



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. 141 – 150

OFFICE OF THE CLERK

September 1, 2015

Listed below are the resolutions to be presented to the County Legislature at the September Session. The meeting will be held at **1:00 p.m. on Tuesday, September 1, 2015.**

- A. CALL TO ORDER
- B. CALLING OF ROLL MEMBERS
- C. INVOCATION – **Mrs. Tassone**
- D. SALUTE TO FLAG – **Mrs. Rapp**
- E. READING OF MINUTES
- F. APPROVAL OF MINUTES
- G. PRESENTATION OF COMMUNICATIONS
 - 1. **Public Comment**
- H. REPORTS OF STANDING COMMITTEES
- I. REPORTS OF SPECIAL COMMITTEES
- J. CALL OF RESPECTIVE LEGISLATIVE DISTRICTS (District No. 4)

4TH DISTRICT - MRS. TASSONE – COUNTY FACILITIES

- 1. **NO. 141** Amending the 2015 Onondaga County Budget to Accept Additional Revenue for Plowing State Roads During the Winter of 2014-2015, and Authorizing the County Executive to Amend Onondaga County's Contract with New York State for Such Period (\$649,812) (16-0-1 Williams)
- 2. **NO. 142** Amending the 2015 County Budget to Reimburse Municipalities that Plowed Onondaga County Roads During the Winter of 2014-2015 Based on New York State's Winter Severity Index (\$409,715) (16-0-1 Williams)
- 3. **NO. 143** Amending the 2015 County Budget to Make Funds Available to CNY Arts for Distribution to Musical Associates of Central New York, Inc. (\$68,750) (15-1 May -1 Williams)

7TH DISTRICT – MR. LIEDKA – HEALTH

- 4. **NO. 144** Confirming Appointments to the Community Services Advisory Board (Beth E. Hurny, Rosa Lee Jenkins, Patricia J. Reyna, Jennifer Redmond, Monika Taylor) (16-0-1 Williams)

12TH DISTRICT – MR. KNAPP – WAYS AND MEANS

- 5. **NO. 145** Confirming Appointment to the Onondaga County Soil & Water Conservation District Board (David Coburn) (17-0)
- 6. **NO. 146** Calling for a Public Hearing on the 2016 County Budget (17-0)
- 7. **NO. 147** Authorizing the Settlement of the Action Filed with the United States District Court, Northern District of New York, Gerald W. Workman and Michele Mazzei v. City of Syracuse, City of Syracuse Police Detective Thomas Skardinski, in his Individual and Official Capacity, City of Syracuse Police Detective Rory Gilhooley, in his Individual and Official Capacity, City

of Syracuse Police Detective Jess Okun, in his Individual and Official Capacity, City of Syracuse Police Detective Fred Lamberston, in his Individual and Official Capacity, County of Onondaga, Onondaga County Sheriff Deputy Sgt. Michael Norton, in his Individual and Official Capacity, Onondaga County Sheriff Deputy Detective Rudy Reed, in his Individual and Official Capacity, Onondaga County Sheriff Deputy Detective Dominick Spinelli, in his Individual and Official Capacity, Onondaga County Sheriff Deputy Detective Robert Pitman, in his Individual and Official Capacity and Officers John Doe "1-10", in their Individual and Official Capacities (\$15,000) (17-0)

8. **NO. 148** Resolution of the Legislature of the County of Onondaga Increasing Taxes on Sales and Uses of Tangible Personal Property and of Certain Services, on Occupancy of Hotel Rooms and on the Amusement Charge Pursuant to Article 29 of the Tax Law of the State of New York (17-0)

15TH DISTRICT - MR. McMAHON

9. **NO. 149 – (WAIVER)** Changing the Date of the November 2015 Legislative Session (17-0)
10. **NO. 150 – (WAIVER)** Personnel Resolution (BOE) (17-0)

LOCAL LAWS:

