



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 NO. 115

OFFICE OF THE CLERK

August 31, 2017

Listed below are the resolutions to be presented to the County Legislature at the August, second day, special session. The meeting will be held at **1:00 p.m. on Thursday, August 31, 2017.**

- A. CALL TO ORDER
- B. CALLING OF ROLL MEMBERS
- C. INVOCATION – **Mr. Burtis**
- D. SALUTE TO FLAG – **Ms. Tassone**
- E. PRESENTATION OF COMMUNICATIONS
 1. **Public Comment**
- F. CALL OF RESPECTIVE LEGISLATIVE DISTRICTS (District No. 3)

LOCAL LAWS:

- A. **PASSED** - Local Law Amending the Onondaga County Charter and Administrative Code Regarding the Onondaga County Department of Correction (Sponsored by Mr. May) (13-3 Ryan, Holmquist, Williams -1 Dougherty)

1ST DISTRICT – MR. MAY

1. **NO. 115** Submission of Proposition to the Vote of the Qualified Electors of Onondaga County on November 7, 2017 (15-1 Holmquist -1 Dougherty)

- G. UNFINISHED BUSINESS
- H. ANNOUNCEMENTS FROM THE CHAIR
- I. ADJOURNMENT

Respectfully submitted,

Deborah L. Maturo

DEBORAH L. MATURO, Clerk
ONONDAGA COUNTY LEGISLATURE

ROLL CALL		AUGUST 31, 2017 SPECIAL SESSION	
LEGISLATOR	PRESENT	ABSENT	
1. MAY	✓		
2. DOUGHERTY		✓	<i>Public Comment: (attached)</i>
3. BURTIS	✓		
4. TASSONE	✓		
5. CODY	✓		
6. PLOCHOCKI	✓		
7. LIEDKA	✓		
8. RYAN	✓		
9. CHASE	✓		
10. HOLMQUIST	✓		
11. KILMARTIN	✓		
12. KNAPP	✓		
13. SHEPARD	✓		
14. JORDAN	✓		
16. WILLIAMS	✓		
17. ERVIN	✓		
15. McMAHON	✓		
TOTAL	16	1	



Onondaga County Legislature

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TO: All Legislators

Deborah L. Maturo

FROM: Deborah L. Maturo, Clerk
Onondaga County Legislature

DATE: August 21, 2017

RE: NOTICE OF SPECIAL SESSION

Please be advised that, per the attached request, a special session will be held in the Legislative Chambers on **Thursday, August 31, 2017 at 1:00 p.m.**

The purpose of the session shall be to consider legislation amending the Onondaga County Charter and Administrative Code regarding the Onondaga County Department of Correction and submitting a proposition on such item to the vote of qualified electors of Onondaga County on November 7, 2017, together with any other appropriate business.

cc: media



Onondaga County Legislature

DEBORAH L. MATURO
Clerk

J. RYAN McMAHON, II
Chairman

KATHERINE FRENCH
Deputy Clerk

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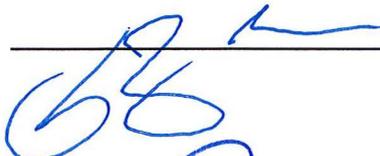
August 21, 2017

Deborah L. Maturo, Clerk
Onondaga County Legislature
401 Montgomery Street
407 Court House
Syracuse, New York 13202

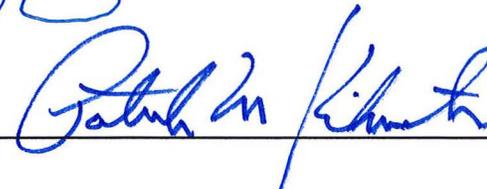
We, the undersigned, pursuant to Section 1A, Rule 2A of the Rules of the Onondaga County Legislature, hereby request that the Clerk notify all members of the Legislature of a special session to be held on **Thursday, August 31, 2017, at 1:00 p.m.**, in the official Chambers of the Legislature at the Court House, Syracuse, New York.

