrease Rec. Revenues		(\$3,861)

FAMIS ORG. 40-73-90

HILLBROOK DETENTION CENTER

APPROPRIATIONS:

Decrease A641030 Other Employee Wages	-80,000	
Decrease A691200 Employee Ben-Inter	-2,964	
Decrease Rec. Appropriations		(\$82,964)

REVENUES:

Decrease A590025 St Aid - Social Services	-40,652	
Decrease Rec. Revenues		(\$40,652)

FAMIS ORG. 40-79-20

SHERIFF POLICE/CIVIL

APPROPRIATIONS:

Decrease A641030 Other Employee Wages	-3,620	
Decrease A693000 Supplies & Materials	-41,446	
Decrease A694130 Maint, Utilities, Rents	-82,000	
Decrease A671500 Automotive Equipment	-422,450	
Delete Line 27, 2 DS (Police), Gr. 04 (\$42,221 - \$60,100)		
Decrease A691200 Employee Ben-Inter	-43,505	
Decrease A694950 Interdepartmental Chgs - IT	-84,691	
Decrease A694950 Interdepartmental Chgs - Ins	-27,689	
Decrease Rec. Appropriations		(\$705,401)

REVENUES:

Decrease A590056 Sales of Prop & Comp for Loss	-67,250	
Decrease Rec. Revenues		(\$67,250)

FAMIS ORG. 40-79-30

SHERIFF

SHERIFF CUSTODY DIVISION

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries	-77,491	
Decrease A641030 Other Employee Wages	-2,045	

Decrease A693000 Supplies & Materials	-47,007	
Decrease A957000 Contractual Expenses Non-Govt	-250,000	
Decrease A671500 Automotive Equipment	-108,700	
Delete Line 13, 1 Stock Clerk, Gr. 13 (\$30,108 - \$33,232)		
Decrease A691200 Employee Ben-Inter	-51,590	
Decrease A694950 Interdepartmental Chgs - IT	-200,454	
Decrease A694950 Interdepartmental Chgs - Ins	-36,560	
Decrease Rec. Appropriations		(\$773,847)

REVENUES:

Decrease A590042 Svc Oth Govt - Public Safety	-83,734	
Decrease Rec. Revenues		(\$83,734)

FAMIS ORG. 40-81-10

SOCIAL SERV. DEPT.

DSS ADMINISTRATION

APPROPRIATIONS:

Decrease A641020 Overtime Wages	-50,000	
Decrease A691200 Employee Ben-Inter	-83,353	
Decrease A694950 Interdepartmental Chgs - IT	-13,783	
Decrease A694950 Interdepartmental Chgs - Ins	-20,735	
Delete Line 51, 1 Data Equip Oper, Gr. 04 (\$30,108 - \$33,232)		
Decrease Rec. Appropriations		(\$167,871)

REVENUES:

Decrease A590015 Fed Aid - Social Services	-41,969	
Decrease A590025 St Aid - Social Services	-41,967	
Decrease Rec. Revenues		(\$83,936)

FAMIS ORG. 40-81-30

SOCIAL SERV DEPT

DSS PROGRAMS

APPROPRIATIONS:

Decrease A661010 Safety Net	-211,268	
Decrease A661090 Emergency Assistance to Adults	-50,000	
Decrease A661070 State Training Schools	-200,000	
Decrease Rec. Appropriations		(\$461,268)

REVENUES:

Increase A590015 Fed Aid - Social Services	75,000	
Decrease A590025 St Aid - Social Services	-61,268	
Decrease A590025 St Aid - Social Services	-25,000	
Decrease Rec. Revenues		(\$11,268)

FAMIS ORG. 40-95

VETERANS SERVICE AGENCY

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-278	
Decrease Rec. Appropriations		(\$278)

REVENUES:

Increase A539830 Appropriated Fund Balance	25,000	
Decrease A590060 Interdepartmental Revenue	-200	
Increase Rec. Revenues		\$24,800

FAMIS ORG. 80-05-10

FACILITIES MANAGEMENT

APPROPRIATIONS:

Decrease A641010 Total-Total Salaries	-67,098	
Delete Line 26, 1 Boiler Operator, Gr. 03 (\$44,262 - \$48,838)		
Delete Line 19, 1 Steamfitter, Gr. SF (\$66,841 - \$66,841)		
Decrease A691200 Employee Ben-Inter	-35,306	
Decrease A694130 Maint, Utilities, Rents	-27,000	
Decrease A694950 Interdepartmental Chgs - IT	-2,285	
Decrease A694950 Interdepartmental Chgs - Ins	-5,433	
Decrease Rec. Appropriations		(\$137,122)

REVENUES:

Decrease A590060 Interdepartmental Revenue	-47,170	
Decrease Rec. Revenues		(\$47,170)

FAMIS ORG. 80-33

WATER ENVIRONMENT PROTECTION

APPROPRIATIONS:

Decrease A641020 Overtime Wages	-135,000	
Decrease A694130 Maint, Utilities, Rents	-44,100	
Decrease A694080 Professional Svcs	-200,000	
<i>(Note: Consolidation Rate Study)</i>		
Decrease A668720 Transfer to Grant Expenditures	-800,000	
Decrease A671500 Automotive Equipment	-275,000	
Decrease A674600 Prov for Capital Projects, Capital	-150,000	
Delete Line 11, 1 Account Clerk 2, Gr. 07 (\$37,865 - \$41,650)		
Delete Line 64, 2 Sewer Mtc Worker 1, Gr. 05 (\$32,313 - \$35,681)		
Delete Line 81, 1 Prin WW Trtmnt Plt Op, Gr. 11 (\$51,144 - \$56,605)		
Delete Line 98, 1 Wastew Tr Pl Mn H M, Gr. 05 (\$32,313 - \$35,681)		
Decrease A691200 Employee Ben-Inter	-44,578	
Decrease A694950 Interdepartmental Chgs - IT	-8,047	
Decrease A694950 Interdepartmental Chgs - Ins	-121,154	
Decrease Rec. Appropriations		(\$1,777,879)

REVENUES:

Decrease A590039 Svc Rev D&S	-2,777,879	
Increase A539830 Appropriated Fund Balance	1,000,000	
Decrease Rec. Revenues		(\$1,777,879)

FAMIS ORG. 80-33-20

WATER ENVIRONMENT PROTECTION

FLOOD CONTROL

APPROPRIATIONS:

Decrease A691200 Employee Ben-Inter	-1,653	
Decrease Rec. Appropriations		(\$1,653)

REVENUES:

Decrease A590060 Interdepartmental Revenue	-1,653	
Decrease Rec. Revenues		(\$1,653)

FAMIS ORG. 80-57

METROPOLITAN WATER BOARD

APPROPRIATIONS:

Decrease A693000 Supplies & Materials	-5,000	
Decrease A694100 All Other Expenses	-40,000	
Decrease A671500 Automotive Equipment	-194,000	

Increase A666500 Contingent Account	160,000	
Decrease A674600 Prov for Cap Projects, Capital	-1,000,000	
Delete Line 12, Typist 1, Gr. 03 (\$28,620 - \$31,579)		
Delete Line 26, 1 Water Plt Oper 1 B, Gr. 08 (\$40,985 - \$45,316)		
Decrease A691200 Employee Ben-Inter	-4,324	
Decrease Rec. Appropriations		(\$1,083,324)

REVENUES:

Decrease A590038 Co Svc Rev - Home & Comm Svc	-1,083,324	
Decrease Rec. Revenues		(\$1,083,324)

FAMIS ORG. 80-69

PARKS & RECREATION

APPROPRIATIONS:

Increase A641010 Total-Total Salaries	80,870	
Decrease A641020 Overtime Wages	-54,900	
Decrease A671500 Automotive Equipment	-58,000	
Decrease A674600 Prov for Cap Projects, Capital	-125,000	
Delete Line 20, Parks Interpreter 2, Gr. 07 (\$37,685 - \$41,650)		
Create Line 76, Park Laborer, Gr. 03 (\$28,620 - \$31,579)		
Increase A691200 Employee Ben-Inter	10,611	
Decrease A694950 Interdepartmental Chgs - IT	-4,128	
Decrease A694950 Interdepartmental Chgs - Ins	-8,769	
Increase A674600 Prov for Capital - Highland Forest	100,000	
Decrease Rec. Appropriations		(\$59,316)

REVENUES:

Increase A590005 Non Real Prop Tax Items - ROT	200,000	
Increase A590037 Co Svc Rev - Culture & Rec	202,715	
Increase A590057 Other Misc Revenues	125,000	
Increase Rec. Revenues		\$527,715

FAMIS ORG. 80-69-30

PARKS & RECREATION - GRANTS

APPROPRIATIONS:

Decrease A694100 All Other Expenses	-68,900	
Increase A666500 Contingent Account	35,000	
Decrease Rec. Appropriations		(\$33,900)

REVENUES:

Decrease A590005 Non Real Prop Tax Items	-33,900	
Decrease Rec. Revenues		(\$33,900)

FAMIS ORG. 80-93-10

DEPARTMENT OF TRANSPORTATION - HIGHWAYS

APPROPRIATIONS:

Increase A641010 Total-Total Salaries	-6,057	
Decrease A641020 Overtime Wages	-48,250	
Decrease A641030 Other Employee Wages	-67,582	
Decrease A691200 Employee Ben-Inter	-59,381	
Decrease A693000 Supplies & Materials	-167,931	
Increase A695700 Contractual Expenses	459,118	
Increase A666500 Contingent Account	84,937	
Decrease A674600 Prov for Cap Projects, Capital	-2,425,074	
Delete Line 5, Personnel Admin, Gr. 31 (\$52,250 - \$66,768)		
Delete Line 33, 1 Heavy Equip Mech 1, Gr. 08 (\$40,985 - \$45,316)		

Delete Line 41, 1 Traf Sig Repr Wrkr 1, Gr. 06 (\$35,070 - \$38,745)		
Delete Line 45, 1 Stock Attendant, Gr. 02 (\$27,491 - \$30,323)		
Create Line 46, Laborer 1, Gr. 01 (\$26,380 - \$29,089)		
Delete Line 42, 1 Motor Equip Oper 1, Gr. 05 (\$32,313 - \$35,681)		
Decrease A694950 Interdepartmental Chgs -IT	-3,016	
Decrease A694950 Interdepartmental Chgs - Ins	-65,927	
Decrease Rec. Appropriations		(\$2,299,163)

REVENUES:

Decrease A590070 Inter Trans - Non Debt Svc	-2,299,163	
Decrease Rec. Revenues		(\$2,299,163)

FAMIS ORG. 80-93-20

DEPARTMENT OF TRANSPORTATION - ROAD MACHINERY

APPROPRIATIONS:

Decrease A671500 Automotive Equipment	-58,000	
Decrease A693000 Supplies & Materials	-65,804	
Decrease Rec. Appropriations		(\$123,804)

REVENUES:

Decrease A590070 Inter Trans - Non Debt Svc	-123,804	
Decrease Rec. Revenues		(\$123,804)

WHEREAS, the Ways and Means Committee of the Onondaga County Legislature has duly reviewed such Executive Budget, the Capital Improvement Plan and the Budget Message as submitted to the County Legislature by the County Executive; and

WHEREAS, pursuant to Resolution No. 138 of 2012, a Public Hearing as required by Article VI of the Charter, was duly held on October 4, 2012, upon such Executive Budget, the Capital Improvement Plan and the Budget Message as submitted by the County Executive, upon due notice according to law, and at such time all persons desiring to be heard were heard; and

WHEREAS, the total Budget of \$1,239,983,908 (as modified by the Ways and Means Report) includes the sum of \$9,307,000, the contribution from the General Fund for the Onondaga Community College Budget for the fiscal year ending August 31, 2013, as adopted by Resolution No. 92 on June 5, 2012. From this amount can be deducted \$1,069,282,518 estimated revenues and refunds and the sum of \$29,702,531 representing appropriated prior year cash surplus, leaving a net budget subject to tax levy for County purposes of \$140,998,859. Of this amount \$9,307,000 represents the levy to support the Community College and \$131,691,859 for all other purposes; and

WHEREAS, Onondaga County intends to provide for the sale, transfer, or disposition of Van Duyn Home and Hospital, including the realty, assets and items of personal property appurtenant thereto, and to take steps as necessary to be out of the business of operating a nursing services facility, and it is necessary to provide within the 2013 County Budget for the abolition of certain positions of employment in the Van Duyn – Extended Care Division to effect that goal; and

WHEREAS, the Onondaga County Neighborhood Initiative (OCNI) is intended to provide financial assistance to homeowners within Onondaga County to make external repairs or improvements to their homes for the protection and enhancement of the physical and visual environment and protection of the property located within the County; and

WHEREAS, this OCNI program is being initially funded from revenues generated by the PILOT Payment arrangement with DestiNY and the mall expansion project, and as the original investment in the mall expansion was intended to further economic development and growth within the County, using such revenues within this OCNI program furthers the same goal; and

WHEREAS, to fund the OCNI program as created by this Legislature under local law, it is necessary to amend the 2013 County Budget; now, therefore be it

RESOLVED, that said tentative budget on file with the Clerk of the Legislature, as submitted by the County Executive, be and the same hereby is amended, changed, altered and revised as set forth following the final Resolved Clause of this resolution; and, be it further

RESOLVED, that the County Executive's 2013 Executive Budget, as amended, altered and revised by the first Resolved Clause (which budget is attached hereto, follows and is made a part hereof) be and the same hereby is approved and adopted as the Annual County Budget for the fiscal year beginning January 1, 2013, for the County of Onondaga, and that the several amounts set forth and specified herein be and they hereby are appropriated for the purpose therein enumerated; and, be it further

RESOLVED, that there be levied, assessed and collected upon the taxable property of the County of Onondaga the further sum of \$9,307,000 for Onondaga Community College; and, be it further

RESOLVED, that there be levied, assessed and collected upon the taxable property of the County of Onondaga the further sum of \$131,691,859 for general County purposes other than the Onondaga Community College; and, be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to apportion the various amounts according to law upon the respective abstracts for the several towns and the City of Syracuse; and, be it further

RESOLVED, that the amounts appropriated for the fiscal year 2013 in each administrative unit using the object of expense code 641010 - Total-Total Salaries, and the number of regular positions authorized by this Legislature for such fiscal year be and they hereby are appropriated and authorized as follows:

1. That the position in each administrative unit set forth by the title listed and the corresponding number of such position allocated to such title and listed under the column "2013 Executive Budget" be authorized as the roster of regular positions for such unit, and the Salary Plan shall be amended to reflect the titles of positions created, abolished, reclassified or reallocated on the roster of regular positions.

2. That the rate of pay for each such position shall be determined by the salary grade set forth for each such position in the column adjacent to the position title in accordance with the appropriate County Salary Plan Grades Schedule printed in this Budget, or if applicable, by such other salary rate as is authorized by this Legislature in the County Salary Plan as amended and herein set forth for such position.

3. That the rate of pay to the individual filling each such position be determined in accordance with the rules of said Salary Plan, or other applicable resolution of this Legislature, which pay rate shall include the regular compensation rate, including maintenance, if any, and where applicable premium compensation such as longevity payments, education premium in grade, shift differential or any premium payments, exclusive of overtime premium, to which such individual may be entitled by resolution of this Legislature.

4. That the amount of money appropriated for the roster of regular positions in each such administrative unit be in the amount shown for "Total-Total Salaries" in the column entitled "2013 Executive Budget" which amount is determined as follows: The "Total Annual Salaries and Wages" set forth in the column entitled "2013 Executive Budget", which is the sum of (1) annual salaries recommended for 2013 set forth for the incumbents listed in the roster of regular positions maintained by the Department of Personnel, (2) annual salaries recommended for 2013 for funded vacant positions in such roster computed at the starting salary amount, and (3) the amount recommended for any purpose set forth in the column entitled "2013 Executive Budget".

5. That effective November 30, 2013 at 11:59 p.m., the following titles and positions are abolished upon adoption of the 2013 County Budget and without further action of the County Legislature: All positions listed in Administrative Unit 40-49-20 (Department of Long Term Care – Extended Care Division), except for those listed as Number 1 ("Comm of Long Tr") and Number 2 ("Dep Comm Long Tr Cr"); and, be it further

RESOLVED, that no overtime premium for any employee in any administrative unit shall be paid out of the amount appropriated for the object of expense code 641020 - Overtime Wages, in the column entitled "2013 Executive Budget" unless authorized by this Legislature or by an executed collective bargaining agreement approved by this Legislature; and, be it further

RESOLVED, that the respective county administrative unit heads be and they hereby are authorized to employ as occasion may require, subject to the approval of the County Executive and/or Chief Fiscal Officer, such seasonal and temporary help at rates of pay authorized by this Legislature in the County Salary Plan as amended within the limits of the respective appropriations set forth in this Budget for such purposes in the object of expense code 641030 - Other Employee

Wages, in the column entitled "2013 Executive Budget"; provided, however, that any temporary positions in Administrative Unit 40-49-20 (Department of Long Term Care – Extended Care Division) shall be unfunded or otherwise terminated effective November 30, 2013 at 11:59 p.m.; and, be it further

RESOLVED, that for all other objects and purposes, the several amounts as set forth in the column entitled "2013 Executive Budget" shall be appropriated; and, be it further

RESOLVED, that the County Executive is hereby authorized to execute any and all contracts with other units of government for which appropriations or revenues have been approved by adoption of this 2013 County Budget and to enter into contracts with authorized agencies pursuant to law; and, be it further

RESOLVED, there be levied and assessed and collected on the taxable property of the City of Syracuse, New York, subject to any further changes in equalization rates or taxable values through December 31, 2012, the following amounts for the purpose stated herein, and that the said amounts be included in the Abstract of the City of Syracuse for the fiscal year 2013:

Apportionment of County Taxes (Total levy = \$140,998,859)	\$23,854,408.16
Estimated 2013 cost for operation of Public Safety Building	\$ 1,079,983.00
Sheriff charges for the operation of Syracuse City Jail-Justice Center, 2013	\$ 5,906,300.00
Syracuse-Onondaga County Planning Agency, 2013	\$ 593,422.00
Dept. of Aging & Youth-Syracuse-Onondaga County Youth Bureau, 2013	\$ 234,130.00
Dept. of Aging & Youth-Office for the Aging	\$ 25,000.00
Operation of Branch Libraries in City of Syracuse, 2013	\$ 6,292,223.00
Negotiated cost of operation of the Center for Forensic Science, 2013	\$ 2,032,929.00
2013 Operation and Maintenance of the New Criminal Courthouse	\$ 1,465,592.00
2013 2% Uncollected Charge for City-County Depts.	\$ 352,591.58
Prior Year Adjustments	\$ 0.00
City Collection Fee (1%)	<u>\$ 418,365.79</u>
TOTAL	\$42,254,944.53

and, be it further

RESOLVED, that the County tax rate of the City of Syracuse for the fiscal year 2013 be and the same hereby is fixed at the rate of \$11.4720 per one thousand assessments, subject to any further changes in the equalization rates or taxable values through December 31, 2012; and, be it further

RESOLVED, that the Chief Fiscal Officer is hereby authorized to adjust the final County tax rate of the City of Syracuse based on equalization and assessment information certified to the County as of December 31, 2012; and, be it further

RESOLVED, that the Clerk of this Legislature, upon consultation with the Chief Fiscal Officer, is hereby directed to publish this resolution with the total budget amount and amounts to be levied and assessed, as amended by this Legislature; and, be it further

RESOLVED, that if any clause, sentence, paragraph, or section of this resolution shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, or section directly involved in the proceeding in which such adjudication shall have been rendered; and be it further

RESOLVED, that this resolution be certified as amended to the proper officials of the City of Syracuse pursuant to the laws of the State of New York and for publication in the Legislative Journal.

ADOPTED. Ayes: 15 Noes: 2 (Shepard, Tassone)

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 161

AUTHORIZING EXECUTION OF AGREEMENTS WITH CAYUGA COUNTY AND WITH TOWNS AND VILLAGES LOCATED IN ONONDAGA COUNTY TO PERFORM SNOW AND ICE REMOVAL SERVICES ON ONONDAGA COUNTY ROADS

WHEREAS, in prior years, Onondaga County has negotiated agreements to provide snow and ice removal services on county-owned roads with the County of Cayuga and with several towns and villages located in Onondaga County, and similar agreements for the 2012-2013 winter would be beneficial to the County and its residents; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to execute agreements with Cayuga County and with towns and villages located in Onondaga County for such municipalities to provide snow and ice removal services on County roads for the winters of 2012-2013, 2013-2014, 2014-2015, 2015-2016, and 2016-2017, as provided for herein, and to implement the intent of this resolution; and, be it further

RESOLVED, that the initial term of such agreement shall be for five years, with an option to add an additional five year term or five, one year terms; and, be it further

RESOLVED, that for the initial term, the County shall pay a flat per mile rate of \$6,600 in budget year 2013, and, thereafter, such rate shall be increased by 2% in each subsequent year, whereby the County shall pay a flat per mile rate of \$6,732 in budget year 2014; \$6,867 in budget year 2015; \$7,004 in budget year 2016; and \$7,144 in budget year 2017; and, be it further

RESOLVED, that such agreements, subject to annual appropriation, are to contain a mechanism whereby the payment to the municipalities within Onondaga County shall increase in any year during the term of the agreement when the New York State DOT Winter Severity Index Adjustment exceeds 1.0 for Onondaga County; and, be it further

RESOLVED, that the minimum payment shall be the flat, per mile rate proscribed above and that there shall be no maximum limit on the total annual payment, except that resulting from the application of the NYSDOT winter severity index; and, be it further

RESOLVED, that the County Executive is hereby authorized to include within such agreement provisions that will permit increased payments in the event of material increases, as defined within said agreement, in the cost of fuel and/or salt.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 162

REQUESTING NEW YORK STATE TO ENACT LEGISLATION ALLOWING COUNTIES TO COLLABORATE WITH PUBLIC AUTHORITIES REGARDING PURCHASING

WHEREAS, public authorities are corporate entities created to run facilities and utilities for public benefit, and such entities generate revenues from service fees and public subsidies from the various governments with which such entities are affiliated; and

WHEREAS, through recent amendments to laws governing local procurement practices, New York State has indicated a willingness to foster cooperation and collaboration between government entities; and

WHEREAS, Onondaga County residents would benefit from further statutory amendments allowing counties to provide purchasing services to public authorities operating within the county, as such collaboration would enhance the buying power of both the county and the public authorities, resulting in both greater efficiencies in service delivery and lower taxes and fees; now, therefore be it

RESOLVED, that this Onondaga County Legislature hereby requests New York State to adopt legislation permitting counties to collaborate with all public authorities regarding purchasing services, with such public authorities including public benefit corporations, local development corporations, industrial development agencies, and other not-for-profit corporations sponsored by or affiliated with local governments; and, be it further

RESOLVED, that the Clerk of this Legislature is directed to cause a copy of this resolution to be transmitted to the Governor and all of the legislative members representing Onondaga County at the state level.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 163

ADOPTING A REVISED SALARY BENEFIT SCHEDULE WITH RESPECT TO COUNTY EMPLOYEES NOT REPRESENTED BY A BARGAINING UNIT AND AMENDING RESOLUTION NO. 14-1995

WHEREAS, by Resolution No. 180-2010, the County adopted a revised salary and benefit schedule for management confidential employees, providing for a series of accelerated steps for such employees, and the final phase of that schedule concluded on April 1, 2012; and

WHEREAS, the County is changing the electronic data system used to administer its personnel and payroll, and the new system requires the use of numbered lateral steps within a grade, as opposed to the former use of lettered lateral steps within a grade; and

WHEREAS, it is necessary to provide for a revised salary and benefit schedule for management confidential employees using numeral steps instead of lettered steps and to restore the salary schedule structure that concluded on April 1, 2012; now, therefore be it

RESOLVED, that the Salary and Benefit Schedule, attached hereto and made a part hereof as Appendix A, entitled "Management Confidential Salary Schedule Effective January 1st, 2013", shall be applicable to all regular full time employees and regular part time employees (on a pro rata basis) who are not represented by a bargaining unit through a recognized labor organization; and, be it further

RESOLVED, that the salary schedule set forth in Appendix A shall take effect as of January 1, 2013; and, be it further

RESOLVED, that effective January 1, 2013, each newly-hired management confidential employee shall be slotted into the first step (step 1) of the appropriate grade for such position, as set forth in Appendix A, including all part time, seasonal and temporary employees on the 103 payroll serving in management confidential titles; and, be it further

RESOLVED, that effective January 1, 2013, each management confidential employee shall be slotted into the first step on the salary schedule set forth in Appendix A that corresponds with the salary for such employee otherwise imposed by the then-current schedule from Resolution No. 180-2010 within the appropriate grade for such employee's title; thereafter, each such employee shall advance one lateral step within the same grade effective with the beginning of the first full payroll period after the employee's anniversary date in title, and each such employee shall receive compensation at the rate established in Appendix A for said grade and step; and, be it further

RESOLVED, that employees who are promoted into or within management confidential titles shall receive a minimum increase of five percent (5%) over their present salary in the lower grade and be slotted into the higher grade at the first step above step 2 on the then-current salary schedule that meets or exceeds the 5% adjustment, and that Resolution No. 14-1995 hereby is amended and superseded with respect to the minimum two percent (2%) promotional increase; and, be it further

RESOLVED, that nothing herein shall be construed to eliminate the annual lateral movement across the steps for Onondaga County management confidential employees as originally provided for in Resolution No. 231-2000, Appendix C, Paragraph 3, and as modified by Resolution No. 180-2010, whereby such annual lateral movement is to occur for employees effective with the beginning of the first full payroll period after the employee's anniversary date in title of each year; and, be it further

RESOLVED, that resolutions establishing the salary for the Election Commissioners, including Resolution Nos. 79-2010 and 232-2008, hereby are amended to be consistent with this resolution; and, be it further

RESOLVED, that any previously adopted resolution of this Legislature providing for salary and benefits administration shall remain in full force and effect, except as superseded or otherwise modified herein.