- A. **PASSED** - A Local Law Authorizing a Further Amendment to the Lease of County Property Located in the Town of Marcellus, County of Onondaga, to New Cellular Wireless PCS, LLC. D.B.A. AT&T Mobility, and Amending Local Law No. 2-2014, which Such Local Law Previously Amended Local Law No. 25-2008 (Sponsored by Mr. May) (17-0)
B. **PASSED** - A Local Law Authorizing the Lease of County Property Located in the Town of Manlius to Verizon Wireless (Sponsored by Mr. May) (17-0)

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

Respectfully submitted,

DEBORAH L. MATURO, Clerk
ONONDAGA COUNTY LEGISLATURE

ROLL CALL			SEPTEMBER 1, 2015 SESSION
LEGISLATOR	PRESENT	ABSENT	
1. MAY	✓		
2. DOUGHERTY	✓		Public Comment
3. BURTIS	✓		
4. TASSONE	✓		1. Eileen Graham -
5. RAPP	✓		against Jerry houses
6. PLOCHOCKI	✓		
7. LIEDKA	✓		2. Lidell Rice -
8. RYAN	✓		against Jerry houses
9. CHASE	✓		
10. HOLMQUIST	✓		
11. KILMARTIN	✓		
12. KNAPP	✓		
13. SHEPARD	✓		
14. JORDAN	✓		
16. WILLIAMS	✓		
17. ERVIN	✓		
15. MCMAHON	✓		
TOTAL	17	0	

September 1, 2015

141

Motion Made By Mrs. Tassone

RESOLUTION NO. _____

AMENDING THE 2015 ONONDAGA COUNTY BUDGET TO ACCEPT ADDITIONAL REVENUE FOR PLOWING STATE ROADS DURING THE WINTER OF 2014-2015, AND AUTHORIZING THE COUNTY EXECUTIVE TO AMEND ONONDAGA COUNTY'S CONTRACT WITH NEW YORK STATE FOR SUCH PERIOD

WHEREAS, Resolution 164-2014 authorized the County of Onondaga to enter into a contract with the State of New York to plow state roads during the winter of 2014-2015; and

WHEREAS, the contract provided for a lump sum reimbursement payment to the County in the amount of \$1,911,212, with additional revenue owed to the County depending upon the severity factor for that winter as determined by the State; and

WHEREAS, the State has since determined the severity factor for the winter of 2014-2015 in Central New York to have been 1.34, resulting in the Onondaga County Department of Transportation receiving additional revenue of \$649,812; and

WHEREAS, the Adopted 2015 Onondaga County Department of Transportation budget included estimated revenue for the County plowing of New York State roads to be \$1,911,212; and

WHEREAS, the total of \$649,812 in additional revenue can be applied to Onondaga County Department of Transportation's overtime and road salt expenses as well as severity factor payments to towns and villages plowing County roads for the winter of 2014-2015; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to amend the contract with the New York State Department of Transportation to provide for revenue in the amount of \$2,561,024, and such amount is the original contracted amount of \$1,911,212 plus the additional revenue of \$649,812 to be received from the severity factor, and to make any other necessary amendments to such contract so as to implement the intent of this resolution; and, be it further

RESOLVED, that the 2015 County budget be amended as follows:

APPROPRIATIONS:

In Admin. Unit 9310000000	\$649,812
County Road Fund	
Speed Type # 534040	
In Acct. 641020 Overtime	\$35,610
In Acct. 693000 Supplies and Materials	\$284,516
In Acct. 695700 Contractual Expense	\$329,686

REVENUES:

In Admin. Unit 9310000000

\$649,812

County Road Fund

Speed Type #534040

In Acct. 590044 St Aid Consol H-Way Aid

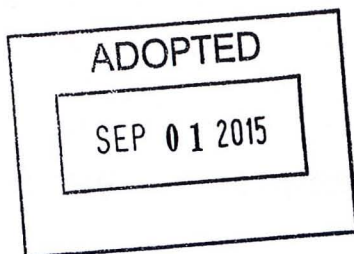
\$649,812

State Severity Factor.docx

KMB 7.23.15

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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

15th DAY OF September, 2015.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

