



# Onondaga County Legislature

DEBORAH L. MATURO  
Clerk

JAMES M. RHINEHART  
Chairman

KATHERINE M. FRENCH  
Deputy Clerk

401 Montgomery Street • Court House • Room 407 • Syracuse, New York 13202  
Phone: 315.435.2070 Fax: 315.435.8434  
[www.ongov.net](http://www.ongov.net)

## REVISED

## RESOLUTION NOS. 361 - 372

### OFFICE OF THE CLERK

March 1, 2011

Listed below are the resolutions to be presented to the County Legislature at the March Session. The meeting will be held at **2:30 p.m. on Tuesday, March 1, 2011.**

- A. CALL TO ORDER
- B. CALLING OF ROLL MEMBERS
- C. INVOCATION – **Mr. Kinne**
- D. SALUTE TO FLAG – **Mr. Laguzza**
- 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. 15)

### 1<sup>ST</sup> District - Mr. Lesniak

1. **NO. 361 - (Reconsidered)** Authorizing the Execution of an Agreement with the Central New York Regional Planning and Development Board for the Administration of the County Energy Efficiency and Conservation Block Grant Revolving Loan Fund (15-2 Stanczyk, Kinne -1 Dougherty)

### 3<sup>RD</sup> District – Mr. Meyer

- 1a. **Referred to Ways & Means Committee** Memorializing the Governor and the Legislature of the State of New York to Enact Legislation Regarding Acceptance of Partial Payments by Tax Collection Officials

### 5<sup>TH</sup> District – Mrs. Rapp – County Facilities and Planning & Economic Development

2. **NO. 362** Amending the 2011 Budget and Authorizing an Agreement with the City of Syracuse for the Provision of Syracuse Police Patrol at Mundy Branch Library and Authorizing the Execution of Agreements to Implement this Resolution (\$14,534) (15-2 Holmquist, Jordan -1 Dougherty)
3. **NO. 363** Amending the 2011 County Budget, Amending Resolution No. 102-2009 to Increase the Total Amount by Which the County is Authorized to Pay in the First Instance 100% of the Federal Aid Eligible Costs by an Additional \$1,002,000 for the Design (Scoping I-VI), Right-Of-Way Incidentals and Construction of the 2010 Onondaga County Bridge Painting Project, Pin 375469, and Authorizing the County Executive to Enter into Agreements to Implement this Resolution (\$1,002,000) (17-0-1 Dougherty)
4. **PULLED** A Resolution Authorizing the Purchase and Installation of a Voiceover Internet Protocol System in and for the County of Onondaga, New York, at a Maximum Estimated Cost of \$2,200,000, and Authorizing the Issuance of \$2,200,000 Bonds of Said County to Pay the Costs Thereof (\$2,200,000)
- 4a. **PULLED** Authorizing an Installment Purchase Contract Pursuant to General Municipal Law Section 109-B for the Purchase of a Voice Over Internet Protocol System

**6<sup>TH</sup> District – Mr. Rhinehart**

5. **NO. 364** Requesting the Governor and the Legislature of the State of New York to Amend State Law to Provide the County Comptroller with the Authority to Audit the Cultural Resources Trust and the Onondaga Civic Development Corporation (11 Lesniak, Masterpole, Meyer, Tassone, Rapp, Corbett, Holmquist, Kilmartin, Warner, Jordan, Rhinehart -6 Stanczyk, Kinne, Laguzza, Williams, Ervin, Buckel – 1 Dougherty)
6. **NO. 365** Requesting the Cultural Resources Trust and the Onondaga Civic Development Corporation to Refrain from Providing Funds to any Agency that already Receives County Funds (11 Lesniak, Masterpole, Meyer, Tassone, Rapp, Corbett, Holmquist, Kilmartin, Warner, Jordan, Rhinehart –6 Stanczyk, Kinne, Laguzza, Williams, Ervin, Buckel –1 Dougherty)

**8<sup>TH</sup> District – Mr. Corbett – Environmental Protection**

7. **NO. 366** A Resolution Calling a Public Hearing in Connection with the Increased Cost of Proposed CSO Improvements for the Onondaga County Sanitary District of the County of Onondaga, New York (\$54,058,000) (17-0-1 Dougherty)

**9<sup>TH</sup> District – Mr. Stanczyk**

- 7a. **REFERRED TO COUNTY FACILITIES COMMITTEE** Requesting Elected County Officials to List and Identify All County-Owned Take-Home Vehicles and to Take Steps to Reduce the Number of Such Vehicles by Half

