

Onondaga County Legislature

DEBORAH L. MATURO
Clerk

JAMES M. RHINEHART
Chairman

KATHERINE M. FRENCH
Deputy Clerk

401 Montgomery Street • Court House • Room 407 • Syracuse, New York 13202
Phone: 315.435.2070 Fax: 315.435.8434
www.ongov.net

RESOLUTION NOS. 483 - 490

PUBLIC HEARING:

12:50 P.M. – Re: **A Resolution 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**

OFFICE OF THE CLERK

October 4, 2011

Listed below are the resolutions to be presented to the County Legislature at the October Session. The meeting will be held at **1:00 p.m. on Tuesday, October 4, 2011.**

- A. CALL TO ORDER
- B. CALLING OF ROLL MEMBERS
- C. INVOCATION – **Mr. Meyer**
- D. SALUTE TO FLAG – **Mrs. Tassone**
- E. READING OF MINUTES
- F. APPROVAL OF MINUTES
- G. PRESENTATION OF COMMUNICATIONS
 - 1. **Correspondence:**
 - a. 08-29-11 Letter from County Executive Mahoney – Re: Appointment of Arthur T. (Tom) Rhoads as Commissioner of Water Environment Protection
 - 2. **Public Comment:**
- H. REPORTS OF STANDING COMMITTEES
- I. REPORTS OF SPECIAL COMMITTEES
- J. CALL OF RESPECTIVE LEGISLATIVE DISTRICTS (District No. 3)

5TH DISTRICT – MRS. RAPP – COUNTY FACILITIES AND PLANNING & ECONOMIC DEVELOPMENT

- 1. **NO. 483** 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 2011-2012 Season (\$1,760,192) (19-0-0)
- 2. **NO. 484** Amending the 2011 County Budget to Accept a 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 (19-0-0)

6TH DISTRICT MR. RHINEHART

- 3. **NO. 485** Bond Resolution A Resolution Authorizing the Purchase and Installation of a Voiceover Internet Protocol System in and for the County of Onondaga, New York, at a Maximum Estimated Cost of \$2,200,000, and Authorizing the Issuance of \$2,200,000 Bonds of Said County to Pay the Cost Thereof (17-2 Buckel, Jordan -0)

8TH DISTRICT – MR. CORBETT – ENVIRONMENTAL PROTECTION

- 4. **NO. 486** Confirming Appointment as Commissioner of Water Environment Protection (Arthur T. (Tom) Rhoads) (19-0-0)

5. **NO. 487** Approving the 2010 Industrial Wastewater Surcharge (\$1,098,581.36) (19-0-0)

14TH DISTRICT – MR. JORDAN – WAYS AND MEANS

6. **NO. 488** Personnel Resolution (Hillbrook, Probation) (12 Lesniak, Meyer, Tassone, Rapp, Corbett, Holmquist, Kilmartin, Cox, Warner, Jordan, Dougherty, Rhinehart - 7 Stanczyk, Buckel, Kinne, Laguzza, Masterpole, Williams, Ervin – 0)
7. **NO. 489** Authorizing the Settlement of the Action Filed with the Supreme Court of the State of New York, County of Onondaga, C.O. Falter Construction Corp. and Fidelity & Deposit Company of Maryland v. County of Onondaga (\$41,911.49) (19-0-0)
8. **NO. 490** Authorizing the Settlement of the Action Filed with the Supreme Court of the State of New York, County of Onondaga, James E. McManus v. County of Onondaga, Onondaga County Development Corporation, and Onondaga Housing Development Fund Company, Inc. (\$40,000) (19-0-0)

LOCAL LAW:

- A. **TABLED TILL NOVEMBER** A Local Law Authorizing the Sale of County Property to Tuscarora Golf Club, Inc. (Sponsored by Mr. Rhinehart)

- K. UNFINISHED BUSINESS
- L. ANNOUNCEMENTS FROM THE CHAIR
- M. ADJOURNMENT

Respectfully submitted,

DEBORAH L. MATURO, Clerk
ONONDAGA COUNTY LEGISLATURE

October 4, 2011

483

Motion Made By Mrs. Rapp

RESOLUTION NO. _____

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 2011-2012 SEASON

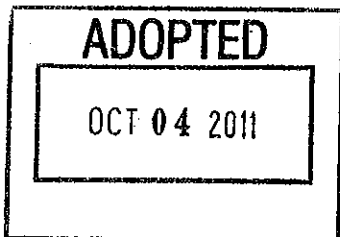
WHEREAS, Section 12 of the New York State Highway Law authorizes the County of Onondaga to contract with the State of New York for the control of snow and ice on state highways in towns and incorporated villages; and

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 2011-2012 season is \$1,760,192, 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 \$1,760,192 for the 2011-2012 season and to implement the intent of this resolution.