15 JUL 24 PM 2:33

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN				
17. ERVIN				
4. TASSONE				
5. RAPP				
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS			✓	
1. MAY				
2. DOUGHERTY				
3. BURTIS				
15. MR. CHAIRMAN				
TOTAL	16	0	1	

September 1, 2015

142

Motion Made By Mrs. Tassone, Mr. McMahon

RESOLUTION NO. _____

AMENDING THE 2015 COUNTY BUDGET TO REIMBURSE MUNICIPALITIES THAT PLOWED
ONONDAGA COUNTY ROADS DURING THE WINTER OF 2014-2015 BASED ON NEW YORK
STATE'S WINTER SEVERITY INDEX

WHEREAS, Resolution 161-2012 authorized the County Executive to enter into agreements with several towns and villages located in Onondaga County to provide snow and ice removal services on county-owned roads for the 2014-2015 winter; and

WHEREAS, such agreements, subject to annual appropriation, contain a mechanism whereby the payment to the municipalities within Onondaga County shall increase in any year during the term of the agreement when the New York State DOT Winter Severity Index Adjustment exceeds 1.0 for Onondaga County; and

WHEREAS, New York State has since determined the severity factor for the winter of 2014-2015 in central New York to have been 1.34; and

WHEREAS, this severity rate results in a per mile rate of \$9,202, totaling \$739,401 in additional revenue for 316.69 miles of county road plowed by other municipalities for Onondaga County during the winter of 2014-2015; and

WHEREAS, \$409,715 in severity factor funding was budgeted for in a contingency account included in the Onondaga County Department of Transportation's 2015 adopted budget; and

WHEREAS, these funds will be used to pay the municipalities for the severity factor; and

WHEREAS, it is the desire of the Onondaga County Legislature that municipalities plowing County roads be reimbursed based on the State's severity adjustment for the winter of 2014-2015; now, therefore be it

RESOLVED, that the 2015 County Budget be amended and the following accounts adjusted:

APPROPRIATIONS:

In Admin. Unit 9310000000

County Road Fund

Speed Type #534040

In Acct. 695700 Contractual Expense

\$409,715

In Acct. 666500 Contingent Account

-\$409,715

Contingency Release - Severity Payment.docx

KMB 7.23.15

Clm/meb

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

15th DAY OF September, 2015.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

ADOPTED

SEP 01 2015

FILED WITH CLERK
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JULY 24, 2015
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RECEIVED
ONONDAGA COUNTY
LEGISLATURE

2

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN				
17. ERVIN				
4. TASSONE				
5. RAPP				
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS			✓	
1. MAY				
2. DOUGHERTY				
3. BURTIS				
15. MR. CHAIRMAN				
TOTAL	16	0	1	

3.

September 1, 2015

143

Motion Made By Mrs. Tassone

RESOLUTION NO. _____

AMENDING THE 2015 COUNTY BUDGET TO MAKE FUNDS AVAILABLE TO CNY ARTS FOR
DISTRIBUTION TO MUSICAL ASSOCIATES OF CENTRAL NEW YORK, INC.

WHEREAS, the 2015 adopted County Budget, as amended by the Ways and Means Report, provides funding in the amount of \$275,000 to CNY Arts, and the intent of this Legislature was for such funding to be subsequently distributed to Musical Associates of Central New York, Inc. (d.b.a. Symphoria); now, therefore be it

RESOLVED, that the 2015 County Budget is amended to provide for the third quarterly installment of \$68,750 to be removed from a contingency account and made available for distribution to CNY Arts; and, be it further

RESOLVED, that the 2015 County Budget hereby is amended as follows:

APPROPRIATIONS:

Admin. Unit 0100000000

Authorized Agencies—Financial

Speed Type #280249

In Acct: A659410 CNY Arts (CRC)

+\$68,750

In Acct: A666500 Contingent Acct

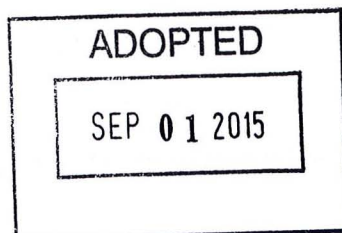
-\$68,750

Symphoria Q3-2015.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

15th DAY OF September, 20 15.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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RECEIVED
ONONDAGA COUNTY
LEGISLATURE

