



Onondaga County Legislature

DEBORAH L. MATURO
Clerk

J. RYAN MCMAHON, II
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. 219 – 249

OFFICE OF THE CLERK

December 17, 2013

PUBLIC HEARINGS:

- 12:50 P.M. – Re: **On the Assessment Roll for Southwood-Jamesville Water District**
12:53 P.M. – Re: **On the Assessment Roll for Warners Water District**
12:55 P.M. – Re: **In Connection with the Increased Cost of Proposed CSO Improvements for the Onondaga County Sanitary District of the County of Onondaga, New York**

Listed below are the resolutions to be presented to the County Legislature at the second day of the December Session. The meeting will be held at **1:00 p.m. on Tuesday, December 17, 2013.**

- A. CALL TO ORDER
- B. CALLING OF ROLL MEMBERS
- C. INVOCATION – **Mr. Liedka**
- D. SALUTE TO FLAG – **Mr. Ryan**
- E. READING OF MINUTES
- F. APPROVAL OF MINUTES
- G. PRESENTATION OF COMMUNICATIONS
 - 1. **Correspondence:**
 - a. 12-02-13 Memo from Chairman McMahon – Re: Appointment to the Onondaga County Water Authority (Robert J. Andrews)
 - b. 12-10-13 Memo from Chairman McMahon – Re: Appointment to the Board of Directors of the Onondaga County Civic Development Corporation (Leonard D. Manfrates)
 - c. 12-12-13 Letter from County Executive Mahoney – Re: Appointment to the Onondaga Tobacco Asset Securitization Corporation (Eugene Cella, Jr.)
 - 2. **Public Comment:**
- H. REPORTS OF STANDING COMMITTEES
- I. REPORTS OF SPECIAL COMMITTEES
- J. CALL OF RESPECTIVE LEGISLATIVE DISTRICTS (District No. 7)

7TH DISTRICT – MR. LIEDKA – HEALTH

- 1. **NO. 219** Confirming the Appointment of Robert Long as the Onondaga County Commissioner of Adult Services and the Director of Community Services (17-0)
- 2. **NO. 220** Confirming the Appointment of David Sutkowy as the Onondaga County Commissioner of Children and Family Services and Other Related Positions (17-0)
- 3. **NO. 221** Confirming the Appointment of Lisa Alford as the Onondaga County Executive Director of the Office of Aging (17-0)
- 4. **NO. 222** Confirming the Appointment of Sarah Merrick as the Onondaga County Commissioner of Social Services (17-0)

5. **NO. 223** Confirming the Reappointment of Cynthia B. Morrow, M.D., M.P.H. as Commissioner of Health for the County of Onondaga (17-0)
6. **NO. 224** Authorizing the County Executive to Enter into an Agreement with Oneida County for the Provision of Various Medical Examiner Services (17-0)
7. **NO. 225** Authorizing the County Executive to Enter into Agreements with the Oswego County Soil and Water Conservation District Providing for the Transfer of Funding for Finger Lakes-Lake Ontario Watershed Protection Alliance (FOLLOWPA) (17-0)
8. **NO. 226** Authorizing the Execution of Intermunicipal Agreements to Provide Certain Municipally Operated Youth Programs with Funding (17-0)

10TH DISTRICT – MR. HOLMQUIST – PUBLIC SAFETY

9. **NO. 227** Amending the 2013 County Budget to Accept New York State Office of Indigent Legal Services Grant Funds for the Counsel at First Appearance Project, and Authorizing the Execution of Agreements to Implement this Resolution (\$588,000) (17-0)

12TH DISTRICT – MR. KNAPP – WAYS AND MEANS

10. **NO. 228** 2013 Transfer Resolution (Health \$123,400) (17-0)
11. **NO. 229** 2014 Town Tax Rates, Fixed, Ratified and Confirmed (17-0)
12. **NO. 230** Southwood-Jamesville Water District – General Apportionment (17-0)
13. **NO. 231** Southwood-Jamesville Water District Tax, Town of DeWitt Apportionment (17-0)
14. **NO. 232** Southwood-Jamesville Water District Tax, Town of Onondaga Apportionment (17-0)
15. **NO. 233** Warners Water District Tax – General Apportionment (17-0)
16. **NO. 234** Warners Water District Tax, Town of Camillus Apportionment (17-0)
17. **NO. 235** Warners Water District Tax, Town of Van Buren Apportionment (17-0)
18. **NO. 236** Confirming the Appointment of the Independent Director to the Onondaga Tobacco Asset Securitization Corporation (Mr. Eugene Cella, Jr.) (17-0)
19. **NO. 237** Authorize the County Comptroller to Transfer 2013 Unencumbered Appropriations After Expiration of the 2013 Fiscal Year upon Approval of the County Executive and the Chairman of the Ways and Means Committee (17-0)
20. **NO. 238** Authorizing the County Comptroller, upon Approval of the Division of Management and Budget and the County Executive's Office, to Transfer 2013 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 (17-0)
21. **NO. 239** Amending the 2013 County Budget to Release Contingency Funds for the Farmland Preservation Program (\$672,000) (17-0)
22. **NO. 240** Amending the 2014 County Budget to Transfer Funds for the Reorganization of the Department of Information Technology (\$267,069) (17-0)
23. **NO. 241** Authorizing the Settlement of the Action Filed with the Supreme Court of the State of New York, County of Onondaga, Jacqueline A. Mogle v. Gary M. Dixon and County of Onondaga (\$120,000) (17-0)
24. **NO. 242** Authorizing the Settlement of the Action Filed with the Supreme Court of the State of New York, County of Onondaga, Therese Ciszewski and Joseph Ciszewski v. Nicholas Fick and County of Onondaga (\$50,000) (16-1 May -0)

15TH DISTRICT – MR. MCMAHON

25. **NO. 243** Confirming Appointment to the Onondaga County Water Authority (Robert J. Andrews) (17-0)
26. **NO. 244** Confirming Appointment by the Chairman of the Onondaga County Legislature to the Board of Directors of the Onondaga Civic Development Corporation (Leonard D. Manfrates) (17-0)

2ND DISTRICT – MR. DOUGHERTY

27. **NO. 245** Memorializing the New York State DEC to Increase the Treatment Capacity Rating at the Oak Orchard Wastewater Treatment Plant (17-0)

6TH DISTRICT – MR. PLOCHOCKI – ENVIRONMENTAL PROTECTION

28. **NO. 246** A Resolution Approving the Costs of Certain Improvements for CSO Improvements for the Onondaga County Sanitary District (17-0)
29. **NO. 247** Bond Resolution - A Resolution Authorizing the Issuance of \$20,000,000 Bonds of the County of Onondaga, New York, to Pay the Cost of CSO Improvements in and for the Onondaga County Sanitary District, Intended to Enable the County to Comply with Requirements Set Forth in the Amended Consent Judgment and Related Municipal Compliance Plan for the Clinton Street Conveyances and Regional Treatment Facility Project, in and for Said County (\$20,000,000) (17-0)
30. **NO. 248** Reducing Authorized Costs for Certain Improvements Made for the Midland Wastewater Treatment Plant in and for the County of Onondaga, New York Pursuant to Section 41.00 of the Local Finance Law, and Amending Resolution Nos. 50-2008 and 51-2008 (\$9,756,000) (17-0)
31. **NO. 249** A Resolution Amending the 2014 County Budget to Provide for Ongoing County Participation in Honeywell and Onondaga Lake Remediation Issues (\$85,000) (17-0)

LOCAL LAWS:

- A. **PASSED** - A Local Law Governing the Sale, Application and Disposal of Waste Associated with Natural Gas Exploration and Extraction Activities (Sponsored by Mr. Plochocki) (17-0)
- B. **PULLED** - A Local Law Amending the Onondaga County Administrative Code In Relation to Procurement (Sponsored by Mr. McMahon)
- C. **PASSED** - A Local Law Authorizing the Amendment to the Lease of County Property Located in the Town of Marcellus, County of Onondaga to New Cingular Wireless PCS, LLC. D.B.A. AT&T Mobility, and Amending Local Law No. 25-2008 (Sponsored by Mr. Holmquist) (17-0)

K. UNFINISHED BUSINESS

L. ANNOUNCEMENTS FROM THE CHAIR

M. ADJOURNMENT

Respectfully submitted,

DEBORAH L. MATURO, Clerk
ONONDAGA COUNTY LEGISLATURE

December 17, 2013

219

Motion Made By Mr. Liedka , Mr. Kilmartin

RESOLUTION NO. _____

CONFIRMING THE APPOINTMENT OF ROBERT LONG AS THE ONONDAGA COUNTY COMMISSIONER OF ADULT SERVICES AND THE DIRECTOR OF COMMUNITY SERVICES

WHEREAS, pursuant to Section 2401 of the Onondaga County Charter and Section 11.01 of the Onondaga County Administrative Code, the Onondaga County Executive has duly appointed Robert Long to serve as the Commissioner of the Department of Adult Services, subject to the confirmation of this Legislature; and

WHEREAS, pursuant to Section 11.03(e)(1) of the Onondaga County Administrative Code, the Onondaga County Executive has duly appointed Robert Long as the Onondaga County Director of Community Services, subject to the confirmation of this Legislature, where such position is responsible for administering the local governmental unit under Article 41 of the Mental Hygiene Law; and

WHEREAS, it is the desire of this Legislature to confirm the appointment of Robert Long to such positions; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of Robert Long as the Onondaga County Commissioner of the Department of Adult Services and the Director of Community Services, where the term for each such position is to commence on January 1, 2014.

ALTC Comm.doc
KMB
kam

ADOPTED
DEC 17 2013

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

17th DAY OF December, 2013.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

13 NOV - 7 AM 11:24

LEGISLATIVE CLERK

December 17, 2013

220

Motion Made By Mr. Liedka, Mr. Kilmartin,
Mr. Dougherty, Mrs. Ervin

RESOLUTION NO. _____

CONFIRMING THE APPOINTMENT OF DAVID SUTKOWY AS THE ONONDAGA COUNTY
COMMISSIONER OF CHILDREN AND FAMILY SERVICES AND OTHER RELATED POSITIONS

WHEREAS, pursuant to Section 31.01 of the Onondaga County Administrative Code, the Onondaga County Executive has duly appointed David Sutkowy as the Onondaga County Commissioner of the Department of Children and Family Services, subject to the confirmation of this Legislature; and

WHEREAS, pursuant to Section 31.03(e)(1) of the Onondaga County Administrative Code, the Onondaga County Executive has duly appointed David Sutkowy to serve as the Youth Bureau Administrator, subject to the confirmation of this Legislature; and

WHEREAS, pursuant to Section 31.03(e)(2) of the Onondaga County Administrative Code, the Onondaga County Executive has duly appointed David Sutkowy as the social services official responsible for administering the portion of the social services district related to children and their families; and

WHEREAS, it is the desire of this Legislature to confirm the appointment of David Sutkowy to such positions; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of David Sutkowy as the Onondaga County Commissioner of Children and Family Services, the Youth Bureau Administrator, and as the social services official responsible for administering the social services district related to children and their families, where the term for each such position is to commence on January 1, 2014.

CFS Comm.doc
KMB
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

17th DAY OF December, 2013.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

3:11:11 AM 11-7-13

ONONDAGA COUNTY LEGISLATURE

December 17, 2013

Motion Made By Mr. Liedka, Mr. Kilmartin, Mr. Knapp,
Mrs. Ervin, Ms. Williams

RESOLUTION NO. 221

CONFIRMING THE APPOINTMENT OF LISA ALFORD AS THE ONONDAGA COUNTY
EXECUTIVE DIRECTOR OF THE OFFICE OF AGING

WHEREAS, pursuant to Section 11.03(e)(2) of the Onondaga County Administrative Code, the Onondaga County Executive has duly appointed Lisa Alford to serve as the Executive Director for the Office of Aging subject to the confirmation of this Legislature; and

WHEREAS, it is the desire of this Legislature to confirm the appointment of Lisa Alford to serve as the Onondaga County Executive Director for the Office of Aging; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of Lisa Alford to serve as the Onondaga County Executive Director for the Office of Aging, where the term for such individual is to commence on January 1, 2014.

Aging - Director.doc
KMB
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 17th DAY OF December, 2013.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV - 7 AM 11:21

LEGISLATURE

4.

December 17, 2013

222

Motion Made By Mr. Liedka , Mr. Kilmartin, Mrs. Ervin RESOLUTION NO. _____

CONFIRMING THE APPOINTMENT OF SARAH MERRICK AS THE ONONDAGA COUNTY COMMISSIONER OF SOCIAL SERVICES

WHEREAS, pursuant to Social Services Law §116, Article XIV of the Onondaga County Charter and Article XIV of the Onondaga County Administrative Code, the Onondaga County Executive has duly appointed Sarah Merrick to serve as the Onondaga County Commissioner of Social Services, subject to the confirmation of this Legislature; and

WHEREAS, it is the desire of this Legislature to confirm the appointment of Sarah Merrick to serve as the Onondaga County Commissioner of Social Services; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of Sarah Merrick to serve as the Onondaga County Commissioner of Social Services for a five-year term pursuant to provisions of New York State Social Services Law, where such term is to commence on January 1, 2014, and to expire December 31, 2018.

DSS-ES Comm.doc
KMB
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

17th DAY OF December, 2013.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV -7 AM 11:24

LEGISLATURE

5.

December 17, 2013

223

Motion Made By Mr. Liedka , Mr. Knapp,
Mr. Kilmartin, Mrs. Ervin, Ms. Williams

RESOLUTION NO. _____

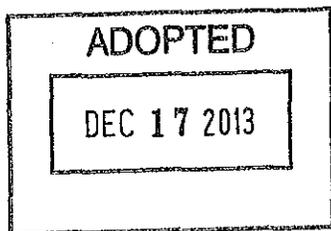
CONFIRMING THE REAPPOINTMENT OF CYNTHIA B. MORROW, M.D., M.P.H. AS
COMMISSIONER OF HEALTH FOR THE COUNTY OF ONONDAGA

WHEREAS, pursuant to Section 16.02 of the Onondaga County Administrative Code, the Onondaga County Executive has duly reappointed Cynthia B. Morrow, as Commissioner of Health for the County of Onondaga, subject to the confirmation of this Legislature; and

WHEREAS, it is the desire of this Legislature to confirm the reappointment of Dr. Morrow to serve as the Onondaga County Commissioner of Health; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of Dr. Morrow to serve as the Onondaga County Commissioner of Health for a four-year term pursuant to provisions of New York State Public Health Law, where such term is to commence on January 1, 2014, and to expire December 31, 2017.