**11<sup>TH</sup> District – Mr. Kilmartin – Public Safety Committee**

8. **No. 367** Amending the 2011 County Budget to Provide Additional State Funds to the Probation Department for the Supervision of Individuals Subject to Regulations Contained in Leandra's Law, and Authorizing the County Executive to Enter into Contracts to Implement this Resolution (\$40,000) (17-0-1 Dougherty)
9. **NO. 368** Amending the 2011 County Budget to Provide Additional Grant Funds for a Selective Traffic Enforcement Program and Authorizing the County Executive to Enter into Contracts to Implement this Resolution (\$3,875) (13 Lesniak, Stanczyk, Kinne, Laguzza, Masterpole, Williams, Ervin, Meyer, Rapp, Buckel, Corbett, Holmquist, Rhinehart -4 Tassone, Kilmartin, Warner, Jordan –1 Dougherty)
10. **NO. 369** Amending the 2011 County Budget to Accept Additional Funds for Police Service Provided to the Town of Clay (\$173,685) (17-0-1 Dougherty)

**14<sup>TH</sup> District Mr. Jordan – Ways and Means**

11. **NO. 370** 2011 Transfer Resolution (Sheriff - \$17,000, Long Term Care - \$231,012, Landmark - \$100,000) (17-0-1 Dougherty)
12. **NO. 371** Personnel Resolution (OCPL, WEP, Long Term Care) (17-0-1 Dougherty)
13. **NO. 372** Approving and Directing the Correction of Certain Errors on Tax Bills (17-0-1 Dougherty)

**LOCAL LAWS:**

- A. **PASSED** A Local Law Establishing A Real Property Tax Exemption for Non-Residential Real Property Converted to Mixed-use Property Accordance with Section 485-a of the New York State Real Property Tax Law (Sponsored by Mrs. Rapp) (17-0-1 Dougherty)

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

Respectfully submitted,

DEBORAH L. MATURO, Clerk  
ONONDAGA COUNTY LEGISLATURE

March 1, 2011

361

Motion Made By Mr. Lesniak, Mr. Meyer

RESOLUTION NO. \_\_\_\_\_

**AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE CENTRAL NEW YORK REGIONAL PLANNING AND DEVELOPMENT BOARD FOR THE ADMINISTRATION OF THE COUNTY ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT REVOLVING LOAN FUND**

WHEREAS, the American Recovery and Reinvestment Act of 2009 appropriates funding for the Department of Energy to award formula-based grants to local governments under the Energy Efficiency and Conservation Block Grant (EECBG) Program to stimulate the economy and to create and retain jobs; and

WHEREAS, the purpose of the EECBG Program is to assist local governments in creating and implementing strategies to reduce fossil fuel emissions in a manner that is environmentally sustainable and maximizes benefits for local and regional communities; to reduce the total energy use of the local governments; and to improve energy efficiency in the building sector, the transportation sector, and other appropriate sectors; and

WHEREAS, by Resolution No. 199-2009, the County accepted EECBG Program funds in the amount of \$2,459,000; and

WHEREAS, local governments are authorized to allocate up to 20% of those grant funds to a Revolving Loan Fund to aid recipients in performing upgrades to their facilities to reduce energy consumption, and the Department of Energy has approved the Onondaga County proposed Energy Efficiency and Conservation Strategy which calls for allocating \$450,000 to such a Revolving Loan Fund; and

WHEREAS, the Revolving Loan Fund can be best administered by the Central New York Regional Planning and Development Board (CNYRPDB), and it is the desire of the County to enter into an agreement with CNYRPDB to administer that fund; and

WHEREAS, pursuant to said agreement, CNYRPDB will be paid \$37,500 (from grant funds) to establish and administer the Revolving Loan Fund for the first two years, for each subsequent year will be paid (from grant funds plus any loan fees and proceeds), the documented costs not to exceed ten (10) % of the capitalized amount of the fund; now, therefore be it

RESOLVED, that the County Executive is authorized to enter into agreements with CNYRPDB to administer the Revolving Loan fund and to implement the intent of this resolution.

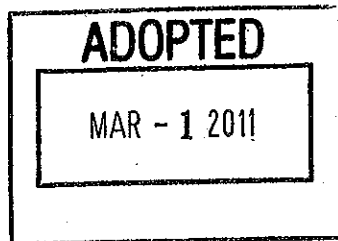
CNYRPB revolving loan.doc  
LHT 12.28.10  
kam

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

1<sup>st</sup> DAY OF March, 2011.

*Deborah A. Matuso*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK



RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE  
11 FEB 14 PM 3:24

March 1, 2011

Replacement 2

Motion Made By Mrs. Rapp, Mr. Corbett

RESOLUTION NO. 362

AMENDING THE 2011 BUDGET AND AUTHORIZING AN AGREEMENT WITH THE CITY OF SYRACUSE FOR THE PROVISION OF SYRACUSE POLICE PATROL AT MUNDY BRANCH LIBRARY AND AUTHORIZING THE EXECUTION OF AGREEMENTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, Onondaga County operates the branch libraries located in the City, and is committed to providing a safe and welcoming environment for patrons and staff; and

WHEREAS, providing for a Syracuse police patrol detail is an effective means of preventing the occurrence of incidents at the branch libraries; and

WHEREAS, it is the desire of the County to enter into an Agreement with the City for the ongoing provision of such a detail during assigned times at the Mundy branch to enhance the ability of the branch to deliver library services; now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the execution of Agreements with the City of Syracuse to provide for the ongoing provision of police patrol services at Mundy branch library; and, be it further

RESOLVED, that said Agreement shall provide further for Mundy branch library to pay for the provision of such services for the period of March 3, 2008 through December 31, 2012 according to the terms and conditions as set forth in the Agreement; and, be it further

RESOLVED, that the County Executive hereby is authorized to execute the Agreement and to enter into agreements to implement the intent of this resolution.