ADOPTED. Ayes: 16 Noes: 1 (Tassone)

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 164

PERSONNEL RESOLUTION

WHEREAS, various County Departments have requested changes in personnel, requests that have been approved by the Commissioner of Personnel, Chief Fiscal Officer, County Executive and the Ways and Means Committee of the County Legislature; and

WHEREAS, in accordance with Section 70.2 of the New York State Civil Service Law, as set forth in greater detail below, it is necessary to provide for the transfer of function and position from several departments into other departments, where such positions had been provided for in prior years' budgets using letters of distribution; now, therefore be it

RESOLVED, that this Legislature hereby authorizes the following transfers of function, position, and employees between county departments in accordance with Section 70.2 of the New York State Civil Service Law, effective January 1, 2013:

Transfer R.P. 01 103915 4768 Budget Analyst II Grade 31 (\$52,250-\$69,266) from Department of Finance- Division of Management and Budget to Department of Parks and Recreation R.P. 01 806900 4768 Budget Analyst II Grade 31 (\$52,250-\$69,266).

Transfer R.P. 01 404300 6022 Public Health Educator Grade 9 (\$44,522-\$49,246) from Department of Health to Onondaga County Sheriff's Office R.P. 01 407920 6022 Public Health Educator Grade 9 (\$44,522-\$49,246).

Transfer R.P. 01 404300 2204 Public Health Nurse, Grade 3 (\$45,634-\$56,253) from Department of Health to Department of Mental Health R.P. 01 405300 2204 Public Health Nurse, Grade 3 (\$45,634-\$56,253).

Transfer R.P. 01 408110 3289 Case Worker Grade 9 (\$44,522-\$49,246) from Department of Social Services to Department of Long Term Care Services R.P. 01 404920 3289 Case Worker Grade 9 (\$44,522-\$49,246).

Transfer R.P. 01 408110 9878 Case Supervisor B Grade 11 (\$51,144-\$56,605) from Department of Social Services to Department of Long Term Care Services R.P. 01 404920 9878 Case Supervisor B Grade 11 (\$51,144-\$56,605).

Transfer R.P. 01 800510 6770 Director of Security Grade 33 (\$62,755-\$83,192) from Department of Facilities Management to Department of Emergency Management R.P. 01 403800 6770 Director of Security, Grade 33 (\$62,755-\$83,192).

and, be it further

RESOLVED, that the following advance step is hereby authorized, effective with the first full payroll period after January 1, 2013:

LAW DEPARTMENT Admin Unit 10-47-00
Advance Step R.P. 01 104700 0342 Senior Deputy County Attorney Grade 36 Step 1 @ \$82,663 to Grade 36 Step 8 @ \$92,282

and, be it further

RESOLVED, that the following changes be and hereby are authorized, effective with the first full payroll period after October 9, 2012:

HEALTH DEPARTMENT Admin Unit 40-43-51

Create R.P. 01 404351 1735 Latent Print Examiner I, Grade 11 (\$51,144-\$56,605)

Create R.P. 01 404351 1872 Latent Print Examiner II, Grade 12 (\$54,463-\$60,293)

Create R.P. 01 404351 1873 Latent Print Examiner III, Grade 13 (\$60,326-\$66,807)

DEPARTMENT OF TRANSPORTATION Admin Unit 80-93-10

Create R.P. 01 809310 1877 Deputy Commissioner of Transportation, Grade 35 (\$75,402-\$96,450)

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 165

BOND RESOLUTION

A RESOLUTION AUTHORIZING ENGINEERING DESIGN EXPENSES FOR A DEPARTMENT OF TRANSPORTATION PROJECT IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$530,000, AND AUTHORIZING THE ISSUANCE OF \$530,000 BONDS OF SAID COUNTY TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Caughdenoy Road engineering design, at a maximum estimated cost of \$530,000, all for the Department of Transportation, in and for the County of Onondaga, New York, including incidental costs, is hereby authorized. The project will replace the two-lane road with a three-lane section, including dedicated left turn lanes, a new traffic signal, and the replacement of the railroad crossing.

Section 2. The plan for the financing thereof is by the issuance of \$530,000 bonds of said County hereby authorized to be issued therefor.

Section 3. It is hereby determined that the aforesaid project constitutes a specific object or purpose having a period of probable usefulness of five years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the *Syracuse Post Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 166

A RESOLUTION CALLING A PUBLIC HEARING IN CONNECTION WITH PROPOSED IMPROVEMENTS FOR THE ONONDAGA COUNTY SANITARY DISTRICT

WHEREAS, by Resolution No. 260 of June 5, 1978, adopted pursuant to Section 11.82 of the Onondaga County Administrative Code, the County Legislature dissolved all existing Sanitary and Treatment Plant Districts of the County and established as successor thereto, the Onondaga County Sanitary District, effective January 1, 1979; and

WHEREAS, the Commissioner of Water Environment Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature, a report dated September 20, 2012 (the Report”), duly approved by the County Executive, in connection with the Onondaga County Sanitary District consisting of the construction of a sewer collection system for the Clay Industrial Park, as well as other incidental improvements and expenses, all as more fully set forth in the Report, at a maximum estimated cost of \$5,614,000; and

WHEREAS, it is now desired to call a Public Hearing thereon, in accordance with the provisions of the Onondaga County Administrative Code; now, therefore be it

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. A meeting of the County Legislature of the County of Onondaga, New York shall be held in the Legislative Chambers in the County Court House, in Syracuse, New York, on the 9th day of November, 2012, at 12:55 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing upon the aforesaid matter. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published in the manner provided by law.

Section 2. This resolution shall take effect immediately.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 167

AMENDING THE 2013 COUNTY BUDGET TO PROVIDE FOR THE TRANSFER OF FUNDS FROM FUND BALANCE TO REPLACE VEHICLES

WHEREAS, it is necessary to amend the 2013 County Budget to transfer funds from the Fund Balance to provide for certain expenditures related to the repair and replacement of vehicles, and a list of such expenditures is on file with the Clerk of this Legislature; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into agreements to implement the intent of this resolution; and, be it further

RESOLVED, that the 2013 County Budget be amended and the following amounts be provided and made available:

APPROPRIATIONS:

A960 Appropriations \$610,410

In Admin. Unit 10-23-85
County Gen. Interfund Transfers
Index #140541
In Acct. 668700 Trans to Rd Mach Fund \$92,000

In Admin. Unit 80-05-10
 Facilities Management
 Index #470005
 In Acct. A671500 Automotive Equipment \$46,000
 In Acct 692150 All Other Equipment \$14,000

In Admin. Unit 40-79-20
 Sheriff
 Index #410001
 In Acct. A671500 Automotive Equipment \$363,540
 In Acct A694130 Maint, Utilities, Rents \$ 50,870

In Admin. Unit 40-43
 Health Department
 Index #319962
 In Acct. A671500 Automotive Equipment \$44,000

FUND BALANCE:
 A599 Appropriated Fund Balance \$610,410

APPROPRIATIONS:
 E960 Appropriations \$92,000
 In Admin. Unit 80-93-20
 Department of Transportation - Rd Machinery Div.
 Index #533216
 In Acct. A671500 Automotive Equipment \$92,000

REVENUES:
 E510 Estimated Revenues \$92,000
 In Admin. Unit 80-93-120
 Dept of Transportation- Rd Machinery Div.
 Index #533216
 In Acct. 537010 Cont from Gen Fund \$92,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 168

AMENDING THE 2013 COUNTY BUDGET TO PROVIDE FOR THE TRANSFER OF FUNDS FROM FUND BALANCE FOR VARIOUS PROJECTS, EQUIPMENT, AND EXPENDITURES

WHEREAS, it is necessary to amend the 2013 County Budget to transfer funds from the Fund Balance to provide for certain expenditures, and a list of such expenditures is on file with the Clerk of this Legislature; now, therefore be it

RESOLVED, that effective December 30, 2013, any such excess funds remaining shall transfer to the General Fund without further action of this Legislature, and the Chief Fiscal Officer shall provide the Chairman of this Legislature with a report on all such funds so transferred; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements to implement the intent of this resolution; and, be it further

RESOLVED, that the 2013 County Budget be amended and the following amounts be provided and made available:

APPROPRIATIONS:

A960 Appropriations \$1,045,813

In Admin. Unit 36-00
Office of Environment
Index #191007
In Acct. A674600 Prov for Cap Projects, Capital \$250,000

In Admin. Unit 10-27
Information Technology
Index #160028
In Acct. A693000 Supplies & Materials \$249,640

In Admin. Unit 10-27
Information Technology
Index #160028
In Acct. A692150 Furn, Furnishings & Equip \$236,173

In Admin. Unit 10-39-15
Management & Budget
Index #200501
In Acct. A694080 Professional Svcs \$125,000

In Admin. Unit 40-43
Health Department
Index #319962
In Acct. A694080 Professional Svcs \$60,000

In Admin Unit 80-69
Parks and Recreation
Index #510024
In Acct. A694080 Professional Svcs \$125,000

REVENUES:

A510 Estimated Revenues \$21,600

In Admin. Unit 40-43
Health Department
Index #319962
In Acct. A590023 St Aid - Health \$21,600

FUND BALANCE:

A599 Appropriated Fund Balance \$1,024,213

ADOPTED. Ayes: 17

* * *

Mr. Knapp requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Knapp

RESOLUTION NO. 169

AMENDING THE 2013 COUNTY BUDGET TO FUND ONONDAGA COUNTY'S FARMLAND PRESERVATION PROGRAM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, sustainable development pays dividends for the future in a variety of ways—with cleaner air and water, cost-effective public services, and appealing places for people and jobs, and it shall be the policy of Onondaga County to require, recognize and reward principles and practices resulting in more efficient and sustainable regional development; and

WHEREAS, one aspect of sustainable development is the preservation of farmland, and committing resources to strengthen and protect Onondaga County's strong agricultural tradition and to conserve invaluable rural landscapes; and

WHEREAS, sustaining environments for farmland protection, local food production and preservation of finite rural resources contribute to the quality of life of all county residents; and

WHEREAS, innovative strategies that improve cooperation and create a regional competitive advantage in furtherance of this policy will be supported by the County; and

WHEREAS, public resources, both fiscal and environmental, are limited, and, as a means of maximizing such resources and fostering sustainable development within Onondaga County, it is necessary to amend the budget to provide financial support for initiatives that will preserve farmland; now, therefore be it

RESOLVED, that this Onondaga County Legislature hereby creates the Farmland Preservation Program, which program shall provide financial assistance to local governments and agencies for certain approved capital projects conducted within Onondaga County adhering to sustainable principles and furthering the goals of farmland preservation; and, be it further

RESOLVED, that the County Executive and the Chair of this Legislature are authorized to negotiate and execute a Memorandum of Agreement regarding the terms and conditions for allocating and awarding the funding provided herein; and, be it further

RESOLVED, that of the total amount appropriated in this resolution for the Farmland Preservation Program, \$200,000 of such amount is intended for use by the Cornell Cooperative Extension and \$100,000 of such amount shall be appropriated for use in 4H programming through Cornell Cooperative Extension; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements with other units of government to implement the intent of this resolution, providing that such intermunicipal agreements conform with the mutually executed Memorandum of Agreement proscribed above; and, be it further

RESOLVED, that the 2013 County Budget be amended and the following amounts be provided and made available:

APPROPRIATIONS:

A960 Appropriations		\$1,000,000
In Admin. Unit 3510000000		
Economic Development		
Index #180000		
In Acct. 668720 Trans to Grant Proj	\$300,000	
In Acct. 666500 Contingent Acct	\$700,000	

FUND BALANCE:

A599 Appropriated Fund Balance		\$1,000,000
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ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Jordan, Mr. Plochocki

RESOLUTION NO. 170

AMENDING THE 2013 COUNTY BUDGET TO PROVIDE FOR THE CLAY BUSINESS PARK AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Clay Business Park was purchased by the Onondaga County Industrial Development Agency in order to attract investment and create economic development opportunities within Onondaga County; and

WHEREAS, the Regional Economic Development Council established by Governor Cuomo recently awarded \$1.5 million in State Funding to bring this parcel to shovel ready status; and

WHEREAS, it is necessary to invest in improvements to road access and sewer service in order to further advance this parcel's shovel ready status and satisfy New York State grant requirements; and

WHEREAS, the Onondaga County Legislature hereby supports efforts to attract job creating, industrial or commercial development to this County asset; and

WHEREAS, the funding offered herein shall serve as a direct reduction in borrowing and interest expenses associated with the aforementioned improvement of roads providing access to the Clay Business Park and the delivery of sewer services to the Clay Business Park; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby authorizes funding of up to \$2 million in order to provide direct, "pay as you go" funding to assist the County's efforts to bring the Clay Industrial Park to full shovel ready status; and, be it further

RESOLVED, that this funding shall be used by Onondaga County to reduce capital borrowing for road improvements, sewer service installation or a combination of both; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements to implement the intent of this resolution including an agreement with OCIDA to pay to Onondaga County the sum of \$10,000 per acre sold at the Business Park; and, be it further

RESOLVED, that the use of monies appropriated herein shall be limited to funding only the design, engineering and permitting of said capital investments until such time that all requirements under the State Environmental Quality Review Act are satisfied; and, be it further

RESOLVED, that the 2013 County Budget be amended and the following amounts be provided and made available:

<u>APPROPRIATIONS:</u>	
A960 Appropriations	\$2,000,000
In Admin. Unit 10-35-10	
Economic Development	
Index #180000	
In Acct. A674600 Prov for Cap Proj	\$2,000,000
 <u>FUND BALANCE:</u>	
A599 Appropriated Fund Balance	\$2,000,000

ADOPTED. Ayes: 17

* * *

LOCAL LAW 8 - 2012

A LOCAL LAW AMENDING THE ONONDAGA COUNTY ADMINISTRATIVE CODE IN RELATION TO THE ONONDAGA COUNTY DEPARTMENT OF PARKS AND RECREATION

BE IT ENACTED BY THE ONONDAGA COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, NEW YORK, AS FOLLOWS:

Section 1. The Onondaga County Administrative Code, being Local Law No. 1 of 1975, as previously amended, hereby is further amended to add a new section 23.07A as follows:

Section 23.07A. DEPUTY COMMISSIONER OF PARKS AND RECREATION; APPOINTMENT; REVOCATION.

Within the Department of Parks and Recreation, there shall be a Deputy Commissioner. Subject to the provisions of Section 23.07, the Deputy Commissioner shall be appointed by the Commissioner, be directly responsible and report to the Commissioner, and serve at the pleasure of the Commissioner. Appointments and revocations of appointments pursuant to this section shall be made by the Commissioner in writing and shall be filed with the Commissioner of Personnel. The Deputy Commissioner of Parks and Recreation shall be in the exempt class of service unless otherwise provided by law. The powers and duties of the Deputy Commissioner shall be to:

1. Assist the Commissioner in the performance of the powers and duties of such office; and
2. Prepare and administer the budget for the department; and
3. Provide oversight, management and consultative services to the Divisions within the Department; and
4. Coordinate and collaborate with the Divisions and their Directors in the preparation and submission of such reports, data and other information as may be required, or may otherwise be appropriate from time to time regarding parks, recreational facilities and programming within the County; and
5. Perform such other and related duties as may be required by the Commissioner.

Section 2. Local Law No. 1 of 1975, as amended, remains in effect in all other aspects. Any local law or resolution inconsistent with this local law is hereby amended to the extent necessary to comply with the intent of this local law.

Section 3. This local law shall take effect immediately upon filing.

ADOPTED. Ayes: 16 Noes: 1 (Tassone)

* * *

LOCAL LAW 9 - 2012

A LOCAL LAW RELATING TO CERTAIN FEES COLLECTED BY THE ONONDAGA COUNTY HEALTH DEPARTMENT CENTER FOR FORENSIC SCIENCES FOR MEDICAL EXAMINER AND FORENSIC LABORATORY SERVICES, AND FURTHER AMENDING LOCAL LAW NO. 13-2006, AS PREVIOUSLY AMENDED BY LOCAL LAW NOS. 23-2008, 20-2009, AND 10-2011

BE IT ENACTED BY THE ONONDAGA COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, NEW YORK, AS FOLLOWS:

Section 1. Local Law No. 13-2006, as previously amended by Local Law Nos. 23-2008, 20-2009, and 10-2011, which established a fee schedule for services performed through the Center for Forensic Sciences, collected by the Onondaga County Commissioner of Health, hereby is amended to further amend Exhibits A and B therein to be consistent with the following:

Office of the Medical Examiner
Exhibit A

Description of Service to be Provided	Fee
Examinations:	
Autopsy Examination	\$1,290/case
External Examination	\$580/case
Special Cases (listed below):	\$1,800/case
Bariatric (weight of 350 lbs. or more)	
Infectious (Biohazard)	
Exhumations	
Repeat Autopsies	
Suspected Hazardous Material	
Skeletal Examinations	
Human remains	\$1,870/case
Non-human remains	\$150/case
Prisoner/Inmate Autopsy Examinations	\$2,500/case
Private Autopsy	\$3,500/case
Specialized Testing and Consultations:	At Cost
Eye Pathology	
DNA Testing	
Molecular/Genetic Testing	
Mass Fatality Incident	

Non-Medical Examiner/Case Review: \$140/case

For all instances listed below in which there is an hourly fee, the amount of time spent on a particular service shall be billed to the client in half-hour increments.

Case Review/Consultation-Civil:
 Initial Forensic Pathologist Case Review/Consultation* \$800/case
 Forensic Pathologist Case Review/Consultation, additional hours \$400/hr
 Forensic Investigator Case Review/Consultation \$260/hr
 Toxicologist Case Review/Consultation \$350/hr

*Initial case review requires written authorization from the legal next of kin and an \$800, non-refundable payment at the time of consultation payable to the Onondaga County Health Department Fiscal Officer. Initial payment includes up to two (2) hours case review / consultation. Additional time is billed at the current hourly rate.

Case Review/Consultation-Criminal:
 Forensic Pathologist Case Review/Consultation \$250/hr
 Forensic Investigator Case Review/Consultation \$125/hr
 Toxicologist Case Review/Consultation \$200/hr
 Forensic Chemist Case Review/Consultation \$175/hr

Testimony-Civil:
 Forensic Pathologist Testimony/Deposition \$400/hr
 Forensic Investigator or Forensic Autopsy Technician Testimony/Deposition \$260/hr
 Toxicologist Testimony/Deposition \$350/hr
 Forensic Chemist Testimony/Deposition \$300/hr
 Non-CFS Consultants Direct Invoice to
 District Attorney/
 Other Attorney

Testimony-Criminal:
 Forensic Pathologist Testimony/Deposition \$250/hr
 Forensic Investigator or Forensic Autopsy Technician Testimony/Deposition \$100/hr
 Toxicologist Testimony/Deposition \$200/hr
 Forensic Chemist Testimony/Deposition \$150/hr
 Non-CFS consultants Direct Invoice to
 District Attorney/
 Other Attorney

Scene Investigation:
 Forensic Investigator Scene Response \$200/hr
 Forensic Pathologist and Forensic Investigator Scene Response \$400/hr

Travel Expenses:
 Travel Time (portal to portal) \$150/hr
 Mileage (current IRS rate), parking, tolls, meals, lodging, Actual cost and per diem expenses

Reports/Other Records (Subject to legal restrictions):
 Autopsy Report (includes autopsy, microscopic, neuropathology, toxicology and consultation reports) \$45/report

Record Processing Fee \$20/each
 Archived Processing Fee (records older than 7 years) \$40/each

Photocopy of additional records with signed judicial subpoena \$0.75/page
 Additional rush charges incurred will be billed at actual cost. At the discretion of the Medical Examiner, payment may be required before service is provided.

Imaging/Histology/X-Rays:
 Autopsy and Scene Investigation Images CD \$15/CD
 Microscopic Slide Recuts \$20/slide
 Microscopic Slide Special Stains At cost
 Microscopic Digital Images \$5/image
 X-ray Film Copies \$25/film
 X-ray Digital Images \$15/CD
 Print-35 mm slide \$10/slide

Body Bags:
 Heavy bag \$50/bag
 Light bag \$25/bag
 Oversized bag \$105/bag
 BioSeal® Containment \$260/case

Toxicology*:
 Post-Mortem and DWI
 Volatiles (including ethanol) \$50
 Confirmation of Volatiles \$50
 Volatiles and Immunoassay Screen \$100
 Volatiles, Immunoassay Screen and Comprehensive Drug Screen \$185
 Volatiles, Immunoassay Screen and Comprehensive Drug Screen with Confirmation \$235
 Confirmation of Positives (per analyte, per source) \$85/analyte

Special Victim Testing
 Comprehensive Drug-Facilitated Sexual Assault \$265
 Confirmation of Positives (per analyte, per source) \$85/analyte

Additional Services
 Carbon Monoxide (with automatic confirmation of positive) \$45
 Cyanide Screen \$45
 Ethylene Glycol Screen \$50

*Analyses performed by reference laboratories will be billed at actual cost.

Forensic Laboratories
 Exhibit B
 Description of Service to be Provided Fee

Forensic Biology/DNA:
 Body Fluid Identification and/or DNA Analysis \$1,200/per case
 Cases with more than 8 items will incur an additional charge of \$300 per sample
 Body Fluid Identification Only \$400/per case

Firearms:
 Firearms analysis without Comparison \$275/case
 Firearms analysis with Comparison \$450/case
 NIBIN Entry-Cartridge Cases only \$100/case

Forensic Chemistry:	
Fire Debris	
Fire Debris Analysis	\$250/case
Drug Analysis	
Solid Dose Drug Analysis (includes quantitation, if applicable)	\$250/case
Trace:	
Hair, Headlamp Bulb Filament, Fiber and Textiles, Pressure-Sensitive Adhesives (tapes), and Glass Analysis	\$400/case
Latent Prints:	
Latent Print Analysis-Processing Only	\$275/case
Latent Print Analysis-Full Analysis	\$450/case
Digital Evidence Analysis*	\$50/hr
*contact lab for case estimate	
Criminalistics:	
Other criminalistics tests	Consult Lab

For all instances listed below in which there is an hourly fee, the amount of time spent on a particular service shall be billed to the client in half-hour increments.

Case Review/Testimony-Criminal:	
Court Testimony/Deposition-Expert Witness	\$200/hr
Travel Expenses:	
Travel time (portal to portal)	\$200/hr
Mileage (current IRS rate), parking, tolls, meals, lodging, actual cost and per diem expenses	Actual per case
Miscellaneous Fees:	
File Research/Retrieval Fee (Archived):	Actual per case
Photocopies	\$0.25/page

Section 2. The procedures for the collection of such fees shall be as prescribed by the appropriate laws of the State and any amendments thereto or determined by the Commissioner of Health where the State has not enacted procedures.

Section 3. In all other respects, Local Law No. 13-2006, as previously amended by Local Law Nos. 23-2008, 20-2009, and 10-2011, shall remain in full force and effect except as specifically amended herein.

Section 4. This Local Law shall take effect on January 1, 2013 and shall be filed pursuant to provisions of the Municipal Home Rule Law.

ADOPTED. Ayes: 17

* * *

A LOCAL LAW CREATING THE ONONDAGA COUNTY NEIGHBORHOOD INITIATIVE

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY, NEW YORK, AS FOLLOWS:

Section 1. Purpose/Intent.

This Onondaga County Legislature finds that residential properties that are well-kept and visually appealing greatly benefit county residents as a whole, in that such properties enhance the value of surrounding properties, promote development and investment in the communities within which such properties are situated, and contribute to developing civic responsibility and growth within neighborhoods. As such, this Legislature declares that it shall hereafter be a county purpose to provide financial assistance to homeowners within Onondaga County to make external repairs or improvements to their homes for the protection and enhancement of the physical and visual environment and protection of the property located within the County.

Initial program funding is to be appropriated within the 2013 County Budget from revenues generated by the PILOT arrangement with DestiNY and the mall expansion project. The original investment was intended to further economic development and growth within the County, and using such revenues to support this program furthers the original goal.

Section 2. Establishment.

The Onondaga County Neighborhood Initiative (OCNI) is hereby established to provide financial assistance to homeowners within Onondaga County to make external repairs or improvements to their homes for the protection and enhancement of the physical and visual environment and protection of the property located within the County. The program shall be subject to annual appropriations made within the Onondaga County Budget.

Section 3. Program Scope.

Under the OCNI program, financial assistance shall be in the form of grants made to property owners within Onondaga County who occupy the property as a primary residence. The grant shall be used to “buy down” the interest rate on a loan made to such property owner by a third-party lender to a simple rate of one percent (1%), such that the property owner is responsible for paying to the third-party lender an amount equal to the loan principal plus one percent of such principal (1.01%) and the OCNI grant would be paid in an amount equal to the remainder of the actual interest charged on such loan.

Section 4. Administration.

The County may provide for administrative service contracts related to this program, including contracting with an entity that is able to review property owner applications and determine whether projects to be financed through this program would contribute to the stated goal of protecting and enhancing the physical and visual environment and protection of the property located within the County (“administering entity”). Further, the administering entity would be responsible for negotiating and executing agreements with lending entities that would provide the loan capital. The administering entity could receive a fee for providing such services in an amount not to exceed ten percent (10%) of the total OCNI grant funds provided by the County.

OCNI grants shall be awarded on a competitive basis to property owners within targeted areas of Onondaga County. A committee shall be formed to determine the geographic boundaries of the

targeted areas to be served by the OCNI program and the proportionate amount of grant funds to be spent within each such area.

The committee shall consist of three individuals: two appointed by the Chair of the Onondaga County Legislature, with one such appointee being a realtor or otherwise involved in residential property sales and the other such appointee having experience in neighborhood growth and renewal, and the third appointment is to be made by the County Executive, which such appointee is to have experience with community development. The Chair of the Legislature shall designate the chair of the committee, who shall call meetings, as necessary. Each appointee shall serve a term not to exceed three years. The committee shall act on unanimous consent to designate the targeted areas.

Section 5. Limitations.

In no event shall a property owner receiving an OCNI grant receive a loan with a principal in excess of \$10,000. The OCNI grants shall not be used to directly finance homeowner projects. Any agreement with the administering entity shall provide that the County is not in any way responsible for a property owner's default in repaying the loan. The administering entity shall be responsible for repaying all loan capital to any lending entity, together with such additional fees or compensation negotiated for the use of such capital by the administering entity. The administering entity shall hold the County harmless for all damages arising from the administration of the OCNI program.

Section 6. Effective Date.