3

SEPTEMBER 1, 2015
SESSION

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

September 1, 2015

4.
144

Motion Made By Mr. Liedka, Mr. May

RESOLUTION NO. _____

CONFIRMING APPOINTMENTS TO THE COMMUNITY SERVICES ADVISORY BOARD

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

APPOINTMENTS:

Beth E. Hurny
49 Silversides Way
Baldwinsville, NY 13027

TERM EXPIRES:

December 31, 2019

Rosa Lee Jenkins
157 Ballantyne Apartments, Apt. 119
Syracuse, NY 13205

December 31, 2019

Patricia J. Reyna
55 West Genesee Street
Baldwinsville, NY 13027

December 31, 2019

Jennifer Redmond
520 Hixson Avenue
Syracuse, NY 13206

December 31, 2019

Monika Taylor
22 Fir Tree Lane
Jamesville, NY 13078

December 31, 2019

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

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

CommServAdvBdRes.doc
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ADOPTED

SEP 01 2015

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

15th DAY OF September, 2015.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK
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July 29, 2015
meb

15 AUG 31 AM 9:21

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

4

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN				
17. ERVIN				
4. TASSONE				
5. RAPP				
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS			✓	
1. MAY				
2. DOUGHERTY				
3. BURTIS				
15. MR. CHAIRMAN				
TOTAL	16	0	1	

5.

September 1, 2015

Motion Made By Mr. Knapp

145

RESOLUTION NO. _____

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

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

APPOINTMENT:

David Coburn
88 Bayberry Circle
Liverpool, NY 13090

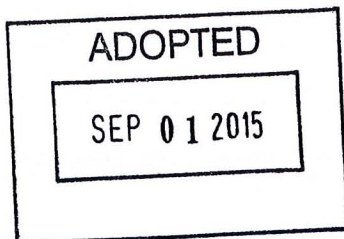
TERM EXPIRES:

December 31, 2016

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

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

SoilWater.doc
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meb



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

15th DAY OF September, 2015.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

15 AUG -7 AM 10:23

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

5

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN				
17. ERVIN				
4. TASSONE				
5. RAPP				
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS				
1. MAY				
2. DOUGHERTY				
3. BURTIS				
15. MR. CHAIRMAN				
TOTAL	17	0		

September 1, 2015

Motion Made By Mr. Knapp

6.
146

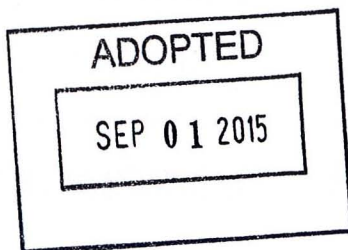
RESOLUTION NO. _____

CALLING FOR A PUBLIC HEARING ON THE 2016 COUNTY BUDGET

RESOLVED, that for the fiscal year 2016, the Onondaga County Legislature hereby calls a Public Hearing to be held by the Ways and Means Committee on the Tentative County Budget, the Capital Program, the Budget Message, and the Schedule of Rates to be charged for Water and Water Service provided by the Onondaga County Water District, where such items have been submitted for review by the Ways and Means Committee, consistent with Article VI of the Onondaga County Charter and Administrative Code and Resolution No. 162-2014, together with any reports as may be issued by the Ways & Means Committee in connection with its review of such items; and, be it further

RESOLVED, that such Public Hearing shall be held at the Legislative Chambers in the County Courthouse, 401 Montgomery Street, Syracuse, New York, on the 8th day of October, 2015 at 7:00 p.m.

