



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. 53 – 68

OFFICE OF THE CLERK

April 3, 2012

Listed below are the resolutions to be presented to the County Legislature at the April Session.
The meeting will be held at **1:00 p.m. on Tuesday, April 3, 2012.**

- 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. **Correspondence:**
 - a. 02-22-12 Letter from County Executive Mahoney – Re: Reappointment to the Oncenter Board of Directors (Gary J. Lavine)
 - b. 02-22-12 Letter from County Executive Mahoney – Re: Reappointment to the Onondaga County Community Services Advisory Board (Karen Virginia)
 - 2. **Public Comment:**
- H. REPORTS OF STANDING COMMITTEES
- I. REPORTS OF SPECIAL COMMITTEES
- J. CALL OF RESPECTIVE LEGISLATIVE DISTRICTS (District No. 4)

5TH DISTRICT – MRS. RAPP – PLANNING & ECONOMIC DEVELOPMENT

- 1. **NO. 53** Amending the 2012 County Budget to Accept a Housing Rehab Grant from the N.Y.S. Housing Finance Agency for the Community Development Program, and Authorizing the County Executive to Enter into Contracts to Implement this Resolution (\$300,000) (16-0-1 Knapp)
- 2. **NO. 54** Amending the 2012 County Budget to Accept a Purchase-Rehab Program Grant from the N.Y.S. Housing Finance Agency for the Community Development Program, and Authorizing the County Executive to Enter into Contracts to Implement this Resolution (\$300,000) (16-0-1 Knapp)
- 3. **NO. 55** Amending the 2012 County Budget to Accept an Access to Home Grant from the N.Y.S. Housing Trust Fund for the Community Development Program and Authorizing the County Executive to Enter into Contracts to Implement this Resolution (\$300,000) (16-0-1 Knapp)
- 4. **NO. 56** Amending the 2012 County Budget to Accept a Restore Grant from the N.Y.S. Housing Trust Fund Corporation for the Community Development Program, and Authorizing the County Executive to Enter into Contracts to Implement this Resolution (\$75,000) (16-0-1 Knapp)
- 5. **NO. 57** Confirming Reappointment to the OnCenter Board of Directors (Gary J. Lavine) (16-0-1 Knapp)

6TH DISTRICT – MR. PLOCHOCKI – ENVIRONMENTAL PROTECTION

6. **NO. 58** Authorizing the Acceptance of the Option to Purchase a Permanent Easement for the Construction, Operation and Maintenance of the Midland Avenue CSO Abatement Project (\$3,000) (16-0-1 Knapp)
7. **NO. 59** Declaring the Policy of the Onondaga County Legislature to Revise the Form and Content of the Real Property Tax Bill (16-0-1 Knapp)

7TH DISTRICT – MR. LIEDKA – HEALTH

8. **NO. 60** Confirming Reappointment to the Community Services Advisory Board (Karen Virginia) (16-0-1 Knapp)
9. **NO. 61** Authorizing the County Executive to Enter into Contracts with the Town of Elbridge for Transportation Services (\$30,000) (16-0-1 Knapp)

10TH DISTRICT – MR. HOLMQUIST – PUBLIC SAFETY

10. **NO. 62** Authorizing an Agreement with the Town of Lafayette for the Onondaga County Sheriff's Office to Provide Enhanced Police Services (16-0-1 Knapp)

11TH DISTRICT – MR. KILMARTIN

11. **NO. 63** Declaring the Policy of this Legislature that the Practice of Stacking of Overtime Should Be Eliminated, Calling for Reporting on Overtime, and Requesting Negotiations Consistent With This Policy, All to the Extent Allowable by Contract and Applicable Law (16-0-1 Knapp)
- 11a. **PULLED** Personnel Resolution (Finance)

12TH DISTRICT – MR. KNAPP – WAYS AND MEANS

12. **NO. 64** Personnel Resolution (Finance, Community Development) (16-0-1 Knapp)
13. **NO. 65** Authorizing the Settlement of Condemnation Proceedings for the Acquisition of Real Property Necessary for the Thompson Road Improvement Project (\$4,500) (16-0-1 Knapp)
14. **NO. 66** Authorizing the Settlement of the Action filed with the Supreme Court of the State of New York, County of Onondaga, Donna Prince-Lynch Individually and as the Parent and Natural Guardian of Philip Lawrence Lynch, and as the Administratrix of the Estate of Timothy John Lynch, Deceased V. Mike Waters as Fire Coordinator of the County of Onondaga and the County of Onondaga (\$863,000) (16-0-1 Knapp)