State Snow Contract
TG/g
KMB 8.23.11
clm
kam



I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

4th DAY OF October, 2011.

Deborah L. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

11 AUG 26 PM 1:25

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

October 4, 2011

Waiver

2.

Motion Made By Mrs. Rapp

RESOLUTION NO. 484

AMENDING THE 2011 COUNTY BUDGET TO ACCEPT A 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 \$600,000 grant under the N.Y.S. Affordable Home Ownership Program for the period August 1, 2011 to July 31, 2013; and

WHEREAS, this grant will be used to rehabilitate approximately 100 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 2011 County Budget be amended by providing and making available the following:

REVENUES:

CP510 Estimated Revenues	\$600,000
In Admin. Unit 10-35-20-50	
Community Development, NYS funded	
AHC Programs, Index 180042	
Account 028-0723 State Aid	
NYS Affordable Housing (2011) - #3K43	
Project 734168-001	\$600,000

APPROPRIATIONS:

CP960 Appropriations

\$600,000

In Admin. Unit 10-35-20-50

Community Development, NYS Funded

AHC Programs, Index 180042

NYS Affordable Housing (2011) - #3K43

Project 734168-001

\$600,000

BRACH11.doc

NAM/NM/KMB 09.16.11

kam

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND
EXACT COPY OF LEGISLATION DULY ADOPTED BY THE
COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

4th DAY OF October, 2011.

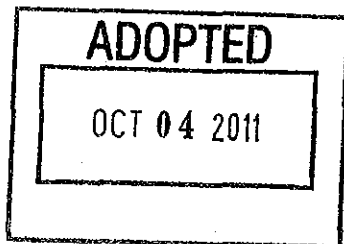
Deborah L. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK

ONON. CO. LEG.

September 15, 2011
RWF



11 SEP 30 PM 3:31

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

Replacement 3

October 4, 2011

Motion Made By Mr. Rhinehart

RESOLUTION NO. 485

BOND RESOLUTION A RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF A VOICEOVER INTERNET PROTOCOL SYSTEM IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,200,000, AND AUTHORIZING THE ISSUANCE OF \$2,200,000 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 purchase and installation of a Voiceover Internet Protocol System in and for the County of Onondaga, New York, including incidental costs, is hereby authorized at an estimated maximum cost of \$2,200,000.

Section 2. The plan for the financing thereof is by the issuance of \$2,200,000 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 ten years, pursuant to subdivision 25 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.

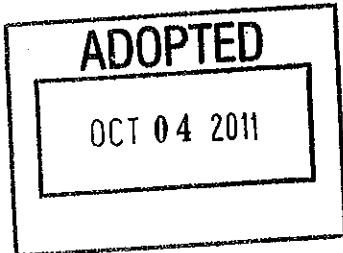
Section 10. This resolution, which takes effect immediately, shall be published in summary form in the Syracuse Post Standard, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED: AYES: 17 NAYS: 2 ABSENT: 0

Dated: October 4, 2011

Approved: James M. Mahoney
County Executive, Onondaga County

Voip Bond
kam



FILED WITH CLERK
ONON. CO. LEG.
September 30, 2011
KWT

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

4th DAY OF October, 20 11.