HealthCommr.docx
KMB
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

17th DAY OF December, 2013.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

NOV 12 AM 10:39

LEGISLATURE

December 17, 2013

Motion Made By Mr. Liedka

RESOLUTION NO. 224

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN AGREEMENT WITH ONEIDA COUNTY FOR THE PROVISION OF VARIOUS MEDICAL EXAMINER SERVICES

WHEREAS, by Resolution No. 258-2012, this Onondaga County Legislature authorized the execution of an intermunicipal agreement between Onondaga County and Oneida County, whereby the Onondaga County Medical Examiner's Office provides Oneida County with various medical examiner services; and

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 continuing the contractual relationship with Onondaga County and obtaining medical examiner services from the Onondaga County Medical Examiner's Office over a multi-year period, and it will be necessary to continue the related Assistant Forensic Investigator contracts during such period; and

WHEREAS, Oneida County is willing to compensate Onondaga County for actual costs incurred by Onondaga County 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 compensation and to otherwise implement the intent of this resolution.

Oneida ME - IMA.docx
EW
PEJ 10.23.13
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

17th DAY OF December, 2013.

Deborah A. Naturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV 20 PM 2:48

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

225

Motion Made By Mr. Liedka

RESOLUTION NO. _____

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AGREEMENTS WITH THE OSWEGO COUNTY SOIL AND WATER CONSERVATION DISTRICT PROVIDING FOR THE TRANSFER OF FUNDING FOR FINGER LAKES-LAKE ONTARIO WATERSHED PROTECTION ALLIANCE (FLOWPA)

WHEREAS, Onondaga County participates in the Water Resources Board (WRB), which is the administering entity of the Finger Lakes-Lake Ontario Watershed Protection Alliance (FLOWPA), and the NYS Department of Environmental Conservation (NYSDEC) has allocated funding for the water quality programs through the Finger Lakes-Lake Ontario Watershed Protection Alliance (FLOWPA); and

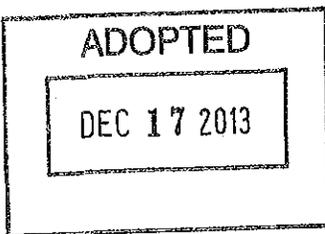
WHEREAS, NYSDEC has agreed to transfer water quality program funding to the Oswego County Soil and Water Conservation District and the WRB, and the funding shall thereafter be disbursed to the WRB members and their programs; and

WHEREAS, historically, such funding has been allocated by NYSDEC on an annual basis, and an appropriation is typically included within the County's budget process, including the adopted 2013 and 2014 budgets, and it is necessary to authorize the execution of agreements to allow for such annual funding to be accepted from the Oswego County Soil and Water Conservation District; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to execute such agreements as may be reasonably needed to receive the NYSDEC funds described herein and may execute renewals of such annual agreements as may be needed through 2018; and, be it further

RESOLVED, that the Clerk of this Legislature is hereby directed to cause a certified copy of this resolution to be transmitted to Mr. John DeHollander, District Manager of the Oswego County Soil and Water Conservation District.

FLOWPA funds.docx
PEJ 11.18.13
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

17th DAY OF December, 2013.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

13 NOV 20 PM 2:48

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

226

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

RESOLUTION NO. _____

**AUTHORIZING THE EXECUTION OF INTERMUNICIPAL AGREEMENTS TO PROVIDE
CERTAIN MUNICIPALLY OPERATED YOUTH PROGRAMS WITH FUNDING**

WHEREAS, the County, through the Syracuse/Onondaga County Youth Bureau, has applied for and received state funding for youth development and delinquency prevention programs pursuant to Executive Law Article 19-A; and

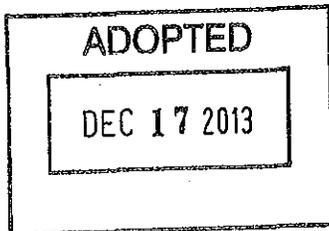
WHEREAS, through a competitive allocation process, the Syracuse/Onondaga County Youth Board has selected for such grant purposes the following municipal programs: the Camillus Town Shop Youth Center program, operated by the Town of Camillus Department of Parks and Recreation; the Cicero Canteen Drop-In Center for Youth, operated by the Town of Cicero Department of Parks and Recreation; and Afterschool programs located at five community centers, operated by the City of Syracuse Department of Parks, Recreation, and Youth Programs; and

WHEREAS, these programs provide youth development and delinquency prevention services and provide a place for teens to go in the non-school hours to engage in activities that address developmental needs; and

WHEREAS, these programs have received funding, authorized previously by Resolutions Nos. 141-2009, 142-2009, and 160-2009, and it is necessary to authorize the execution of agreements with the municipalities named herein to continue providing this grant funding to such programs; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to execute agreements with the Town of Camillus, the Town of Cicero, and the City of Syracuse as may be needed to carry out the intent of this resolution, where such agreements are to be for a period not to exceed five years.

Youth Bureau Grants.docx
KMB
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 17th DAY OF December, 2013.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK
ONONDAGA CO. LEG.
November 20, 2013
KMF

13 DEC 13 AM 9:57

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

Motion Made By Mr. Holmquist

RESOLUTION NO. 227

AMENDING THE 2013 COUNTY BUDGET TO ACCEPT NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT FUNDS FOR THE COUNSEL AT FIRST APPEARANCE PROJECT, AND AUTHORIZING THE EXECUTION OF AGREEMENTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, pursuant to Article 18-B of the County Law, counties are required to maintain a plan to provide legal representation to persons entitled to an attorney who are financially unable to obtain counsel; and

WHEREAS, Onondaga County complies with this requirement and provides for such legal representation by contracting for services with Frank H. Hiscock Legal Aid Society and Onondaga County Bar Association Assigned Counsel Program, Inc. (ACP); and

WHEREAS, under the direction of and pursuant to policies established by the Indigent Legal Services Board, the New York State Office of Indigent Legal Services was established to monitor, study and make efforts to improve the quality of services provided pursuant to Article 18-B of the County Law; and

WHEREAS, the Office of Indigent Legal Services targets competitive grants in support of innovative and cost-effective solutions that enhance the provision of quality indigent legal services; and

WHEREAS, the Office of Indigent Legal Services announced a request for proposals for the Counsel at First Appearance project to make demonstrable and measurable improvements in the delivery of indigent defense services to eligible persons at a defendant's first appearance before a judge; and

WHEREAS, ACP submitted a proposal for the Counsel at First Appearance project, designed to make improvements in the delivery of indigent defense services to eligible persons at a defendant's first court appearance; and

WHEREAS, the Office of Indigent Legal Services has selected Onondaga County to receive grant funds in the amount of \$588,000 by virtue of the Counsel at First Appearance competitive grant authorized by the Indigent Legal Services Board; and

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

RESOLVED, that the County Executive hereby is authorized to enter into agreements to accept said funding and to implement the intent of this resolution; and, be it further

RESOLVED, that the 2013 County budget be amended as follows:

<u>REVENUES:</u>	\$588,000
In Admin. Unit 0200000000	
Human Services Authorized Agencies	
Speed Type 280362	
In Acct 590020 St Aid-Genl Govt Support	\$588,000

APPROPRIATIONS:

\$588,000

In Admin. Unit 0200000000

Human Services Authorized Agencies

Speed Type 280362

In Acct 695000 Indigent Defense of Legal Def

\$588,000

ACP First Appearance.docx

ET 11.08.13

KMB 11.08.13

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

17th DAY OF December, 2013.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV 20 PM 2:48

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

228

Motion Made By Mr. Knapp

RESOLUTION NO. _____

2013 TRANSFER RESOLUTION

RESOLVED, that the following transfers be made:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
Org. Code 4353000000	Org. Code 4350000000	
Health-Special Children's Svcs	Health-TB Control	
Speedtype #330601	Speedtype # 333457	
Acct. 696450	Acct. 694080	
Svcs to Handicapped	Professional Services	\$123,400

DEC 2013 TRANS
SS
kam

ADOPTED
DEC 17 2013

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 17th DAY OF December, 2013.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