This local law shall take effect upon filing in accordance with the Municipal Home Rule Law.

Mr. Holmquist assumed the chair so that Chairman McMahon could debate.

ADOPTED. Ayes: 16 Noes: 1 (Meyer)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Friday, November 9, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

November 9, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Legislator Kilmartin gave the invocation. Legislator Knapp led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

September 24, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XXV, Section 25.05, of the Onondaga County Administrative Code, I have appointed, subject to confirmation of the County Legislature, the following individual to serve as a member of the Onondaga County Public Library Board of Trustees:

APPOINTMENT
Merike Treier
361 Mildred Avenue
Syracuse, NY 13206

TERM EXPIRES
December 31, 2013

Your confirmation of this appointment would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

October 19, 2012

Deborah Maturo, Clerk
Onondaga County Legislature
401 Montgomery Street
Syracuse, NY 13202

Pursuant to Section 605(b) of the Onondaga County Charter, please be advised that I approve the 2013 County Budget as adopted by the Onondaga County Legislature on October 9, 2012.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Chairman McMahon requested nominations for the position of acting Assistant Clerk. Mr. Kilmartin nominated Susan Stanczyk for acting Assistant Clerk, seconded by Mr. Knapp.

Motion Made By Mr. McMahon

RESOLUTION NO. 171

CONFIRMING APPOINTMENT OF SUSAN STANCZYK AS ACTING ASSISTANT CLERK
OF THE ONONDAGA COUNTY LEGISLATURE

RESOLVED, that the following person is hereby appointed Assistant Clerk of the Onondaga County Legislature for the Session held on November 9, 2012:

SUSAN STANCZYK
8481 Oswego Road, Baldwinsville, New York 13027

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 172

AMENDING THE 2012 COUNTY BUDGET TO APPROPRIATE ADDITIONAL SURPLUS
ROOM OCCUPANCY TAX REVENUES TO CNY ARTS FOR DISTRIBUTION TO MUSICAL
ASSOCIATES OF CENTRAL NEW YORK, INC.

WHEREAS, by resolution adopted in October 2012, this Onondaga County Legislature memorialized its intent to provide \$120,000 of unappropriated room occupancy tax funds to CNY Arts, which amount was to be appropriated and made available for use in three installments of \$40,000, with each such installment to be separately considered by this Legislature; and

WHEREAS, the first of the three installments was appropriated and made available for use by CNY Arts in October 2012, and, having reviewed the report submitted by CNY Arts regarding public performances conducted by Musical Associates of Central New York, Inc., it is now necessary to further amend the 2012 County Budget to appropriate and make available the second installment for use by CNY Arts; and

WHEREAS, CNY Arts is to provide for subsequent distribution of such funds to Musical Associates of Central New York, Inc., consistent with the resolution of this Legislature adopted in October 2012; and

WHEREAS, it is the further intent of this Legislature that prior to a vote on the third installment, CNY Arts shall have submitted a second report indicating whether Musical Associates of Central New York, Inc. has continued to deliver the intended public performances for audiences in Central New York for the period of October 2012 through December 2012; now, therefore be it

RESOLVED, that the reporting requests made in the previously adopted resolution are hereby reaffirmed and remain in effect; and, be it further

RESOLVED, that the 2012 county budget hereby is amended as follows:

REVENUES:

In Admin Unit: 0100000000	\$40,000
Authorized Agencies–Financial	
CNY Arts (CRC)	
Index: 280248	
In Account: 500630–On Co Room Oc Tax	\$40,000

APPROPRIATIONS:

In Admin Unit: 0100000000	
Authorized Agencies–Financial	\$40,000
CNY Arts	
Index: 280248	
In Account: 659410–CNY Arts (CRC)	\$40,000

ADOPTED. Ayes: 15 Noes: 2 (May, Meyer)

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 173

BOND RESOLUTION

A RESOLUTION AUTHORIZING ENGINEERING DESIGN EXPENSES IN CONNECTION WITH A CAPITAL PROJECT FOR THE SHERIFF’S OFFICE IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$500,000, AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF SAID COUNTY TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Engineering design expenses in connection with a capital project for the Sheriff’s Office, consisting of the construction of a new mental health unit at the Justice Center, including incidental costs, is hereby authorized at an estimated maximum cost of \$500,000.

Section 2. The plan for the financing thereof is by the issuance of \$500,000 bonds of said County hereby authorized to be issued therefor.

Section 3. It is hereby determined that the aforesaid constitutes a specific object or purpose having a period of probable usefulness of five years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such

manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the *Syracuse Post Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 14 Noes: 3 (Stanczyk, Williams, Ervin)

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 174

BOND RESOLUTION

A RESOLUTION AUTHORIZING PARK IMPROVEMENTS IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,565,000, AND AUTHORIZING THE ISSUANCE OF \$2,565,000 BONDS OF SAID COUNTY TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Various park improvements including \$1,300,000 for HVAC improvements at the Rosamond Gifford Zoo, and \$1,265,000 for the reconstruction or resurfacing of park roads, parking lots and trails, which are either a component of or are contiguous to the "Loop the Lake" trail system, including \$750,000 for "Loop the Lake" West Shore Bridge, and other incidental improvements and expenses, are hereby authorized in and for the County of Onondaga, New York, at a maximum estimated cost of \$2,565,000.

Section 2. The plan for the financing thereof is by the issuance of \$2,565,000 bonds of said County, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the aforesaid improvements constitute a class of objects or purposes having a period of probable usefulness of fifteen years pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not available from other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. The County Executive is authorized to enter into contracts to implement the intent of this resolution. The use of funds for the "Loop the Lake" West Shore Bridge shall be limited to funding only the design and engineering of said park improvements, until such time that all requirements of the State Environmental Quality Review Act, if any, are complied with.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Syracuse Post Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Meyer

REQUESTING THE COUNTY EXECUTIVE TO CAUSE A FEASIBILITY STUDY TO BE PERFORMED ON THE COUNTY INITIATING COLLECTION BOXES FOR THE DISPOSAL OF HOUSEHOLD BATTERIES AND HOUSEHOLD CFL LIGHT BULBS

WHEREAS, mercury levels in Onondaga Lake are being monitored, and it would be beneficial to remove as much mercury as possible from the waste stream; and

WHEREAS, a number of common household products, such as batteries and CFL light bulbs, contain mercury; and

WHEREAS, OCRRA, as well as some private businesses, hold household collection days, however, these are not always convenient to the public; and

WHEREAS, to prevent environmental harm, the County should take the lead in facilitating proper disposal of such products as a pilot for additional mercury collection sites for batteries and CFL light bulbs; now, therefore be it

RESOLVED, that a feasibility study is requested regarding placing collection boxes at County facilities for disposal of household items containing mercury, including CFL light bulbs and batteries, and, further, that the Commissioner of Water Environment Protection is requested to collaborate with the Commissioner of Facilities Management to explore methods of collecting such household products and providing for their proper disposal; and, be it further

RESOLVED, that the Commissioner of Water Environment Protection and the Commissioner of Facilities Management are requested to report back to the Environmental Protection Committee in January 2013 regarding this request.

Mr. Meyer referred the resolution to the Environmental Protection Committee.

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 175

CONFIRMING APPOINTMENT TO THE ONONDAGA COUNTY PUBLIC LIBRARY BOARD OF TRUSTEES

WHEREAS, Joanne M. Mahoney, Onondaga County, Executive, has duly appointed and designated pursuant to Article XXV, Section 25.05 of the Onondaga County Administrative Code, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Onondaga County Public Library Board of Trustees:

APPOINTMENT:
Merike Treier
361 Mildred Avenue
Syracuse, New York 13206

TERM EXPIRES:
December 31, 2013

WHEREAS, it is the desire of this Legislature to confirm said appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of the above individual as a member of the Onondaga County Public Library Board of Trustees for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 176

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT NEW YORK STATE DIVISION OF LIBRARY DEVELOPMENT FUNDS FOR THE ONONDAGA COUNTY PUBLIC LIBRARY, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the NYS Division of Library Development has awarded the Onondaga County Public Library (OCPL) a multi-year grant, called ABC: Access to Books and Computers @ Your Library, through the Family Literacy Library Services Program; and

WHEREAS, previously, Year 1 of the ABC Grant provided five (5) early literacy workstations and technological tools needed to help the library support our community's children in today's computer-focused world, and supported a part-time Librarian Assistant to assist in planning and implementing programs using the early literacy workstations; and

WHEREAS, Year 2 will now build on the success of Year 1 and provide for the continued use of a part-time Librarian Assistant position to implement programs associated with the early literacy workstations; and

WHEREAS, the available grant funds are \$13,844 for Year 2, and it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

<u>REVENUES:</u>	
In Admin Unit 655000000	\$13,844
Onondaga County Public Library Grants	
Index 390062	
Project 767315001 ABC: Access to Books & Computers	

In Acct. 506190 State Aid Library Literacy \$13,844

APPROPRIATIONS:

In Admin Unit 6550000000	\$13,844
Onondaga County Public Library Grants	
Index 390062	
Project 767315001 ABC: Access to Books	
& Computers	\$13,844

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 177

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT FUNDS FOR THE ONONDAGA COUNTY PUBLIC LIBRARY FOR THE SYRACUSE PEACE COUNCIL MICROFILM PROJECT, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the NYS Division of Library Development has awarded the Onondaga County Public Library (OCPL) a grant for the Syracuse Peace Council Microfilm Project; and

WHEREAS, founded in 1936, the Syracuse Peace Council is the oldest local autonomous grassroots peace and social justice organization in the United States, and through its monthly newsletter chronicles the peace movement on a local and national level over the past 75 years; and

WHEREAS, the newsletter provides much rich historical information about our community, and OCPL's Local History/Genealogy department seeks to retain this local and national history in its collection; and

WHEREAS, OCPL holds the complete collection of the Peace Newsletter from its beginning in 1936 to the current year, but many of the older newsletters are becoming brittle, fragile and faded, making them difficult to use safely by researchers; and

WHEREAS, OCPL seeks to microfilm all 11,235 pages in its collection to preserve them and enable ongoing access to this important piece of our community's history; and

WHEREAS, the NYS Division of Library Development has approved such funding, and it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CL510 Estimated Revenues	\$6,734
In Administrative Unit 6550000000	
Onondaga County Public Library Grants	
Index 390062	

Project # 767320001
 2012 Syracuse Peace Council Microfilm Project
 In Acct. 506400
 St Aid Lib Oth Cultur and Rec \$6,734

APPROPRIATIONS:

CL960 Appropriations \$6,734
 In Administrative Unit 6550000000
 Onondaga County Public Library Grants
 Index 390062
 Project # 767320001
 2012 Syracuse Peace Council Microfilm Project \$6,734

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 178

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT ADDITIONAL NEW YORK STATE
 AID FUNDS FOR THE ONONDAGA COUNTY PUBLIC LIBRARY (OCPL) AND
 AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO
 IMPLEMENT THIS RESOLUTION

WHEREAS, subsequent to the adoption of the 2012 Onondaga County annual budget, the State of New York enacted its 2012-13 budget, including funding for library systems statewide; and

WHEREAS, the Onondaga County Public Library's 2012 budget included an estimate of \$1,271,535 for State Aid; and

WHEREAS, the enacted NY State budget includes funding for OCPL totaling \$1,377,257, which is \$105,722 more than OCPL's budgeted amount; and

WHEREAS, the additional funds will be used to cover anticipated 2012 shortfalls in the System and Member Services budget and to support a number of system-related efforts, including: cash grants to member libraries; system-related hardware; services to adult English-language learners and persons with disabilities; part-time sorting and materials processing support; and library books and materials; and

WHEREAS, it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CL510 Estimated Revenues \$87,390
 In Administrative Unit 6520000000
 OCPL-System Support
 Index 390133

In Acct. 506110 St Aid Lib Annual Grant	\$889
In Acct. 506120 St Aid Lib Pop Grant	\$19,601
In Acct. 506130 St Aid Lib Area Grant	\$1,803
In Acct. 506140 St Aid Lib Materials Reimb	\$14,180
In Acct. 506170 St Aid Lib Incentive Aid	\$43,683
In Acct. 506400 St Aid Oth Culture and Rec	\$7,234

APPROPRIATIONS:

CL960 Appropriations		\$87,390
In Administrative Unit 6520000000		
OCPL-System Support		
Index 390133		
In Acct 641010 Regular Employee Salaries	\$25,000	
In Acct 693000 Supplies and Materials	\$1,619	
In Acct 694130 Maint, Utilities, Rents	\$49,572	
In Acct 695700 Contracted Client Services	\$11,199	

REVENUES:

CL510 Estimated Revenues		\$18,332
In Administrative Unit 6550000000		
OCPL Grants		
Index 390062		
Project # 767309001 2012 CLDA		
In Acct. 506150 St Aid Lib Cent Lib Dev	\$6,672	

In Administrative Unit 6550000000		
OCPL Grants		
Index 390062		
Project # 767310001 2012 Central Book Aid		
In Acct. 506160 St Aid Lib Cent Book Aid	\$3,179	

In Administrative Unit 6550000000		
OCPL Grants		
Index 390062		
Project # 767312001 2012 Institutional Aid		
In Acct. 506210 St Aid Lib Instit Gr	\$458	

In Administrative Unit 6550000000		
OCPL Grants		
Index 390062		
Project # 767313001 2012 Coordinated Outreach		
In Acct. 506230 St Aid Lib Coord Outreach	\$4,622	

In Administrative Unit 6550000000		
OCPL Grants		
Index 390062		
Project # 767314001 2012 Automation Grant		
In Acct. 506250 St Aid Lib Automation	\$3,401	

APPROPRIATIONS:

CL960 Appropriations		\$18,332
In Administrative Unit 6550000000		
OCPL Grants		
Index 390062		

Project # 767309001 2012 CLDA In Acct 641030 Other Employee Wages	\$6,672
In Administrative Unit 6550000000 OCPL Grants Index 390062 Project # 767310001 2012 Central Book Aid In Acct 695700 Contracted Client Svcs	\$3,179
In Administrative Unit 6550000000 OCPL Grants Index 390062 Project # 767312001 2012 Institutional Grant In Acct 695700 Contracted Client Svcs	\$458
In Administrative Unit 6550000000 OCPL Grants Index 390062 Project # 767313001 2012 Coordinated Outreach In Acct 641030 Other Employee Wages	\$4,622
In Administrative Unit 6550000000 OCPL Grants Index 390062 Project # 767314001 2012 Automation Grant In Acct 693000 Supplies and Materials	\$3,401

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 179

A RESOLUTION CALLING A PUBLIC HEARING IN CONNECTION WITH PROPOSED IMPROVEMENTS FOR THE ONONDAGA COUNTY SANITARY DISTRICT

WHEREAS, by Resolution No. 260 of June 5, 1978, adopted pursuant to Section 11.82 of the Onondaga County Administrative Code, the County Legislature dissolved all existing Sanitary and Treatment Plant Districts of the County and established as successor thereto, the Onondaga County Sanitary District, effective January 1, 1979; and

WHEREAS, the Commissioner of Water Environment Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature, a report dated September 20, 2012 (the Report”), duly approved by the County Executive, in connection with the Onondaga County Sanitary District consisting of the following: (i) bypass treatment improvements at the Metro Waste Water Treatment Plant (\$20,200,000); (ii) engineering design of phosphorous treatment system improvements at the Metro Waste Water Treatment Plant (\$2,840,000); (iii) pump replacements at the Metro Waste Water Treatment Plant (\$3,500,000); and (iv) engineering design of improvements to the Oneida Lake pump stations (\$2,000,000); as well as other improvements and incidental costs and expenses, all as more fully set forth in the Report, at an aggregate maximum estimated cost of \$28,540,000; and

WHEREAS, it is now desired to call a Public Hearing thereon, in accordance with the provisions of the Onondaga County Administrative Code; now, therefore be it

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. A meeting of the County Legislature of the County of Onondaga, New York shall be held in the Legislative Chambers in the County Court House, in Syracuse, New York, on the 4th day of December, 2012, at 12:50 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing upon the aforesaid matter. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published in the manner provided by law.

Section 2. This resolution shall take effect immediately.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 180

AUTHORIZING AND RATIFYING THE COUNTY OF ONONDAGA TO ACT AS LEAD AGENCY FOR THE DESIGN AND CONSTRUCTION OF NEW TANKAGE OR THE RETROFIT OF EXISTING CLARIFIERS AND INSTALLATION OF ASSOCIATED EQUIPMENT TO MEET NYSDEC PERMIT REQUIREMENTS UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT ("SEQRA") AND THE STATE ENVIRONMENTAL REVIEW PROCESS ("SERP"), DETERMINING THE CLASSIFICATION OF A TYPE 1 ACTION, ADOPTING A NEGATIVE DECLARATION, AND AUTHORIZING THE PUBLICATION, CIRCULATION, SERVICE AND FILING OF THE ENVIRONMENTAL ASSESSMENT FORM, AND THE NEGATIVE DECLARATION

WHEREAS, the County of Onondaga is undertaking design and construction of new process tankage or the retrofit of existing clarifiers and installation of associated equipment (the "Project") to continue to meet permit limits for chlorine residuals and revised permit limits for bacteria for Metro's bypass discharge outfall; and

WHEREAS, the purpose of the Project is to enable the Department of Water Environment Protection to improve the disinfection process for Metro's secondary bypass outfall to meet new bacteria limits while maintaining compliance with residual chlorine limits; and

WHEREAS, the Project consists of either constructing new tanks, or converting existing clarifying facilities at Metro, and in either case installing additional process equipment to improve disinfection and removing the residuals from the disinfection process to meet permit requirements; and

WHEREAS, the County has notified the involved agencies and interested parties that Onondaga County will serve as Lead Agency on the Project, and the New York State Department of Environmental Conservation has approved the same; and

WHEREAS, the details of the Project and reasonable alternatives and sites that have been considered consistent with SEQRA are contained in the Environmental Assessment Form ("EAF") that was prepared by the County; and

WHEREAS, the EAF describes the basis of the proposed actions that were the subject of public hearings, held by the Commissioner on September 20, 2012 and a copy of the EAF, maps of the Project, and notices of public hearings, and minutes of same have been submitted to this Legislature and are on file with the Clerk of this Legislature; and

WHEREAS, an analysis of the potential environmental impacts has been conducted pursuant to SEQRA and SERP, and the EAF is on file with the Clerk of this Legislature; and

WHEREAS, the Project is a Type 1 Action under SEQRA and SERP and the County has considered the criteria listed in SEQRA and its implementing regulations in relation to the impacts that reasonably may be expected to result from this Project and has determined that the Project will not have a significant adverse impact on the environment; now, therefore be it

RESOLVED, that the County of Onondaga is hereby designated, authorized and ratified to act as lead agency pursuant to SEQRA and as lead agency, hereby determines that the Project will not have a significant adverse impact on the environment; and, be it further

RESOLVED, that the EAF prepared by the County and filed with this Legislature are satisfactory with respect to scope, content and adequacy in conformance with SEQRA and SERP and are hereby accepted and adopted by the County; and, be it further

RESOLVED, that Onondaga County does hereby make and adopt a Negative Declaration for the Project and determines that the Project will not have a significant adverse impact on the environment; and, be it further

RESOLVED, that the Onondaga County Executive, or her designee, is authorized to take such action to comply with the requirements of SEQRA and SERP, including without limitation the execution of documents and filing and publication of same, the publication and circulation of the Negative Declaration, and any other action to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 181

SCHEDULING A PUBLIC HEARING PURSUANT TO NOT-FOR-PROFIT CORPORATION
LAW SECTION 1411 TO CONSIDER THE TRANSFER OF VAN DUYN HOME AND
HOSPITAL TO THE ONONDAGA CIVIC DEVELOPMENT CORPORATION

WHEREAS, the County of Onondaga (the "County") owns and operates the Van Duyn Home and Hospital, a skilled nursing Facility located in the Town of Onondaga, County of Onondaga, State of New York (the "Facility"); and

WHEREAS, the cost of operating the Facility to the County is more than the revenue generated at the Facility, including, without limitation, Medicaid, Medicare, Intergovernmental Transfers, and County Fund, and that deficit has become an unsustainable burden on the County; and

WHEREAS, the County has reviewed several proposals from nursing home operators and is considering those options; and

WHEREAS, the transfer of the Facility to the Onondaga Civic Development Corporation is being proposed to make the transition to a nursing home operator more efficient and to better utilize scarce County resources; and

WHEREAS, the Onondaga Civic Development Corporation is a local development corporation, formed by the County under Section 1411 of the Not-for-Profit Corporation Law to, among other things, relieve and reduce unemployment, better and maintain job opportunities, encourage the development of or retention of an industry in the County, and lessen the burden of government and act in the public interest; and

WHEREAS, in consideration of the foregoing and other factors, the County having considered the advisability of ownership of said Facility by an entity other than the County, and said Facility, therefore, not being required for use by the County; now, therefore be it

RESOLVED, that pursuant to Section 1411(d) of the Not-for-Profit Corporation Law, the County is considering transferring its interest in the land, buildings, equipment and assets of the Facility, said Facility not being required for use by the County, to the Onondaga Civic Development Corporation subject to a retained interest by the County, including the right and obligation of the County to continue to operate the Facility until such time as a new operator is in place; and, be it further

RESOLVED, that pursuant to Not-for-Profit Corporation Law Section 1411(d)(3), and prior to authorizing said transfer, a meeting of the Onondaga County Legislature shall be held in the Legislative Chambers in the County Court House in Syracuse, New York, on the 26th day of November, 2012 at 7 o'clock P.M. Prevailing Time for the purpose of conducting a hearing on the proposed transfer of the Facility to the Onondaga Civic Development Corporation; and, be it further

RESOLVED that pursuant to Not-for-Profit Corporation Law Section 1411(d)(4), the Clerk of this Legislature hereby is directed to cause notice of this public hearing to be published in the official newspaper of the County at least ten (10) days before the date of the hearing; and, be it further

RESOLVED, that this resolution shall take effect immediately.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 182

AUTHORIZING THE COUNTY OF ONONDAGA TO ACT AND BE DESIGNATED AS LEAD AGENCY UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, AND TO CIRCULATE THE ENVIRONMENTAL ASSESSMENT FORM AND PROPOSED DETERMINATION OF SIGNIFICANCE IN REGARD TO THE PROPOSED TRANSFER OF THE VAN DUYN FACILITY

WHEREAS, Onondaga County currently owns and operates Van Duyn Home and Hospital, a skilled nursing home located in the Town of Onondaga, County of Onondaga, State of New York (the "Facility"); and

WHEREAS, the action under consideration is the proposed transfer of the Van Duyn Facility and all real estate and operating assets to the Onondaga Civic Development Corporation (the

“Corporation”), a local development corporation established pursuant to the New York State Not-For-Profit Corporation Law, subject to a retained interest by the County including the right of the County to continue to operate the facility until such time as a new operator is in place; and

WHEREAS, an analysis of the potential environmental impacts of the proposed transfer of the Facility has been undertaken pursuant to the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the County has classified the proposed action as an unlisted action pursuant to SEQR; and

WHEREAS, based on the anticipated environmental impacts of the project as determined by the completed Environmental Assessment Form, the County has made a preliminary determination that the proposed action will have no significant environmental impacts; now, therefore be it

RESOLVED, that the County is hereby authorized, directed and designated to act as the lead agency under SEQR; and, be it further

RESOLVED, that the Onondaga County Executive, or her designee, is authorized to take such action as she deems necessary or appropriate to comply with the requirements of SEQR including, without limitation, the circulation of the Environmental Assessment Form to all Involved Agencies, if any, and to all interested parties, and to take any other actions to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 183

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT STATE HOMELAND SECURITY FUNDS FOR THE ONONDAGA COUNTY SHERIFF’S OFFICE AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Sheriff’s Office is eligible to receive State Law Enforcement Terrorism Prevention Program (SLETPP) funds in the amount of \$86,800 from the New York State Office of Homeland Security, to be used from September 1, 2012 to August 31, 2014; and

WHEREAS, the purpose of these grant funds is to support terrorism prevention and preparedness efforts in Onondaga County and to enhance law enforcement’s ability to respond to any terrorist incident; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin. Unit 7920000000	\$86,800
Sheriff’s Police/Civil	

Index 410019
 In Project 782182001
 SLETPP 2012
 In Acct. 503710 St. Aid Homeland Security \$86,800

APPROPRIATIONS:

In Admin. Unit 7920000000 \$86,800
 Sheriff's Police/Civil
 Index 410019
 In Project 782182001
 SLETPP 2012 \$86,800

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Holmquist

RESOLUTION NO. 184

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT STATE OF NEW YORK HIGHWAY SAFETY PROGRAM FUNDS AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the New York State Governor's Traffic Safety Committee (GTSC) has made funds available to local partners to deliver quality traffic safety projects, services, and information as part of New York State's Highway Safety Program; and

WHEREAS, the Onondaga County Traffic Safety Advisory Board oversees the Onondaga County Traffic Safety Program and has determined that the Onondaga County Sheriff's Office (OCSO) is the local agency best equipped to coordinate the local efforts regarding highway and traffic safety; and

WHEREAS, OCSO has applied for and received \$109,500 in funding from the GTSC to coordinate the Onondaga County Traffic Safety Program for the period of October 1, 2012 through September 30, 2013; and

WHEREAS, these funds will pay for a full-time coordinator and educator and all other administrative costs associated with the program and it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin. Unit 7920000000 \$109,500
 Sheriff's Police/Civil
 Index 410019
 In Project 782181001
 Traffic Safety Program 2013
 In Acct. 503730 State Aid Public Safety \$109,500

APPROPRIATIONS:

In Admin. Unit 7920000000	\$109,500
Sheriff's Police/Civil	
Index 410019	
In Project 782181001	
Traffic Safety Program 2013	\$109,500

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 185

BOND RESOLUTION

A RESOLUTION AUTHORIZING ENGINEERING DESIGN EXPENSES IN CONNECTION WITH A CAPITAL PROJECT FOR THE SHERIFF'S OFFICE IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$400,000, AND AUTHORIZING THE ISSUANCE OF \$400,000 BONDS OF SAID COUNTY TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Engineering design expenses in connection with a capital project for the Sheriff's Office is hereby authorized at an estimated maximum cost of \$400,000, including incidental costs, where such capital project consists of renovation or replacement of the Special Operations Facility, which houses Sheriff's vehicles and equipment to also include all of the property and evidence storage for the Sheriff's Office.