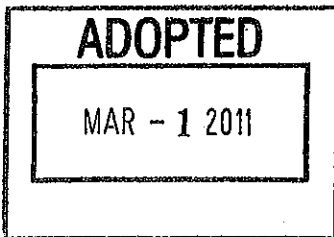
APPROPRIATIONS:

L960 Appropriations	\$14,534
In Admin. Unit 40-65-30	
OCPL Syracuse Branch Libraries	
FAMIS Index #390039	
In Acct. 408-9408	\$14,534

REVENUES:

L510 Estimated Revenues	\$14,534
In Admin. Unit 40-65-30	
OCPL Syracuse Branch Libraries	
FAMIS Index #390039	
In Acct. 082-3997 Tr. from Prior Yr Surplus	\$14,534

MundyBranchResolution.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

1<sup>st</sup> DAY OF March, 2011.

FILED WITH CLERK  
ONON. CO. LEG.

*February 9, 2011*  
*KMF*

*Debra A. Matus*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

11 FEB 28 AM 11:41

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE

March 1, 2011

Motion Made By Mrs. Rapp

RESOLUTION NO. 363

AMENDING THE 2011 COUNTY BUDGET, AMENDING RESOLUTION NO. 102-2009 TO INCREASE THE TOTAL AMOUNT BY WHICH THE COUNTY IS AUTHORIZED TO PAY IN THE FIRST INSTANCE 100% OF THE FEDERAL AID ELIGIBLE COSTS BY AN ADDITIONAL \$1,002,000 FOR THE DESIGN (SCOPING I-VI), RIGHT-OF-WAY INCIDENTALS AND CONSTRUCTION OF THE 2010 ONONDAGA COUNTY BRIDGE PAINTING PROJECT, PIN 375469, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AGREEMENTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, by Resolution No. 102-2009, adopted June 2, 2009, this County Legislature approved the project for Onondaga County Bridge Painting, PIN 375469 ("Project"), and further agreed to participate by contributing up to 100 percent of the non-federal share of the design, right-of-way incidentals and construction phases and to pay in the first instance the total federal share of the cost of design (scoping I-VI); right-of-way incidentals, and construction phases; such resolution further authorized the County Executive to execute agreements and authorized the County Comptroller to advance up to \$686,000 for such project; and

WHEREAS, subsequent to the adoption of Resolution No. 102-2009, additional funds were determined to be necessary to complete the Project; and

WHEREAS, the bridge is jointly owned by both Onondaga and Oswego counties, and the Oswego County Legislature has passed its Resolution No. 218-2009, whereby it agreed to participate in the Project by contributing a maximum amount of \$243,500 towards the non-federal share, with Onondaga County being the lead agency on the Project; and

WHEREAS, the total additional cost for the project is \$1,254,000, with 20 percent of such additional cost being estimated at \$252,000 for the non-federal share of the costs of the design (scoping I-VI), right-of-way incidentals and construction phases and with the remaining 80 percent of such additional cost being estimated at \$1,002,000 for the federal share; and

WHEREAS, the revised total cost for the project is now \$2,110,000, with 20 percent of such total cost being estimated at \$422,000 for the non-federal share of the costs of the design (scoping I-VI), right-of-way incidentals, and construction phases and with the remaining 80 percent of such total cost being estimated at \$1,688,000 for the federal share; and

WHEREAS, the County will split the local dollar cost with Oswego County, and the revised total non-federal (local dollars) cost for the Project is now estimated to be \$422,000, resulting in each county respectively paying \$211,000 in local dollars; now, therefore be it

RESOLVED, that the County Legislature hereby approves the Project, agrees to participate and pay up to 100 percent of the revised total non-federal share of the design, right-of-way incidentals, and the construction phases and to pay in the first instance up to 100 percent of the revised total federal share of the cost of design (scoping I-VI) right-of-way incidentals and construction phases; and, be it further

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

RESOLVED, that Resolution No. 102-2009 is hereby amended to be consistent with this resolution, and the County Comptroller is hereby authorized to advance up to an additional \$1,002,000 beyond those funds provided in Resolution No. 102-2009; and, be it further

RESOLVED, that the 2011 County Budget Capital Project Fund 21 be amended as follows:

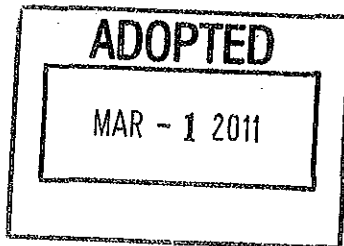
REVENUES:

H510 Estimated Revenues	\$1,002,000
In Administrative Unit 80-93-20	
Highway Division	
FAMIS Index 532309	
Capital Project 535155	
Phase 001 Bridge Painting '10	
In Account 014-0171	
Federal Aid Highway Capital Projects	\$1,002,000

APPROPRIATIONS:

H960 Appropriations	\$1,002,000
In Administrative Unit 80-93-20	
Highway Division	
FAMIS Index 532309	
Capital Project 535155	\$1,002,000
Phase 001 Bridge Painting '10	

Bridge Paint Amended Design Const Reso w/ Madison.doc  
KMB 1.24.11  
kam



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

1<sup>st</sup> DAY OF March, 2011.