RECEIVED
 ONONDAGA COUNTY
 LEGISLATURE
 18 DEC 16 PM 12:43

2014 TOWN TAX RATES, FIXED, RATIFIED AND CONFIRMED

RESOLVED, that the tax rates for the ensuing fiscal year 2014 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	\$ 3.5489	
County Inside	<u>5.5944</u>	
Camillus-Inside (Camillus)		\$ 9.1433
Town Outside	\$ 3.6896	
County Outside	<u>5.5832</u>	
Camillus-Outside		\$ 9.2728
<u>CICERO</u>		
Town Inside	\$.6072	
County Inside	<u>5.4695</u>	
Cicero-Inside (North Syracuse)		\$ 6.0767
Town Outside	\$ 1.8960	
County Outside	<u>5.4587</u>	
Cicero-Outside		\$ 7.3547
<u>CLAY</u>		
Town Inside	\$ 14.3698	
County Inside	<u>125.6327</u>	
Clay-Inside (North Syracuse)		\$140.0025
Town Outside	\$ 18.6560	
County Outside	<u>125.6327</u>	
Clay-Outside		\$144.2887

DEWITT

Town Inside \$.8000
County Inside 5.3695

DeWitt-Inside (East Syracuse) \$ 6.1695

Town Outside \$ 3.1300
County Outside 5.3695

DeWitt-Outside \$ 8.4995

ELBRIDGE

Town Inside \$ 3.2610
County Inside 5.5199

Elbridge-Inside (Jordan & Elbridge) \$ 8.7809

Town Outside \$ 3.4428
County Outside 5.5070

Elbridge-Outside \$ 8.9498

FABIUS

Town Inside \$ 3.9954
County Inside 5.4427

Fabius-Inside (Fabius) \$ 9.4381

Town Outside \$ 4.2187
County Outside 5.4427

Fabius-Outside \$ 9.6614

GEDDES

Town Inside \$ 1.7642
County Inside 6.0876

Geddes-Inside (Solvay) \$ 7.8518

Town Outside \$ 5.5206
County Outside 6.0876

Geddes-Outside \$ 11.6082

LAFAYETTE

Town \$ 4.4188
County 5.8815

LaFayette \$ 10.3003

LYSANDER

Town Inside \$.8173
County Inside 5.4157

Lysander--Inside (Baldwinsville) \$ 6.2330

Town Outside \$.8988
County Outside 5.4157

Lysander--Outside \$ 6.3145

MANLIUS

Town Inside \$ 3.5691
County Inside 5.4906

Manlius--Inside (Fayetteville, Manlius, Minoa) \$ 9.0597

Town Outside \$ 3.6630
County Outside 5.4810

Manlius--Outside \$ 9.1440

MARCELLUS

Town Inside \$ 2.8306
County Inside 5.4781

Marcellus--Inside (Marcellus) \$ 8.3087

Town Outside \$ 3.1411
County Outside 5.4677

Marcellus--Outside \$ 8.6088

ONONDAGA

Town \$.6428
County 5.4471

Onondaga \$ 6.0899

OTISCO

Town \$ 57.8615
County 238.7760

Otisco \$296.6375

POMPEY

Town \$ 2.0514
County 5.4030

Pompey \$ 7.4544

SALINA

Town Inside \$ 1.2855
County Inside 5.6179

Salina-Inside (Liverpool) \$ 6.9034

Town Outside \$ 1.9314
County Outside 5.6034

Salina-Outside \$ 7.5348

SKANEATELES

Town Inside \$ 1.6503
County Inside 5.3921

Skaneateles-Inside (Skaneateles) \$ 7.0424

Town Outside \$ 1.8973
County Outside 5.3882

Skaneateles-Outside \$ 7.2855

SPAFFORD

Town \$.9243
County 5.3540

Spafford \$ 6.2783

TULLY

Town Inside \$ 3.0124
County Inside 5.4214

Tully-Inside (Tully) \$ 8.4338

Town Outside \$ 3.1359
County Outside 5.4138

Tully-Outside \$ 8.5497

VAN BUREN

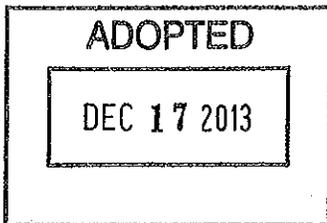
Town Inside \$ 1.6236
County Inside 5.5016

Van Buren--Inside (Baldwinsville) \$ 7.1252

Town Outside \$ 1.7584
County Outside 5.4875

Van Buren--Outside \$ 7.2459

Tax Rates.docx
DW/kar
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

17th DAY OF December, 2013.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

13 DEC 12 AM 9:23

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ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

230

Motion Made By Mr. Knapp

RESOLUTION NO. _____

SOUTHWOOD-JAMESVILLE WATER DISTRICT-GENERAL APPORTIONMENT

WHEREAS, there was set up a gross budget of \$6,614 for the Southwood-Jamesville Water District for the year 2014 for estimated maintenance costs, making a total estimated gross budget for the year 2014 of \$6,614, less surplus of \$120, leaving a total estimated budget for the year 2014 of \$6,494; 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 \$6,494 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	\$7.35	Class 3-A	\$14.78
Class 1-B	1.00	Class 3-B	3.00
Class 2-A	\$10.15	Class 4-A	\$24.59
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	\$2,277.17
Town of Onondaga	<u>\$4,216.83</u>
	\$6,494.00

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.

SJWD General.docx
DW/kar
clm
kam

ADOPTED
DEC 17 2013

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 17th DAY OF December, 2013

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV 20 PM 2:49

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ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

231

Motion Made By Mr. Knapp

RESOLUTION NO. _____

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 2014 as being within the said Southwood-Jamesville Water District, the sum of \$2,277.17, 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 2014 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 2014.

SJWD Dewitt.docx
DW/kar
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ADOPTED
DEC 17 2013

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 17th DAY OF December, 2013.

Deborah A. Metzger

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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18 NOV 20 PM 2:50

December 17, 2013

232

Motion Made By Mr. Knapp

RESOLUTION NO. _____

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 2014 as being within the said Southwood-Jamesville Water District, the sum of \$4,216.83, 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 he hereby is directed to extend or cause to be extended said sum against such property named on the tax roll for 2014 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 2014.

SJWD Onondaga.docx
DW/kar
clm
kam

ADOPTED
DEC 17 2013

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

17th DAY OF December, 2013.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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NOV 22 PM 12:54

December 17, 2013

Motion Made By Mr. Knapp

RESOLUTION NO. 233

WARNERS WATER DISTRICT TAX-GENERAL APPORTIONMENT

WHEREAS, there was set up a budget of \$2,358 for the Warners Water District, of which \$0 was for estimated debt service and construction plus \$2,358 for estimated maintenance costs, making a total estimated budget of \$2,358 for the year 2014, less surplus of \$120, leaving an estimated budget of \$2,238; 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 \$2,238 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	\$1,026.60
Town of Van Buren	<u>1,211.40</u>
	\$2,238.00

and, be it further

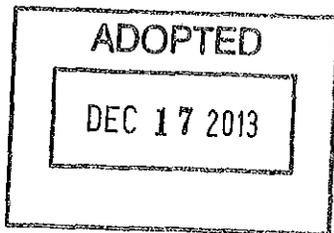
RESOLVED, that the following sums be and hereby are approved as the apportionment for the Warners Water District as follows:

Town of Camillus	\$1,026.60
Town of Van Buren	<u>1,211.40</u>
	\$2,238.00

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.