Section 2. The plan for the financing thereof is by the issuance of \$400,000 bonds of said County hereby authorized to be issued therefor.

Section 3. It is hereby determined that the aforesaid constitutes a specific object or purpose having a period of probable usefulness of five years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the *Syracuse Post Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 15 Noes: 2 (Stanczyk, Ervin)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, December 4, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

December 4, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Ryan, Stanczyk, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Absent: Legislator Liedka, Legislator Holmquist

Legislator Knapp gave the invocation. Legislator Shepard led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

October 22, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Article XXV, Section 25.05, of the Onondaga County Administrative Code, I have reappointed, subject to confirmation of the County Legislature, the following individuals to serve as members of the Onondaga County Public Library Board of Trustees:

REAPPOINTMENT
Keith Alford
4894 Northgate Drive
Manlius, NY 13104

TERM EXPIRES
December 31, 2017

Babette Morgan-Baker
406 Kirk Avenue
Syracuse, NY 13205

December 31, 2017

Your confirmation of these appointments would be greatly appreciated.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

Gold Seal:

- a. RECOGNIZE AND HONOR JACKIE ROBINSON, TV AND ANCHOR/REPORTER, FOR HER OUTSTANDING SERVICE TO CENTRAL NEW YORKERS (Sponsored by Mrs. Ervin, Mr. McMahon, Ms. Williams, Mr. Stanczyk, Mr. Ryan)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 186

2012 TRANSFER RESOLUTION

RESOLVED, that the following transfers be made:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
FAMIS Org. 5360000000 Mental Health–Day Treatment Index #360560 Acct. 693000-650010 Supplies & Materials	FAMIS Org. 5370000000 Mental Health–Outpatient Clinic Index #360578 Acct. 694130-663450 Maintenance, Util & Rents	\$13,700
FAMIS Org. 5360000000 Mental Health–Day Treatment Index #360560 Acct. 693000-650010 Supplies & Materials	FAMIS Org. 5360000000 Mental Health–Day Treatment Index #360560 Acct. 694130-663450 Maintenance, Util & Rents	\$21,500

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 187

STANDARD WORK DAY AND REPORTING RESOLUTION

WHEREAS, the County of Onondaga 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 of this Legislature:

Title	Name	Standard Work Day (Hrs/Day)	*Term Begins/ Ends	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Appointed Officials							
Chief Fiscal Officer	Steven Morgan	7	January 1, 2012 - December 31, 2015	Y			
Comm Facilities Mgmt	Duane B. Owens	7	January 1, 2012 - December 31, 2015	N	27.5		
Exec Dep Comm Soc Services	Brian M. Lynch	7	January 1, 2012 - December	Y			

			31, 2015				
Process Server	Peter J. Rauch	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty	Jordan S. McNamara	7	January 1, 2012 - December 31, 2015	Y			
Asst District Atty I	Michael J. Manfredi	7	January 1, 2012 - December 31, 2015	Y			
Probation Comm	Andrew Sichernan	7	January 1, 2012 - December 31, 2015	Y			
Research & Communication Officer	Justin Sayles	7	January 1, 2012 - December 31, 2015	Y			

and, be it further

RESOLVED, that, pursuant to the requirements of 2 NYCRR 315.4, the Clerk of this Legislature is hereby directed to transmit this resolution and a supporting affidavit of posting to be filed with the New York State Office of the Comptroller within forty-five days of adoption, and cause to be posted a copy of this resolution on the Onondaga County website for a minimum of thirty days.

*Reflects the term of the Elected or Appointed Official making the appointment

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 188

CALLING FOR A PUBLIC HEARING ON THE ASSESSMENT ROLL FOR SOUTHWOOD-JAMESVILLE WATER DISTRICT

WHEREAS, there has been submitted to the Onondaga County Water Authority, on behalf of the Southwood-Jamesville Water District, a statement of the estimated expenses required for the payment of all debt service on obligations for the County issued or to be issued for the purpose of such district for the ensuing fiscal year 2013, and which estimate shows the estimate of revenues to be received and the amount to be raised by assessments; and

WHEREAS, a proposed assessment roll setting forth the amount to be assessed and levied against each lot or parcel of land within said district has been completed and filed with the Office of the Clerk of the County Legislature; and

WHEREAS, before affirming and adopting such assessment roll, it is necessary to hold a public hearing as provided by law; now, therefore be it

RESOLVED, that this County Legislature hold a public hearing on such assessment roll in the manner and upon the notice prescribed by the pertinent sections of the County Law, and for the purpose called for by said provisions of law, said public hearing to be held at the Legislative Chambers, fourth floor of the Court House in Syracuse, New York, on the 18th day of December, 2012, at 12:54 p.m. for the purpose of conducting a public hearing upon the aforesaid matter, and that the Clerk of the County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published at least ten (10) days prior to the date of the public hearing in the official newspaper of the County of Onondaga, pursuant to law.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 189

CALLING FOR A PUBLIC HEARING ON THE ASSESSMENT ROLL FOR WARNERS WATER DISTRICT

WHEREAS, there has been submitted to the Onondaga County Water Authority, on behalf of the Warners Water District, a statement of the estimated expenses required for the payment of all debt service on obligations for the County issued or to be issued for the purpose of such district for the ensuing fiscal year 2013, and which estimate shows the estimate of revenues to be received and the amount to be raised by assessments; and

WHEREAS, a proposed assessment roll setting forth the amount to be assessed and levied against each lot or parcel of land within said district has been completed and filed with the Office of the Clerk of the County Legislature; and

WHEREAS, before affirming and adopting such assessment roll, it is necessary to hold a public hearing as provided by law; now, therefore be it

RESOLVED, that this County Legislature hold a public hearing on such assessment roll in the manner and upon the notice prescribed by the pertinent sections of the County Law, and for the purpose called for by said provisions of law, said public hearing to be held at the Legislative Chambers, fourth floor of the Court House in Syracuse, New York, on the 18th day of December, 2012, at 12:56 p.m. for the purpose of conducting a public hearing upon the aforesaid matter, and that the Clerk of the County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published at least ten (10) days prior to the date of the public hearing in the official newspaper of the County of Onondaga, pursuant to law.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 190

ONONDAGA COUNTY SANITARY DISTRICT, 2013 CITY ABSTRACT

WHEREAS, the Onondaga County Legislature, by Resolution dated June 5, 1978, consolidated all the sanitary districts and established as a successor thereto the Onondaga County Sanitary District; and

WHEREAS, pursuant to the Resolution No. 563-78, dated November 28, 1978, the Onondaga County Legislature established a sewer rent schedule to defray all costs of operation and maintenance and all other costs including improvements and amounts required to pay all indebtedness and other obligations allocated on the basis of units as defined in said Resolution; and

WHEREAS, said sewer rent schedule is effective January 1, 1979, and said sewer rents are to be levied, collected and enforced from the several lots and parcels of land within the district served by the sewer system for use of the same, in the same manner, and at the same time as other County charges as provided by said rent resolution, Article 11-A of the Onondaga County Administrative Code and the General Municipal Law of the State of New York; and

WHEREAS, the City has certified to the County that there are 64,468.74 "units" within the City of Syracuse; now, therefore be it

RESOLVED, that there be levied, collected and enforced against the several lots and parcels of land within the City of Syracuse served by the Onondaga County Sanitary District, in the same manner and at the same time as other County charges, the following amounts for the Onondaga County Sanitary District, for sewer rents as provided in Resolution No. 563-78 of the Onondaga County Legislature, and as sewer rents are defined in said Resolution, and that the amounts be included in the Onondaga County Sanitary District Abstract of the City of Syracuse for the fiscal year 2013:

City of Syracuse Apportionment	\$23,373,116.47
City Collection Fee	<u>233,731.16</u>
	\$23,606,847.63

and, be it further

RESOLVED, that for the fiscal year 2013 the appropriate officers of the City of Syracuse be and hereby are authorized and directed to cause to be levied, collected and enforced against the several lots and parcels of land within the City of Syracuse served by the Onondaga County Sanitary District, in the same manner and at the same time as other County charges, with the same force and effect and subject to the same discount, fees, penalties proceedings for the collection of taxes as prescribed in the Onondaga County Special Tax Act, City of Syracuse Charter and General Special Laws applicable to general City taxes, the amount of \$366.20 per unit as defined in the above mentioned sewer rent resolution, and said rent is hereby fixed at said sum; and, be it further

RESOLVED, that said sewer rent shall be levied, collected, and enforced in accordance with the provisions of Article 11-A of the Onondaga County Administrative Code and Article 14-F of the General Municipal Law of the State of New York where applicable; and, be it further

RESOLVED, that this resolution be certified to the proper officials of the City of Syracuse; and, be it further

RESOLVED, that a certificate of such apportionment be certified by the Clerk of the County Legislature and filed with the Supervisors and Board of Assessors of the respective towns; and, be it further

RESOLVED, that for the year 2013 the appropriate officers of said municipalities be and hereby are authorized and directed to cause to be levied, collected and enforced against the several lots and parcels of land within their respective municipality served by the Onondaga County Sanitary District, in the same manner and at the same time as other County charges, with the same force and effect and subject to the same penalties and proceedings for the collections of taxes as prescribed by law and to pay the same as provided by Article 11-A of the Onondaga County Administrative Code.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 191

ONONDAGA COUNTY SANITARY DISTRICT GENERAL APPORTIONMENT

WHEREAS, there was a total estimated 2013 budget amount of \$65,376,983; and

WHEREAS, the Onondaga County Legislature by Resolution No. 260, adopted on June 5, 1978, consolidated all the sanitary districts and established as a successor thereto the Onondaga County Sanitary District; and

WHEREAS, pursuant to Resolution No. 563, adopted on November 28, 1978, the Onondaga County Legislature established a sewer rent schedule to defray all costs of operation and maintenance and all indebtedness and other obligations allocated on the basis of units as defined in said resolution; and

WHEREAS, said sewer rent schedule is effective January 1, 1979, and the said sewer rents are to be levied, collected and enforced from the several lots and parcels of land within the district served by the sewer system for use of the same, in the same manner and at the same time as other County charges, as provided by said sewer rent resolution, Article 11-A of the Onondaga County Administrative Code and the General Municipal Law of the State of New York; and

WHEREAS, the 2013 rate per unit as defined in said sewer rent resolution, before adjustments, has been fixed at \$362.55; and

WHEREAS, there are a total of 178,349.95 units in the Onondaga County Sanitary District times \$362.55 equals \$64,660,774.37; and

WHEREAS, of the total 180,325.62 units, 1,975.67 units are billed directly by the Department of Water Environmental Protection, totaling \$716,278.39; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby approve and apportion between the following municipalities the units, monies and credits listed next to their respective names according to the several lots and parcels of land within said municipalities in the Onondaga County Sanitary District which are served by said district for the year 2013.

<u>MUNICIPALITY</u>	<u>UNITS</u>	<u>APPORTIONMENT-LEVY</u>
Syracuse	64,468.74	23,373,116.47
Camillus	9,134.40	3,311,673.15

Cicero	13,020.94	4,720,736.70
Clay	23,021.85	8,346,562.71
Dewitt	14,787.14	5,361,071.82
Geddes	11,981.83	4,344,007.78
Lysander	5,834.89	2,115,437.09
Manlius	9,659.84	3,502,171.21
Onondaga	6,152.70	2,230,658.98
Pompey	112.00	40,605.56
Salina	15,889.69	5,751,552.51
Van Buren	<u>4,285.93</u>	<u>1,553,862.25</u>
	178,349.95	\$64,660,704.61

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 192

BEAR TRAP-LEY CREEK DRAINAGE DISTRICT TAX TOWN OF SALINA
APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Bear Trap-Ley Creek Drainage District within the Town of Salina and against the property named on the tax roll for 2013 as being within the Bear Trap-Ley Creek Drainage District the sum of \$160,896.57, said sum being for the payment of the apportionment of said Bear Trap-Ley Creek Drainage District tax in the Town of Salina for the year 2013; and, be it further

RESOLVED, that the Supervisor of the Town of Salina be and hereby is directed to extend or cause to be extended said sum against each property named on the tax roll for 2013 as being within the Bear Trap-Ley Creek Drainage District in proportion to each respective assessment, said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Salina for the year 2013.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 193

BEAR TRAP-LEY CREEK DRAINAGE DISTRICT TAX TOWN OF CLAY APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Bear Trap-Ley Creek Drainage District within the Town of Clay and against the property named on the tax roll for 2013 as being within the Bear Trap-Ley Creek Drainage District the sum of \$10,339.79, said sum being for the payment of the apportionment of said Bear Trap-Ley Creek Drainage District tax in the Town of Clay for the year 2013; and, be it further

RESOLVED, that the Supervisor of the Town of Clay be and hereby is directed to extend or cause to be extended said sum against each property named on the tax roll for 2013 as being within the Bear Trap-Ley Creek Drainage District in proportion to each respective assessment, said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Clay for the year 2013.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 194

BEAR TRAP-LEY CREEK DRAINAGE DISTRICT TAX TOWN OF DEWITT APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Bear Trap-Ley Creek Drainage District within the Town of Dewitt and against the property named on the tax roll for 2013 as being within the Bear Trap-Ley Creek Drainage District the sum of \$250,728.07, said sum being for the payment of the apportionment of said Bear Trap-Ley Creek Drainage District tax in the Town of Dewitt for the year 2013 and, be it further

RESOLVED, that the Supervisor of the Town of Dewitt be and hereby is directed to extend or cause to be extended said sum against each property named on the tax roll for 2013 as being within the Bear Trap-Ley Creek Drainage District in proportion to each respective assessment, said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Dewitt for the year 2013.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 195

BEAR TRAP-LEY CREEK DRAINAGE DISTRICT TAX-GENERAL APPORTIONMENT

WHEREAS, there was included in the 2013 budget an estimated amount of \$452,880 for operation and maintenance, plus debt service of \$15,718, plus \$1,000 for certiorari proceedings, making a total estimated 2013 budget amount of \$469,598 for the area within the Bear Trap-Ley Creek Drainage District within the City of Syracuse and portions of the Towns of Clay, Dewitt, and Salina; and

WHEREAS, it is provided in said budget and in the law pertaining thereto that the County shall be reimbursed for such appropriations by the several towns and municipalities within the drainage district, namely the City of Syracuse and the Towns of Clay, Dewitt, and Salina; now, therefore be it

RESOLVED, that the said amount of \$469,598 be and the same hereby is apportioned between the City of Syracuse and the Towns of Clay, Dewitt, and Salina, lying within said drainage district according to the equalized values of the real property in said City and Towns appearing on the assessment roll classes as residential and industrial as situated within the respective limits of such drainage district as follows:

<u>City of Syracuse</u>		
Residential	\$ 24,124.89	
Industrial	<u>\$ 23,508.68</u>	
	\$ 47,633.57	
 <u>Town of Clay</u>		
Residential	\$ 2,302.43	
Industrial	<u>\$ 8,037.36</u>	
	\$10,339.79	
 <u>Town of Dewitt</u>		
Residential	\$ 34,788.02	
Industrial	<u>\$215,940.05</u>	
	\$250,728.07	
 <u>Town of Salina</u>		
Residential	\$ 55,139.43	
Industrial	<u>\$105,757.14</u>	
	\$160,896.57	
 TOTAL		 \$469,598

and, be it further

RESOLVED, that the sum of \$10,339.79 be and the same is hereby approved as the apportionment of the Town of Clay for said Bear Trap-Ley Creek Drainage District for the year 2013; and, be it further

RESOLVED, that the sum of \$250,728.07 be and the same is hereby approved as the apportionment of the Town of Dewitt for said Bear Trap-Ley Creek Drainage District for the year 2013; and, be it further

RESOLVED, that the sum of \$160,896.57 be and the same is hereby approved as the apportionment of the Town of Salina for said Bear Trap-Ley Creek Drainage District for the year 2013; and, be it further

RESOLVED, that a certificate of such apportionment be certified by the Clerk of the County Legislature and filed with the Supervisors and Board of Assessors of the Town of Clay, Dewitt, and Salina and the proper officials of the City of Syracuse; and, be it further

RESOLVED, that the City of Syracuse and the Towns of Clay, Dewitt, and Salina be and they hereby are directed to raise and pay the same by tax, contract or otherwise as provided by Article 11-A, Section 1170 of the Onondaga County Administrative Code.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 196

BLOODY BROOK DRAINAGE DISTRICT TAX TOWN OF SALINA APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Bloody Brook Drainage District within the Town of Salina and against the property named on the tax roll for 2013 as being within the Bloody Brook Drainage District the sum of \$160,428.20, said sum being for the payment of the apportionment of said Bloody Brook Drainage District tax in the Town of Salina for the year 2013; and, be it further

RESOLVED, that the Supervisor of the Town of Salina be and hereby is directed to extend or cause to be extended said sum against each property named on the tax roll for 2013 as being within the Bloody Brook Drainage District in proportion to each respective assessment said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Salina for the year 2013.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 197

BLOODY BROOK DRAINAGE DISTRICT TAX TOWN OF CLAY APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Bloody Brook Drainage District within the Town of Clay and against the property named on the tax roll for 2013 as being within the Bloody Brook Drainage District the sum of \$39,813.80, said sum being for the payment of the apportionment of said Bloody Brook Drainage District tax in the Town of Clay for the year 2013; and, be it further

RESOLVED, that the Supervisor of the Town of Clay be and hereby is directed to extend or cause to be extended said sum against each property named on the tax roll for 2013 as being within the Bloody Brook Drainage District in proportion to each respective assessment said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Clay for the year 2013.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 198

BLOODY BROOK DRAINAGE DISTRICT TAX-GENERAL APPORTIONMENT

WHEREAS, there was included in the 2013 Budget an estimated amount of \$77,184 for debt service, plus an operating budget of \$140,178, less other revenues of \$17,120, making a total estimated 2013 budget amount of \$200,242 for the area within the Bloody Brook Drainage District within the Towns of Clay and Salina; and

WHEREAS, it is provided in said budget and in the law pertaining thereto that the County shall be reimbursed for such appropriations by the several towns and municipalities within the drainage district, namely the Towns of Clay and Salina; now, therefore be it

RESOLVED, that the said amount of \$200,242 be and the same hereby is apportioned between the Towns of Clay and Salina, lying within said drainage district according to the equalized values of the real property in said towns appearing on the assessment roll classed as single dwelling residential, multi-family residential and commercial/industrial as situated within the respective limits of such drainage district as follows:

<u>Town of Clay</u>	
Single Dwelling Residential	\$ 2,783.08
Commercial & Industrial	<u>\$37,030.72</u>
	\$39,813.80
<u>Town of Salina</u>	
Single Dwelling Residential	\$ 57,495.94
Multi Dwelling Residential	\$ 14,937.77
Commercial & Industrial	<u>\$ 87,994.49</u>
	\$160,428.20
TOTAL	\$200,242.00

and, be it further

RESOLVED, that the sum of \$39,813.80 be and hereby is approved as the apportionment for the Town of Clay for said Bloody Brook Drainage District for the year 2013; and, be it further

RESOLVED, that the sum of \$160,428.20 be and hereby is approved as the apportionment for the Town of Salina for said Bloody Brook Drainage District for the year 2013; and, be it further

RESOLVED, that a certificate of such apportionment be certified by the Clerk of the County Legislature and filed with the Supervisors and Board of Assessors of the Towns of Clay and Salina; and, be it further

RESOLVED, that the said Town of Clay and Salina be and they hereby are directed to raise and pay the same by tax, contract or otherwise as provided by Article 11-A, Section 1170 of the Onondaga County Administrative Code.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 199

HARBOR BROOK DRAINAGE DISTRICT TAX TOWN OF GEDDES APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Harbor Brook Drainage District within the Town of Geddes and against the property named on the tax roll for 2013 as being within the Harbor Brook Drainage District the sum of \$16,721.45 said sum being for the payment of the apportionment of said Harbor Brook Drainage District tax in the Town of Geddes for the year 2013; and, be it further

RESOLVED, that the Supervisor of the Town of Geddes be and hereby is directed to extend or cause to be extended said sum against each property named on the tax roll for 2013 as being within the Harbor Brook Drainage District in proportion to each respective assessment, said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Geddes for the year 2013.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 200

AUTHORIZING GENERAL APPORTIONMENT OF HARBOR BROOK DRAINAGE DISTRICT TAX

WHEREAS, there was included in the 2013 Budget an estimated amount of \$269,573 for operation and maintenance, plus debt service of \$115,000, making a total 2013 estimated budget of \$384,573 for the area within the Harbor Brook Drainage District in the City of Syracuse and the Town of Geddes; and

WHEREAS, it is provided in such budget and in the law pertaining thereto that the County shall be reimbursed for such appropriation by the municipality and town within the drainage district, namely the City of Syracuse and the Town of Geddes; now, therefore be it

RESOLVED, that the said amount of \$384,573 be and the same hereby is apportioned between the City of Syracuse and the Town of Geddes to those areas lying within said drainage district according to the equalized value of the real property in said City and Town appearing on the said assessment roll as situated within the respective limits of such drainage district as follows:

City of Syracuse	\$367,851.55
Town of Geddes	<u>\$16,721.45</u>
Total	\$384,573.00

and, be it further

RESOLVED, that the sum of \$16,721.45 be and the same hereby is approved as the apportionment for the Town of Geddes for said Harbor Brook Drainage District for tax for the year 2013; and, be it further

RESOLVED, that a certificate of such apportionment be certified by the Clerk of the County Legislature and filed with the Supervisor and Board of Assessors of the Town of Geddes and with the proper officials of the City of Syracuse; and, be it further

RESOLVED, that the City of Syracuse and the Town of Geddes, be and they hereby are directed to raise and pay the same by tax, contract or otherwise as provided by Article 11-A, Section 1170 of the Onondaga County Administrative Code.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 201

MEADOWBROOK DRAINAGE DISTRICT TAX TOWN OF DEWITT APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Meadowbrook Drainage District within the Town of Dewitt and against the property named on the tax roll for 2013 as being within the Meadowbrook Drainage District the sum of \$265,630.03 said sum being for the payment of the apportionment of said Meadowbrook Drainage District tax in the Town of Dewitt for the year 2013; and, be it further

RESOLVED, that the Supervisor of the Town of Dewitt be and hereby is directed to extend or cause to be extended said sum against each property named on the tax roll for 2013 as being within the Meadowbrook Drainage District in proportion to each respective assessment, said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Dewitt for the year 2013.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 202

MEADOWBROOK DRAINAGE DISTRICT TAX GENERAL APPORTIONMENT

WHEREAS, there was included in the 2013 budget an estimated amount of \$215,659, for operation and maintenance plus debt service of \$439,310, making a total 2013 estimated budget of \$654,969 for the area within the Meadowbrook Drainage District within the City of Syracuse and the Town of Dewitt; and

WHEREAS, it is provided in such budget and in the law pertaining thereto that the County shall be reimbursed for such appropriation by the municipality and town within the drainage district, namely the City of Syracuse and the Town of Dewitt; now, therefore be it

RESOLVED, that the said amount of \$654,969 be and the same is hereby apportioned between the City of Syracuse and the Town of Dewitt to those areas lying within said drainage district according to the equalized value of the real property in said City and Town appearing on the said assessment roll as situated within the respective limits of such drainage district as follows:

City of Syracuse	\$389,338.97
Town of Dewitt	<u>\$265,630.03</u>
TOTAL	\$654,969.00

and, be it further

RESOLVED, that the sum of \$265,630.03 be and the same hereby is approved as the apportionment for the Town of Dewitt for said Meadowbrook Drainage District tax for the year 2013; and, be it further

RESOLVED, that a certificate of such apportionment be certified by the Clerk of the County Legislature and filed with the Supervisor and Board of Assessors of the Town of Dewitt and with the proper officials of the City of Syracuse; and, be it further

RESOLVED, that the City of Syracuse and the Town of Dewitt be and they hereby are directed to raise and pay the same by tax, contract or otherwise as provided by Article 11 -A, Section 1170 of the Onondaga County Administrative Code.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 203

2013 CITY DRAINAGE DISTRICT ABSTRACT

RESOLVED, there be levied and assessed and collected on the taxable property of the City of Syracuse, New York the following amounts for the purpose stated herein, and that the said amounts be included in the Abstract of the City of Syracuse for the fiscal year 2013:

Meadowbrook Drainage District Apportionment	\$389,338.97
Bear Trap-Ley Creek Drainage District Apportionment	\$47,633.57
Harbor Brook Drainage District Apportionment	\$367,851.55
City Collection Fee	<u>\$8,048.24</u>
	\$812,872.33

and, be it further

RESOLVED, in addition to the 2013 City Abstract that the County tax rate of the City of Syracuse for the above mentioned charges for the fiscal year 2013 be and the same hereby is fixed at the rate of \$.2208 per one thousand assessments; and, be it further

RESOLVED, that this resolution be certified to the proper officials of the City of Syracuse pursuant to the laws of the State of New York.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 204

ONONDAGA COUNTY WATER DISTRICT 2013 CITY ABSTRACT

RESOLVED, that there be levied and assessed and collected on the taxable property of the City of Syracuse, New York, the following amounts for the Onondaga County Water District for capital investment, and that the said amounts be included in the Onondaga County Water District for capital investment, and that the said amounts be included in the Onondaga County Water District Abstract of the City of Syracuse for the fiscal year 2013:

City of Syracuse Apportionment	\$285,351.77
City Collection Fee	<u>\$ 2,853.52</u>

\$288,205.29

and, be it further

RESOLVED, that the Onondaga County Water District tax rate for the City of Syracuse for the fiscal year 2013 be and the same hereby is fixed at the rate of \$.0420 per one thousand assessment; and, be it further

RESOLVED, that this resolution be certified to the proper officials of the City of Syracuse pursuant to the laws of the State of New York.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 205

ALLOCATION OF 2013 ONONDAGA COUNTY WATER DISTRICT SPECIAL ASSESSMENT AMONG ZONES OF ASSESSMENT AND FIXING COMPOSITE RATES FOR THE SEVERAL TOWNS AND THE CITY OF SYRACUSE WITHIN SAID DISTRICT

RESOLVED, that pursuant to the provisions of Section 270 of the County Law, the 2013 portion of the expense of establishing Onondaga County Water District and of providing therein the improvements authorized therefore be allocated to the two established Zones of Assessment in the manner following:

Zone I	\$1,080,652
Zone 3	\$615,553

and, be it further

RESOLVED, that special assessments for the aforementioned purpose of Onondaga County Water District for the fiscal year 2013 for the several towns and the City of Syracuse, or portions thereof in said District, be and the same hereby are fixed and adopted according to the following schedule of composite rates, and that the respective Supervisors of the several towns, and the Commissioner of Finance of the City of Syracuse be and they hereby are authorized and directed to cause said special assessments to be levied, assessed and collected from the several lots and parcels of land within said District in accordance with the provisions of Section 490 of the Real Property Tax Law and with the following schedule of composite rates for the aforementioned purpose of Onondaga County Water District, each and all of which rates hereby ratified and confirmed.