*Deborah A. Matuso*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

11 FEB -7 AM 11:0

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE

5.

March 1, 2011

364

Motion Made By Mr. Rhinehart

RESOLUTION NO. \_\_\_\_\_

REQUESTING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF NEW YORK TO AMEND STATE LAW TO PROVIDE THE COUNTY COMPTROLLER WITH THE AUTHORITY TO AUDIT THE CULTURAL RESOURCES TRUST AND THE ONONDAGA CIVIC DEVELOPMENT CORPORATION

WHEREAS, the Cultural Resources Trust is created pursuant to Article 22 of the New York State Arts and Cultural Affairs Law, and by Resolution No. 154-2009, several individuals were appointed to the Board of Trustees, thereby activating such trust; and

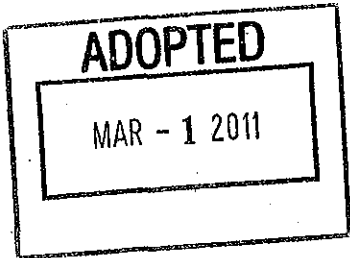
WHEREAS, the Onondaga Civic Development Corporation is incorporated pursuant to Sections 402 and 1411 of the Not-for-Profit Corporation Law, and by Resolution No. 192-2009, this Onondaga County Legislature authorized the corporation's formation to promote economic development within the county; and

WHEREAS, although State Comptroller is currently authorized by statute to review the books and records of these entities, it is critical for the Onondaga County Comptroller, an independently elected official, to play a role in maintaining local oversight regarding the expenditure of funds of such entities; now, therefore be it

RESOLVED, that this Legislature hereby requests the Governor and the Legislature of the State of New York to amend state law to provide the County Comptroller, in addition to the currently authorized State Comptroller, with fiscal oversight and authority to audit the books and records of the Cultural Resources Trust and the Onondaga Civic Development Corporation; and, be it further

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

Comptroller Audit CRT OCDC.doc  
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 1<sup>st</sup> DAY OF March, 20 11.

*Deborah A. Naturo*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

11 FEB 14 PM 3:41

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE

*6. Replacement*

March 1, 2011

Motion Made By Mr. Rhinehart

Resolution No 365

**REQUESTING THE CULTURAL RESOURCES TRUST AND THE ONONDAGA CIVIC DEVELOPMENT CORPORATION TO PROVIDE THIS BODY WITH NOTICE OF THE PROVISION OF FUNDS TO ANY AGENCY THAT ALREADY RECEIVES COUNTY FUNDS**

WHEREAS, the Cultural Resources Trust is created pursuant to Article 22 of the New York State Arts and Cultural Affairs Law, and by Resolution No. 154-2009, several individuals were appointed to the Board of Trustees, thereby activating such trust; and

WHEREAS, the Onondaga Civic Development Corporation is incorporated pursuant to Sections 402 and 1411 of the Not-for-Profit Corporation Law, and by Resolution No. 192-2009, this Onondaga County Legislature authorized the corporation's formation to promote economic development within the county; and

WHEREAS, during the adoption of the annual county budget, this Legislature makes funds available to various authorized agencies, which serve a vital function in the promotion and economic development of Onondaga County; and

WHEREAS, the Cultural Resources Trust and the Onondaga Civic Development Corporation also may provide funding and assistance to certain entities, some of which may also qualify as authorized agencies for the purposes of receiving county funds; and

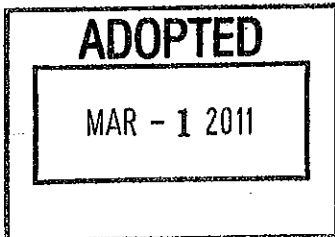
WHEREAS, it is the desire of this Legislature to prevent authorized agencies from receiving public funding from multiple local sources, unless such public funding sources have been disclosed to this Legislature and there is an opportunity for public debate and deliberation; and

WHEREAS, such disclosures will protect and promote the public interest by providing consistency, transparency, and accountability for the expenditure of public funds; now, therefore be it

RESOLVED, that this Legislature hereby requests the Cultural Resources Trust and the Onondaga Civic Development Corporation to provide this Legislature with notice of the provision of funds to any agency that already receives county funds such that this Legislature will have time to debate and comment upon such proposal; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to transmit this resolution to the Cultural Resources Trust and the Onondaga Civic Development Corporation, and such agencies are hereby requested to respond to this legislative request.

CRT OCDC Funds.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

1<sup>st</sup> DAY OF March, 2011.