15TH DISTRICT – MR. MCMAHON

15. **NO. 67** Amending Resolution No. 521 – 2011 Regarding an Agreement with the Town of Geddes to Reimburse Town Costs Relating to Preventing Potential Backup of Sanitary Sewers in the Bronson Road Area (\$74,000) (16-0-1 Knapp)
16. **NO. 68** Amending Resolution No. 15 – 2002 Regarding Carousel Center Expansion to Remove the Requirement for Certain Pilot Payments to be Held in an Escrow Fund and Provide for Payment to the City and County (16-0-1 Knapp)

K. UNFINISHED BUSINESS

L. ANNOUNCEMENTS FROM THE CHAIR

M. ADJOURNMENT

Respectfully submitted,

DEBORAH L. MATURO, Clerk
ONONDAGA COUNTY LEGISLATURE

April 3, 2012

Motion Made By Mrs. Rapp

RESOLUTION NO. 53

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT A HOUSING REHAB GRANT FROM
THE N.Y.S. HOUSING FINANCE AGENCY FOR THE COMMUNITY DEVELOPMENT
PROGRAM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS
TO IMPLEMENT THIS RESOLUTION

WHEREAS, under Article XIX of the New York State Private Housing Finance Law, the New York State Housing Finance Agency (NYS Homes & Community Renewal) is authorized to make grants through the Affordable Housing Corporation to units of local government under the Affordable Home Ownership Development Program; and

WHEREAS, as authorized by Resolution No. 390 - 1987, the County has applied for and has been awarded a \$300,000 grant under the N.Y.S. Affordable Housing Neighborhood Rehabilitation Program for the period December 9, 2011 to December 8, 2013; and

WHEREAS, this grant will be used to rehabilitate approximately 50 houses at a maximum of \$6,000 per house in targeted low-income areas in Onondaga County; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

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

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CP510 Estimated Revenues	\$300,000
In Admin. Unit 10-35-20-50,	
Community Development, NYS Funded	
AHC Programs, Index 180042	
Account 028-0723 State Aid	
NYS Affordable Housing #2 (2011) - #3L61	
Project 734169-001	\$300,000

APPROPRIATIONS:

CP960 Appropriations

\$300,000

In Admin. Unit 10-35-20-50,

Community Development, NYS Funded

AHC Programs, Index 180042

NYS Affordable Housing #2 (2011) - #3L61

Project 734169-001

\$300,000

BRAHC11HomeImp#2.doc

NAM/NM

LHT 02.21.12

clm

kam

ADOPTED

APR 03 2012

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

3rd

DAY OF

April

, 20 12.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 FEB 26 AM 10:38

RECEIVED
ONONDAGA COUNTY
CLERK'S OFFICE
FEB 26 2012

2.

April 3, 2012

Motion Made By Mrs. Rapp

RESOLUTION NO. 54

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT A PURCHASE-REHAB PROGRAM
GRANT FROM THE N.Y.S. HOUSING FINANCE AGENCY FOR THE COMMUNITY
DEVELOPMENT PROGRAM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO
CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, under Article XIX of the New York State Private Housing Finance Law, the New York State Housing Finance Agency (NYS Homes & Community Renewal) is authorized to make grants through the Affordable Housing Corporation to units of local government under the Affordable Home Ownership Development Program; and

WHEREAS, as authorized by Resolution No. 390 - 1987, the County has applied for and has been awarded a \$300,000 grant under the N.Y.S. Affordable Home Ownership Program for the period January 1, 2012, to December 31, 2013; and

WHEREAS, this Purchase - Rehab Program Grant will be used to provide ten (10) subsidies to first - time, low - income homebuyers participating in the County's Home Ownership Program; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

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

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

REVENUES:

CP510 Estimated Revenues	\$300,000
In Admin. Unit 10-35-20-50,	
Community Development, NYS funded	
AHC Programs, Index 180042	
Account 028-0723 State Aid	
NYS Affordable Housing Subsidies (2011) - #3L62	
Project 734461-001	\$300,000

APPROPRIATIONS:

CP960 Appropriations

\$300,000

In Admin. Unit 10-35-20-50,

Community Development, NYS Funded

AHC Programs, Index 180042

NYS Affordable Housing Subsidies (2011) - #3L62

Project 734461-001

\$300,000

BRAHC11Subsidies#3L62.doc

NAM/NM/LHT 02.21.12

clm/ kam



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

3rd DAY OF April, 2012.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 FEB 24 AM 10:38

FILED
12 FEB 24 AM 10:38

April 3, 2012

Motion Made By Mrs. Rapp

RESOLUTION NO. 55

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT AN ACCESS TO HOME GRANT FROM
THE N.Y.S. HOUSING TRUST FUND FOR THE COMMUNITY DEVELOPMENT PROGRAM AND
AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT
THIS RESOLUTION

WHEREAS, under Article 25 of the Private Housing Finance Law, the Housing Trust Fund Corporation is authorized to make grants to units of local government under the N.Y.S. Housing Trust Fund Program; and

WHEREAS, as authorized by Resolution No. 390 - 1987, the County has applied for and been awarded a \$300,000 grant for Access to Home (for housing rehabilitation) under the N.Y.S. Housing Trust Fund Program for the period December 9, 2011 to December 8, 2013; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

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

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

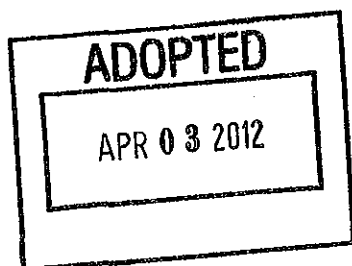
REVENUES:

CP510 Estimated Revenues	\$300,000
In Admin. Unit 10-35-20-50, Community Development, NYS funded Account 028-0725 State Aid NYS HTF Access to Home (2011) Project 734475-001	\$300,000

APPROPRIATIONS:

CP960 Appropriations	\$300,000
In Admin. Unit 10-35-20-50, Community Development, NYS Funded NYS HTF Access to Home (2011) Project 734475-001	\$300,000

BRHTFAccess2011.doc
NAM/NM
LHT 02.21.12
clm/kam



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

3rd DAY OF April, 20 12

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 FEB 24 AM 9:44
LEGISLATURE
ONONDAGA COUNTY

4.

April 3, 2012

Motion Made By Mrs. Rapp

RESOLUTION NO. 56

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT A RESTORE GRANT FROM THE N.Y.S. HOUSING TRUST FUND CORPORATION FOR THE COMMUNITY DEVELOPMENT PROGRAM, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, under Article 25 of the Private Housing Finance Law the Housing Trust Fund Corporation is authorized to make grants to units of local government under the N.Y.S. Housing Trust Fund Program; and

WHEREAS, as authorized by Resolution No. 390 - 1987, the County has applied for and has been awarded a \$75,000 grant under the N.Y.S. RESTORE Program for the period December 9, 2011 to December 8, 2013; and

WHEREAS, "RESTORE" stands for "Residential Emergency Services to Offer Repairs to the Elderly" Program, and such grant will fund emergency repairs for approximately 10 low-income elderly homeowners; and

WHEREAS, it is necessary to amend the budget to accept these funds; now, therefore be it

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

RESOLVED, that the 2012 County Budget be amended by providing and making available the following:

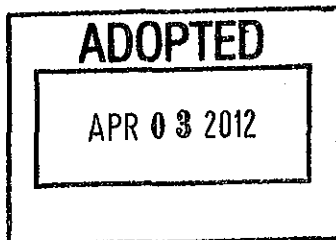
REVENUES:

CP510 Estimated Revenues	\$75,000
In Admin. Unit 10-35-20-50, Community Development, NYS funded Account 028-0725 State Aid NYS Restore Program (2011) Project 734174-001	\$75,000

APPROPRIATIONS:

CP960 Appropriations	\$75,000
In Admin. Unit 10-35-20-50, Community Development, NYS Funded NYS Restore Program (2011) Project 734174-001	\$75,000

BRRestore2011.doc
NAM/NM/LHT 02.21.12
clm/kam



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

3rd DAY OF April, 2012

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 FEB 24 AM 9:46

ENCL 151987
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5.