Warners General.docx
DW/kar
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

17th DAY OF December, 2013.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV 20 PM 2:50

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December 17, 2013

Motion Made By Mr. Knapp

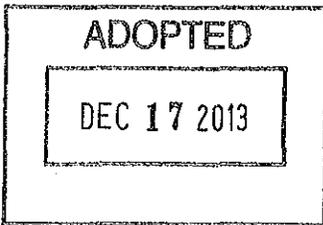
RESOLUTION NO. 234

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 2014 as being within the said Warners Water District, the sum of \$1,026.60, 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 he hereby is directed to extend or cause to be extended said sum against such property named on the tax roll for 2014 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 2014.

Warners Camillus.docx
DW/kar
clm
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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 17th DAY OF December, 2013.

Deborah L. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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December 17, 2013

Motion Made By Mr. Knapp

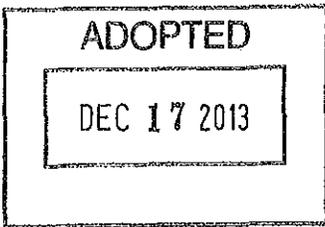
RESOLUTION NO. 235

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 2014 as being within the said Warners Water District, the sum of \$1,211.40 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 2014 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 2014.

Warners Van Buren.docx
DW/kar
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 17th DAY OF December, 20 13.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV 20 PM 2:50

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LEGISLATURE

December 17, 2013

Motion Made By Mr. Knapp , Mr. McMahon

RESOLUTION NO. 236

CONFIRMING THE APPOINTMENT OF THE INDEPENDENT DIRECTOR TO THE ONONDAGA TOBACCO ASSET SECURITIZATION CORPORATION

WHEREAS, by Local Law No. 8-2001, 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 Executive, two Directors to be appointed by the County Legislature, and one Independent Director to be appointed by the County Executive, subject to confirmation by the County Legislature; and

WHEREAS, pursuant to that local law, it is the desire of this Legislature to confirm the appointment of the Independent Director to the Onondaga Tobacco Asset Securitization Corporation; now, therefore be it

RESOLVED, that the County Legislature hereby confirms the appointment of the following person to be the Independent Director of the Onondaga Tobacco Asset Securitization Corporation:

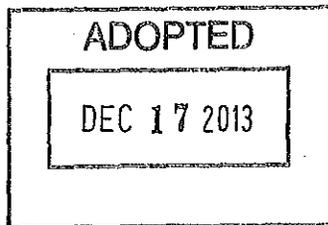
APPOINTMENT:

Eugene Cella Jr.
314 Newcastle Road
Syracuse, New York 13219

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.

OTASC Independent Director.docx
JMF 10.25.13
PEJ 10.29.13
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 17th DAY OF December, 2013.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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RECEIVED
ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

237

Motion Made By Mr. Knapp

RESOLUTION NO. _____

AUTHORIZE THE COUNTY COMPTROLLER TO TRANSFER 2013 UNENCUMBERED APPROPRIATIONS AFTER EXPIRATION OF THE 2013 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 control 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 2013 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 2013 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 17, 2013 and lapse on April 30, 2014, but may however, be renewed for each succeeding fiscal year by an act of this Legislature.

13 Unencumbered Approps.docx
TV
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kam

ADOPTED
DEC 17 2013

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

17th DAY OF December, 2013.

Deborah L. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV 20 PM 2:50

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

238

Motion Made By Mr. Knapp

RESOLUTION NO. _____

AUTHORIZING THE COUNTY COMPTROLLER, UPON APPROVAL OF THE DIVISION OF MANAGEMENT AND BUDGET AND THE COUNTY EXECUTIVE'S OFFICE, TO TRANSFER 2013 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 eighteen 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 control 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

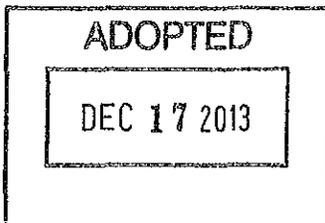
RESOLVED, that the County Legislature authorizes the County Comptroller, upon the approval of the Division of Management and Budget, the County Executive's Office, and the Chairman of Ways and Means Committee of this Legislature to transfer 2013 unencumbered appropriation account balances in excess of \$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 2013 financial records; and, be it further

RESOLVED, that the terms and conditions of this resolution shall begin on December 17, 2013 and lapse on April 30, 2014, but may however, be renewed for each succeeding fiscal year by an act of this Legislature. Examples of these accounts are as follows:

<u>Account</u>	<u>Account Name</u>
691200	Employee Benefits
694950	Indirect Costs
694950	All Other Interdepartmental Charges
694950	Data Processing Charges
694950	Facilities Management Charges
694950	Law Department Charges
694950	Purchase Division Charges
694950	Insurance Division Charges
699690	Transfer to Debt Service
668520-668800	Interfund Transfers
590060	Interdepartmental Revenue
590070	Interfund Revenues

13 Unencumbered Balances.docx
TV
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 17th DAY OF December, 2013.

Donna L. Maturo

18 NOV 20 PM 2:50

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ONONDAGA COUNTY
LEGISLATURE

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

December 17, 2013

239

Motion Made By Mr. Knapp

RESOLUTION NO. _____

AMENDING THE 2013 COUNTY BUDGET TO RELEASE CONTINGENCY FUNDS FOR THE FARMLAND PRESERVATION PROGRAM

WHEREAS, by Resolution No. 169-2012, as amended, the Farmland Preservation Program was created to 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

WHEREAS, funds were appropriated to a contingency account within the 2013 Budget, and it is necessary to amend the budget to make the remainder of such funds available for use in such projects as are approved by the Farmland Preservation Board; now, therefore be it

RESOLVED, that, as provided within Resolution No. 169-2012, as amended, the County Executive and the Chair of this Legislature intend 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

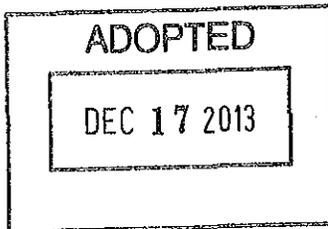
RESOLVED, that the County Executive is authorized to enter into agreements as may be needed to implement the intent of this resolution; and, be it further

RESOLVED, that the 2013 County Budget be amended as follows:

APPROPRIATIONS:

A960 Appropriations	
In Admin. Unit 3510000000	
Economic Development	
Speed type # 180000	
In Acct. 666500 Contingent Account	-\$672,000
In Acct. 668720 Transfer to Grant Proj	+\$672,000

Farmland Preservation.docx
KMB
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 17th DAY OF December, 2013.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

13 DEC 10 AM 10:50

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December 17, 2013

Motion Made By Mr. Knapp

RESOLUTION NO. 240

AMENDING THE 2014 COUNTY BUDGET TO TRANSFER FUNDS FOR THE REORGANIZATION OF THE DEPARTMENT OF INFORMATION TECHNOLOGY

WHEREAS, the County of Onondaga seeks to provide for an enhanced and more efficient organizational structure in the Department of Information Technology; and

WHEREAS, the retirement of an existing staff member in the Department of Information Technology offered an opportunity to analyze and reorganize the structure of the department personnel; and

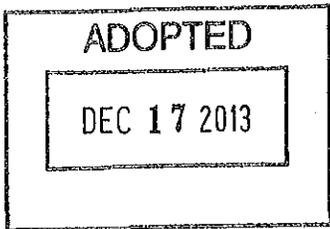
WHEREAS, to support the reorganization of the Department of Information Technology, it has become necessary to transfer funds currently held in a contingent account; now, therefore be it

RESOLVED, that the 2014 County budget be amended as follows:

APPROPRIATIONS:

In Admin. Unit 2700000000	
Information Technology	
Index 160008	
In Acct. 666500 Contingent Account	-\$267,069
In Acct. 641010 Regular Employee Salaries	+\$169,676
In Acct. 691200 Health Ins Prem Equip	+\$ 97,393

2014 IT 4101 Contingency.docx
PEJ 11.15.13
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

17th DAY OF December, 2013.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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13 DEC 10 AM 10:50

December 17, 2013

Motion Made By Mr. Knapp

RESOLUTION NO. 241

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, JACQUELINE A. MOGLE V. GARY M. DIXON AND COUNTY OF ONONDAGA

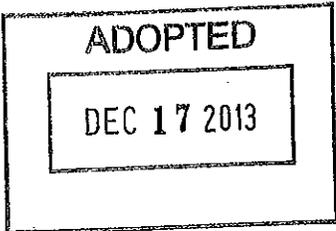
WHEREAS, on or about September 4, 2009, by Summons and Complaint, Plaintiff, Jacqueline A. Mogle, demanded payment for bodily injuries allegedly sustained as a result of an incident at Onondaga Lake Park on June 7, 2008; and

WHEREAS, Plaintiff, Jacqueline Mogle, is willing to settle against the Defendants, upon the payment of \$120,000 inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$120,000, 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.

Mogle Resolution.doc
KAB/dmk
LHT
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 17th DAY OF December, 2013.

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

RECEIVED
ONONDAGA COUNTY
LEGISLATURE
18 DEC 13 PM 1:0

December 17, 2013

Motion Made By Mr. Knapp

RESOLUTION NO. 242

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, THERESE CISZEWSKI AND JOSEPH CISZEWSKI V. NICHOLAS FICK AND COUNTY OF ONONDAGA

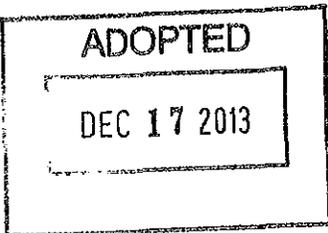
WHEREAS, on or about October 11, 2010, by Summons and Complaint, Plaintiffs, Therese Ciszewski and Joseph Ciszewski, demanded payment for bodily injuries allegedly sustained as a result of an incident at Onondaga Lake Park August 13, 2009; and

WHEREAS, Plaintiffs, Therese Ciszewski and Joseph Ciszewski, are willing to settle against the Defendants, upon the payment of \$50,000 inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$50,000, 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 Release and Stipulation of Discontinuance.

Ciszewski Resolution.doc
CLR/dmk
LHT
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

17th DAY OF December, 2013.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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ONONDAGA COUNTY
LEGISLATURE
18 DEC 16 PM 1:16

25.

December 17, 2013

Motion Made By Mr. McMahon, Mr. May, Mr. Dougherty, RESOLUTION NO. 243
Mrs. Tassone, Mrs. Rapp, Mr. Plochocki, Mr. Liedka,
Mr. Holmquist, Mr. Kilmartin, Mr. Knapp, Mr. Shepard, Mr. Jordan, Mr. Ryan, Mrs. Ervin

CONFIRMING APPOINTMENT TO THE ONONDAGA COUNTY WATER AUTHORITY

WHEREAS, pursuant to the provisions of the Public Authorities Law and appointments heretofore made to the Onondaga County Water Authority, a vacancy exists due to the expiration of the term of Ferdinand L. Picardi; and

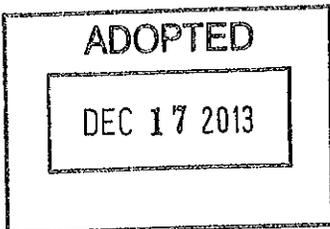
WHEREAS, the Chairman of the Onondaga County Legislature has designated and appointed Robert J. Andrews as a member of the Onondaga County Water Authority, subject to confirmation of this Legislature; now, therefore be it

RESOLVED, that the Onondaga County Legislature does hereby confirm the appointment of the following individual to the Onondaga County Water Authority for the term specified, effective January 1, 2014:

APPOINTMENT:
Robert J. Andrews
260 South Edwards Avenue
Syracuse, New York 13206

TERM EXPIRES:
July 1, 2016

ocwa_14
SS



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 17th DAY OF December, 2013.

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

DEC 17 9 AM '13

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LEGISLATURE

26.

December 17, 2013

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

RESOLUTION NO. 244

CONFIRMING APPOINTMENT BY THE CHAIRMAN OF THE ONONDAGA COUNTY
LEGISLATURE TO THE BOARD OF DIRECTORS OF THE ONONDAGA CIVIC DEVELOPMENT
CORPORATION

WHEREAS, the Chairman of the Onondaga County Legislature has duly appointed and designated, subject to confirmation by the Onondaga County Legislature, the following individual to serve as the Chairman's appointee to the Board of Directors of the Onondaga Civic Development Corporation:

APPOINTMENT:
Leonard D. Manfrates
308 Westminster Road
DeWitt, New York 13214

TERM EXPIRES:
October 6, 2016

and

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 to serve as the Chairman's appointee to the Board of Directors to the Onondaga Civic Development Corporation.

OCDC 12.13
SS
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 17th DAY OF December, 2013.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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ONONDAGA COUNTY
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18 DEC 10 AM 10:46

December 17, 2013

245

Motion Made By Mr. Dougherty, Mr. Jordan, Mrs. Rapp,
Mr. Plochocki

RESOLUTION NO. _____

MEMORIALIZING THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION TO INCREASE THE TREATMENT CAPACITY RATING AT THE OAK
ORCHARD WASTEWATER TREATMENT PLANT

WHEREAS, the Oak Orchard Wastewater Treatment Plant (OOWTP) has been in service for over 32 years, providing treatment for design flows of ten million gallons per day with advanced secondary treatment using a high purity oxygen activated sludge process; and

WHEREAS, wastewater is collected throughout significant sections of the Town of Clay and portions of the Town of Cicero; and

WHEREAS, during the preparation of the 2012 Annual Certification Form for the OOWTP, it was observed that the treatment plant exceeded the design loading for Biochemical Oxygen Demand (BOD₅) during ten out of the twelve months in 2012; and

WHEREAS, pursuant to Title 6 of the New York Codes, Rules, and Regulations (NYCRR) Part 750-2-9(c)(2), the permittee shall submit a "Plan for Future Growth" should the facility exceed the design loading for BOD₅ during any eight months of the calendar year, and as of August 1, 2013, the Department of Water Environment Protection (WEP) provided the DEC with a copy of such plan; and

WHEREAS, the OOWTP facility had exemplary treatment performance during 2012 resulting in no effluent limit violations, and such performance level is the foundation for this request to raise the permissible BOD₅ limits; and

WHEREAS, if the OOWTP is re-rated, it would provide capacity for additional development without the need to incur substantial costs for capital improvements or incur environmental harm; now, therefore be it

RESOLVED, that this Legislature hereby memorializes the New York DEC to increase OOWTP's permitting to allow for a maximum monthly BOD₅ load of 20,352 pounds per day, or a maximum monthly CBOD₅ load of 13,736 pounds per day; and, be it further

RESOLVED, that the Clerk is hereby directed to transmit copies of this resolution to the Commissioner of the New York State DEC, the DEC Region 7 director and staff, Senator David Valesky, Senator John DeFrancisco, Senator and Chairman of the Environmental Conservation Committee Mark Grisanti, Assemblyman Al Stirpe, Assemblyman Gary Finch, Assemblyman and Chairman of the Assembly Committee on Environmental Conservation Robert Sweeney, and the town supervisors of Clay and Cicero.