<u>Tax Unit</u>	<u>Rate Per \$1,000 of Assessed Valuation</u>
Camillus	\$.0653
Cicero	\$.0652
Clay	\$1.5026
Dewitt	\$.0652
Elbridge	\$.0352
Fabius	\$.0352
Geddes	\$.0701
LaFayette 9X	\$.0702
LaFayette	\$.0378
Lysander	\$.0652

Manlius	\$.0652
Marcellus 9X	\$.0653
Marcellus	\$.0352
Onondaga	\$.0652
Otisco	\$1.5565
Pompey 9X	\$.0653
Pompey	\$.0352

<u>Tax Unit</u>	<u>Rate Per \$1,000 of Assessed Valuation</u>
Salina	\$.0652
Tully	\$.0352
Van Buren	\$.0652
Syracuse	\$.0417

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 206

MORTGAGE TAX APPORTIONMENT

RESOLVED, that pursuant to Section 261 of the Tax Law, the Commissioner of Finance be hereby authorized and directed to forthwith draw warrants and deliver the same to the supervisors of the several towns in the County of Onondaga; the treasurers of the respective villages in said towns; and the City of Syracuse, covering the amounts due respectively for mortgage tax payments for the period April 1, 2012 through September 30, 2012.

APPORTIONMENT OF TOWNS AND CITY:

Camillus	271,426.25
Cicero	358,863.13
Clay	571,365.98
DeWitt	300,990.53
Elbridge	28,882.82
Fabius	12,042.35
Geddes	103,585.10
LaFayette	48,363.39
Lysander	276,327.30
Manlius	380,571.15
Marcellus	47,910.84
Onondaga	276,357.80
Otisco	16,648.85
Pompey	139,318.98
Salina	231,750.02
Skaneateles	125,701.13
Spafford	47,353.89
Tully	43,231.53
VanBuren	133,631.50
City of Syracuse	584,844.92
	3,999,167.46

APPORTIONMENT OF VILLAGES:

Camillus	4,015.24	
Cicero-North Syracuse	9,240.23	
Clay-North Syracuse	17,016.09	
East Syracuse	12,007.94	
Jordan	2,534.56	
Elbridge	3,028.64	
Fabius	656.46	
Solvay	16,793.53	
Lysander-Baldwinsville	23,015.33	
Fayetteville	28,172.28	
Manlius	24,803.29	
Minoa	14,874.28	
Marcellus	5,859.10	
Liverpool	8,946.11	
Skaneateles	24,678.52	
Tully	4,594.09	
Van Buren-Baldwinsville	9,746.38	
		<u>209,982.07</u>
		4,209,149.53

MORTGAGE TAX

<u>TOWN</u>	<u>AMOUNT OF TAXES COLLECTED AS ADJUSTED AND CORRECTED</u>	<u>NET AMOUNT DUE EACH DISTRICT</u>
CITY OF SYRACUSE	599,199.93	584,844.92
CAMILLUS	282,202.21	275,441.49
CICERO	377,138.46	368,103.36
CLAY	602,823.92	588,382.07
DEWITT	320,681.02	312,998.47
ELBRIDGE	35,291.50	34,446.02
FABIUS	13,010.50	12,698.81
GEDDES	123,333.33	120,378.63
LAFAYETTE	49,550.47	48,363.39
LYSANDER	306,690.00	299,342.63
MANLIUS	459,427.50	448,421.00
MARCELLUS	55,089.72	53,769.94
ONONDAGA	283,141.01	276,357.80
OTISCO	17,057.50	16,648.85
POMPEY	142,738.57	139,318.98
SALINA	246,604.02	240,696.13
SKANEATELES	154,070.72	150,379.65
SPAFFORD	48,516.19	47,353.89
TULLY	48,999.50	47,825.62
VAN BUREN	<u>146,897.09</u>	<u>143,377.88</u>
	4,312,463.16	4,209,149.53

DISTRIBUTION RATE 0.97604301157

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 207

AMENDING THE 2012 COUNTY BUDGET TO APPROPRIATE FUNDS FOR REPAIR
EXPENSES RELATED TO THE LIGHTNING EVENT AT THE 9-1-1 CENTER ON JULY 26,
2012

WHEREAS, on Thursday, July 26, 2012 at 4:49 A.M. the Onondaga County E911 Center was adversely affected by a significant lightning event that involved approximately five lightning strikes within 490 milliseconds in the general vicinity with intensities of 98, 29, 54, 30, and 18 kiloamperes (kA) as compared to the Central New York average of 15 kA; and

WHEREAS, the intense energy induced by the lightning strikes immediately disabled several critical systems at the E911 Center including the E911 telephone system, trunked land mobile radio (TLMR) system master site, radio consoles and related backroom equipment, GPS time standards, voice recorders, security systems, and ancillary communications and computer equipment; and

WHEREAS, operations were transferred to the Back-up Site while immediate efforts were initiated to restore critical systems at the main E911 Center by E911 Center technical support staff along with a contingent of technicians from service vendors who worked tirelessly to restore damaged equipment and verify the reliability of all other critical systems within the facility; and

WHEREAS, operations were transferred back from the Back-up Site to the Main E911 Center on Friday, July 27, 2012 at 3:00 P.M.; and

WHEREAS, damages caused by a lightning event are deemed to be an "act of God" and are therefore excluded from coverage by existing service maintenance contracts requiring the Department of Emergency Communications (E911) to pay repair expenses for the lightning event from the Department of Emergency Communications operating budget; and

WHEREAS, the costs of emergency repairs and related work are expected to reach \$250,000; and

WHEREAS, the Department of Emergency Communications' Operating Budget 413 Maintenance, Utilities, and Rents account code does not contain contingency to meet these expenses; and

WHEREAS, it is necessary to amend the budget to provide funds for these expenses; now, therefore be it

RESOLVED, that the 2012 Budget be amended by providing and making available the following:

REVENUES:

Admin. Unit 3400000000	\$250,000	
Emergency Communications Index #305011		
In Acct: 539830 Appropriated Fund Balance		\$250,000

APPROPRIATIONS:

Admin. Unit 3400000000	\$250,000	
Emergency Communications Index #305011		
In Acct: 694130 Maintenance, Utilities, and Rents		\$250,000

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Mr. Jordan requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Jordan, Mr. Dougherty

RESOLUTION NO. 208

AMENDING THE 2012 COUNTY BUDGET TO PROVIDE FOR EMERGENCY COMMUNICATIONS IMPROVEMENTS

WHEREAS, it is necessary to amend the 2012 County Budget to transfer funds from the Fund Balance to provide for certain improvements for the Department of Emergency Communications, including the replacement of cooling units and a cooling tower at the E9-1-1 Center and improvements at various radio tower stations; now, therefore be it

RESOLVED, that the 2012 County Budget be amended as follows:

REVENUES:

Admin. Unit 3400000000	\$861,000
Emergency Communications	
Index #305011	
In Acct 539830 Appropriated Fund Balance	\$861,000

APPROPRIATIONS:

Admin. Unit 3400000000	\$861,000
Emergency Communications	
Index #305011	
In Acct A674600-Prov For Cap Projects, Capital	\$861,000

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 209

AMENDING THE 2012 COUNTY BUDGET TO APPROPRIATE THE THIRD AND FINAL INSTALLMENT OF SURPLUS ROOM OCCUPANCY TAX REVENUES TO CNY ARTS FOR DISTRIBUTION TO MUSICAL ASSOCIATES OF CENTRAL NEW YORK, INC.

WHEREAS, by resolution adopted in October 2012, this Onondaga County Legislature memorialized its intent to provide \$120,000 of unappropriated room occupancy tax funds to CNY Arts, which amount was to be appropriated and made available for use in three installments of \$40,000, with each such installment to be separately considered by this Legislature; and

WHEREAS, the first of the three installments was appropriated to CNY Arts in October 2012, and the second installment was appropriated to CNY Arts in November 2012; and

WHEREAS, having reviewed the second report submitted by CNY Arts regarding public performances conducted by Musical Associates of Central New York, Inc., it is the necessary to further amend the 2012 County Budget to provide the third and final installment of funds to CNY Arts; and

WHEREAS, CNY Arts is to provide for subsequent distribution of such funds to Musical Associates of Central New York, Inc., consistent with the resolution of this Legislature adopted in October 2012; now, therefore be it

RESOLVED, that the reporting requests made in the previously adopted resolutions are hereby reaffirmed and remain in effect; and, be it further

RESOLVED, that the 2012 county budget hereby is amended as follows:

REVENUES:

In Admin Unit 0100000000	\$40,000
Authorized Agencies–Financial	
CNY Arts (CRC)	
Index 280248	
In Account 500630–On Co Room Oc Tax	\$40,000

APPROPRIATIONS:

In Admin Unit 0100000000	
Authorized Agencies–Financial	\$40,000
CNY Arts	
Index 280248	
In Account 659410–CNY Arts (CRC)	\$40,000

ADOPTED. Ayes: 14 Noes: 1 (May) Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Meyer, Mr. Plochocki, Mr. Stanczyk, Mrs. Ervin

RESOLUTION NO. 210

REQUESTING THE COUNTY EXECUTIVE TO CAUSE A FEASIBILITY STUDY TO BE PERFORMED ON THE COUNTY INITIATING COLLECTION BOXES FOR THE DISPOSAL OF HOUSEHOLD BATTERIES AND HOUSEHOLD CFL LIGHT BULBS

WHEREAS, mercury levels in Onondaga Lake are being monitored, and it would be beneficial to remove as much mercury as possible from the waste stream; and

WHEREAS, a number of common household products, such as batteries and CFL light bulbs, contain mercury; and

WHEREAS, OCRRA, as well as some private businesses, hold household collection days, however, these are not always convenient to the public; and

WHEREAS, to prevent environmental harm, the County should take the lead in facilitating proper disposal of such products as a pilot for additional mercury collection sites for batteries and CFL light bulbs; now, therefore be it

RESOLVED, that a feasibility study is requested regarding placing collection boxes at County facilities for disposal of household items containing mercury, including CFL light bulbs and batteries, and, further, that the Commissioner of Water Environment Protection is requested to collaborate with the Commissioner of Facilities Management to explore methods of collecting such household products and providing for their proper disposal; and, be it further

RESOLVED, that the Commissioner of Water Environment Protection and the Commissioner of Facilities Management are requested to report back to the Environmental Protection Committee in January 2013 regarding this request.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 211

CONFIRMING REAPPOINTMENT TO THE ONONDAGA COUNTY PUBLIC LIBRARY BOARD OF TRUSTEES

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and designated pursuant to Article XXV, Section 25.05 of the Onondaga County Administrative Code, subject to confirmation by the Onondaga County Legislature, the following individuals as members of the Onondaga County Public Library Board of Trustees:

REAPPOINTMENT:

Keith Alford
4894 Northgate Drive
Manlius, New York 13104

TERM EXPIRES:

December 31, 2017

Babette Morgan-Baker
406 Kirk Avenue
Syracuse, New York 13205

December 31, 2017

WHEREAS, it is the desire of this Legislature to confirm said reappointments; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individuals as members of the Onondaga County Public Library Board of Trustees for the term specified above or until subsequent action by the County Executive.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 212

AMENDING THE 2012 ONONDAGA COUNTY BUDGET TO ACCEPT FEMA/SEMO REIMBURSEMENT FOR COSTS INCURRED BY THE ONONDAGA COUNTY DEPARTMENT OF TRANSPORTATION ASSOCIATED WITH SEVERE RAIN STORMS IN

APRIL AND MAY OF 2011, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, severe rain storms occurred in the Northeast in April and May of 2011; and

WHEREAS, the Onondaga County Department of Transportation (OCDOT) incurred costs due to the heavy rain and subsequent flooding; and

WHEREAS, Onondaga County, as well as all of New York State, was designated by the Federal Government to be eligible for reimbursement for these costs; and

WHEREAS, the emergency designation authorized the Federal Emergency Management Administration (FEMA) to provide reimbursement for 75 percent of the costs, with New York State reimbursing an additional 12.5 percent of the costs; and

WHEREAS, Onondaga County has been approved for, and has received, \$190,166 in Federal and State funding for reimbursement of OCDOT's total April/May 2011 storm costs of \$217,334; and

WHEREAS, the Department will apply this revenue to drainage projects; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED that the 2012 Onondaga County operating budget be amended as follows:

REVENUES:

Administrative Unit 931000000		\$190,166
County Maintenance of Roads		
Index 534040		
In Acct. 501180 Fed. Aid Em. Disaster Assistance	\$163,000	
In Acct. 503720 St. Aid Em. Disaster Assistance	<u>\$ 27,166</u>	
	\$190,166	

APPROPRIATIONS:

Administrative Unit 931000000		\$190,166
County Maintenance of Roads		
Index 534040		
In Acct. 674600 Provision for Capital Projects	\$190,166	

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 213

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN AGREEMENT WITH THE STATE OF NEW YORK FOR SNOW AND ICE CONTROL ON STATE HIGHWAYS FOR THE 2012-2013 SEASON

WHEREAS, Section 12 of the New York State Highway Law authorizes the County of Onondaga to contract with the State of New York for the control of snow and ice on state highways in towns and incorporated villages; and

WHEREAS, since 1975 the New York State Commissioner of Transportation and the County of Onondaga have contracted for the County to provide snow and ice on state roads within the County; and

WHEREAS, the estimated amount of the contract for snow and ice control for the 2012-2013 season is \$1,802,274, and it is the desire of this Legislature to authorize said contract; now, therefore be it

RESOLVED, that the Onondaga County Executive hereby is authorized to enter into agreements with the State of New York to provide for the control of snow and ice on state highways in the estimated annual amount of \$1,802,274 for the 2012-2013 season and to implement the intent of this resolution.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 214

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT FUNDS FROM THE INSTITUTE OF MUSEUM AND LIBRARY SERVICES (IMLS) FOR THE ONONDAGA COUNTY PUBLIC LIBRARY (OCPL), AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, 90 million American adults read at or below the basic literacy level, and to equitably serve adults with low literacy skills, public libraries provide a range of services including special high interest/low reading level collections, resources to support test taking and educational advancement, access to technology, and private spaces for one-on-one tutoring and small group instruction; and

WHEREAS, in partnership with ProLiteracy, OCPL has applied to IMLS for funding to convene a library literacy Community of Practice, which will include public library directors, representatives from state libraries with strong adult literacy departments, and literacy and outreach librarians with community-based experience and connections; and

WHEREAS, the outcome of the project will be a National Library Literacy Action agenda to promote innovative thinking and collaborative problem solving, develop a new cohort of library literacy leaders and advocates, and provide real solutions for addressing America's literacy crisis; and

WHEREAS, with national leadership and a vision for the future each library—regardless of size, staff, or location—can take steps to improve literacy in their community; and

WHEREAS, IMLS has approved such funding and it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CL510 Estimated Revenues	\$100,000
In Administrative Unit 6550000000	
OCPL Grants	
Index 390062	
Project #767321001	
2012 ProLiteracy Grant	
In Acct. 502420 Fed Aid Inst of Museum Svc	\$100,000

APPROPRIATIONS:

CL960 Appropriations	\$100,000
In Administrative Unit 6550000000	
OCPL Grants	
Index 390062	
Project #767321001	
2012 ProLiteracy Grant	\$100,000

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 215

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT INCENTIVE PAYMENTS FROM NATIONAL GRID AND THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) FOR WORK PERFORMED AS A PART OF THE ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the American Recovery and Reinvestment Act of 2009 appropriated funding for the Department of Energy to award formula-based grants to units of local government under the Energy Efficiency and Conservation Block Grant (EECBG) Program to stimulate the economy and to create and retain jobs; and

WHEREAS, the purpose of the EECBG Program is to assist local governments in creating and implementing strategies to reduce fossil fuel emissions in a manner that is environmentally sustainable and, to the maximum extent practicable, maximizes benefits for local and regional communities; to reduce the total energy use of the local governments; and to improve energy efficiency in the building sector, the transportation sector, and other appropriate sectors; and

WHEREAS, under the EECBG program, local governments may develop various initiatives and projects to address these purposes, and such initiatives and projects should use program funds to bring maximum benefit to the local government's population and in a manner that will yield continuous benefits over time in terms of energy and emission reductions; and

WHEREAS, the total amount of the EECBG allocated to Onondaga County is \$2,459,000; and

WHEREAS, some of the initiatives and projects implemented by Onondaga County are eligible for incentive funds from National Grid or the New York State Energy Research and Development Authority (NYSERDA); and

WHEREAS, Onondaga County has or will receive approximately \$160,000 in incentive funds from National Grid or NYSERDA and desires to use these incentive funds to supplement the EECBG funds to perform additional energy efficiency initiatives and projects; and

WHEREAS, it is necessary to amend the budget to accept such funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement the intent of this resolution; and, be it further

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

In Admin Unit 0500000000	\$160,000
Facilities Management	
Index 470021	
Account 501100 Federal Aid General	
Government, Project	
Energy Efficiency and Conservation	
Project 512582001	\$160,000

APPROPRIATIONS:

In Admin Unit 0500000000	\$160,000
Facilities Management	
Index 470021	
Energy Efficiency and Conservation	
Project 512582001	\$160,000

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 216

RESOLUTION AUTHORIZING THE PURCHASE OF ELECTRICITY FROM THE NEW YORK STATE OFFICE OF GENERAL SERVICES (OGS), AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS

WHEREAS, pursuant to State Finance Law 97-g, the New York State Commissioner of General Services is authorized to provide certain centralized services for political subdivisions, where such services include purchases of electricity from the New York State Power Authority (NYPA) or other suppliers acting in consultation with the NYPA; and

WHEREAS, General Municipal Law §99-r authorizes an agreement or contract between a municipal corporation and any State agency to, inter alia, provide or receive any services of government, and to provide other services or money in consideration; and

WHEREAS, General Municipal Law §104 authorizes political subdivisions to make purchases of materials, supplies, or services through OGS, provided that the political subdivision accepts sole responsibility for any payment due the vendor; and

WHEREAS, the County is eligible to purchase electricity supply from the OGS; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into the Energy Supply Agreement with the New York State Office of Generalized Services; and, be it further

RESOLVED, that the County Executive is authorized to execute such other confirming agreements, certificates and other documents and take such other actions as may be appropriate to carry out the intent of this resolution.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 217

BOND RESOLUTION DATED DECEMBER 4, 2012

A RESOLUTION AUTHORIZING VARIOUS CAPITAL PROJECTS IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$4,328,000, AND AUTHORIZING THE ISSUANCE OF AN AGGREGATE \$4,328,000 BONDS OF SAID COUNTY TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. The following various capital projects are hereby authorized in and for the County of Onondaga, New York:

- (a) Reconstruction/construction of improvements to various downtown County facilities, at a maximum estimated cost of \$1,000,000, being a class of objects or purposes having a period of probable usefulness of twenty-five years pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby determined that the plan for the financing of such objects or purposes shall consist of the issuance of \$1,000,000 serial bonds of the \$4,328,000 serial bonds of said County authorized to be issued pursuant to this bond resolution.
- (b) Reconstruction/construction of improvements to the Edward Kochian County Office Building, at a maximum estimated cost of \$1,200,000, being a specific object or purpose having a period of probable usefulness of twenty-five years pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby determined that the plan for the financing of such object or purpose shall consist of the issuance of \$1,200,000 serial bonds of the \$4,328,000 serial bonds of said County authorized to be issued pursuant to this bond resolution.
- (c) Engineering design expenses for improvements at the Community Plaza Garage (\$250,000) and Social Services Intake Area (\$378,000), at a maximum estimated cost of \$628,000, being a class of objects or purposes having a period of probable usefulness of

five years pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby determined that the plan for the financing of such objects or purposes shall consist of the issuance of \$628,000 serial bonds of the \$4,328,000 serial bonds of said County authorized to be issued pursuant to this bond resolution.

- (d) Reconstruction/construction of improvements at the Oncenter, including equipment and furnishings, at a maximum estimated cost of \$1,500,000, being a specific object or purpose having a period of probable usefulness of twenty-five years pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby determined that the plan for the financing of such object or purpose shall consist of the issuance of \$1,500,000 serial bonds of the \$4,328,000 serial bonds of said County authorized to be issued pursuant to this bond resolution.

Section 2. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not available from other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 4. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 5. The validity of such bonds and bond anticipation notes may be contested only if:

(1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

(2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 6. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. This resolution, which takes effect immediately, shall be published in summary form in the *Syracuse Post Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 218

AUTHORIZING THE TRANSFER OF TAX DELINQUENT PROPERTIES TO THE ONONDAGA COUNTY HOUSING DEVELOPMENT FUND COMPANY

WHEREAS, Lot No. 045.-09-02.0, also known as 159 Meredith Ave in the Town of Onondaga, is tax delinquent and the unpaid taxes, interest and penalties thereon total \$7,259.63; and

WHEREAS, Lot No. 050.-04-16.0, also known as 4179 Griffin Rd in the Town of Onondaga, is tax delinquent and the unpaid taxes, interest and penalties thereon total \$17,846.15; and

WHEREAS, by Resolution No. 156-1992, the Onondaga County Legislature authorized the formation of the Onondaga County Housing Development Fund Company and agreed to continue the conveyance of tax delinquent property and the discharge of taxes on said property for purposes of the Onondaga County Homeownership Program, said property to be owned after conveyance by the Onondaga County Housing Development Fund Company; and

WHEREAS, the Onondaga County Housing Development Fund Company has need for said properties for low and moderate income housing purposes; and

WHEREAS, the County is the owner and holder of tax sale certificates on said lots, and it is the desire of this Legislature to authorize the transfer of said properties to the Onondaga County Housing Development Fund Company; now, therefore be it

RESOLVED, that for a consideration of \$1, payment waived, the County Executive and the Onondaga County Chief Fiscal Officer be and hereby are authorized to execute deeds to acquire the above mentioned properties by tax deeds, to transfer said properties to the Onondaga County Housing Development Fund Company, and to discharge any and all unpaid taxes, interest and penalties thereon.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mrs. Rapp

RESOLUTION NO. 219

DESIGNATING THE CENTERSTATE CORPORATION FOR ECONOMIC OPPORTUNITY AS
THE AGENCY AUTHORIZED TO MAKE APPLICATION TO THE NEW YORK STATE
DEPARTMENT OF ECONOMIC DEVELOPMENT AND TO RECEIVE MATCHING FUNDS
THEREFROM UNDER THE NEW YORK STATE TOURIST PROMOTION ACT

WHEREAS, pursuant to Article 5-A of the Economic Development Law, the New York State Legislature has authorized the New York State Department of Economic Development to match funds expended by authorized tourist promotion agencies; and

WHEREAS, the CenterState Corporation for Economic Opportunity has requested designation as the agency to promote tourism in Onondaga County; and

WHEREAS, said organization is prepared to match the State funds available under the New York State Tourist Promotion Act; now, therefore be it

RESOLVED, that the CenterState Corporation for Economic Opportunity is herein designated and authorized to make application to and receive matching State funds under the New York State Tourist Promotion Act as the agency designated to promote tourism in the County of Onondaga.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki, Mrs. Tassone, Mrs. Rapp

RESOLUTION NO. 220

FURTHER EXPANDING ONONDAGA COUNTY'S "SAVE THE RAIN", GREEN
INFRASTRUCTURE PROGRAM, AND AUTHORIZING THE EXECUTIVE TO ENTER INTO
CONTRACTS

WHEREAS, by Resolution No. 451-2011, this Onondaga County Legislature authorized the solicitation of proposals for Green Infrastructure projects located outside the City of Syracuse, but within the Consolidated Sanitary District, and intended to mitigate inflow and infiltration of storm water into the sanitary sewer system, through the use of Green Infrastructure technologies; and

WHEREAS, the Green Infrastructure Program was intended to further the goals of Local Law No. 1-2011, which established a program to promote Capacity Management, Maintenance and Operation of public sewers throughout the County's consolidated sewer district and which was intended to provide the tools and administrative authority necessary to help reduce sanitary sewer overflows into our County's waterways as well as reduce the long term capital costs associated with managing wet weather sewer capacity; and

WHEREAS, Section 12 and Section 20 of this local law permit the County to establish, and fund Program(s) of Public Works to abate sources of inflow and infiltration into community-owned sanitary sewers; and

WHEREAS, communities throughout the consolidated sewer district own and operate aging waste water conveyances that are often impacted by the inflow and infiltration of storm water into dedicated sanitary sewers during rain events; and

WHEREAS, Onondaga County's Save the Rain program has been advanced to promote the use of Green Infrastructure technologies, such as green roofs, bio-retention swales, porous pavement

parking facilities, and tree plantings, to mitigate the impacts of wet weather events in areas served by combined sewer systems, and

WHEREAS, Onondaga County is a national leader in utilizing Green Infrastructure approaches to mitigate the harmful impacts of Combined Sewer Overflows (CSOs), as recently recognized by US EPA as a Green Infrastructure Partner Community; and

WHEREAS, these proven technologies should be utilized and deployed to mitigate the impact of storm water intrusion in areas served by dedicated sanitary sewer systems that are receiving excessive inflow and infiltration from storm events; and

WHEREAS, Towns and Villages within the consolidated sewer district have expressed interest in advancing the development of Green Infrastructure and inflow and infiltration abatement programs in partnership with Onondaga County and its technical experts, as they work to manage wet weather capacity constraints within their jurisdictions; and