April 3, 2012

57

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

RESOLUTION NO. _____

CONFIRMING REAPPOINTMENT TO THE ONCENTER BOARD OF DIRECTORS

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed and designated pursuant to County Legislature Resolution 297 of 1991, subject to confirmation by the Onondaga County Legislature, the following individual as a member of the Oncenter Board of Directors:

REAPPOINTMENT:

Gary J. Lavine
6808 Holliston Circle
Fayetteville, New York 13066

TERM EXPIRES:

December 31, 2014

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

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individual as a member of the Oncenter Board of Directors for the term specified above or until subsequent action by the County Executive.

OncenterGL.doc
lht/nlm
kam



FILED WITH CLERK
ONON. CO. LEG.

February 22, 2012
KMF

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

3rd DAY OF April, 2012.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

24 21 12 03 21 21

ONONDAGA COUNTY
LEGISLATURE
11000 VANDERBILT
SYRACUSE, NY 13240

April 3, 2012

Motion Made By Mr. Plochocki

RESOLUTION NO. 58

AUTHORIZING THE ACCEPTANCE OF THE OPTION TO PURCHASE A PERMANENT
EASEMENT FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE
MIDLAND AVENUE CSO ABATEMENT PROJECT

WHEREAS, the County entered into the Amended Consent Judgment (ACJ) in settlement of a claim alleging violations of the Federal Clean Water Act and various New York State laws and regulations; and

WHEREAS, the ACJ stipulates that the County shall design and construct various improvements to the Metropolitan Syracuse Sewage Treatment Plant and various combined sewer overflow (CSO) abatement facilities, and the County is undertaking the Midland Avenue CSO Abatement Project pursuant to the ACJ; and

WHEREAS, the project involves the construction of conveyance lines on privately owned property located in the City of Syracuse, which is necessary for the construction, operation and maintenance of the facility; and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA), the County Legislature adopted Resolution No. 30 - 1999 which authorized the County to act as the Lead Agency, approved the classification of the action as Type 1, accepted the Environmental Information Document, adopted findings, and authorized publication, circulation, and filing of the Environmental Information Document and Negative Declaration for the Midland Avenue CSO Abatement Project; and

WHEREAS, in order to construct the facilities, it is necessary to obtain a permanent easement from the owner, and a legal description of the property is on file with the Clerk; and

WHEREAS, after negotiations, the following Option to Purchase Agreement has been secured from the owner as follows:

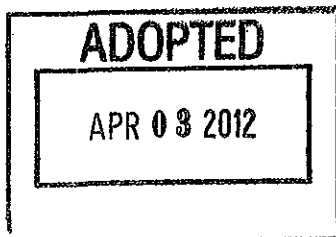
<u>NAME:</u>	<u>MAP NO.:</u>	<u>SIZE (ACRE):</u>	<u>AMOUNT:</u>
Arthur Williams	086.-14-31.0	0.003± A	\$3,000

WHEREAS, the above price is considered fair and reasonable for the property rights acquired; now, therefore be it

RESOLVED, that the aforementioned Option to Purchase be and the same hereby is accepted for the above consideration; and, be it further

RESOLVED, that the County Comptroller be and hereby is authorized and directed to draw a check payable to the owner of the property acquired in payment thereof, said check to be delivered to the County Attorney who shall obtain proper conveyance and approve title before delivery of said check and that said sum be, and hereby is, made a charge upon the proper fund or funds.

Williams Purchase.doc
LHT 02.21.12
clm/kam



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

3rd DAY OF April, 20 12.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 FEB 24 PM 12:10

EX-10751017
LEGISLATIVE
CLERK
ONONDAGA COUNTY
NEW YORK

April 3, 2012

Motion Made By Mr. Plochocki, Mr. Knapp,
Mr. May, Mr. Dougherty, Mr. Liedka,
Mr. Ryan, Mr. Stanczyk, Ms. Williams, Mrs. Ervin

RESOLUTION NO. 59

DECLARING THE POLICY OF THE ONONDAGA COUNTY LEGISLATURE TO REVISE THE
FORM AND CONTENT OF THE REAL PROPERTY TAX BILL

WHEREAS, this Onondaga County Legislature deems it necessary to provide for a county real property tax bill that is clear and understandable to the taxpayers, as well as consistent in design and terminology from year to year; and