WEP - memorializing DEC.docx
PEJ
kam

ADOPTED
DEC 17 2013

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

17th DAY OF December 2013.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK
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December 10, 2013
KMF
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ONONDAGA COUNTY
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DEC 12 AM 11:40

December 17, 2013

Motion Made By Mr. Plochocki

RESOLUTION NO. 246

A RESOLUTION APPROVING THE COSTS OF CERTAIN IMPROVEMENTS FOR CSO IMPROVEMENTS FOR THE ONONDAGA COUNTY SANITARY DISTRICT

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 Environment Protection of said County has requested that the County approve an increase in the maximum estimated cost of certain improvements to the Clinton Street Conveyances and Regional Treatment Facility project, as modified, which provides for additional gray and green infrastructure which includes a combined sewer storage facility, other combined sewer infrastructure improvements and a variety of green infrastructure projects for the Onondaga County Sanitary District of said County; and

WHEREAS, this County Legislature duly adopted a resolution on December 3, 2013, 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 17, 2013 at 12:55 o'clock P.M., Prevailing Time; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to this County Legislature; 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 request 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 the proposed improvements described in the preambles at a new estimated maximum cost of \$185,500,000 (constituting an increase of \$20,000,000 from the amount previously approved) and that said improvements 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: 17 NAYS: 0 ABSENT: 0

Dated: December 17, 2013

Approved: Joanne M. Mahoney
County Executive, Onondaga County

CSO Improvements approving.docx
clm

ADOPTED
DEC 17 2013

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 17th DAY OF December, 2013.

Debra L. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18 NOV 20 PM 2:48

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ONONDAGA COUNTY
LEGISLATURE

December 17, 2013

Motion Made By Mr. Plochocki

RESOLUTION NO. 247

BOND RESOLUTION DATED DECEMBER 17, 2013

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$20,000,000 BONDS OF THE COUNTY OF ONONDAGA, NEW YORK, TO PAY THE COST OF CSO IMPROVEMENTS IN AND FOR THE ONONDAGA COUNTY SANITARY DISTRICT, INTENDED TO ENABLE THE COUNTY TO COMPLY WITH REQUIREMENTS SET FORTH IN THE AMENDED CONSENT JUDGMENT AND RELATED MUNICIPAL COMPLIANCE PLAN FOR THE CLINTON STREET CONVEYANCES AND REGIONAL TREATMENT FACILITY PROJECT, 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 cost of 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 specific object or purpose of paying the total cost of the Clinton Street Conveyances and Regional Treatment project for the Onondaga County Sanitary District in and for the County of Onondaga, New York, in compliance with the Amended Consent Judgment related to the Metro Facility and combined Sewer Overflow System, consisting of gray and green infrastructure which includes a combined sewer storage facility, other combined sewer infrastructure improvements and a variety of green infrastructure projects, there are hereby authorized to be issued an additional \$20,000,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid improvements is now \$185,500,000, and the plan for the financing thereof shall consist of the following:

- a) By the issuance of the \$31,500,000 bonds of said County authorized pursuant to a bond resolution dated September 7, 1999;
- b) By the issuance of the \$79,942,000 bonds of said County authorized pursuant to a bond resolution dated May 1, 2007; and
- c) By the issuance of the \$54,058,000 bonds of said County authorized pursuant to a bond resolution dated April 5, 2011; and
- d) By the issuance of \$20,000,000 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 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 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 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 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 said 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 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 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 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 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.

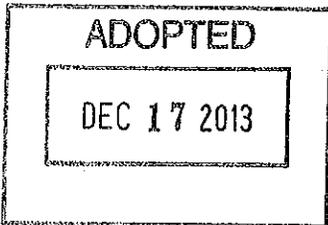
Section 10. This resolution, which takes effect immediately, shall be published in summary form in the Post Standard, the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

ADOPTED: AYES: 17 NAYS: 0 ABSENT: 0

Dated: December 17, 2013

Approved: Joanne M. Mahoney
County Executive, Onondaga County

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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 17th DAY OF December, 2013.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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December 17, 2013

Motion Made By Mr. Plochocki

RESOLUTION NO. 248

REDUCING AUTHORIZED COSTS FOR CERTAIN IMPROVEMENTS MADE FOR THE MIDLAND WASTEWATER TREATMENT PLANT IN AND FOR THE COUNTY OF ONONDAGA, NEW YORK PURSUANT TO SECTION 41.00 OF THE LOCAL FINANCE LAW, AND AMENDING RESOLUTION NOS. 50-2008 AND 51-2008

WHEREAS, the County authorized an increase in costs for improvements to be made for the Midland Wastewater Treatment Plant and provided financing for such improvements through the issuance of bonds, as provided for in Resolution Nos. 50-2008 and 51-2008; and

WHEREAS, engineering and design revisions to the project have resulted in savings, reducing the original estimated costs by \$9,756,000, and it is desired to amend the prior project authorization to reflect such savings and to reduce bond authorizations which are determined to be unnecessary pursuant to Local Finance Law Section 41.00; now, therefore be it

RESOLVED, that Resolution No. 50-2008 is hereby amended to reflect the savings described herein above, reducing the total authorized costs for improvements made for the Midland Wastewater Treatment Plant by \$9,756,000, and Resolution No. 51-2008 is hereby amended to repeal the remaining unexpended authorizations contained therein, except to the extent that any indebtedness shall already have been contracted or encumbrances made thereunder for the object or purpose for which such resolution authorizes the issuance of obligations.

Midland - reduce costs.docx
KMB
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

17th DAY OF December, 2013.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

13 NOV 22 AM 8:37

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December 17, 2013

249

Motion Made By Mr. Plochocki

RESOLUTION NO. _____

A RESOLUTION AMENDING THE 2014 COUNTY BUDGET TO PROVIDE FOR ONGOING COUNTY PARTICIPATION IN HONEYWELL AND ONONDAGA LAKE REMEDIATION ISSUES

WHEREAS, in 1989, the State of New York commenced litigation against Allied Signal now Honeywell International, Inc., seeking to compel Honeywell to investigate and clean up the effects of past and on-going releases of hazardous substances and pollutants in Onondaga Lake and the surrounding environs; and

WHEREAS, in 1994, Honeywell brought an action for contribution against Onondaga County; and

WHEREAS, in 2004 Honeywell and the County entered into a settlement agreement which preserves the County's rights to comment on Honeywell's submissions involving: 1) County discharges to the Onondaga Lake System, and 2) the County as a source or party responsible for contamination in the Onondaga Lake System, and 3) any proposed or final monitoring program; and

WHEREAS, these participation rights provide the County with a continuing opportunity to identify and address technical, scientific and related legal issues in such submissions and proposals that could impact the County and its residents; and

WHEREAS, in addition, the State of New York and the Environmental Protection Agency have made a demand for payment of \$12.5 million from the County of Onondaga and multiple other parties for recovery of CERCLA related oversight costs allegedly incurred in connection with the Onondaga Lake Superfund site, and negotiations as to the amount and proper allocation of the claim are ongoing; and

WHEREAS, the Environmental Protection Agency has notified the County that it is a potentially responsible party with regard to Lower Ley Creek, a sub-site of the Onondaga Lake Superfund Site; and

WHEREAS, the U.S. Fish and Wildlife Service, the New York State Department of Environmental Conservation and the Onondaga Nation, as "Trustees" under the Federal Superfund Law, operating as the Onondaga Lake Natural Resource Trustee Council, are involved in the development of an Onondaga Lake Assessment Plan in furtherance of the Trustee's mutual goal of assessing injury to Onondaga Lake, determining damages to natural resources associated with the lake and planning and implementing restoration efforts in and around the lake; and