Budget-PH.doc
KMB
meb



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
1st DAY OF September, 2015.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

15 AUG 11 AM 10:55

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

6

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN				
17. ERVIN				
4. TASSONE				
5. RAPP				
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS				
1. MAY				
2. DOUGHERTY				
3. BURTIS				
15. MR. CHAIRMAN				
TOTAL	17	0		

September 1, 2015

Motion Made By Mr. Knapp

RESOLUTION NO. 147

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF NEW YORK, GERALD W. WORKMAN AND MICHELE MAZZEI V. CITY OF SYRACUSE, CITY OF SYRACUSE POLICE DETECTIVE THOMAS SKARDINSKI, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, CITY OF SYRACUSE POLICE DETECTIVE RORY GILHOOLEY, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, CITY OF SYRACUSE POLICE DETECTIVE JESS OKUN, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, CITY OF SYRACUSE POLICE DETECTIVE FRED LAMBERSTON, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, COUNTY OF ONONDAGA, ONONDAGA COUNTY SHERIFF DEPUTY SGT. MICHAEL NORTON, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, ONONDAGA COUNTY SHERIFF DEPUTY DETECTIVE RUDY REED, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, ONONDAGA COUNTY SHERIFF DEPUTY DETECTIVE DOMINICK SPINELLI, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, ONONDAGA COUNTY SHERIFF DEPUTY DETECTIVE ROBERT PITMAN, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY AND OFFICERS JOHN DOE "1-10", IN THEIR INDIVIDUAL AND OFFICIAL CAPACITIES

WHEREAS, on or about January 31, 2012, by Summons and Complaint, Plaintiffs, Gerald W. Workman and Michele Mazzei, commenced this action against CITY OF SYRACUSE, City of Syracuse Police Detective THOMAS SKARDINSKI, in his individual and official capacity, City of Syracuse Police Detective RORY GILHOOLEY, in his individual and official capacity, City of Syracuse Police Detective JESS OKUN, in his individual and official capacity, City of Syracuse Police Detective FRED LAMBERSTON, in his individual and official capacity, COUNTY OF ONONDAGA, Onondaga County Sheriff Deputy SGT. MICHAEL NORTON, in his individual and official capacity, Onondaga County Sheriff Deputy Detective RUDY REED, in his individual and official capacity, Onondaga County Sheriff Deputy Detective DOMINICK SPINELLI, in his individual and official capacity, Onondaga County Sheriff Deputy Detective ROBERT PITMAN, in his individual and official capacity, and Officers John Doe "1-10", in their individual and official capacities, alleging that Plaintiffs' constitutional rights were violated; and this matter having been removed from the Onondaga County Supreme Court and transferred to the United States District on March 1, 2012; and

WHEREAS, Plaintiffs, Gerald W. Workman and Michele Mazzei, are willing to settle against the County of Onondaga and the named County Defendants, upon the payment of \$15,000 inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$15,000 and the Comptroller be and hereby is authorized to draw his warrant charging it against the proper funds; and, be it further

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

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

15th DAY OF September, 2015.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

Workman Resolution.doc
KAB/dmk
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clm/meb

15 AUG 12 10:27

ONONDAGA COUNTY
LEGISLATURE
RECEIVED

ADOPTED

SEP 01 2015

7

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN				
17. ERVIN				
4. TASSONE				
5. RAPP				
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS				
1. MAY				
2. DOUGHERTY				
3. BURTIS				
15. MR. CHAIRMAN				
TOTAL	17	0		

September 1, 2015

148

Motion Made By Mr. Knapp

RESOLUTION NO. _____

RESOLUTION OF THE LEGISLATURE OF THE COUNTY OF ONONDAGA INCREASING TAXES
ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES,
ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO
ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

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

SECTION 1. Section 4-A of Resolution No. 372, enacted by the Legislature of the County of Onondaga on September 11, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning September 1, 2004, and ending November 30, 2017. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 2. Paragraph (c) of subdivision (1) of section 11 of Resolution No. 372, enacted by the Legislature of the County of Onondaga on September 11, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

(c) With respect to the additional tax of one percent imposed for the period beginning September 1, 2004, and ending November 30, 2017, in respect to the use of property used by the purchaser in this county prior to September 1, 2004.