Deborah L. Maturo
CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

08:11 AM 4-10011

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

October 4, 2011

Motion Made By Mr. Corbett , Mr. Warner ,
Mr. Meyer

RESOLUTION NO. 486

CONFIRMING APPOINTMENT OF ARTHUR T. (TOM) RHOADS AS COMMISSIONER OF THE
DEPARTMENT OF WATER ENVIRONMENT PROTECTION

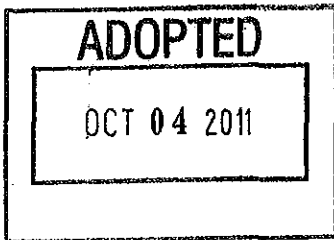
WHEREAS, Joanne M. Mahoney, Onondaga County Executive, pursuant to the power vested in her by the Onondaga County Charter and the Administrative Code of Onondaga County, has duly designated and appointed, pending confirmation, Arthur T. (Tom) Rhoads as Commissioner of the Department of Water Environment Protection; 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; and, be it further

RESOLVED, that in consideration of said appointee's extensive experience in the public sector, that said appointee hereby is granted five years of service credit for the purposes of vacation accruals; and, be it further

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 28, 2011, the appointment of Arthur T. (Tom) Rhoads as Commissioner of the Department of Water Environment Protection in accordance with his appointment by the County Executive.

RhoadsAppt.doc
lht/nlm
kam



I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

4th DAY OF October, 2011.

FILED WITH CLERK
ONON. CO. LEG.

August 30, 2011
KMF

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

11 SEP - 8 AM 9:2

ONONDAGA COUNTY LEGISLATURE
RECEIVED

October 4, 2011

Motion Made By Mr. Corbett

RESOLUTION NO. 487

APPROVING THE 2010 INDUSTRIAL WASTEWATER SURCHARGE

WHEREAS, the Onondaga County Commissioner of Water Environment Protection has calculated the 2010 Industrial Wastewater Surcharge to be \$1,098,581.36 with a total refund amount due of \$18,237.86 due to partial payments having already been made in accordance with the surcharge catch-up plan; 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

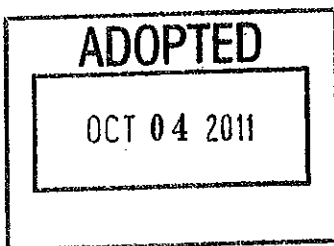
WHEREAS, the Commissioner of Water Environment Protection herein requests the approval of such surcharge by the Onondaga County Legislature; now, therefore be it

RESOLVED, that the Onondaga County Legislature herein approves the 2010 Industrial Wastewater Surcharge to be \$1,098,581.36 with a total refund amount due of \$18,237.86 based on partial payments having already been made in accordance with the surcharge catch-up plan, 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 2010 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 and Chairman of Ways and Means regarding any such refunds to customers or modifications to Industrial Wastewater Surcharge Bills.

IWS.doc
LHT 8.24.11
clm/kam



I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE 4th DAY OF October, 2011.

Deborah A. Matrino
CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

11 AUG 30 PM 2:46

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

October 4, 2011

6
488

Motion Made By Mr. Jordan

RESOLUTION NO. _____

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:

Hillbrook-Probation Admin Unit 40-73-90

Abolish R.P. 01 407390 1385, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 1387, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 1388, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 1390, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 1391, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 1396, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 1397, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 1404, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 9906, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Abolish R.P. 01 407390 9908, Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581 effective November 5, 2011.

Change Title of R.P. 01 407390 1416, Teacher (Math/SCI), Grade 10 @ \$46,225 - \$51,147 to Teacher, Grade 10 @ \$46,225 - \$51,147 effective January 1, 2012.

Change Title of R.P. 01 407390 1417, Teacher (Lang/Soc St), Grade 10 @ \$46,225 - \$51,147 to Teacher, Grade 10 @ \$46,225 - \$51,147 effective January 1, 2012.

Create R.P. 01 407390 1794, Det Home Aide, Grade 5 @ \$31,220 - \$34,474 effective November 5, 2011.

Create R.P. 01 407390 1797, Det Home Aide, Grade 5 @ \$31,220 - \$34,474 effective November 5, 2011.

Create R.P. 01 407390 1798, Det Home Aide, Grade 5 @ \$31,220 - \$34,474 effective November 5, 2011.

Create R.P. 01 407390 1821, Det Home Aide, Grade 5 @ \$31,220 - \$34,474 effective November 5, 2011.

Create R.P. 01 407390 1827, Det Home Aide, Grade 5 @ \$31,220 - \$34,474 effective November 5, 2011.

Create R.P. 01 407390 1828, Det Home Aide, Grade 5 @ \$31,220 - \$34,474 effective November 5, 2011.