WHEREAS, the County is now participating with the Onondaga Lake Natural Resource Trustee Council in these efforts; and

WHEREAS, this Legislature previously appropriated funds to a contingency account to pay for legal, technical, and scientific expenses expected to be incurred by the County as a consequence of Onondaga Lake Superfund related matters; and

WHEREAS there is a current balance of \$85,000 remaining in the contingency account; and

WHEREAS, the need to address anticipated expenses for current and anticipated future efforts will require the ongoing expenditure of funds to protect the County's legal interests, and

WHEREAS, in light of the foregoing, it is desirable to retain the balance of funds previously appropriated; now, therefore be it

RESOLVED, that the 2014 County Budget be amended as follows:

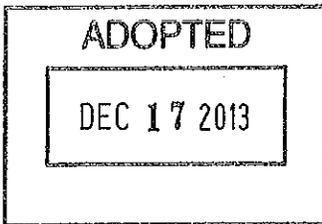
REVENUES:

Admin Unit 3330100000		\$85,000
Water Environment Protection		
Speed Type #480100		
In Acct: 590083	\$85,000	
Appropriated Fund Balance		

APPROPRIATIONS:

Admin Unit 3330100000		\$85,000
Water Environment Protection		
Speed Type #480100		
In Acct: A666500	\$85,000	
Contingent Account		

2013 Honeywell Rollover.docx
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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

17th DAY OF December, 20 13.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

NOV 21 AM 11:35

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

A.

LOCAL LAW NO. ____ - 2013

A LOCAL LAW GOVERNING THE SALE, APPLICATION AND DISPOSAL OF WASTE ASSOCIATED WITH NATURAL GAS EXPLORATION AND EXTRACTION ACTIVITIES

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

Section 1. Findings/Purpose.

The toxins and radioactive materials found in hydraulic fracturing ("hydrofracking") waste are detrimental to the public health and should be kept out of the County water supply and off County roadways. Due to the significant public health risks, and to ensure the safety of future generations, this Legislature hereby finds it necessary to prohibit the introduction of such waste into treatment facilities and roadways located within Onondaga County.

Section 2. Definitions.

As used within this Local Law, the several terms listed below shall have the following meaning:

1. "hydraulic fracturing" shall mean the fracturing of shale formations by man-made fluid-driven techniques for the purpose of stimulating natural gas or other subsurface hydrocarbon production.
2. "natural gas extraction activities" shall mean all geologic or geophysical activities related to the exploration for or extraction of natural gas or other subsurface hydrocarbon deposits, including, but not limited to, core and rotary drilling and hydraulic fracturing.
3. "natural gas waste" shall mean any waste which is generated as a result of natural gas extraction activities, which may consist of water, chemical additives, or naturally occurring radioactive materials ("NORMs") and heavy metals. Natural gas waste includes, but is not limited to, leachate from solid wastes associated with natural gas extraction activities.
4. "application" shall mean the physical act of placing or spreading natural gas waste on any road or real property located within Onondaga County.

Section 3. Prohibitions.

1. The introduction of natural gas waste into any wastewater treatment facility within or operated by the Onondaga County is prohibited.
2.
 - (a). The sale of natural gas waste within Onondaga County is prohibited.
 - (b). The application of natural gas waste on any road or real property located within Onondaga County is prohibited.

Section 4. Provision to be included in bids and contracts related to the construction or maintenance of County roads.

1. All bids and contracts related to the purchase or acquisition of materials to be used to construct or maintain a County road shall include a provision stating that no materials containing natural gas waste shall be provided to the County.

2. All bids and contracts related to the retention of services to construct or maintain a County road shall include a provision stating that no materials containing natural gas waste shall be utilized in providing such a service.

Section 5. Education for County Employees.

The County Executive or, at the County Executive's option, any Department head or commissioner appointed by the County Executive is authorized to develop policies and educational materials and training to ensure county employees are familiar with the provisions of this Local Law and take such steps as are directed by the County Executive or such department head or commissioner to ensure a diligent effort by the County that materials supplied to the County or used on County roads or property comply with this law. This Section shall not excuse noncompliance by a contractor or vendor of the County.

Section 6. Penalties.

Any violation of Section 3 of this Local Law shall be an unclassified misdemeanor punishable by a fine not to exceed \$25,000 per violation and/or up to thirty days' imprisonment. Each sale and/or application of natural gas waste shall constitute a separate and distinct violation.

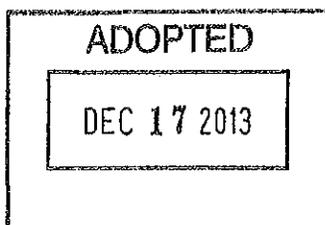
Section 7. Severability.

If any clause, sentence, subparagraph, subsection or section of this Local Law shall be held invalid by any court of competent jurisdiction, or the application of this Local Law to any person or set of circumstances shall be held invalid, such invalidity or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, subparagraph, subsection, section, or operation of this Local Law directly involved in the controversy in which the judgment shall have been rendered. To further this end, the provisions of this Local Law are hereby declared to be severable.

Section 8. Effective Date.

This local law shall take effect January 1, 2014, and shall be filed pursuant to the Municipal Home Rule Law.

LL - Hydrofracking.docx
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

17th DAY OF December, 2013.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

18DEC-4 PM 2:49

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

C.

LOCAL LAW NO. _____ - 2013

A LOCAL LAW AUTHORIZING THE AMENDMENT TO THE LEASE OF COUNTY PROPERTY LOCATED IN THE TOWN OF MARCELLUS, COUNTY OF ONONDAGA TO NEW CINGULAR WIRELESS PCS, LLC. D.B.A. AT&T MOBILITY, AND AMENDING LOCAL LAW NO. 25-2008

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

Section 1. The County of Onondaga is the owner of a communications tower located at 2724 Rose Hill Road, Town of Marcellus, New York.

Section 2. New Cingular Wireless PCS, LLC. d/b/a AT&T Mobility is currently a lessee on said tower and desires to add additional equipment to their existing equipment which is outside of the terms of the existing license agreement.

Section 3. The duration of such lease remains unchanged, with the initial term being for a period of five years and four renewals of five years each.

Section 4. The rent to be paid to the County for the additional equipment should be increased in proportion to the additional equipment. The increase shall be \$750 per month over and above the existing rent, resulting in an amended rent amount of \$3,000 per month during the current year of the lease, with an increase of 3% every year thereafter. The proposed increase is fair and reasonable.

Section 5. An analysis of the potential environmental impacts related to such additional equipment has been conducted, and it is determined that the additional equipment does not alter the existing ground space in anyway. Therefore, the proposed action does not trigger an action under the State Environmental Quality Review Act (SEQRA).

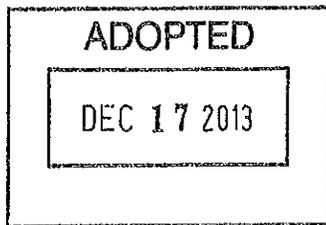
Section 6. The additional equipment will be added to the tower, which such space is currently leased and is not needed for County purposes, consistent with Section 215 of the County Law.

Section 7. This Legislature hereby authorizes the amendment of said lease as provided for herein, and further authorizes the County Executive to enter into agreements to implement the intent of this local law.

Section 8. Local Law No. 25-2008 is hereby amended to be consistent with this local law.

Section 9. This local law shall take effect upon filing in accordance with the provisions of the Municipal Home Rule Law, subject to permissive referendum.

LL - Rose Hill Tower.docx
KMB
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 17th DAY OF December, 2013.

Deborah A. Mathis

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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