*Deborah A. Matuso*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK  
ONON. CO LEG.  
*February 14, 2011*  
*Don*

11 MAR - 1 PM 2:15

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE

March 1, 2011

Motion Made By Mr. Corbett

RESOLUTION NO. 366

A RESOLUTION CALLING A PUBLIC HEARING IN CONNECTION WITH THE INCREASED COST OF PROPOSED CSO IMPROVEMENTS FOR THE ONONDAGA COUNTY SANITARY DISTRICT OF THE COUNTY OF ONONDAGA, NEW YORK

WHEREAS, the County of Onondaga has previously entered into an amended consent judgment in connection with the settlement of litigation involving Atlantic States Legal Foundation, Inc. et al; and

WHEREAS, the Amended Consent Judgment includes a Municipal Compliance Plan which specifies capital projects and activities related to attainment of the effluent limitations and water quality objectives of the Amended Consent Judgment and sets forth a comprehensive schedule for the implementation of said capital projects and activities; and

WHEREAS, to maintain compliance with the schedule which is mandated in the Amended Consent Judgment and to avoid the possible imposition of stipulated penalties the County has previously approved the Clinton Street Conveyances and Regional Treatment Facility project at a maximum estimated cost of \$111,442,000; and

WHEREAS, the County subsequently modified this project to incorporate a gray and green infrastructure project which includes a combined sewer storage facility, other combined sewer infrastructure improvements and a variety of green infrastructure projects; and

WHEREAS, it is necessary to provide for additional gray and green infrastructure to abate combined sewer overflows in the Clinton/Lower MIS Sewershed requiring an increase in the maximum estimated cost of \$54,058,000; and

WHEREAS, it is now desired to call a public hearing on the aforesaid revised project plan and cost in accordance with the provisions of the Onondaga County Administrative Code; now, therefore be it

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

Section 1. A meeting of the County Legislature, the County of Onondaga, New York, to be held in the Legislative Chambers in the County Court House, in Syracuse, New York, on April 5, 2011 at 2:25 p.m., o'clock prevailing time, for the purpose of conducting a Public Hearing upon the aforesaid matter. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published and posted in the manner provided by law.

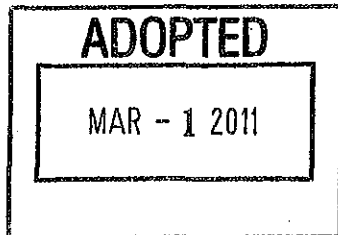
Section 2. This resolution shall take effect immediately.

Public Hearing Proposed CSO Improvements.doc

kam

FILED WITH CLERK  
ONON. CO. LEG.

*January 25, 2011*  
*DLM*



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

1<sup>st</sup> DAY OF March, 2011.

*Deborah A. Matus*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

11 FEB 17 PM 12:08

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE

March 1, 2011

367

Motion Made By Mr. Kilmartin, Mr. Corbett

RESOLUTION NO. \_\_\_\_\_

AMENDING THE 2011 COUNTY BUDGET TO PROVIDE ADDITIONAL STATE FUNDS TO THE PROBATION DEPARTMENT FOR THE SUPERVISION OF INDIVIDUALS SUBJECT TO REGULATIONS CONTAINED IN LEANDRA'S LAW, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Child Passenger Protection Act, also known as Leandra's Law, enhances the penalties for individuals who place a child passenger at risk while driving under the influence of alcohol or drugs; and

WHEREAS, the New York State Office of Probation and Correctional Alternatives has funds available to provide for enhanced probation supervision monitoring of individuals subject to regulations contained in Leandra's Law; and

WHEREAS, the Onondaga County Probation Department currently supervises individuals required to comply with the requirements of Leandra's Law, and this funding will allow the Probation Department to provide enhanced supervision of this population; and

WHEREAS, the funding will be available from October 1, 2010 to September 30, 2011, and it is the desire of this Legislature to accept such funding; now, therefore be it

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

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

REVENUES:

CG510 Estimated Revenues	\$40,000
In Admin. Unit 40-73-20	
Probation Department	
FAMIS Index #400010	
Project #776091 001	\$40,000
In Acct. #022-0350 St. Aid Probation Svcs.	

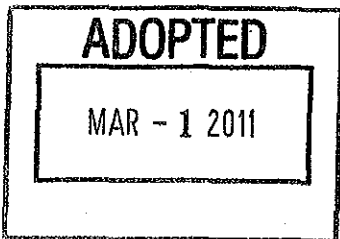
APPROPRIATIONS:

CG960 Appropriations  
In Admin. Unit 40-73-20  
Probation Department  
FAMIS Index #400010  
Project #776091 001

\$40,000

\$40,000

Leandra's law Resolution.doc  
AG/tb  
KMB 1.19.11  
kam



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

1<sup>st</sup> DAY OF March, 20 11.