SECTION 3. The opening paragraph of subdivision (2) of section 14 of Resolution No. 372, enacted by the Legislature of the County of Onondaga on September 11, 1967, imposing sales and compensating use taxes, as amended, is amended and two new subparagraphs (H) and (I) are added to read as follows:

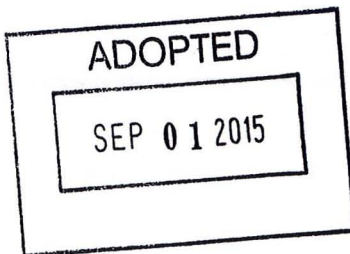
(2) Notwithstanding any contrary provision of law, net collections from the additional one percent rate of sales and compensating use taxes imposed by the county during the period commencing September 1, 2004, and ending November 30, 2017, pursuant to the authority of section 1210 of the New York Tax Law, shall not be subject to any revenue distribution agreement entered into under subdivision (c) of section 1262 of the Tax Law, but shall be distributed as follows:

(H) Net collections from the additional one percent rate of sales and compensating use taxes imposed for the period December 1, 2015, through November 30, 2016, shall be allocated and distributed or paid, at least quarterly, as follows: (i) 1.58% to the County of Onondaga for any county purpose; (ii) 97.79% to the City of Syracuse; (iii) 0.63% to the school districts in accordance with subdivision (a) of section 1262 of the New York Tax Law.

(I) Net collections from the additional one percent rate of sales and compensating use taxes imposed for the period December 1, 2016, through November 30, 2017, shall be allocated and distributed or paid, at least quarterly, as follows: (i) 1.58% to the County of Onondaga for any county purpose; (ii) 97.79% to the City of Syracuse; and (iii) 0.63% to the school districts in accordance with subdivision (a) of section 1262 of the New York Tax Law.

SECTION 4. This enactment shall take effect December 1, 2015.

Sales Tax Implementing Res.docx
KMB
CIm/meb



FILED WITH CLERK
ONON. CO. LEG.
July 1, 2015
KME

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

15th DAY OF September, 2015.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

11:1 PM 26 AUG 15

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

8

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN	✓			
17. ERVIN	✓			
4. TASSONE	✓			
5. RAPP	✓			
6. PLOCHOCKI	✓			
7. LIEDKA	✓			
8. RYAN	✓			
9. CHASE	✓			
10. HOLMQUIST	✓			
12. KNAPP	✓			
13. SHEPARD	✓			
14. JORDAN	✓			
16. WILLIAMS	✓			
1. MAY	✓			
2. DOUGHERTY	✓			
3. BURTIS	✓			
15. MR. CHAIRMAN	✓			
TOTAL	17	0		

Waiver

9.

September 1, 2015

149

Motion Made By Mr. McMahon

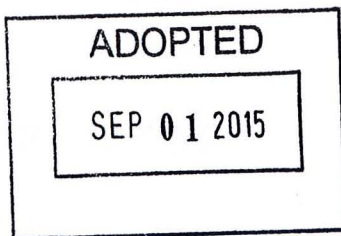
RESOLUTION NO. _____

CHANGING THE DATE OF THE NOVEMBER 2015 LEGISLATIVE SESSION

WHEREAS, Rule 1 provides that the date of a regular session may be changed by a motion duly passed by a majority of the whole number of the County Legislature, and it is the desire of this Legislature to change the date of the regular session occurring in November 2015; now, therefore be it

RESOLVED, that this Legislature hereby changes the date of the November 2015 regular session from Tuesday, November 3, 2015, to Wednesday, November 4, 2015, at 1:00 p.m.

Change Session - 2015.doc
KMB
meb



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

15th DAY OF September, 2015.

Deborah A. Martino

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

15 AUG 21 AM 10:48

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

9

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN				
17. ERVIN				Mr. Kilmartin requested a waiver to present the resolution. No objection; waiver allowed.
4. TASSONE				
5. RAPP				
6. PLOCHOCKI				
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS				
1. MAY				
2. DOUGHERTY				
3. BURTIS				
15. MR. CHAIRMAN				
TOTAL	17	0		

Waiver

10.