WHEREAS, the Onondaga County Legislature wishes to further expand the Save the Rain Program by providing additional funds for projects beyond the City of Syracuse's combined sewer area at the request of the Commissioner of Water Environment Protection at such time as specific proposals are solicited and approved for development; now, therefore be it

RESOLVED, that, pursuant to the procedures set forth in Local Law No. 1-2011, the County Executive is hereby authorized to solicit proposals from municipalities for projects focused on or directly related to Inflow and Infiltration (I&I) abatement, located outside the City of Syracuse's combined sewer area, but within the Consolidated Sanitary District, and intended to mitigate inflow and infiltration of storm water into the sanitary sewer system, through the use of Green Infrastructure or other innovative, cost effective I&I abatement technologies; and, be it further

RESOLVED, that the Commissioner of Water Environment Protection shall return to this Legislature for authorization to obligate bond funds and appropriations from the 2013 WEP operating budget, to specific Green Infrastructure and I&I abatement projects, in a cumulative amount not to exceed \$2 million, including design and construction; and, be it further

RESOLVED, that the County Executive is authorized to enter into agreements to implement the intent of this resolution.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 221

AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN AMENDED INTERMUNICIPAL AGREEMENT ALLOWING FOR THE COUNTY'S CONTINUED PARTICIPATION WITH THE CENTRAL NEW YORK STORMWATER COALITION

WHEREAS, in December of 2010 this Legislature passed Resolution No. 288 authorizing the County Executive to enter into an Intermunicipal Agreement to become a member of the Central New York Stormwater Coalition; and

WHEREAS, twenty-eight municipalities in the Syracuse Urban Area have entered into the Central New York Stormwater Coalition Intermunicipal Agreement in order to foster the exchange

of information, identify and promote the discussion of issues of mutual concern facing Municipal Separate Storm Sewer System (MS4) communities, foster cooperation among participating MS4 communities in addressing issues that are of mutual concern, propose recommendations and make reports which identify mutually-beneficial solutions to the concerns facing the participating MS4 communities, seek funding sources and/or sustainable funding mechanisms which may help to accomplish the goals of the Coalition and the participating MS4 communities; and

WHEREAS, the term of the existing Intermunicipal Agreement will end on December 31, 2012 together with expiration of a State Environmental Protection Fund (EPF) grant to the Central New York Regional Planning and Development Board (CNYRPDB) which has been used to cover administrative costs associated with the initial establishment and operation of the Stormwater Coalition; and

WHEREAS, with the expiration of the State EPF grant it is necessary to amend the existing agreement to establish a membership fee structure in the Intermunicipal Agreement to cover Stormwater Coalition administrative costs previously paid for by the State EPF grant; and

WHEREAS, MS4s in the Syracuse Urban Area that are subject to the Phase II Stormwater Regulations, and that operate under the State's Stormwater General Permit have for four years been paying the CNYRPDB for training programs, public outreach and public participation services that satisfy several requirements under the State Stormwater Permit; and

WHEREAS, the Stormwater Coalition has developed a work plan and membership fee structure whereby the CNYRPDB will continue to provide administrative services to the Stormwater Coalition, as well as training, public outreach and public participation services required under the State Stormwater Permit for an amount approximately equal to what MS4s have previously been paying for permit compliance services; now, therefore be it

RESOLVED, that the County Executive hereby is hereby authorized to enter into the Memorandum of Agreement for the Central New York Stormwater Coalition, Amended and Updated on January 1, 2013; and, be it further

RESOLVED, that the County's active participation as a member of the Stormwater Coalition remains subject to annual appropriations and on-going Executive Oversight.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 222

A RESOLUTION APPROVING ENGINEERING DESIGN OF PHOSPHOROUS TREATMENT SYSTEM IMPROVEMENTS AT THE METRO WASTE WATER TREATMENT PLANT IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT OF THE COUNTY OF ONONDAGA, NEW YORK

WHEREAS, by Resolution No. 260 dated June 5, 1978, adopted pursuant to Section 11.82 of the Onondaga County Administrative Code, the County Legislature dissolved all existing Sanitary and Treatment Plant Districts of the County and established, as successor thereto, the Onondaga County Sanitary District effective January 1, 1979; and

WHEREAS, the Commissioner of Water Environmental Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature a Report dated September 20, 2012 (the "Report"), duly approved by the County Executive, recommending improvements for the Onondaga County Sanitary District, consisting of engineering design of phosphorous treatment system improvements at the Metro Waste Water Treatment Plant, all as more fully set forth in the Report, at a maximum estimated cost of \$2,840,000; and

WHEREAS, this County Legislature duly adopted a resolution on November 9, 2012, calling a public hearing on the foregoing matter to be held in the Legislative Chambers in the County Court House, in Syracuse, New York on December 4, 2012 at 12:50 o'clock P.M., Prevailing Time; and

WHEREAS, said public hearing was duly held at the time and place aforesaid, at which all persons interested were heard; and

WHEREAS, this County Legislature has given due consideration to the aforesaid Report and the evidence given at said public hearing; now, therefore be it

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Based upon the proceedings heretofore had and taken, it is hereby found and determined that it is necessary and in the public interest to undertake engineering design of phosphorous treatment system improvements at the Metro Waste Water Treatment Plant in and for the Onondaga County Sanitary District at an estimated maximum cost of \$2,840,000, and that said improvement will be of special benefit to all of the real property included within the limits of the District.

Section 2. A certified copy of this resolution shall be recorded in the office of the County Clerk and when so recorded shall be presumptive evidence of the regularity of the determinations herein contained. The clerk of the County Legislature is hereby authorized and directed to cause a notice of such recording to be published once in the official newspaper of said County in the manner provided by law.

Section 3. This resolution shall take effect immediately.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 223

BOND RESOLUTION DATED DECEMBER 4, 2012

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,840,000 BONDS OF THE COUNTY OF ONONDAGA, NEW YORK, TO PAY THE COST OF ENGINEERING DESIGN OF PHOSPHOROUS TREATMENT SYSTEM IMPROVEMENTS AT THE METRO WASTE WATER TREATMENT PLANT, IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT, IN AND FOR SAID COUNTY

WHEREAS, by proceedings heretofore duly had and taken pursuant to the Onondaga County Administrative Code, the County of Onondaga has approved the improvements described herein; and

WHEREAS, it is now desired to provide for the financing of said improvements; now, therefore be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. For the object or purpose of paying the cost of certain improvements to the Onondaga County Sanitary District, consisting of engineering design of phosphorous treatment system improvements at the Metro Waste Water Treatment Plant, there are hereby authorized to be issued \$2,840,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid item is \$2,840,000, and the plan for the financing thereof shall consist of the issuance of the \$2,840,000 bonds of said County herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall annually be assessed upon the taxable real property in said Sanitary District in the manner provided by law an amount sufficient to pay said principal and interest as the same become due and payable, but if not paid from such source, all the taxable real property within said County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer, the chief fiscal officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The Chief Fiscal Officer is hereby further authorized, at his sole discretion, to execute a project financing agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the *Post Standard*, the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 224

A RESOLUTION APPROVING PUMP REPLACEMENTS AT THE METRO WASTE WATER TREATMENT PLANT IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT OF THE COUNTY OF ONONDAGA, NEW YORK

WHEREAS, by Resolution No. 260 dated June 5, 1978, adopted pursuant to Section 11.82 of the Onondaga County Administrative Code, the County Legislature dissolved all existing Sanitary and Treatment Plant Districts of the County and established, as successor thereto, the Onondaga County Sanitary District effective January 1, 1979; and

WHEREAS, the Commissioner of Water Environmental Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature a Report dated September 20, 2012 (the "Report"), duly approved by the County Executive, recommending improvements for the Onondaga County Sanitary District, consisting of pump replacements at the Metro Waste Water Treatment Plant, as well as other incidental improvements and expenses, all as more fully set forth in the Report, at a maximum estimated cost of \$3,500,000; and

WHEREAS, this County Legislature duly adopted a resolution on November 9, 2012, calling a public hearing on the foregoing matter to be held in the Legislative Chambers in the County Court House, in Syracuse, New York on December 4, 2012 at 12:50 o'clock P.M., Prevailing Time; and

WHEREAS, said public hearing was duly held at the time and place aforesaid, at which all persons interested were heard; and

WHEREAS, this County Legislature has given due consideration to the aforesaid Report and the evidence given at said public hearing; now, therefore be it

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Based upon the proceedings heretofore had and taken, it is hereby found and determined that it is necessary and in the public interest to undertake pump replacements at the Metro Waste Water Treatment Plant in and for the Onondaga County Sanitary District, as well as other incidental improvements and expenses, at an estimated maximum cost of \$3,500,000, and that said improvement will be of special benefit to all of the real property included within the limits of the District.

Section 2. A certified copy of this resolution shall be recorded in the office of the County Clerk and when so recorded shall be presumptive evidence of the regularity of the determinations herein contained. The clerk of the County Legislature is hereby authorized and directed to cause a notice of such recording to be published once in the official newspaper of said County in the manner provided by law.

Section 3. This resolution shall take effect immediately.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 225

BOND RESOLUTION DATED DECEMBER 4, 2012

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,500,000 BONDS OF THE COUNTY OF ONONDAGA, NEW YORK, TO PAY THE COST OF PUMP REPLACEMENTS AT THE METRO WASTE WATER TREATMENT PLANT IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT IN AND FOR SAID COUNTY

WHEREAS, by proceedings heretofore duly had and taken pursuant to the Onondaga County Administrative Code, the County of Onondaga has approved the improvements described herein; and

WHEREAS, it is now desired to provide for the financing of said improvements; now, therefore be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. For the object or purpose of paying the cost of certain improvements to the Onondaga County Sanitary District, consisting of pump replacements at the Metro Waste Water Treatment Plant, as well as other incidental improvements and expenses, there are hereby authorized to be issued \$3,500,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid item is \$3,500,000, and the plan for the financing thereof shall consist of the issuance of the \$3,500,000 bonds of said County herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall annually be assessed upon the taxable real property in said Sanitary District in the manner provided by law an amount sufficient to pay said principal and interest as the same become due and payable, but if not paid from such source, all the taxable real property within said County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer, the chief fiscal officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The Chief Fiscal Officer is hereby further authorized, at his sole discretion, to execute a project financing agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the *Post Standard*, the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 226

A RESOLUTION APPROVING BYPASS TREATMENT IMPROVEMENTS AT THE METRO WASTE WATER TREATMENT PLANT IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT OF THE COUNTY OF ONONDAGA, NEW YORK

WHEREAS, by Resolution No. 260 dated June 5, 1978, adopted pursuant to Section 11.82 of the Onondaga County Administrative Code, the County Legislature dissolved all existing Sanitary and Treatment Plant Districts of the County and established, as successor thereto, the Onondaga County Sanitary District effective January 1, 1979; and

WHEREAS, the Commissioner of Water Environmental Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature a Report dated September 20, 2012 (the "Report"), duly approved by the County Executive, recommending improvements for the Onondaga County Sanitary District, consisting of bypass treatment improvements at the Metro Waste Water Treatment Plant, as well as other incidental improvements and expenses, all as more fully set forth in the Report, at a maximum estimated cost of \$20,200,000; and

WHEREAS, this County Legislature duly adopted a resolution on November 9, 2012, calling a public hearing on the foregoing matter to be held in the Legislative Chambers in the County Court House, in Syracuse, New York on December 4, 2012 at 12:50 o'clock P.M., Prevailing Time; and

WHEREAS, said public hearing was duly held at the time and place aforesaid, at which all persons interested were heard; and

WHEREAS, this County Legislature has given due consideration to the aforesaid Report and the evidence given at said public hearing; now, therefore be it

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Based upon the proceedings heretofore had and taken, it is hereby found and determined that it is necessary and in the public interest to undertake bypass treatment improvements at the Metro Waste Water Treatment Plant in and for the Onondaga County Sanitary District, as well as other incidental improvements and expenses, at an estimated maximum cost of \$20,200,000, and that said improvement will be of special benefit to all of the real property included within the limits of the District.

Section 2. A certified copy of this resolution shall be recorded in the office of the County Clerk and when so recorded shall be presumptive evidence of the regularity of the determinations herein contained. The clerk of the County Legislature is hereby authorized and directed to cause a

notice of such recording to be published once in the official newspaper of said County in the manner provided by law.

Section 3. This resolution shall take effect immediately.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 227

BOND RESOLUTION DATED DECEMBER 4, 2012

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$20,200,000 BONDS OF THE COUNTY OF ONONDAGA, NEW YORK, TO PAY THE COST OF BYPASS TREATMENT IMPROVEMENTS AT THE METRO WASTE WATER TREATMENT PLANT IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT IN AND FOR SAID COUNTY

WHEREAS, by proceedings heretofore duly had and taken pursuant to the Onondaga County Administrative Code, the County of Onondaga has approved the improvements described herein; and

WHEREAS, it is now desired to provide for the financing of said improvements; now, therefore be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. For the object or purpose of paying the cost of certain improvements to the Onondaga County Sanitary District, consisting of bypass treatment improvements at the Metro Waste Water Treatment Plant, as well as other incidental improvements and expenses, there are hereby authorized to be issued \$20,200,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid item is \$20,200,000, and the plan for the financing thereof shall consist of the issuance of the \$20,200,000 bonds of said County herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall annually be assessed upon the taxable real property in said Sanitary District in the manner provided by law an amount sufficient to pay said principal and interest as the same become due and payable, but if not paid from such source, all the taxable real property within said County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds

herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer, the chief fiscal officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The Chief Fiscal Officer is hereby further authorized, at his sole discretion, to execute a project financing agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the *Post Standard*, the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Mr. Plochocki requested a waiver to present the following resolution. There was no objection and the waiver was allowed.

Motion Made By Mr. Plochocki

RESOLUTION NO. 228

APPROPRIATING \$3,400,000 OF BONDS AUTHORIZED PURSUANT TO A BOND RESOLUTION DATED DECEMBER 4, 2012, FOR THE ISSUANCE OF BONDS IN THE AMOUNT OF \$20,200,000 TO PROVIDE FUNDS FOR ENGINEERING AND RELATED DESIGN EXPENSES FOR BYPASS TREATMENT IMPROVEMENTS AT THE METRO WASTE WATER TREATMENT PLANT IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT IN AND FOR SAID COUNTY

WHEREAS, by bond resolution dated December 4, 2012, this Onondaga County Legislature authorized the issuance of \$20,200,000 in bonds for the purpose of paying the cost of certain improvements to the Onondaga County Sanitary District, consisting of bypass treatment improvements at the Metro Waste Water Treatment Plant, as well as other incidental improvements and expenses; and

WHEREAS, in order to commence such project, it is necessary to appropriate the sum of \$3,400,000 of said bonds to provide funds for engineering and related design expenses for such projects; now, therefore be it

RESOLVED, that this Legislature hereby appropriates the sum of \$3,400,000 of the \$20,200,000 of bonds authorized to be issued pursuant to the bond resolution dated December 4, 2012, to provide funds for the engineering and related design expenses for such project.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki, Mr. Meyer

RESOLUTION NO. 229

A RESOLUTION APPROVING ENGINEERING DESIGN OF IMPROVEMENTS TO THE ONEIDA LAKE PUMP STATIONS IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT OF THE COUNTY OF ONONDAGA, NEW YORK

WHEREAS, by Resolution No. 260 dated June 5, 1978, adopted pursuant to Section 11.82 of the Onondaga County Administrative Code, the County Legislature dissolved all existing Sanitary and Treatment Plant Districts of the County and established, as successor thereto, the Onondaga County Sanitary District effective January 1, 1979; and

WHEREAS, the Commissioner of Water Environmental Protection of said County, pursuant to the Onondaga County Administrative Code, has prepared and submitted to said County Legislature a Report dated September 20, 2012 (the "Report"), duly approved by the County Executive, recommending improvements for the Onondaga County Sanitary District, consisting of engineering design of improvements to the Oneida Lake pump stations, all as more fully set forth in the Report, at a maximum estimated cost of \$2,000,000; and

WHEREAS, this County Legislature duly adopted a resolution on November 9, 2012, calling a public hearing on the foregoing matter to be held in the Legislative Chambers in the County Court House, in Syracuse, New York on December 4, 2012 at 12:50 o'clock P.M., Prevailing Time; and

WHEREAS, said public hearing was duly held at the time and place aforesaid, at which all persons interested were heard; and

WHEREAS, this County Legislature has given due consideration to the aforesaid Report and the evidence given at said public hearing; now, therefore be it

RESOLVED, by the County Legislature of the County of Onondaga, New York, as follows:

Section 1. Based upon the proceedings heretofore had and taken, it is hereby found and determined that it is necessary and in the public interest to undertake engineering design of improvements to the Oneida Lake pump stations in and for the Onondaga County Sanitary District, at an estimated maximum cost of \$2,000,000, and that said improvement will be of special benefit to all of the real property included within the limits of the District.

Section 2. A certified copy of this resolution shall be recorded in the office of the County Clerk and when so recorded shall be presumptive evidence of the regularity of the determinations herein contained. The clerk of the County Legislature is hereby authorized and directed to cause a notice of such recording to be published once in the official newspaper of said County in the manner provided by law.

Section 3. This resolution shall take effect immediately.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Plochocki

RESOLUTION NO. 230

BOND RESOLUTION DATED DECEMBER 4, 2012

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,000,000 BONDS OF THE COUNTY OF ONONDAGA, NEW YORK, TO PAY THE COST OF ENGINEERING DESIGN OF IMPROVEMENTS TO THE ONEIDA LAKE PUMP STATIONS IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT IN AND FOR SAID COUNTY

WHEREAS, by proceedings heretofore duly had and taken pursuant to the Onondaga County Administrative Code, the County of Onondaga has approved the improvements described herein; and

WHEREAS, it is now desired to provide for the financing of said improvements; now, therefore be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. For the object or purpose of paying the cost of certain improvements to the Onondaga County Sanitary District, consisting of engineering design of improvements to the Oneida Lake pump stations, there are hereby authorized to be issued \$2,000,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid item is \$2,000,000, and the plan for the financing thereof shall consist of the issuance of the \$2,000,000 bonds of said County herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall annually be assessed upon the taxable real property in said Sanitary District in the manner provided by law an amount sufficient to pay said principal and interest as the same become due and payable, but if not paid from such source, all the taxable real property within said County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer, the chief fiscal officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The Chief Fiscal Officer is hereby further authorized, at his sole discretion, to execute a project financing agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the *Post Standard*, the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 231

AUTHORIZING PAYMENT FROM THE 2012 COUNTY BUDGET UP TO A MAXIMUM AMOUNT OF \$1,500 FOR TRAVEL EXPENSES FOR THE POSITION OF PATHOLOGIST

WHEREAS, pathology services are critical to the Medical Examiner's Office in the Center for Forensic Sciences; and

WHEREAS, Onondaga County is actively recruiting to fill the position of Pathologist for these services, and potential candidates for these positions may not be available locally; and

WHEREAS, to attract qualified and suitable candidates it is necessary to pay actual and reasonable travel expenses for interviewees; and

WHEREAS, General Municipal Law 77-d states that the Onondaga County Legislature may authorize the payment of actual and reasonable travel expenses for applicants for public positions; and

WHEREAS, this Legislature deems it appropriate to approve payment for reasonable, actual, and necessary travel expenses for applicants of these positions; now, therefore be it

RESOLVED, that this Legislature does hereby authorize payment up to a maximum amount of \$1,500 for reasonable, actual, and necessary travel expenses for applicants for the position of Pathologist.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 232

AUTHORIZING PAYMENT FROM THE 2013 COUNTY BUDGET UP TO A MAXIMUM AMOUNT OF \$3,500 FOR TRAVEL EXPENSES FOR THE POSITION OF PATHOLOGIST

WHEREAS, pathology services are critical to the Medical Examiner's Office in the Center for Forensic Sciences; and

WHEREAS, Onondaga County is actively recruiting to fill the position of Pathologist for these services, and potential candidates for these positions may not be available locally; and

WHEREAS, to attract qualified and suitable candidates it is necessary to pay actual and reasonable travel expenses for interviewees; and

WHEREAS, General Municipal Law 77-d states that the Onondaga County Legislature may authorize the payment of actual and reasonable travel expenses for applicants for public positions; and

WHEREAS, this Legislature deems it appropriate to approve payment for reasonable, actual, and necessary travel expenses for applicants of these positions; now, therefore be it

RESOLVED, that this Legislature does hereby authorize payment up to a maximum amount of \$3,500 for reasonable, actual, and necessary travel expenses for applicants for the position of Pathologist.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

LOCAL LAW 4 - 2013

A LOCAL LAW AUTHORIZING PAYMENT OUT OF THE 2013 COUNTY BUDGET FOR THE RELOCATION OF THE PATHOLOGIST FOR THE MEDICAL EXAMINER'S OFFICE IN THE CENTER FOR FORENSIC SCIENCES UP TO A MAXIMUM AMOUNT OF \$2,000

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY AS FOLLOWS:

Section 1. Findings/Purpose.

This Legislature hereby finds that pathology services are critical to the Medical Examiner's Office in the Center for Forensic Sciences. To perform these services, Onondaga County is actively recruiting to fill the position of Pathologist. However, prior searches to fill this position have revealed that qualified candidates were not always available locally. It may be necessary to pay for the successful candidate's actual and reasonable relocation expenses in order to attract him or her to Onondaga County. Therefore, this Legislature deems it appropriate to approve payment for the reasonable, actual, and necessary relocation expenses for the Pathologist position.

Section 2. This Legislature does hereby authorize payment up to a maximum amount of \$2,000 from the Onondaga County Budget for 2013 for the reasonable, actual, and necessary relocation expenses for the position of Pathologist; provided, however, that the newly-hired Pathologist agrees to repay the relocation expenses if he or she vacates that position within a period of one year from the date of hire.

Section 3. This local law shall take effect immediately upon filing in the Office of the Secretary of State pursuant to section 27 of the Municipal Home Rule Law.

ADOPTED. Ayes: 15 Absent: 2 (Liedka, Holmquist)

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, December 18, 2012. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

* * *

December 18, 2012

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December 18, 2012

The Legislature of Onondaga County convened on the above date at 1:00 p.m. Chairman McMahon presiding.

The Clerk called the roll and the following legislators were present: May, Dougherty, Meyer, Tassone, Rapp, Plochocki, Liedka, Ryan, Stanczyk, Holmquist, Kilmartin, Knapp, Shepard, Jordan, Williams, Ervin, Mr. Chairman.

Legislator Knapp gave the invocation. Legislator Shepard led the Pledge of Allegiance to the Flag of the United States of America.

* * *

The Deputy Clerk read the following communications:

November 5, 2012

TO THE HONORABLE MEMBERS OF THE ONONDAGA COUNTY LEGISLATURE:

Pursuant to Section 1904 of the Onondaga County Charter, and Section 25.04 of the Onondaga County Administrative Code, I hereby appoint, subject to confirmation of the County Legislature, Corliss Dennis, as Director of the Veterans Service Agency, effective November 5, 2012. I ask you to schedule the appropriate review for the December committee and place Ms. Dennis's nomination on your Session agenda for confirmation on Tuesday, December 18, 2012.

Sincerely,
JOANNE M. MAHONEY
Onondaga County Executive

* * *

November 28, 2012

TO: Michael Plochocki, Chairman
Environmental Protection Committee

FROM: J. Ryan McMahon, II
Chairman

RE: Reappointments to the Onondaga County Soil and Water Conservation District

This is to advise that I am recommending the reappointment of Legislators David Knapp and Derek Shepard to the Onondaga County Soil and Water Conservation District. These reappointments are for a one-year term to expire December 31, 2013 and will require confirmation by the full Legislature at the December 18, 2012 session.

Thank you for your anticipated cooperation.

* * *

November 28, 2012

TO: Chairman David Knapp, Ways and Means Committee

Ways and Means Committee Members

FROM: J. Ryan McMahon, II
Chairman

RE: Reappointments to the Onondaga County Tobacco Asset Securitization Corporation

This is to advise that I am recommending the reappointment of legislator Casey Jordan and yourself to the Onondaga County Tobacco Asset Securitization Corporation. Both reappointments are for a one-year term which will expire on December 31, 2013.

These reappointments will require confirmation of the full Legislature at its December 18, 2012 session.

Thank you for your consideration.