*Deborah A. Natale*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE  
11 FEB - 7 AM 11: 01

March 1, 2011

Motion Made By Mr. Kilmartin, Mr. Corbett

RESOLUTION NO. 368

AMENDING THE 2011 COUNTY BUDGET TO PROVIDE ADDITIONAL GRANT FUNDS FOR A SELECTIVE TRAFFIC ENFORCEMENT PROGRAM AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Congress of the United States has enacted Public Law 89-564, authorizing financial assistance for states to accelerate highway traffic safety programs; and

WHEREAS, the Governor's Traffic Safety Committee has made funds available for a Selective Traffic Enforcement Program (STEP) to reduce unsafe driving; and

WHEREAS, a number of aggressive driving behaviors have been identified as contributing factors in motor vehicle accidents, including speeding, failure to yield right of way, following too closely, unsafe passing or lane usage and disregarding traffic control devices; and

WHEREAS, the Onondaga County Sheriff's Office has applied for and received an additional \$3,875 in program funding, above the previously budgeted \$40,000, for the period of October 1, 2010 through September 30, 2011; and

WHEREAS, this Legislature is supportive of the efforts of the Sheriff to reduce unsafe driving behavior through the enforcement of the New York State Vehicle and Traffic Laws, and it is the desire of this Legislature to accept such funds; now, therefore be it

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

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

REVENUES:

In Admin. Unit 40-79-20	\$3,875
Sheriff Police / Civil	
FAMIS Index 410019	
In Project 782155 - STEP 2011	
In Acct. 014-0163 Federal Aid Highway Safety	\$3,875

APPROPRIATIONS:

In Admin. Unit 40-79-20

\$3,875

Sheriff Police / Civil

FAMIS Index 410019

In Project 782155 - STEP 2011

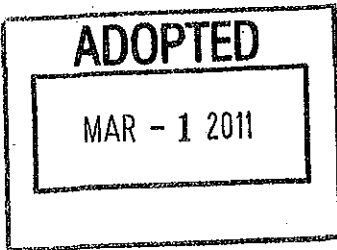
\$3,875

STEP 2011

DDS

KMB 1.26.11

kam



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

1<sup>st</sup> DAY OF March, 2011.

*Deborah A. Maturo*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

11 FEB - 7 AM 11:06

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE

March 1, 2011

369

Motion Made By Mr. Kilmartin, Mr. Corbett

RESOLUTION NO. \_\_\_\_\_

AMENDING THE 2011 COUNTY BUDGET TO ACCEPT ADDITIONAL FUNDS FOR POLICE SERVICES PROVIDED TO THE TOWN OF CLAY

WHEREAS, by Resolution No. 130 - 08, the Onondaga County Legislature authorized the County Executive to enter into a contract to provide enhanced police services in the town of Clay; and

WHEREAS, pursuant to that contract, the Onondaga County Sheriff's Office bills the Town of Clay quarterly, based on expenses associated with providing the police service; and

WHEREAS, the expenses billed in 2010 were greater than the amount anticipated in the enacted 2010 Onondaga County budget; and

WHEREAS, the Town of Clay will be providing to Onondaga County an additional \$173,685, above the previously budgeted \$1,297,343, to pay for the Sheriff's Office costs associated with providing the enhanced police services in the Town under the terms of such contract; and

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

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

REVENUES:

In Admin. Unit 40-79-20		\$173,685
Sheriff Police/Civil		
FAMIS Index 410019		
In Project 782142		
2010 Clay Enhanced Patrol		
In Acct. 042-1526 Public Safety Other Govt's	\$173,685	

APPROPRIATIONS:

In Admin. Unit 40-79-20		\$173,685
Sheriff Police/Civil		
FAMIS Index 410019		
In Project 782142		
2010 Clay Enhanced Patrol	\$173,685	

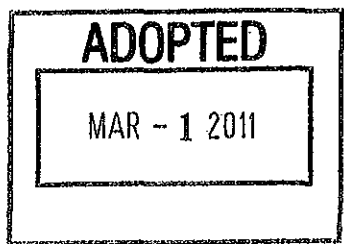
Clay 2010.doc  
DDS  
KMB 1.26.11  
kam

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

1st DAY OF March, 2011.

*Deborah A. Matus*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK



RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE  
11 FEB - 7 AM 11:0

March 1, 2011

Motion Made By Mr. Jordan

RESOLUTION NO. 370

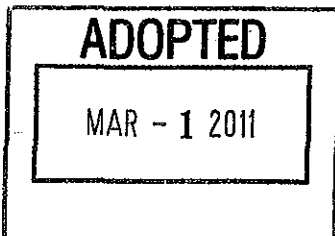
2011 TRANSFER RESOLUTION

RESOLVED, that the following transfers be made:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
Admin. Unit 40-79-20 Sheriff - Police FAMIS Index #410001 Acct. 101-4101 Regular Employee Salaries	Admin. Unit 40-79-30 Sheriff - Custody FAMIS Index #410027 Acct. 401-9401 Travel/Training	\$17,000
Admin. Unit 40-49-20 Long Term Care - Van Duyn FAMIS Index #351677 Acct. 101-4101 Regular Employee Salaries	Admin. Unit 40-49-20 Long Term Care - Van Duyn FAMIS Index #351677 Acct. 300-9300 Supplies & Materials	\$139,164
Admin. Unit 40-49-20 Long Term Care - Van Duyn FAMIS Index #351677 Acct. 120-9120 Employee Benefits	Admin. Unit 40-49-20 Long Term Care - Van Duyn FAMIS Index #351677 Acct. 300-9300 Supplies & Materials	\$91,848
Admin. Unit 10-03 Auth Agencies - Financial FAMIS Index #100065 Acct. 650-6650 Contingent Account	Admin. Unit 10-03 Auth Agencies - Financial FAMIS Index #100065 Acct. 845-5945 Syracuse Area Landmark	\$100,000