WHEREAS, the current county real property tax bill in most cases includes a line item for "state mandated costs", and does not specifically identify a line for county real property taxes; and

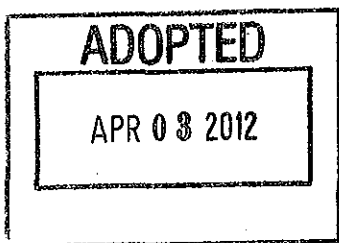
WHEREAS, the County taxpayer should be able to review the real property tax bill and readily ascertain the amount of county real property taxes due and owing; and

WHEREAS, to that end, it is the finding of this Legislature that the county real property tax bill should be changed such that the words "county tax" are clearly stated and appear adjacent to the total dollar amount of taxes levied by the county, and that words noting the cost of state mandated costs be listed on the bill as well; now, therefore be it

RESOLVED, that it is hereby declared the policy of this Onondaga County Legislature that the Onondaga County real property tax bill be revised as to form and content to clearly state "County Tax (100% of Tax Applied to State Mandated Costs)"; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to transmit this resolution to the Onondaga County Chief Fiscal Officer urging his compliance.

Real PropTax.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

3rd DAY OF April, 2012.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 MAR 23 PM 3:21

LEGISLATURE
ONONDAGA COUNTY
NEW YORK

April 3, 2012

Motion Made By Mr. Liedka, Mr. May

RESOLUTION NO. 60

CONFIRMING REAPPOINTMENT TO THE COMMUNITY SERVICES ADVISORY BOARD

WHEREAS, Joanne M. Mahoney, Onondaga County Executive, has duly reappointed 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 individual as a member of the Community Services Advisory Board:

REAPPOINTMENT:

Karen Virginia
583 Lamson Road
Baldwinsville, New York 13027

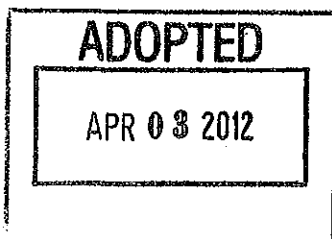
TERM EXPIRES:

December 31, 2016

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

RESOLVED, that the Onondaga County Legislature does hereby confirm the reappointment of the above individual as a member of the Community Services Advisory Board for the term specified above or until subsequent action by the County Executive.

CommServKV.doc
lht/nlm
kam



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

3rd DAY OF April, 2012

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 FEB 22 PM 12:56

LEGISLATURE
ONONDAGA COUNTY
NEW YORK

9.

April 3, 2012

Motion Made By Mr. Liedka, Mr. Shepard

RESOLUTION NO. 61

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS WITH THE TOWN OF ELBRIDGE FOR TRANSPORTATION SERVICES

WHEREAS, the Department of Aging and Youth – Office for the Aging is charged with the provision and coordination of services for the elderly as the local area agency for the elderly; and

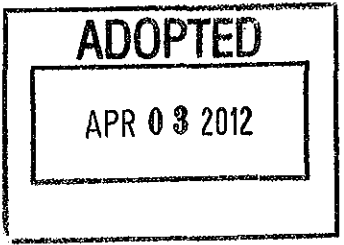
WHEREAS, the Department of Aging and Youth - Office for the Aging has received a federally funded grant, entitled "United We Ride", to provide curb to curb and door to door transportation services within the County of Onondaga for adults aged sixty and older and for persons with disabilities of any age; and

WHEREAS, pursuant to the grant terms, authorized transportation include rides to physician offices, senior centers, congregate dining sites, shopping, and other essential destinations; and

WHEREAS, it is the desire of the County to enter into a contract with the Town of Elbridge to provide these transportation services for eligible residents residing within the Town of Elbridge, at an amount not to exceed \$30,000; now, therefore be it

RESOLVED, that the County Executive is hereby authorized to enter into contracts to implement the intent of this resolution.

A&Y Elbridge 2012
LHT 02.15.12
clm
kam



I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE 3rd DAY OF April, 2012.