The purpose of the session shall be to consider legislation amending the Onondaga County Charter and Administrative Code regarding the Onondaga County Department of Correction and submitting a proposition on such item to the vote of qualified electors of Onondaga County on November 7, 2017, together with any other appropriate business.

This 21st day of August 2017.



J. RYAN McMAHON, II,
Chairman



PATRICK M. KILMARTIN
Republican Floor Leader



LINDA R. ERVIN
Democrat Floor Leader

Mark
Dunsmuir
Corrections

untitled

Questions:

- 1-What is the point of the merger? How can services be more coordinated.
- 2-Would we be made deputies and if not why?
- 3- If Erie county is the model, what is the plan to avoid the pitfalls that went with the merger?
- 4-What is the overall plan? or is there even a plan?
- 5-How will this effect the current employees at OCDC with retirement, job security and seniority?
- 6- We are currently fighting for equal pay how will this affect that fight?
- 7-Would we have to cover the shortfalls of gross understaffing at the J/C and how would that be implemented since we are not the same unions?
- 8-Are we even staying in the same Union or changing? and if we are changing when does it change and when does negotiation begin?
- 9- If we do merge what happens to the civilian staff that work in the admin section or as counselors?

AUGUST 31, 2017 SESSION

LOCAL LAWS

- A. A LOCAL LAW AMENDING THE ONONDAGA COUNTY CHARTER AND ADMINISTRATIVE CODE REGARDING THE ONONDAGA COUNTY DEPARTMENT OF CORRECTION (Sponsored by Mr. May)**

17 AUG 21 PM 2:10

**RECEIVED
ONONDAGA COUNTY
LEGISLATURE**

A.

LOCAL LAW NO. _____ - 2017

A LOCAL LAW AMENDING THE ONONDAGA COUNTY CHARTER AND ADMINISTRATIVE CODE REGARDING THE ONONDAGA COUNTY DEPARTMENT OF CORRECTION

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

Section 1. Amendment.

(a) The Onondaga County Charter, being Local Law No. 1-1961, as previously amended, is hereby further amended as follows:

Article XVIII, entitled "Department of Correction", is to be stricken in its entirety.

Article X, entitled "Sheriff", is amended so as to add the following language as section 1003 thereof:

CORRECTIONS DIVISION; CHIEF DEPUTY.

On and after January 1, 2018, there shall be a Corrections Division under the supervision of the Office of the Sheriff, who shall appoint a chief deputy to be the head of such department on the basis of administrative experience and qualifications for the duties of office, consistent with requirements of applicable law. The chief deputy shall have and exercise all the powers and duties now or hereafter conferred or imposed upon county penitentiary superintendents by any applicable law. Such officer shall perform such other and related duties as shall be required or delegated to him by the Sheriff, the County Executive, or County Legislature.

(b) The Onondaga County Administrative Code, being Local Law No. 1-1975, as previously amended, is hereby further amended as follows:

Article XVIII, entitled "Department of Correction", is to be stricken in its entirety.

Article X, entitled "Sheriff", is amended to add the following language as a new Section 10.04, with the previously sections 10.04 through 10.08, to be renumbered, increasing by one, starting with former 10.04 being renumbered as 10.05, and so forth.

10.04 CORRECTIONS DIVISION; CHIEF DEPUTY.

(a) Within the Office of the Sheriff, there shall be a Corrections Division under the direction of a chief deputy, appointed in a manner consistent with all applicable laws, including Section 1003 of the Onondaga County Charter.

(b) Except as may otherwise be provided in the Charter or this Code, the chief deputy shall:

(i) be responsible for the operation, maintenance, supervision, repair, custodial care and security of the Onondaga County penitentiary facility;

(ii) be responsible for the receipt, housing, care, custody, control and employment of all inmates sentenced or assigned to such facilities or otherwise housed therein;

(iii) initiate, implement and coordinate programs for the rehabilitation, education and training of inmates sentenced or assigned to such facilities or otherwise housed herein;

(iv) initiate, implement and coordinate programs for the distribution of food and other products manufactured or produced within such facilities;

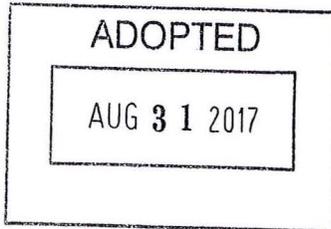
(v) have all the powers and perform all the duties now or hereafter conferred or imposed by law.