MARTRAN\_11  
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 1<sup>st</sup> DAY OF March, 2011.



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

11 FEB 17 PM 2:47  
RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE

March 1, 2011

371

Motion Made By Mr. Jordan

RESOLUTION NO. \_\_\_\_\_

PERSONNEL RESOLUTION

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

RESOLVED, that the following changes be and hereby are authorized:

ONONDAGA COUNTY PUBLIC LIBRARY (OCPL) Admin. Unit 40-65-00

Create RP# 01 406520 1257, Librarian IV (Department Head), Grade 35 @ \$70,053 - \$96,450, effective March 5, 2011.

Abolish RP# 01 406520 1189, Systems Librarian, Grade 13 @ \$58,286 - \$64,548, upon successful completion of the probationary period of the Librarian IV.

Create RP# 01 406520 01 1249, Librarian II, Grade 11 @ \$49,415 - \$54,691, effective March 12, 2011.

Abolish RP# 01 406520 01 5815, Librarian III, Grade 13 @ \$58,286 - \$64,548, effective March 12, 2011.

WATER ENVIRONMENT PROTECTION Admin Unit 80-33-00

Create RP# 01 803330 1362, Inventory Control Supervisor, Grade 8 @ \$39,599 - \$43,784, effective March 26, 2011.

Create RP# 01 803330 1363, Clerk II, Grade 5 @ \$31,220 - \$34,474, effective March 26, 2011.

Abolish RP# 01 803330 5436, Stenographer II, Grade 6 @ \$33,885 - \$37,435, effective March 26, 2011.

Create RP# 01 803330 1364, Clerk II, Grade 5 @ \$31,220 - \$34,474, effective March 26, 2011.

Abolish RP# 01 803330 5441, Stenographer II, Grade 6 @ \$33,885 - \$37,435, effective March 26, 2011.

DEPARTMENT OF LONG TERM CARE Admin Unit 40-49-20

Abolish RP# 01 404920 4128, Cook I, Grade 6 @ \$33,885 - \$37,435, effective April 2, 2011.

Abolish RP# 01 404920 4115, Cook I, Grade 6 @ \$33,885 - \$37,435, effective April 2, 2011.

Abolish RP# 01 404920 4120, Food Service Supervisor, Grade 9 @ \$43,016 - \$47,581, effective April 2, 2011.

Abolish RP# 01 404920 4123, Cook II, Grade 7 @ \$36,411 - \$40,241, effective April 2, 2011.

Abolish RP# 01 404920 4132, Food Service Helper I, Grade 2 @ \$26,561 - \$29,298, effective April 2, 2011.

Abolish RP# 01 404920 4125, Cook I, Grade 6 @ \$33,885 - \$37,435, effective April 2, 2011.

Abolish RP# 01 404920 7273, Cook I, Grade 6 @ \$33,885 - \$37,435, effective April 2, 2011.

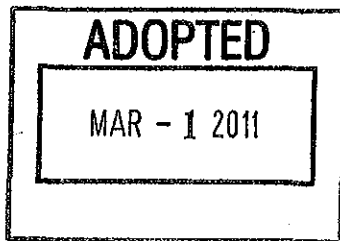
Abolish RP# 01 404920 4163, Cook I, Grade 6 @ \$33,885 - \$37,435, effective April 2, 2011.

Abolish RP# 01 404920 4149, Food Service Helper I, Grade 2 @ \$26,561 - \$29,298, effective April 2, 2011.

and, be it further

RESOLVED, to amend the Onondaga County Salary Plan to delete the title of Systems Librarian upon successful completion of the probationary period for the Librarian IV, and to delete the titles of Cook I, Cook II, and Food Service Supervisor.

RES 03/11.doc  
PT/lbg  
KMB 1.19.11  
kam



I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE 1<sup>st</sup> DAY OF March, 2011.