FILED WITH CLERK
ONON. CO. LEG.
February 27, 2012
KMF

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

2012 MAR 15 AM 9:35

LEGISLATIVE
CLERK'S OFFICE
ONONDAGA COUNTY, NEW YORK

April 3, 2012

Motion Made By Mr. Holmquist

RESOLUTION NO. 62

AUTHORIZING AN AGREEMENT WITH THE TOWN OF LAFAYETTE FOR THE ONONDAGA COUNTY SHERIFF'S OFFICE TO PROVIDE ENHANCED POLICE SERVICES

WHEREAS, the Town of LaFayette has requested the Onondaga County Sheriff's Office to provide enhanced police services within the Town, and the Onondaga County Sheriff's Office is willing to provide said enhanced services contingent upon reimbursement of all costs associated therewith, including deputy overtime rate, vehicle cost, and administrative cost, for a total contract amount up to \$5,000; and

WHEREAS, the parties desire to enter into an Intermunicipal Agreement for the provision of said enhanced services pursuant to the provisions of the General Municipal Law; now, therefore be it

RESOLVED, the Onondaga County Sheriff's Office is authorized to provide the Town of LaFayette enhanced police patrols to enforce the Vehicle and Traffic Law, provide traffic control, and other enhanced services as may be required by the Town from time to time; and, be it further

RESOLVED, said services shall be provided contingent upon reimbursement by the Town for all costs associated with said services including deputy overtime rate, vehicle cost, and administrative cost which shall be determined by the Onondaga County Sheriff's Office; and, be it further

RESOLVED, said enhanced services are limited to the appropriation made by the Town, if any, for said services; and, be it further

RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the Town to provide such services through December 31, 2012.

LaFayette Contract.doc
DDS
LHT 02.21.12
clm
kam



FILED WITH CLERK
ONON. CO. LEG.
February 24, 2012
DL

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

3rd DAY OF April, 20 12.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

9:11 AM 6/18/2012

ENCL 15/027
11000 NOV 2011
11/1/2011

April 3, 2012

63

Motion Made By Mr. Kilmartin, Mr. Knapp,

RESOLUTION NO. _____

Mr. Plochocki, Mr. May, Mr. Dougherty, Mrs. Tassone,
Mrs. Rapp, Mr. Liedka, Mr. Ryan, Mr. Stanczyk,
Mr. Holmquist, Mr. Shepard, Mr. Jordan, Mr. McMahon,
Ms. Williams, Mrs. Ervin

DECLARING THE POLICY OF THIS LEGISLATURE THAT THE PRACTICE OF STACKING OF OVERTIME SHOULD BE ELIMINATED, CALLING FOR REPORTING ON OVERTIME, AND REQUESTING NEGOTIATIONS CONSISTENT WITH THIS POLICY, ALL TO THE EXTENT ALLOWABLE BY CONTRACT AND APPLICABLE LAW

WHEREAS, the State of New York sets terms and conditions for public employee pension contributions, pension administration and pension payments for those eligible to receive pension benefits; and

WHEREAS, the cost of public pensions is passed from the State of New York to local municipalities, including counties, towns, cities and villages; and

WHEREAS, the current state pension system includes a defined benefit plan obligating local municipalities to pay for the fixed and defined employee benefits regardless of the financial performances of the State pension administration investments; and

WHEREAS, with the downturn in the economy, the cost of public employee pensions to all taxpayers increased significantly in recent years; and

WHEREAS, with higher demand for pension payments and fewer local dollars available to pay the same, public and private evaluators, including Governor Cuomo, have determined the current pension system is unsustainable without fundamental change; and

WHEREAS, each level of government should do everything possible to support, promote and institute fundamental changes to the pension collection, management and distribution systems; and

WHEREAS, one of the contributing factors in increased pension costs is the long-term financial liability created by the inclusion of overtime earnings in benefit calculations; and

WHEREAS, Onondaga County should strive to bring about pension reform by implementing new overtime management policies and procedures based on necessity, expertise and skill, while eliminating the costly practice of stacking overtime hours based on seniority; and

WHEREAS, allocation of overtime based strictly on seniority artificially increases pension benefits for the sole benefit of an employee, and to the significant detriment and cost to the tax payer; now, therefore be it

RESOLVED, it is hereby declared a policy of this Legislature, that to the extent allowable by contract and applicable law, county department heads and elected officials should take all appropriate action to eliminate the disproportionate stacking of overtime hours worked by any individual employee and proportionately distribute overtime hours amongst employees based on necessity, expertise and skill; and, be it further

RESOLVED, that County department heads, including elected officials are requested to submit in writing to the county legislature any instance in which a county employee accrues overtime in excess of five percent (5%) of their regular pay in a fiscal quarter; and, be it further

RESOLVED, that county department heads, including elected county officials undertake new policies and procedures, where allowed by contract and applicable law, to prevent disproportionate stacking of overtime; and, be it further

RESOLVED, that those involved in contract negotiations are hereby requested to negotiate future contracts consistent with the intent set forth herein.