September 1, 2015

Motion Made By Mr. McMahon

RESOLUTION NO. 150

PERSONNEL RESOLUTION

WHEREAS, several changes in personnel have been requested, and such requests have been approved by the Commissioner of Personnel, Chief Fiscal Officer and County Executive; now, therefore be it

RESOLVED, that the following changes be and hereby are authorized to the Onondaga County Salary Plan, effective September 1, 2015:

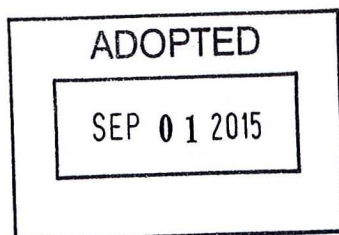
Create Election Inspector at the flat daily rate of: \$140 (primary election), \$190 (general election), plus \$25 per class training pay.

Create Election Voting System Specialist at the flat daily rate of \$170 (primary election), \$235 (general election), plus \$25 per class training pay.

Create Election Poll Site Manager at the flat daily rate of \$265 (general election, only), plus \$25 per class training pay.

Create Election Voting Machine Technician at the flat hourly rate of \$25, plus mileage reimbursement for visiting poll sites.

ResBOE103.docx
meb



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

1st DAY OF September, 20 15.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

15 SEP -1 PM 12:38

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

10

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN				Mr. Kilmartin requested a waiver to present the resolution.
17. ERVIN				
4. TASSONE				
5. RAPP				
6. PLOCHOCKI				No objection; waiver allowed.
7. LIEDKA				
8. RYAN				
9. CHASE				
10. HOLMQUIST				
12. KNAPP				
13. SHEPARD				
14. JORDAN				
16. WILLIAMS				
1. MAY				
2. DOUGHERTY				
3. BURTIS				
15. MR. CHAIRMAN				
TOTAL	17	0		

A.

LOCAL LAW NO. ____ - 2015

A LOCAL LAW AUTHORIZING A FURTHER AMENDMENT TO THE LEASE OF COUNTY PROPERTY LOCATED IN THE TOWN OF MARCELLUS, COUNTY OF ONONDAGA, TO NEW CELLULAR WIRELESS PCS, LLC. D.B.A. AT&T MOBILITY, AND AMENDING LOCAL LAW NO. 2-2014, WHICH SUCH LOCAL LAW PREVIOUSLY AMENDED LOCAL LAW NO. 25-2008

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

Section 1. Findings/Purpose: By Local Law No. 25-2008, the County authorized the execution of a lease for space on a county-owned communications tower located at 2724 Rose Hill Road, Town of Marcellus, New York. An amendment to such lease was authorized by Local Law No. 2-2014, providing for an increase in the compensation to be paid to the County for the use of such space. It is necessary to amend Local Law No. 2-2014 to provide for a changed amount of compensation, where such changed amount still represents an increase from such amount authorized by Local Law No. 25-2008 and as contained in the current lease.

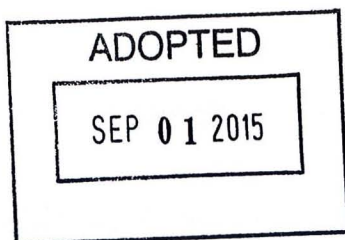
Section 2. Local Law No. 2-2014 is hereby amended to strike Section 4 in its entirety and to substitute the following as a new Section 4:

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 \$550.00 per month over and above the existing rent, resulting in an amended rent amount of \$2,938.10 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 3. Local Law No. 25-2008, as previously amended by Local Law No. 2-2014, remains in effect, except to the extent that such local law is affected by the changes authorized herein.

Section 4. This local law shall take effect immediately upon filing in the Office of the Secretary of State, subject to permissive referendum.