*Deborah A. Matus*  
CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK  
ONON. CO. LEG.  
*February 11, 2011*  
*DM*

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE  
11 FEB 14 PM 1:5

March 1, 2011

372

Motion Made By Mr. Jordan

RESOLUTION NO. \_\_\_\_\_

APPROVING AND DIRECTING THE CORRECTION OF CERTAIN ERRORS ON TAX BILLS

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

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

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

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

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

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

<u>NAME AND ADDRESS OF APPLICANT:</u>	<u>TAX MAP NUMBER:</u>	<u>AMOUNT OF TAX BILLED:</u>	<u>CORRECTED TAX:</u>
<u>CICERO:</u> Cicero Assoc. LLC 325 Essjay Rd. Ste. 200 Buffalo, New York 14221	045.-01-01.37	12,679.54	8,024.04
<u>CLAY:</u> Harry Kowalchuk 4650 Buckley Road Liverpool, New York 13088	095.-02-10.05	5,015.74	8,458.15

MANLIUS:

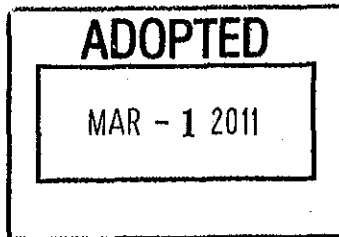
Meriweg Fayetteville LL  
3131 Elliott Avenue, Suite 500  
Seattle, Washington 98121

092.-06-02.15

2,797.02

35,748.57

COR3-11.DOC  
KAC/KAR  
kam



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

1<sup>st</sup> DAY OF March, 2011.

*Deborah A. Matuso*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

11 FEB -7 AM 11:06

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE

A.

LOCAL LAW NO. \_\_\_\_ OF 2011

A LOCAL LAW ESTABLISHING A REAL PROPERTY TAX EXEMPTION FOR NON-RESIDENTIAL REAL PROPERTY CONVERTED TO MIXED USE PROPERTY PURSUANT TO SECTION 485-a OF NEW YORK REAL PROPERTY TAX LAW

BE IT ENACTED, by the Onondaga County Legislature of the County of Onondaga, as follows:

Section 1. The purpose of this Local Law is to provide for the real property tax exemption authorized by Section 485-a of the Real Property Tax Law of the State of New York. This Local Law shall be read in conjunction with the provisions of Section 485-a of the Real Property Tax Law to effectuate the authorized real property tax exemption.

Section 2. Definitions.

- (a) "Municipality" means a city, town or village located in the County of Onondaga, New York.
- (b) "Commercial construction work" means the modernization, rehabilitation, expansion or other improvement of the portion of mixed-use property to be used for commercial purposes.
- (c) "Commercial purpose or use" means the buying, selling or otherwise providing of goods or services, including hotel services, or other lawful business or commercial activities permitted in mixed-use property.
- (d) "Mixed-use property" means property on which will exist, after completion of residential construction work or a combination of residential construction work and commercial construction work, a building or structure used for both residential and commercial purposes.
- (e) "Residential construction work" means the creation, modernization, rehabilitation, expansion or other improvement of dwelling units, other than dwelling units in a hotel, in the portion of mixed-use property to be used for residential purposes.

Section 3. The County hereby provides that non-residential real property converted to mixed-use property, located in a city, town or village in the County of Onondaga that has adopted a local law providing for the residential-commercial urban exemption pursuant to Section 485-a of the New York State Real Property Tax Law, shall be exempt from county taxation and county special ad valorem levies in the same manner and to the same extent as provided for in said city, town or village local law.

Section 4.

(a) For a period of twelve years from the approval of an application, the increase in assessed value of such property attributable to such conversion shall be exempt as provided herein. Such exemption shall be computed with respect to the "exemption base". The exemption base shall be determined for each year in which there is an increase in assessed value so attributable from that of the previous year's assessed value.

Year of Exemption	Percentage of Exemption
1 through 8	100% of exemption base
9	80% of exemption base
10	60% of exemption base
11	40% of exemption base
12	20% of exemption base

(b) No such exemption shall be granted unless (i) such conversion was commenced subsequent to the date on which the municipality's local law took effect; and (ii) the cost of such conversion exceeds the amount specified in the local law of the municipality.

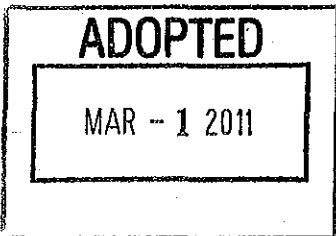
(c). For purposes of this section, the term conversion shall not include ordinary maintenance and repairs.

(d). No such exemption shall be granted concurrent with or subsequent to any other real property tax exemption granted to the same improvements to real property, except, where during the period of such previous exemption, payments in lieu of taxes or other payments were made in an amount that would have been equal to or greater than the amount of real property taxes that would have been paid on such improvements had such property been granted an exemption pursuant to this Local Law. In such case, an exemption shall be granted for a number of years equal to the twelve year exemption granted pursuant to this local law less the number of years the property would have been previously exempt from real property taxes.

Section 5. Severability. If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. This local law shall take effect upon filing pursuant to the provisions of the New York State Municipal Home Rule Law.

Real Property Tax Section 485a - County.doc  
kam



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

1<sup>st</sup> DAY OF March, 2011.

*Deborah A. Maturo*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK  
ONONDAGA CO. LEG.

*February 7, 2011*  
*KMP*

11 FEB 18 AM 11:4

RECEIVED  
ONONDAGA COUNTY  
LEGISLATURE