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 233

2012 TRANSFER RESOLUTION

RESOLVED, that the following transfers be made:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
FAMIS Org. 6510100000 OCPL-Central Library Index #390114 Acct. 693000-650010 Supplies & Materials	FAMIS Org. 6510100000 OCPL-Central Library Index #390114 Acct. 694130-663450 Maintenance, Util & Rents	\$7,000
FAMIS Org. 6510100000 OCPL-Central Library Index #390114 Acct. 693230-655130 Library Books & Materials	FAMIS Org. 6510100000 OCPL-Central Library Index #390114 Acct. 694130-663450 Maintenance, Util & Rents	\$1,200
FAMIS Org. 6900000000 Parks and Recreation Index #510014 Acct. 694130-663450 Maintenance, Util & Rents	FAMIS Org. 6900000000 Parks and Recreation Index #510014 Acct. 671500-671500 Automotive Equipment	\$70,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp, Mr. Jordan, Mrs. Ervin

RESOLUTION NO. 234

CONFIRMING APPOINTMENT OF CORLISS I. DENNIS AS DIRECTOR OF THE VETERANS SERVICE AGENCY

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, pursuant to Section 1904 of the Onondaga County Charter and Section 25.04 of the Onondaga County Administrative Code, has duly designated and appointed, subject to confirmation by the Onondaga County Legislature, the following individual as Director of the Veterans Service Agency:

APPOINTMENT:
Corliss I. Dennis
5570 Wyandra Drive
Clay, New York 13041

WHEREAS, it is the desire of the Onondaga County Legislature at this time, in accordance with the provisions of said Onondaga County Charter and the Administrative Code of Onondaga County, to confirm said appointment; now, therefore be it

RESOLVED, that the Onondaga County Legislature, pursuant to the provisions of the Onondaga County Charter and the Administrative Code of Onondaga County, does hereby confirm the appointment of Corliss I. Dennis as Director of the Veterans Service Agency, effective November 5, 2012, and in accordance with her appointment by the County Executive.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 235

SOUTHWOOD-JAMESVILLE WATER DISTRICT TAX TOWN OF DEWITT APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Southwood-Jamesville Water District within the Town of Dewitt and against the property named on the tax roll for 2013 as being within the said Southwood-Jamesville Water District, the sum of \$2,294.99, said sum being for the payment of the apportionment of said Southwood-Jamesville Water District Tax in the Town of Dewitt; and, be it further

RESOLVED, that the Supervisor of the Town of Dewitt be and hereby is directed to extend or cause to be extended said sum against such property named on the tax roll for 2013 as being within the Southwood-Jamesville Water District in proportion to each respective assessment, said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Dewitt for the year 2013.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 236

SOUTHWOOD-JAMESVILLE WATER DISTRICT TAX TOWN OF ONONDAGA APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Southwood-Jamesville Water District within the Town of Onondaga and against the property named on the tax roll for 2013 as being within the said Southwood-Jamesville Water District, the sum of \$4,227.01 said sum being for the payment of the apportionment of said Southwood-Jamesville Water District Tax in the Town of Onondaga; and, be it further

RESOLVED, that the Supervisor of the Town of Onondaga be and hereby is directed to extend or cause to be extended said sum against such property named on the tax roll for 2013 as being within the Southwood-Jamesville Water District in proportion to each respective assessment, said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Onondaga for the year 2013.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 237

SOUTHWOOD-JAMESVILLE WATER DISTRICT-GENERAL APPORTIONMENT

WHEREAS, there was set up a gross budget of \$6,733 for the Southwood-Jamesville Water District for the year 2013 for estimated maintenance costs, making a total estimated gross budget for the year 2013 of \$6,733, less surplus of \$211, leaving a total estimated budget for the year 2013 of \$6,522; and

WHEREAS, it is provided by contract with the Onondaga County Water Authority and the law pertaining thereto that the Southwood-Jamesville Water District lying within the Towns of Dewitt and Onondaga shall reimburse the Onondaga County Water Authority for those expenditures; now, therefore be it

RESOLVED, that the said amount of \$6,522 be and the same hereby is apportioned between the Southwood-Jamesville Water District areas lying within the Towns of Dewitt and Onondaga on the following parcel basis, namely: five classes of properties and two categories of each class, namely: Category "A" and Category "B", those that cannot be served. Classes are as follows:

- Class 1 Lot up to and including (1) Acre
- Class 2 1 Acre plus up to and including 20 acres
- Class 3 21 Acres up to and including 50 acres
- Class 4 51 Acres up to and including 100 acres
- Class 5 101 Acres and over

RATES ARE AS FOLLOWS:

Class 1-A	\$7.40	Class 3-A	\$14.97
Class 1-B	1.00	Class 3-B	3.00
Class 2-A	\$10.25	Class 4-A	\$24.72
Class 2-B	2.00	Class 4-B	4.00

and, be it further

RESOLVED, that the following sums be and hereby are approved as the apportionments as follows:

Town of Dewitt	\$2,294.99
Town of Onondaga	<u>4,227.01</u>
	\$6,522.00

and a certificate of such apportionment be certified by the Clerk of the County Legislature and filed with the Supervisors and Board of Assessors of the Towns of Dewitt and Onondaga; and, be it further

RESOLVED, that the Town of Dewitt and the Town of Onondaga be and they are hereby directed to raise and pay the same by tax, contract or otherwise as approved by law.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 238

WARNERS WATER DISTRICT TAX, TOWN OF CAMILLUS APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Warners Water District within the Town of Camillus and against the property named on the tax roll for 2013 as being within the said Warners Water District, the sum of \$1,099.60, said sum being for the payment of the apportionment of said Warners Water District Tax in the Town of Camillus; and, be it further

RESOLVED, that the Supervisor of the Town of Camillus be and hereby is directed to extend or cause to be extended said sum against such property named on the tax roll for 2013 as being within the Warners Water District in proportion to each respective assessment, said aggregate sum to be included in the Abstract of Taxes to be raised by the Town of Camillus for the year 2013.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 239

WARNERS WATER DISTRICT TAX, TOWN OF VAN BUREN APPORTIONMENT

RESOLVED, that there be levied and assessed against the taxable property included in the Warners Water District within the Town of Van Buren and against the property named on the tax roll for 2013 as being within the said Warners Water District, the sum of \$1,265.40 said sum being for the payment of the apportionment of said Warners Water District Tax in the Town of Van Buren; and, be it further

RESOLVED, that the Supervisor of the Town of Van Buren be and hereby is directed to extend or cause to be extended said sum against such property named on the tax roll for 2013 as being within the Warners Water District in proportion to each respective assessment, said aggregate

sum to be included in the Abstract of Taxes to be raised by the Town of Van Buren for the year 2013.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 240

WARNERS WATER DISTRICT TAX-GENERAL APPORTIONMENT

WHEREAS, there was set up a budget of \$2,478 for the Warners Water District, for the year 2013 for estimated maintenance costs, making a total estimated budget of \$2,478 for the year 2013, less surplus of \$113 leaving an estimated budget of \$2,365; and

WHEREAS, it is provided by contract with the Onondaga County Water Authority and the law pertaining thereto that the Warners Water District area lying within the Towns of Camillus and Van Buren shall reimburse the Onondaga County Water Authority for these expenditures; now, therefore be it

RESOLVED, that the said amount of \$2,365 be and the same hereby is apportioned between the Warners Water District area lying within the Towns of Camillus and Van Buren according to the equalized value of the real property in the said Towns of Camillus and Van Buren appearing on the assessment rolls as situated within the respective limits of such water district as follows:

Town of Camillus	\$1,099.60
Town of Van Buren	<u>1,265.40</u>
	\$2,365.00

and, be it further

RESOLVED, that the following sums be and hereby are approved as the apportionment for the Warners Water District as follows:

Town of Camillus	\$1,099.60
Town of Van Buren	<u>1,265.40</u>
	\$2,365.00

and a certificate of such apportionment be certified by the Clerk of the County Legislature and filed with the Supervisors and Board of Assessors of the Towns of Camillus and Van Buren; and, be it further

RESOLVED, that the Towns of Camillus and Van Buren be and they hereby are directed to raise and pay the same by tax, contract or otherwise as provided by Article 11-A, Section 1170 of the Onondaga County Administrative Code.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 241

2013 TOWN TAX RATES, FIXED, RATIFIED AND CONFIRMED

RESOLVED, that the tax rates for the ensuing fiscal year 2013 for the various Towns of the County of Onondaga be and they hereby are fixed and adopted according to the following schedule and that the Supervisors of the several towns be and they hereby are authorized and directed to cause to be extended the State, County, and Town Taxes in accordance with the following schedule and they be and hereby are ratified and confirmed:

		<u>Per Thousand</u>
<u>CAMILLUS</u>		
Town Inside	\$ 3.5377	
County Inside	<u>5.6539</u>	
Camillus-Inside (Camillus)		\$ 9.1916
Town Outside	\$ 3.6791	
County Outside	<u>5.6280</u>	
Camillus-Outside		\$ 9.3071
<u>CICERO</u>		
Town Inside	\$.5789	
County Inside	<u>5.5191</u>	
Cicero-Inside (North Syracuse)		\$ 6.0980
Town Outside	\$ 1.7566	
County Outside	<u>5.4968</u>	
Cicero-Outside		\$ 7.2534
<u>CLAY</u>		
Town Inside	\$ 12.6678	
County Inside	<u>126.9999</u>	
Clay-Inside (North Syracuse)		\$139.6677
Town Outside	\$ 16.9103	
County Outside	<u>126.3104</u>	
Clay-Outside		\$143.2207
<u>DEWITT</u>		
Town Inside	\$.8000	
County Inside	<u>5.4173</u>	
Dewitt-Inside (East Syracuse)		\$ 6.2173
Town Outside	\$ 3.0500	
County Outside	<u>5.4158</u>	

Dewitt–Outside		\$ 8.4658
<u>ELBRIDGE</u>		
Town Inside	\$ 3.2617	
County Inside	<u>5.5695</u>	
Elbridge–Inside (Jordan & Elbridge)		\$ 8.8312
Town Outside	\$ 3.4081	
County Outside	<u>5.5339</u>	
Elbridge–Outside		\$ 8.9420
<u>FABIUS</u>		
Town Inside	\$ 4.1197	
County Inside	<u>5.4518</u>	
Fabius–Inside (Fabius)		\$ 9.5715
Town Outside	\$ 4.3430	
County Outside	<u>5.4518</u>	
Fabius–Outside		\$ 9.7948
<u>GEDDES</u>		
Town Inside	\$ 1.6654	
County Inside	<u>6.1673</u>	
Geddes–Inside (Solvay)		\$ 7.8327
Town Outside	\$ 5.0992	
County Outside	<u>6.1673</u>	
Geddes–Outside		\$ 11.2665
<u>LAFAYETTE</u>		
Town	\$ 4.3775	
County	<u>5.9508</u>	
LaFayette		\$ 10.3283
<u>LYSANDER</u>		
Town Inside	\$.5348	
County Inside	<u>5.4620</u>	
Lysander–Inside (Baldwinsville)		\$ 5.9968
Town Outside	\$.6642	
County Outside	<u>5.4620</u>	
Lysander–Outside		\$ 6.1262
<u>MANLIUS</u>		
Town Inside	\$ 3.4878	

County Inside	<u>5.5466</u>	
Manlius–Inside (Fayetteville, Manlius, Minoa)		\$ 9.0344
Town Outside	\$ 3.6014	
County Outside	<u>5.5230</u>	
Manlius–Outside		\$ 9.1244
<u>MARCELLUS</u>		
Town Inside	\$ 3.1168	
County Inside	<u>5.5163</u>	
Marcellus–Inside (Marcellus)		\$ 8.6331
Town Outside	\$ 3.4013	
County Outside	<u>5.4908</u>	
Marcellus–Outside		\$ 8.8921
<u>ONONDAGA</u>		
Town	\$.6423	
County	<u>5.4893</u>	
Onondaga		\$ 6.1316
<u>OTISCO</u>		
Town	\$ 51.8918	
County	<u>242.1256</u>	
Otisco		\$294.0174
<u>POMPEY</u>		
Town	\$ 2.0479	
County	<u>5.4301</u>	
Pompey		\$ 7.4780
<u>SALINA</u>		
Town Inside	\$ 1.0300	
County Inside	<u>5.6770</u>	
Salina–Inside (Liverpool)		\$ 6.7070
Town Outside	\$ 1.7764	
County Outside	<u>5.6438</u>	
Salina–Outside		\$ 7.4202
<u>SKANEATELES</u>		
Town Inside	\$ 1.7286	
County Inside	<u>5.4469</u>	
Skaneateles–Inside (Skaneateles)		\$ 7.1755

Town Outside	\$ 1.9888	
County Outside	<u>5.4381</u>	
Skaneateles–Outside		\$ 7.4269
<u>SPAFFORD</u>		
Town	\$.7792	
County	<u>4.7056</u>	
Spafford		\$ 5.4848
<u>TULLY</u>		
Town Inside	\$ 2.8267	
County Inside	<u>5.4566</u>	
Tully–Inside (Tully)		\$ 8.2833
Town Outside	\$ 2.8991	
County Outside	<u>5.4425</u>	
Tully–Outside		\$ 8.3416
<u>VAN BUREN</u>		
Town Inside	\$ 1.6239	
County Inside	<u>5.5562</u>	
Van Buren–Inside (Baldwinsville)		\$ 7.1801
Town Outside	\$ 1.7689	
County Outside	<u>5.5562</u>	
Van Buren–Outside		\$ 7.3251

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 242

AUTHORIZING THE COUNTY COMPTROLLER, UPON APPROVAL OF THE DIVISION OF MANAGEMENT AND BUDGET AND THE COUNTY EXECUTIVE'S OFFICE, TO TRANSFER 2012 UNENCUMBERED APPROPRIATION ACCOUNT BALANCES IN EXCESS OF \$7,500 INTO, BETWEEN, AND AMONG ALL INTERDEPARTMENTAL CHARGEBACK APPROPRIATION ACCOUNTS AND ADJUST THE CORRESPONDING INTERDEPARTMENTAL REVENUE ACCOUNTS

WHEREAS, the County operates a full interdepartmental chargeback system to fully account for all costs of each department and program to maximize all Federal, State and other aid available; and

WHEREAS, these cost allocations are prepared approximately 18 months prior to the end of the fiscal year; and

WHEREAS, these charges are subject to fluctuations in costs within the provider department's budget which affects the Countywide departmental allocations; and

WHEREAS, generally accepted accounting principles require that all material costs incurred in a fiscal year must be accounted for in the fiscal year's financial reports; and

WHEREAS, it is highly desirable to adjust the interdepartmental chargeback objects of expense appropriation accounts and adjust the corresponding interdepartmental revenue accounts in order to prevent negative balances and comply with New York State Law; and

WHEREAS, the issuance of wholly accurate annual financial statements is not achievable without all necessary budget modifications; and

WHEREAS, it is highly desirable to adjust the affected appropriation accounts as soon after year-end as reasonably possible, thereby permitting the timely issuance of the annual financial reports; and

WHEREAS, the County's ability to obtain favorable borrowing rates is enhanced by the timely issuance of annual financial statements; and

WHEREAS, it is generally necessary to obtain legislative approval for transfer transactions which exceed \$7,500; and

WHEREAS, it is necessary to authorize the transfer as provided for herein; now, therefore be it

RESOLVED, that the County Legislature authorizes the County Comptroller, upon the approval of the Division of Management and Budget, the County Executive's Office, and the Chairman of Ways and Means Committee of this Legislature to transfer 2012 unencumbered appropriation account balances in excess of \$7,500 into, between, and among all Countywide Interdepartmental Chargeback appropriation accounts and adjust the corresponding interdepartmental revenue accounts; and, be it further

RESOLVED, that a record of such transfers and adjustments be prepared by the Division of Management and Budget, and such record of transfers be issued to the Clerk of the County Legislature, with a copy to the members of the Ways and Means Committee, following the closure of the County's 2012 financial records; and, be it further

RESOLVED, that the terms and conditions of this resolution shall begin on December 18, 2012 and lapse on April 30, 2013, but may, however, be renewed for each succeeding fiscal year by an act of this Legislature. Examples of these accounts are as follows:

<u>Object</u>	<u>Account Name</u>
120	Employee Benefits
495	Indirect Costs
495	All Other Interdepartmental Charges
495	Data Processing Charges
495	Facilities Management Charges
495	Law Department Charges

495	Purchase Division Charges
495	Insurance Division Charges
969	Transfer to Debt Service
970-982	Interfund Transfers
060	Interdepartmental Revenue
070	Interfund Revenues

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 243

AUTHORIZE THE COUNTY COMPTROLLER TO TRANSFER 2012 UNENCUMBERED APPROPRIATIONS AFTER EXPIRATION OF THE 2012 FISCAL YEAR UPON APPROVAL OF THE COUNTY EXECUTIVE AND THE CHAIRMAN OF THE WAYS & MEANS COMMITTEE

WHEREAS, from time to time County departments are subject to fluctuating costs for programs, goods or services because of vendor invoicing errors, imperfect cost projections, public emergencies and other unforeseen events; and

WHEREAS, some fluctuating costs may from time to time exceed the adopted appropriations of specific object of expense accounts; and

WHEREAS, generally accepted accounting principles require that all material costs incurred in a fiscal year must be accounted for in that fiscal year's financial reports; and

WHEREAS, it is highly desirable to adjust the object of expense appropriation accounts in order to prevent negative balances and comply with New York State Law; and

WHEREAS, the issuance of wholly accurate annual financial statements is not achievable without all necessary budget modifications; and

WHEREAS, it is highly desirable to adjust the affected appropriation accounts as soon after year-end as reasonably possible, thereby permitting the timely issuance of the annual financial reports; and

WHEREAS, the County's ability to obtain favorable borrowing rates is enhanced by the timely issuance of annual financial statements; and

WHEREAS, it is generally necessary to obtain legislative approval for transfer transactions which exceed \$7,500; and

WHEREAS, it is necessary to authorize the transfers as provided for herein; now, therefore be it

RESOLVED, that the County Legislature authorizes the County Comptroller, upon the approval of the County Executive and the Chairman of the Ways and Means Committee, to transfer 2012 unencumbered appropriation account balances between and among all Countywide appropriation accounts; and, be it further

RESOLVED, that a record of such transfers be prepared by the Comptroller's Office and presented to the Chairman of the Ways & Means Committee for review and approval following the closure of the County's 2012 financial records and that such report shall be presented to all members of the Ways and Means Committee within 15 days of closure of said financial records; and, be it further

RESOLVED, that the Comptroller and Division of Management and Budget will respond, in writing, to the Chairman of the Ways and Means Committee regarding any item of transfer requiring an explanation; and, be it further

RESOLVED, that the terms and conditions of this resolution shall begin on December 18, 2012 and lapse on April 30, 2013, but may, however, be renewed for each succeeding fiscal year by an act of this Legislature.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 244

CORRECTING CLERICAL ERRORS IN THE STANDARD WORK DAY AND REPORTING RESOLUTION, AND AMENDING RESOLUTION NO. 109-2012

WHEREAS, on July 3, 2012, this County Legislature established standard work days for various elected and appointed officials for the purposes of reporting such information to the New York State and Local Employees' Retirement System, where such reports were based on the record of activities maintained and submitted by such officials to the Clerk of this Legislature; and

WHEREAS, it is necessary to amend such resolution to correct certain clerical errors; now, therefore be it

RESOLVED, that Resolution No. 109-2012 be amended to be consistent with the following:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/ Ends	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Appointed Officials							
Secretary	Carole S. Marsh	8	January 1, 2012– December 31, 2015	Y			

and, be it further

RESOLVED, that Resolution No. 109-2012 remains in full force and effect, except to the extent provided herein; and, be it further

RESOLVED, that, pursuant to the requirements of 2 NYCRR 315.4, the Clerk of this Legislature is hereby directed to transmit this resolution and a supporting affidavit of posting to be filed with the New York State Office of the Comptroller within forty-five days of adoption, and cause to be posted a copy of this resolution on the Onondaga County website for a minimum of thirty days.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 245

STANDARD WORK DAY AND REPORTING RESOLUTION

WHEREAS, the County of Onondaga 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 of this Legislature:

Title	Name	Standard Work Day (Hrs/Day)	*Term Begins/ Ends	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Appointed Officials							
Veterans Service Director	Corliss Dennis	7	January 1, 2012 - December 31, 2015	Y			

RESOLVED, that, pursuant to the requirements of 2 NYCRR 315.4, the Clerk of this Legislature is hereby directed to transmit this resolution and a supporting affidavit of posting to be filed with the New York State Office of the Comptroller within forty-five days of adoption, and cause to be posted a copy of this resolution on the Onondaga County website for a minimum of thirty days.

*Reflects the term of the Elected or Appointed Official making the appointment

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp, Mr. May, Mr. Dougherty, Mr. Jordan

RESOLUTION NO. 246

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO LEASE AGREEMENT

WHEREAS, Great Northern SPE, the limited liability company that owns the real property in the Town of Clay commonly known as the Great Northern Mall, is desirous of having police presence at the Mall; and

WHEREAS, Great Northern has offered to provide approximately 1,200 square feet of space at the Mall to be used by the Onondaga County Sheriff's Office (OCSO) free of charge; and

WHEREAS, OCSO is desirous of using the space due to the convenience and exposure that it provides; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into a one-year lease agreement for space at the Great Northern Mall, for a consideration of \$1.00, payment waived; and, be it further

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Knapp

RESOLUTION NO. 247

AMENDING THE 2013 COUNTY BUDGET TO ACCEPT HOMELAND SECURITY FUNDS FOR THE ONONDAGA COUNTY DEPARTMENT OF EMERGENCY MANAGEMENT, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Department of Emergency Management is eligible to receive federal Regional HazMat Grant Program funds, and such funds are administered by the New York State Office of Homeland Security; and

WHEREAS, as the submitting partner on behalf of the other grant participants, the Onondaga County Department of Emergency Management applied for and received approval for a grant of \$55,000 to be used from October 24, 2012 to August 31, 2014; and

WHEREAS, the funds are to further enhance the Central Regional Special Emergency Response Team capability by maintaining hazardous materials response equipment retained by the partner teams in the City of Syracuse, Onondaga County, Oswego County and Madison County; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2013 County Budget be amended by providing and making available the following:

REVENUES:

In Admin. Unit 3800000000	\$55,000
Emergency Management	
Index 309997	
Project # 735002004 Regional HazMat	
In Account A503710–St Aid Homeland Security	\$55,000

APPROPRIATIONS:

In Admin. Unit 3800000000	\$55,000
Emergency Management	
Index 309997	
Project # 735002004 Regional HazMat	\$55,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 248

REAPPOINTING TWO DIRECTORS TO THE ONONDAGA COUNTY TOBACCO ASSET
SECURITIZATION CORPORATION

WHEREAS, by Local Law No. 8 adopted June 4, 2001, this Onondaga County Legislature provided for the sale of the County’s rights to receive payments expected to become due under the Master Settlement Agreement, related Consent Decree and Final Judgment with various tobacco companies, and authorized the County to sell those rights to a local development corporation (“Onondaga Tobacco Asset Securitization Corporation”); and

WHEREAS, said local law provides for a five member Board of Directors to manage said corporation, with two Directors to be appointed by the Onondaga County Legislature subject to confirmation by the County Legislature; and

WHEREAS, pursuant to that local law, it is the desire of this Legislature to appoint two Directors to the Onondaga Tobacco Asset Securitization Corporation; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby confirms the reappointment of the following individuals to the Onondaga Tobacco Asset Securitization Corporation:

REAPPOINTMENT:

Legislator Casey E. Jordan
8133 Rizzo Drive
Clay, New York 13041

Legislator David H. Knapp
P.O. Box 467
LaFayette, New York 13084

and, be it further

RESOLVED, that each Director shall serve for a one year term or until the next annual meeting of the Corporation, if such meeting occurs one year or more after commencement of the Director’s then current term, and in any event until their successors have been duly appointed and qualified, or

as otherwise determined by the Board of Directors pursuant to the By-laws of said corporation; and, be it further

RESOLVED, that each Director also shall serve as a Trustee to the Onondaga Tobacco Asset Securitization Corporation Residual Trust.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 249

CONFIRMING REAPPOINTMENTS TO THE ONONDAGA COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD

WHEREAS, pursuant to Section 7 of the Soil Conservation District Law, the Onondaga County Legislature has been requested annually to appoint two of its members as Directors to the Onondaga County Soil and Water Conservation District Board; and

WHEREAS, it is the desire of the Onondaga County Legislature to reappoint David H. Knapp and Derek T. Shepard as the Legislature's representatives; now, therefore be it

RESOLVED, that the Onondaga County Legislature hereby confirms the reappointment of the following individuals as Directors of the Onondaga County Soil and Water Conservation District Board for the terms specified:

REAPPOINTMENT:

David H. Knapp
P.O. Box 467
LaFayette, New York 13084

TERM EXPIRES:

December 31, 2013

Derek T. Shepard, Jr.
127 Northrup Boulevard
Syracuse, New York 13209

December 31, 2013

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 250

APPROVING THE CLASSIFICATION OF AN UNLISTED ACTION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT; DECLARING LEAD AGENCY STATUS; ACCEPTING THE SHORT ENVIRONMENTAL ASSESSMENT FORM; AND ACCEPTING AND ADOPTING THE NEGATIVE DECLARATION FOR THE TRANSFER OF VAN DUYN HOME AND HOSPITAL

WHEREAS, Onondaga County currently owns and operates Van Duyn Home and Hospital, a skilled nursing home located in the Town of Onondaga, County of Onondaga, State of New York; and

WHEREAS, the action under consideration is the proposed transfer of the Van Duyn Facility, including the real and personal property, subject to a retained interest by the County including the right of the County to continue to operate the facility until such time as a new operator is in place; and

WHEREAS, an analysis of the potential environmental impacts of the proposed transfer of the Facility has been undertaken pursuant to the State Environmental Quality Review Act (SEQRA); and

WHEREAS, by Resolution adopted November 9, 2012, the County authorized, directed and designated itself to act as the lead agency under SEQR, and authorized the Onondaga County Executive, or her designee, to take action to comply with the requirements of the New York State Environmental Quality Review act (SEQRA) including, without limitation, the circulation of the Environmental Assessment Form to all Involved Agencies; and

WHEREAS, the County has advised the New York State Department of Health in writing of the County's lead agency status and circulated a copy of the Environmental Assessment Form and preliminary determination that the proposed action will have no significant environmental impacts, and the Department of Health has not objected to the same; now, therefore be it

RESOLVED, that the proposed action is an Unlisted Action and this Legislature shall act as the Lead Agency for the purposes of the SEQRA; and, be it further

RESOLVED, that the Short Environmental Assessment Form for this project has been prepared and reviewed and is on file with the Clerk of the Legislature; and, be it further

RESOLVED, that this Onondaga County Legislature does hereby accept and adopt the Negative Declaration for the transfer of Van Duyn Home and Hospital, and has determined that the proposed action will not have a significant effect on the environment; and, be it further

RESOLVED, that the Onondaga County Executive, or her designee, is authorized to take action to comply with the requirements of SEQRA, including identification and circulation of the proposed findings to other involved agencies, if any, the execution of documents and filing of the same, and any other actions to implement the intent of this resolution.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 251

BOND RESOLUTION DATED DECEMBER 18, 2012

A RESOLUTION AUTHORIZING THE DEMOLITION OF THE S-1 BUILDING ON THE VAN DUYN CAMPUS IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,500,000, AND AUTHORIZING THE ISSUANCE OF \$2,500,000 BONDS OF SAID COUNTY TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Onondaga, New York, as follows:

Section 1. The demolition of the S-1 building on the Van Duyn campus, including incidental costs, is hereby authorized at an estimated maximum cost of \$2,500,000.

Section 2. The plan for the financing thereof is by the issuance of \$2,500,000 bonds of said County hereby authorized to be issued therefor.