Create R.P. 01 407390 1829, Det Home Counselor 2, Grade 11 @ \$49,415 - \$54,691 effective November 5, 2011.

Probation Admin Unit 40-73-20

Abolish R.P. 01 407320 1346 Probation Assistant, Grade 7 @ \$36,411 - \$40,241 effective November 5, 2011.

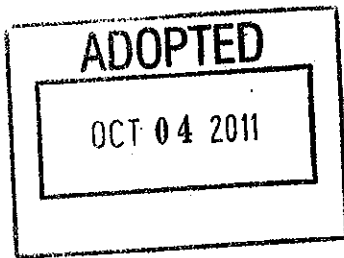
Abolish R.P. 01 407320 1349 Probation Assistant, Grade 7 @ \$36,411 - \$40,241 effective November 5, 2011.

Abolish R.P. 01 407320 1377 Probation Assistant, Grade 7 @ \$36,411 - \$40,241 effective November 5, 2011.
Abolish R.P. 01 407320 1376 Probation Assistant, Grade 7 @ \$36,411 - \$40,241 effective November 5, 2011.
Abolish R.P. 01 407320 1289 Probation Assistant, Grade 7 @ \$36,411 - \$40,241 effective November 5, 2011.

and, be it further

RESOLVED, to amend the Onondaga County Salary Plan to delete the title of Det Home Counselor 1, Grade 09 @ \$43,016 - \$47,581, Probation Assistant, Grade 7 @ \$36,411 - \$40,241, Teacher (Math/SCI), Grade 10 @ \$46,225 - \$51,147, and Teacher (Lang/Soc St), Grade 10 @ \$46,225 - \$51,147. Add the title of Teacher, Grade 10 @ \$46,225 - \$51,147.

RES 10-11.doc
PT/lbg
Cln
kam



FILED WITH CLERK
ONON. CO. LEG.

September 27, 2011
KMF

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

4th DAY OF October, 2011.

Deborah L. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

11 SEP -9 AM 11:25

ONONDAGA COUNTY
LEGISLATURE
RECEIVED

October 4, 2011

Motion Made By Mr. Jordan

RESOLUTION NO. 489

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, C.O. FALTER CONSTRUCTION CORP. AND FIDELITY & DEPOSIT COMPANY OF MARYLAND V. COUNTY OF ONONDAGA

WHEREAS, on or about October 8, 2008, by Third-Party Summons and Complaint, Plaintiff, C.O. Falter Construction Corp and Fidelity & Deposit Company of Maryland, commenced this action against the County of Onondaga, demanding payment for contract claims on the County's Harbor Brook Floatables Control Facilities, Contract NO. 587949-003 (Project); and

WHEREAS, Plaintiff, C.O. Falter, is willing to settle against the County Defendants, upon the payment of \$41,911.49, including attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$41,911.49, 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.

Falter
LR/dmk
LHT 9.27.11
clm/kam

ADOPTED
OCT 04 2011

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE 4th DAY OF October, 2011.

11 SEP 29 AM 9:19

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

October 4, 2011

Motion Made By Mr. Jordan

RESOLUTION NO. 490

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, JAMES E. MCMANUS V. COUNTY OF ONONDAGA, ONONDAGA COUNTY DEVELOPMENT CORPORATION, AND ONONDAGA COUNTY HOUSING DEVELOPMENT FUND COMPANY, INC.

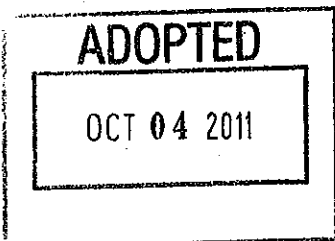
WHEREAS, on or about March 12, 2004, by Summons and Complaint, Plaintiff, James E. McManus, commenced this action against the County of Onondaga, Onondaga County Development Corporation and Onondaga County Housing Development Fund Company, Inc., demanding payment for any claims of bodily injuries as a result of a fall while working at a home construction site located on McFern Avenue in Nedrow, New York; and

WHEREAS, Plaintiff, James E. McManus, is willing to settle against the County Defendants, upon the payment of \$40,000, including attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$40,000, 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.

McManus.doc
CLR/dmk
LHT 09.27.11
clm/kam



HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

4th DAY OF October, 2011.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

11 SEP 29 AM 9:19

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