Section 2. Effective Date.

This local law shall take effect January 1, 2018, consistent with the provisions of the Municipal Home Rule Law, subject to a mandatory referendum.

This local law shall not be effective until and unless it is approved as a proposition at referendum. A proposition on the amendment to the Charter and Administrative Code shall be submitted to the electors of Onondaga County at the next general election.

LL - Sheriff & Corrections
KMB
dak



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

31st DAY OF August, 2017.

Deborah A. Madore

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

RECEIVED
ONONDAGA COUNTY
LEGISLATURE
17 AUG 21 PM 1:26

LOCAL LAW A.

AUGUST 31, 2017
SPECIAL SESSION

	AYES:	NOES:	ABSENT	
11. KILMARTIN				<i>Mr. Holmquist made a motion to table the Local Law.</i>
17. ERVIN				
3. BURTIS				
4. TASSONE				
5. CODY				<i>Motion denied for lack of second.</i>
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS				
1. MAY				
2. DOUGHERTY	-----	-----	X	
15. McMAHON				
TOTAL				

LOCAL LAW A.

AUGUST 31, 2017
SPECIAL SESSION

	AYES:	NOES:	ABSENT
11. KILMARTIN	✓		
17. ERVIN	✓		
3. BURTIS	✓		
4. TASSONE	✓		
5. CODY	✓		
6. PLOCHOCKI	✓		
7. LIEDKA	✓		
8. RYAN	✓	✓	
9. CHASE	✓		
10. HOLMQUIST		✓	
12. KNAPP	✓		
13. SHEPARD	✓		
14. JORDAN	✓		
16. WILLIAMS		✓	
1. MAY	✓		
2. DOUGHERTY	-----	-----	X
15. McMAHON	✓		
TOTAL	13	3	1

1.

August 31, 2017

Motion Made By Mr. May

RESOLUTION NO. 115

SUBMISSION OF PROPOSITION TO THE VOTE OF THE QUALIFIED ELECTORS OF ONONDAGA COUNTY ON NOVEMBER 7, 2017

WHEREAS, on August 31, 2017, this Onondaga County Legislature adopted a local law entitled, "A Local Law amending the Onondaga County Charter and Administrative Code regarding the Onondaga County Department of Correction"; and

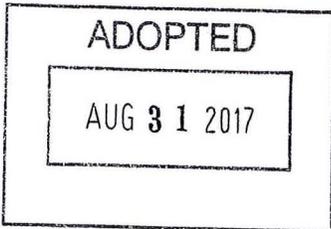
WHEREAS, such local law is subject to a mandatory referendum, and such proposition is required to be submitted to the electors of Onondaga County at the next general election, to be held on November 7, 2017; now, therefore be it

RESOLVED, that, consistent with the local law described above, the form of the proposition to be submitted shall be as follows:

Proposition No. _____,

For submission to the Electors of Onondaga County at the next general election to be held on the 7th day of November, 2017, Shall there be approved in Onondaga County, Local Law No. __ - 2017, entitled, "A Local Law amending the Onondaga County Charter and Administrative Code regarding the Onondaga County Department of Correction", placing the Onondaga County Department of Correction under the control of the Sheriff?

Proposition
KMB
dak



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 31st DAY OF August, 2017.

Debra L. Naturo
CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

17 AUG 23 AM 9:56
RECEIVED
ONONDAGA COUNTY
LEGISLATURE

1

AUGUST 31, 2017
SPECIAL SESSION

	AYES:	NOES:	ABSENT	
11. KILMARTIN				
17. ERVIN				
3. BURTIS				
4. TASSONE				
5. CODY				
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST		✓		
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS				
1. MAY				
2. DOUGHERTY	-----	-----	X	
15. McMAHON				
TOTAL	15	1	1	