Section 3. It is hereby determined that the aforesaid constitutes a specific object or purpose having a period of probable usefulness of ten years, pursuant to subdivision 12-a of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Onondaga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Chief Fiscal Officer of such County. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Chief Fiscal Officer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Chief Fiscal Officer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Chief Fiscal Officer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The County Executive is authorized to enter into contracts to implement the intent of this resolution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the *Syracuse Post Standard*, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED. Ayes: 16 Noes: 1 (Dougherty)

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 252

AMENDING THE 2013 COUNTY BUDGET TO MAKE AVAILABLE FUNDING WITH RESPECT TO THE SALE OF VAN DUYN HOME AND HOSPITAL

WHEREAS, VDRNV, LLC (Purchaser) has agreed to purchase the Van Duyn Home and Hospital operations; and

WHEREAS, as such, a portion of the operating funds of the facility are to be transferred to the Purchaser to provide continuity in services; and

WHEREAS, the County operates Van Duyn Home and Hospital as a special revenue fund, and, therefore, does not separately maintain the operating funds to be transferred with implementation of the purchase agreements, requiring such funds to be transferred from the general fund; and

WHEREAS, it is, therefore, necessary to amend the 2013 County Budget to effectuate the sale of the Van Duyn Home and Hospital, to provide the Purchaser with operating funds pursuant to the terms of the Operating Asset Purchase; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into agreements and execute documents to implement the intent of this resolution; and, be it further

RESOLVED, that the 2013 County Budget be amended and the following amounts be provided and made available:

<u>APPROPRIATIONS:</u>	
A960 Appropriations	\$2,000,000
In Admin. Unit 2365150000	
County General Other Items	
FAMIS Index #140061	
In Acct. 695700 Contractual Expenses	
Non-Governmental	\$2,000,000

<u>FUND BALANCE:</u>	
A599 Appropriated Fund Balance	\$2,000,000

ADOPTED. Ayes: 13 Noes: 4 (Williams, Ervin, Dougherty, Ryan)

* * *

Motion Made By Mr. McMahon

RESOLUTION NO. 253

AUTHORIZING THE SALE OF THE VAN DUYN HOME AND HOSPITAL FACILITY AND RELATED OPERATIONS, AUTHORIZING THE COUNTY TO LEASE BACK VAN DUYN HOME AND HOSPITAL TO OPERATE SAID FACILITY DURING THE TRANSITION PERIOD, AMENDING RESOLUTION NO. 159-1999 REGARDING THE DISPOSAL OF SURPLUS PROPERTY, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AGREEMENTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the County of Onondaga currently provides residential skilled nursing services at Van Duyn Home and Hospital, a skilled nursing facility located in the Town of Onondaga, and the County intends to be out of the business of providing those services; and

WHEREAS, the County currently owns certain accounts receivable, inventory and vehicles associated with operating the nursing home business that will no longer be needed by the County upon termination of operations at Van Duyn Home and Hospital (the "Operating Assets") and the County also owns the land with appurtenant rights, buildings, furniture, fixtures, equipment and capital assets used or useful in the operation of a 513 bed licensed skilled nursing facility (the "Facility"); and

WHEREAS, continued operation of Van Duyn Home and Hospital as a publicly owned nursing home imposes a significant economic burden upon the taxpayers of Onondaga County; and

WHEREAS, the County has relied upon Medicaid payments and Intergovernmental Transfers ("IGT") in substantial part to fund the operations of the Van Duyn Facility; and

WHEREAS, Medicaid funding does not fully cover the actual costs of operations, and the availability of IGT funds historically have been unreliable, with each of these funding sources requiring further local tax dollar contributions; and

WHEREAS, the County also anticipates significant investment in capital improvements being required to maintain the Van Duyn Facility in the coming years; and

WHEREAS, to eliminate this economic burden on the taxpayers, the County conducted a competitive process to determine how best to remove the County from the nursing home business, and through that process has determined that the Operating Assets should be sold to a future operator approved by New York State Department of Health (the "Future Operator") and, to facilitate such a sale, that the Facility should be sold to Onondaga Civic Development Corporation ("OCDC"), a not for profit corporation formed under Section 1411 of the Not for Profit Corporation Law, for sale to a Future Operator or designee of a Future Operator (the "Facility Buyer"); and

WHEREAS, for the purpose of lessening the burdens of government and acting in the public interest, and for the further purpose of bettering and maintaining job opportunities, the County seeks to transfer the Facility to OCDC pursuant to a Facility Acquisition Agreement, subject to a retained interest by the County to lease the Facility such that the County will continue to operate the Facility for such period of time as is necessary to complete the regulatory process underlying the sale of the Facility to a Facility Buyer; and

WHEREAS, the lease of the Facility from OCDC to the County pursuant to a Facility Lease Agreement during the transition period of not to exceed three (3) years will enable the County to continue to operate the Facility while 5075 West Seneca, LLC, as the Facility Buyer, and VDRNC, LLC its affiliate as the Future Operator, complete the regulatory process, and will allow OCDC to identify subsequent buyers should the foregoing parties fail to proceed in a timely basis to complete the regulatory process or otherwise default; and

WHEREAS, the County and VDRNC, LLC are entering into an Operational Asset Purchase Agreement with respect to the Operating Assets should said party obtain all necessary regulatory approvals to be the Future Operator; and

WHEREAS, upon the granting of said regulatory approvals to VDRNC, LLC, OCDC has agreed to transfer ownership of the Facility to 5075 West Seneca, LLC pursuant to a certain Facility Sale Agreement at the same time as the County transfers the Operating Assets to 5075 West Seneca, LLC pursuant to the terms of the Operational Asset Purchase Agreement; and

WHEREAS, a copy of the survey of the land to be sold to by the County to OCDC is on file with the Clerk of this Legislature; and

WHEREAS, pursuant to Section 1411 of the Not for Profit Corporation Law, a public hearing on the sale of the Facility and assets upon ten days' notice was held by this Legislature on November 26, 2012; and

WHEREAS, in consideration of the foregoing and other factors, and the County having considered the advisability of ownership and operation of the Facility by an entity other than the County; now, therefore be it

RESOLVED, that this Legislature hereby authorizes and approves the disposition of the Operating Assets to VDRNC, LLC as provided for in the Operational Asset Purchase Agreement, said assets not being required for future use by the County; and, be it further

RESOLVED, that pursuant to Section 1411(d) of the Not-for-Profit Corporation Law, the County Legislature hereby authorizes and approves the sale of the Facility to OCDC, for consideration in the sum of one dollar payment waived, plus net proceeds from any subsequent sale as may be received by OCDC and such other mutual benefits to the parties as provided for in the Facility Acquisition Agreement and subject to any reverter or right of reentry in said Agreement, said Facility not being required for future use by the County; and, be it further

RESOLVED, that this Legislature hereby authorizes and approves the lease back of the Facility from OCDC to the County, such that the County will continue to operate said Facility until a future buyer takes title to the Facility, said leaseback not to exceed a period of three years, with the County to pay operational costs and for such other good and valuable consideration as provided for in the Facility Lease Agreement; and, be it further

RESOLVED, that upon the sale of the Facility by OCDC as provided for herein, the County will no longer be in the business of operating the Van Duyn Home and Hospital skilled nursing facility; and, be it further

RESOLVED, that Resolution No. 159-1999, as amended, regarding the disposition of surplus property, hereby is further amended to authorize and approve of the foregoing procedure and disposition of the Facility and Operating Assets; and, be it further

RESOLVED, that the Onondaga County Executive hereby is authorized to enter into agreements and execute documents, including without limitation the Operating Asset Purchase Agreement, the Facility Acquisition Agreement, and the Facility Lease Agreement, including amendments thereto, and to execute such other agreements, instruments and documents or applications (including applications to New York State Department of Health) and take such action to implement the intent of this resolution; and, be it further

RESOLVED, that if any term or provision of this resolution shall be held invalid or unenforceable, the remainder of this resolution shall not be affected thereby and every other term and provision of this resolution shall be valid and enforced to the fullest extent permitted by law.

ADOPTED. Ayes: 13 Noes: 4 (Williams, Ervin, Dougherty, Ryan)

* * *

Motion Made By Mr. Meyer, Mr. Knapp, Mr. Jordan, Mr. McMahon, Mr. May, Mr. Dougherty, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Holmquist, Mr. Kilmartin, Mr. Shepard

RESOLUTION NO. 254

PROVIDING CONTINUOUS INDIVIDUAL AND FAMILY DENTAL AND HEALTH INSURANCE BENEFITS THROUGH DECEMBER 31, 2013 AT COUNTY EXPENSE FOR THOSE COUNTY OFFICERS AND EMPLOYEES DURING THEIR ACTIVE MILITARY DUTY

WHEREAS, the New York State Military Law provides certain rights to public officers and employees absent on military duty as members of Reserve Forces or Reserve components of the Armed Forces of the United States; and

WHEREAS, pursuant to the Onondaga County Personnel Rules, county officers and employees on authorized military leave are entitled to all the rights and privileges set forth in said Military Law; and

WHEREAS, notwithstanding those rights and benefits, calls to active duty often impose financial hardship on those summoned and their dependents; and

WHEREAS, there is no express provision in the Military law or Personnel Rules for the continuation of dental and health insurance benefits for county officers, employees and their dependents when the period of ordered military duty exceeds thirty calendar days or twenty-two working days; and

WHEREAS, while the military provides medical coverage to its activated Reservists and some coverage to their dependents, that coverage is not as comprehensive as Onondaga County's medical plan for its officers, employees and dependents; and

WHEREAS, through a series of resolutions, most recently by Resolution No. 604-2011, this Onondaga County Legislature has previously provided for the continuation of individual and family dental and health insurance coverage at county expense, through December 31, 2012, for those county officers and employees called to active ordered military duty and the dependents of said officers and employees; and

WHEREAS, it is the desire of this Legislature to extend those benefits at county expense through December 31, 2013; now, therefore be it

RESOLVED, that through December 31, 2013, Onondaga County shall continue to provide individual and family dental health insurance coverage at county expense for those officers and employees ordered to active military and the dependents of said officers and employees.

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Meyer, Mr. Knapp, Mr. Jordan, Mr. McMahon, Mr. May, Mr. Dougherty, Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka, Mr. Holmquist, Mr. Kilmartin, Mr. Shepard

RESOLUTION NO. 255

AUTHORIZING ONONDAGA COUNTY TO PAY THE DIFFERENCE IN PAY BETWEEN MILITARY PAY AND BASE COUNTY SALARY TO COUNTY OFFICERS AND EMPLOYEES WHILE PERFORMING ORDERED MILITARY DUTY

WHEREAS, the New York State Military Law provides certain rights to public officers and employees absent on military duty as members of Reserve Forces or Reserve components of the Armed Forces of the United States; and

WHEREAS, pursuant to the Onondaga County Personnel Rules, county officers and employees on authorized military leave are entitled to all the rights and privileges set forth in said Military Law; and

WHEREAS, notwithstanding those rights and benefits, calls to active duty often impose financial hardship on those summoned and their dependents; and

WHEREAS, through a series of resolutions, most recently by Resolution No. 603-2011, this Onondaga County Legislature has previously authorized the County to pay the difference between military pay and base county salary to county officers and employees performing ordered military duty through December 31, 2012; and

WHEREAS, it is the desire of this Legislature to extend that pay differential benefit through December 31, 2013, and pay to county officers and employees on authorized military leave the difference between such officer or employee's military pay received from the United States Government and/or the State of New York and the base county salary such employee would have received for his/her regularly scheduled work week if such employee had not been called to active duty; now, therefore be it

RESOLVED, that through December 31, 2013, Onondaga County shall continue to pay such county officers and employees who are on ordered active duty with the Reserves or National Guard, the difference of said base county salary minus military pay (as "military pay" is defined in Resolution No. 603-2011); and, be it further

RESOLVED, that in the event the military pay equals or exceeds the base county salary of said officer or employee, no supplemental pay shall be authorized.

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone, Mr. Plochocki

RESOLUTION NO. 256

AMENDING THE 2013 COUNTY BUDGET TO MAKE AUTHORIZED AGENCY FUNDING AVAILABLE FOR USE BY THE ONONDAGA HISTORICAL ASSOCIATION

WHEREAS, by Resolution No, 160- 2012, this Legislature adopted the 2013 County Budget, and placed funding in a contingency account for the Onondaga Historical Association (“OHA”), which funds are to be used to manage and operate the fort at Ste. Marie within Onondaga Lake Park and to develop a Haudenosaunee Heritage Center; and

WHEREAS, the receipt of such funds from the County was contingent upon OHA demonstrating that it raised a matching amount for use, and OHA has been successful in its fundraising; and

WHEREAS, it is now necessary to amend the 2013 County Budget to make such funds available for use by the OHA for the purposes described herein; now, therefore be it

RESOLVED, that a representative from OHA shall make reports to the Facilities Committee of this Legislature regarding the progress of this initiative in March, June, September and November of 2013; and, be it further

RESOLVED, that the 2013 County Budget be amended as follows:

APPROPRIATIONS:

Admin Unit: 2365150000	
County General Other Items	
Index: 140061	
In Acct: 659560	+ \$75,000
Onondaga Historical Association	
In Account 666500	
Contingent Account	- \$75,000

ADOPTED. Ayes: 17

* * *

Motion Made By Mrs. Tassone

RESOLUTION NO. 257

AMENDING THE 2013 COUNTY BUDGET TO PROVIDE ADDITIONAL FUNDING FOR EQUIPMENT FOR THE ONONDAGA COUNTY VETERANS MEMORIAL CEMETERY AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, to honor the men and women that have served our country, Onondaga County established the Onondaga County Veterans Memorial Cemetery in 1986, and the Onondaga County Department of Parks and Recreation is responsible for cemetery maintenance and operations; and

WHEREAS, to fund the perpetual care and improvement of the Veterans Memorial Cemetery, an account was established in the Trust and Agency Fund to accrue interest from portions of burial fees and to advance payments for burial fees; and

WHEREAS, it is necessary to purchase two commercial front line mowers and one 6X4 Gator utility vehicle to properly maintain and operate the Veterans Memorial Cemetery; and

WHEREAS, the County Vehicle Use Review Board has approved the purchase of those vehicles, and it is necessary to amend the budget to provide for the same; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into contracts to implement this resolution; and, be it further

RESOLVED, that the 2013 Onondaga County Budget be amended by providing and making available the following:

<u>REVENUES:</u>	
In Admin Unit 6900000000	\$49,000
Parks and Recreation Grants Project	
Index 510032	
In Grants Project 770054-003	
Vet Cemetery Equipment 2013	
In Account 517410	
Interest and Earnings	\$49,000
 <u>APPROPRIATIONS:</u>	
A960 Appropriations	\$49,000
In Admin Unit 6900000000	
Index 510032	
In Grants Project 770054-003	
Vet Cemetery Equipment 2013	
In Account 671500	\$49,000
Automotive Equipment	

ADOPTED. Ayes: 17

* * *

Motion Made By Mr. Liedka

RESOLUTION NO. 258

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN AGREEMENT WITH ONEIDA COUNTY FOR THE PROVISION OF MEDICAL EXAMINER SERVICES, AMENDING THE 2013 ADOPTED BUDGET TO APPROPRIATE FUNDS, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AGREEMENTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Medical Examiner’s Office provides investigations into all unnatural, unattended, and unexpected deaths that occur within Onondaga County and other contracted counties; and

WHEREAS, Oneida County is desirous of obtaining medical examiner services from the Onondaga County Medical Examiner’s Office; and

WHEREAS, Oneida County is willing to compensate Onondaga County for the additional costs associated with the provision of these services; now, therefore be it

RESOLVED, that the County Executive hereby is authorized to enter into agreements with Oneida County to provide for such services and implement the intent of this resolution; and, be it further

RESOLVED, that the 2013 County Budget be amended by providing and making available the following:

REVENUES:

A510 Estimated Revenues		\$487,000
In Admin. Unit 4351000000		
Center for Forensic Sciences		
Index #330501		
In Acct. 514630 Gen. Govt. Support	\$487,000	

APPROPRIATIONS:

In Admin. Unit 4351000000		\$487,000
Center for Forensic Sciences		
Index #330501		
In Acct. 641010 Salaries	\$216,225	
In Acct. 691200 Employee Benefits	\$110,166	
In Acct. 693000 Supplies & Materials	\$ 76,042	
In Acct. 694130 Maint, Utilities, Rents	\$ 1,050	
In Acct. 694080 Professional Services	\$ 58,540	
In Acct. 694100 All Other Expenses	\$ 3,600	
In Acct. 694010 Travel/Training	\$ 4,000	
In Acct. 694950 Interdepartmental Chgs.	\$ 17,377	

ADOPTED. Ayes: 17

* * *

LOCAL LAW 1 - 2013

A LOCAL LAW RELATING TO FEES COLLECTED BY THE ONONDAGA COUNTY HEALTH DEPARTMENT FOR SERVICES UNDER THE ONONDAGA COUNTY SANITARY CODE AND COLLECTED BY THE ONONDAGA COUNTY HEALTH DEPARTMENT, AND FURTHER AMENDING LOCAL LAW NO. 16-2002

BE IT ENACTED BY THE ONONDAGA COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, NEW YORK, AS FOLLOWS:

Section 1. Local Law No. 16-2002, as previously amended, established a fee schedule for tests, permits, licenses, and other services performed pursuant to the Onondaga County Sanitary Code, and such fees are collected by the Onondaga County Commissioner of Health. Such local law hereby is further amended to establish the following tanning facilities fees:

Description of Service to be Provided	Fee
Biennial Tanning Facility Permit	\$30
Biennial Inspection	\$50/tanning device

Section 2. The procedures for the collection of such fees shall be as prescribed by the appropriate laws of the State and any amendments thereto or determined by the Commissioner of Health where the State has not enacted procedures.

Section 3. In all other respects, Local Law No. 16-2002, as previously amended, and any other prior resolution or local law establishing fees for tests, permits, licenses, and other services performed pursuant to the Onondaga County Sanitary Code shall remain in full force and effect except as specifically amended herein.

Section 4. This Local Law shall take effect on January 1, 2013 and shall be filed pursuant to provisions of the Municipal Home Rule Law.

ADOPTED. Ayes: 17

* * *

LOCAL LAW NO. 2 - 2013

A LOCAL LAW AMENDING THE ONONDAGA COUNTY ADMINISTRATIVE CODE
REGARDING THE DEPARTMENT OF LONG TERM CARE SERVICES

BE IT ENACTED BY THE ONONDAGA COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, NEW YORK, AS FOLLOWS:

Section 1. Findings. The County of Onondaga has provided residential nursing home services to area residents for over 100 years and, prior to that, residential care for indigent and disabled residents. Over the years, the respective roles of government and the private sector have evolved and the County has ceased participation in providing direct residential care for the indigent and disabled as various charitable and proprietary organizations have become the standard means of delivering these services to community members in need of such services. Currently, the County cannot provide residential skilled nursing services in an economically feasible manner. Therefore, this Legislature finds that it is in the interests of the County to divest itself of the Van Duyn Home and Hospital and cease participation in the business of providing such residential skilled nursing services. Demographic trends point toward an aging general population. This fact, coupled together with federal and state public policy directed at maintaining frail and older adults in the community and out of institutions, causing this Legislature to further find that a need exists to more effectively plan, coordinate, and deliver community-based health, mental health, and social services.

Section 2. Intent. Based upon the findings set forth in Section 1 above, it is the desire and the intent of the County Legislature to better coordinate the various health, mental health, and social services provided to frail and older adults within Onondaga County. As such, the local law provides for the expansion of the powers and duties of the Commissioner of Long Term Care Services, requiring the addition of some new responsibilities and transferring over some functions and duties from the Department of Social Services.

Section 3. The Onondaga County Administrative Code, being Local Law No. 1 of 1975, as previously amended, hereby is further amended in Article 11 thereof to amend Section 11.02 to add the following powers and duties to the Commissioner of Long Term Care Services:

(h) Inventory the health, mental health and social services provided to frail and older adults residing within Onondaga County, including services administered directly by Onondaga County and services provided at the direction of the County under contract, and use such inventory to provide periodic analysis and reports to the County Executive and other government officials regarding such services.

(i) Initiate and develop, under the direction of the County Executive, strategies for the maximum integration of these services, toward the goal of developing a comprehensive and efficient system of residential and community-based care.

(j) Make recommendations and proposals to the County Executive for improving residential and community-based care provided to frail and older adults residing within Onondaga County.

(k) Maintain close liaison with third-party entities providing health, mental health and social services provided to frail and older adults residing within Onondaga County.

Section 4. The Onondaga County Administrative Code hereby is further amended in Article 11 to strike Section 11.03 and 11.04 regarding the Deputy Commissioner of Residential Services.

Section 5. The Onondaga County Administrative Code is further amended to provide for the Division of Long Term Care Services and adding the following new sections 11.09 and 11.10.

Section 11.09. DIVISION OF LONG TERM CARE SERVICES; DEPUTY COMMISSIONER OF LONG TERM CARE SERVICES.

There shall be within the Department of Long Term Care Services a Division of Long Term Care Services under the direction of a Deputy Commissioner. The Deputy Commissioner shall be appointed by the Commissioner and, unless otherwise required by law, serve at the pleasure of the Commissioner. Appointments and revocations of appointments pursuant to this section shall be made by the Commissioner in writing and shall be filed with the Commissioner of Personnel. The Deputy Commissioner shall be in the exempt class of service unless otherwise provided by law.

Section 11.10. DEPUTY COMMISSIONER OF LONG TERM CARE SERVICES; POWERS AND DUTIES.

The powers and duties of the Deputy Commissioner of Long Term Care Services shall be to:

- (a) Encourage the development of residential long term care programs in the County of Onondaga.
- (b) Assist and advise the Commissioner of Long Term Care Services in the performance of the powers and duties of such office.
- (c) Develop a system of results-based accountability for all services provided, either directly or under contract, to ensure effectiveness/efficiency of service provision.
- (d) Develop and maintain relationships with organizations/systems outside of the County domain to ensure maximum coordination among service efforts.
- (e) Maintain financial oversight of county-funded services, toward the goals of maximizing funding opportunities and ensuring cost-effective service delivery.
- (f) Make recommendations and proposals for improving residential long term care services in Onondaga County.
- (g) Assist the Commissioner in the preparation and administration of the budget for the Department.
- (h) Provide oversight, management, and consultative services to other employees within the Department.
- (i) Perform such other and related duties as may be required by the Commissioner.
- (j) Develop agreements and contracts, subject to the approval of the County Executive, to provide services and to secure services needed by the division.

Section 6. The Administrative Code is hereby further amended to provide for a transfer of duties from the Department of Social Services into the Department of Long Term Care Services with respect to the Division of Community Services. Article 14 is amended to strike therefrom Sections 14.04A and 14.04B. The Administrative Code is hereby further amended to add the following language into Article 11 as Sections 11.11 and 11.12:

Section 11.11. DIVISION OF COMMUNITY SERVICES; DEPUTY COMMISSIONER OF COMMUNITY SERVICES.

There shall be within the Department of Long Term Care Services a Division of Community Services under the direction of a Deputy Commissioner. The Deputy Commissioner shall be appointed by the Commissioner and, unless otherwise required by law, serve at the pleasure of the Commissioner. Appointments and revocations of appointments pursuant to this section shall be made by the Commissioner in writing and shall be filed with the Commissioner of Personnel. The Deputy Commissioner shall be in the exempt class of service unless otherwise provided by law.

Section 11.12. DEPUTY COMMISSIONER OF COMMUNITY SERVICES; POWERS AND DUTIES.

The powers and duties of the Deputy Commission of Community Services shall be to:

- (a) Encourage the development of community-based long term care programs in the County of Onondaga.
- (b) In collaboration with other County departments, establish and operate a long term care systems management program.
- (c) Oversee the day-to-day operation of services rendered by the Community Services Division to residents of the County within such guidelines as may be provided by the Commissioner.
- (d) Ensure that all employees within the division are duly licensed and registered in the State of New York to provide the services to which they have been assigned.
- (e) Ensure that the management and the services delivered by the division provided hereunder are in compliance with applicable laws and regulations.
- (f) Initiate, implement and update written policies and procedures for the operation of Community Services as may be required by law or regulation and as may be required for the efficient operation of programs.
- (g) Develop agreements and contracts, subject to the approval of the Commissioner, to provide services and to secure services needed by the division.
- (h) Administer certain adult welfare programs throughout the County, including but not limited to old age assistance programs and other related programs.
- (i) Make recommendations to the Commissioner, whenever appropriate, regarding all matters relating to delivery of community services.

Section 7. Except as specifically amended herein, the Onondaga County Administrative Code, as previously amended, shall remain in full force and effect.

Section 8. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by a court of competent jurisdiction to be invalid, the judgment shall not effect, impair or

invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which the judgment shall have been rendered.

Section 9. This local law shall take effect December 1, 2013, and shall be filed pursuant to the provisions of the New York State Municipal Home Rule Law.

ADOPTED. Ayes: 15 Noes: 2 (Williams, Ryan)

* * *

LOCAL LAW NO. 3 - 2013

A LOCAL LAW REGARDING THE LEASE OF ALLIANCE BANK STADIUM BY THE COMMUNITY BASEBALL CLUB OF CENTRAL NEW YORK, INC.

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY AS FOLLOWS:

Section 1. The County of Onondaga is the owner of Alliance Bank Stadium and ancillary facilities (Stadium) located within the City of Syracuse. By Local Law No. 6-2012, such Stadium was authorized to be leased to the Community Baseball Club of Central New York, Inc. (CBC), an entity which owns the right to operate a professional AAA minor league baseball franchise. It is now necessary to amend such Lease Agreement with respect to the Option to Purchase, providing for an additional twenty-four months in which CBC may exercise such option.

Section 2. The County Executive is hereby authorized to execute the Amendment for Lease Agreement with CBC for the lease of the Stadium and ancillary facilities for a term to expire on December 31, 2022, with Option to Purchase, substantially in the form on file with the Clerk of the Onondaga County Legislature.

Section 3. This Local Law is subject to permissive referendum and shall take effect upon filing in accordance with the Municipal Home Rule Law.

ADOPTED. Ayes: 17

* * *

There being no further business to come before the County Legislature, Mr. Kilmartin moved to adjourn until Tuesday, January 2, 2013. There was no objection and the meeting was adjourned.

Respectfully submitted,
DEBORAH L. MATURO, Clerk
Onondaga County Legislature

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