LL - Rose Hill - amend
KMB
CIm
meb



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 1st DAY OF September, 20 15.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

94:6 WA 62 700 51

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

LOCAL LAW

A

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN	✓			
17. ERVIN	✓			
4. TASSONE	✓			
5. RAPP	✓			
6. PLOCHOCKI	✓			
7. LIEDKA	✓			
8. RYAN	✓			
9. CHASE	✓			
10. HOLMQUIST	✓			
12. KNAPP	✓			
13. SHEPARD	✓			
14. JORDAN	✓			
16. WILLIAMS	✓			
1. MAY	✓			
2. DOUGHERTY	✓			
3. BURTIS	✓			
15. MR. CHAIRMAN	✓			
TOTAL	17	0		

3.

LOCAL LAW NO. ___ - 2015

A LOCAL LAW AUTHORIZING THE LEASE OF COUNTY PROPERTY LOCATED IN THE
TOWN OF MANLIUS TO VERIZON WIRELESS

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

Section 1. Findings. The County of Onondaga, acting for and on behalf of the Onondaga County Water District, is owner of property located at Alverna Heights Drive in the Town of Manlius, known as the Eastern Tank and Pumping Station. Situated on said property is a fenced 3300 square foot area with a 180 foot high self-support tower used as a public safety communications facility under the direct care and control of the Onondaga County Department of Emergency Communications. Verizon Wireless has expressed an interest in acquiring an option for the lease of approximately 425 square feet of ground space and tower space within the public safety communications facility for the installation, operation and maintenance of cellular communication facilities. The term of the proposed lease is five (5) years with four (4) five-year renewals. The amount of proposed rent is \$20,000 per year during the first year with an increase of 3% per year thereafter. The amount of proposed rent is fair and reasonable. The portion of the public safety communications facility and the tower to be leased are currently not needed for County purposes pursuant to Section 215 of the County Law. Verizon Wireless will provide insurance and pay for all utilities consumed by the equipment.

Section 2. Environmental Review. The County of Onondaga is hereby authorized, directed and designated to act as the lead agency. An analysis of the potential environmental impacts, if any, has been done under the State Environmental Quality Review Act (SEQRA), and as lead agency the County hereby determines that the proposed action is an Unlisted Action under SEQRA and a Short Environmental Assessment Form has been prepared. The Short Environmental Assessment Form prepared by and filed with this Legislature is satisfactory with respect to scope and content and adequacy in compliance with SEQRA and is hereby accepted by the County. Onondaga County does hereby make and adopt a Negative Declaration for the project, and has determined that the proposed action will not have a significant effect on the environment. The Onondaga County Executive, or her designee, is authorized to take such action to comply with the requirements of SEQRA, including without limitation, the execution of documentation and filing of same and any other actions to implement the intent of this local law.

Section 3. Lease Authorized. The County Executive is hereby authorized to enter into any and all agreements and execute all documents for an option for the lease of the above-described space to Verizon Wireless for a period of five years, with four (4) five-year (5) renewals. The amount of rent is twenty thousand dollars (\$20,000.00) during the first year, with an increase of three percent (3%) per year.

Section 4. Effective Date. This local law shall be filed and take effect in accordance with provisions of the Municipal Home Rule Law, subject to a permissive referendum.

LL - Verizon Lease.doc
MJM/kmt/meb

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

15th DAY OF September, 2015.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

ADOPTED

SEP 01 2015

15 AUG 9 - 9 32 PM '15

RECEIVED
ONONDAGA COUNTY
LEGISLATURE

LOCAL LAW

B

SEPTEMBER 1, 2015
SESSION

LEGISLATOR	AYES:	NOES:	ABSENT	
11. KILMARTIN	✓			
17. ERVIN	✓			
4. TASSONE	✓			
5. RAPP	✓			
6. PLOCHOCKI	✓			
7. LIEDKA	✓			
8. RYAN	✓			
9. CHASE	✓			
10. HOLMQUIST	✓			
12. KNAPP	✓			
13. SHEPARD	✓			
14. JORDAN	✓			
16. WILLIAMS	✓			
1. MAY	✓			
2. DOUGHERTY	✓			The meeting was adjourned at 1:30 p.m.
3. BURTIS	✓			
15. MR. CHAIRMAN	✓			
TOTAL	17	0		