Pension OT
ss
kam



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

3rd DAY OF April, 20 12

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK
ONON. CO. LEG.

March 23, 2012
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ONONDAGA COUNTY LEGISLATURE
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Replacement 12

April 3, 2012

64

Motion Made By Mr. Knapp, Mr. Jordan

RESOLUTION NO. _____

PERSONNEL RESOLUTION

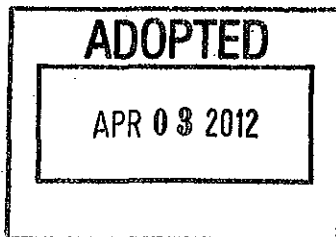
WHEREAS, various County Departments have requested changes in personnel, requests that have been approved by the Commissioner of Personnel, Chief Fiscal Officer, County Executive and the Ways & Means Committee of the County Legislature; now, therefore be it

RESOLVED, that the following personnel change be and hereby is authorized:

Community Development Admin Unit 10-35-20

Reclassify 01 103520 1771, Housing Rehabilitation Aide, Grade 06 @ \$35,070 - \$38,745 to Administrative Aide, Grade 07 @ \$37,685 - \$41,650 effective April 7, 2012

Res 04-12.doc
PT/lbg
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

3rd DAY OF April, 2012

FILED WITH CLERK

ONON. CO. LEG.

February 24, 2012
dlm

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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ONONDAGA COUNTY
LEGISLATURE
CLERK

April 3, 2012

Motion Made By Mr. Knapp, Mr. Meyer,
Mr. Jordan

RESOLUTION NO. 65

AUTHORIZING THE SETTLEMENT OF CONDEMNATION PROCEEDINGS FOR THE
ACQUISITION OF REAL PROPERTY NECESSARY FOR THE THOMPSON ROAD
IMPROVEMENT PROJECT

WHEREAS, Resolution No. 2010 - 137 authorized the acquisition of certain property necessary for the
Thompson Road Improvement Project; and

WHEREAS, pursuant to an Order of the Supreme Court dated October 12, 2010, the County of
Onondaga acquired said property; and

WHEREAS, the County has previously made an advance payment to the owner in the amount of
\$10,100; and

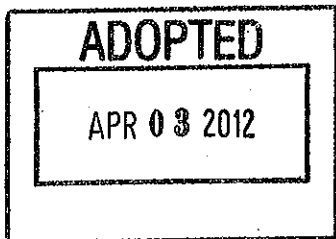
WHEREAS, subsequent thereto, the owners have agreed to settle the condemnation proceedings as
follows:

<u>NAME:</u>	<u>MAP NO.:</u>	<u>TYPE:</u>	<u>SIZE/ACRE:</u>	<u>TOTAL AMOUNT:</u>
Michael J. Hendrix, Sr. and Myrna S. Hendrix	55	Fee	.044±A	\$14,600

WHEREAS, the above amount is considered fair and reasonable for the discontinuance of the
condemnation proceedings; now, therefore be it

RESOLVED, that the above-mentioned settlement offer is hereby accepted at the above amount and
that the County Comptroller be and is hereby directed to draw a check payable to the owner of the property in
the amount of \$4,500, representing the total settlement amount of \$14,600, less the advance payment of
\$10,100.

Thompson Rd.HendrixSettlement.doc
MJM/cmb
clm
kam



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

3rd DAY OF April, 2012.

Deborah A. Martino

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

FILED WITH CLERK
ONON. CO. LEG.

February 2, 2012
KMF

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LEGISLATURE
ONONDAGA COUNTY
CLERK

April 3, 2012

Motion Made By Mr. Knapp, Mr. Jordan

14
RESOLUTION NO. 66

AUTHORIZING THE SETTLEMENT OF THE ACTION FILED WITH THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF ONONDAGA, DONNA PRINCE-LYNCH INDIVIDUALLY AND AS THE PARENT AND NATURAL GUARDIAN OF PHILIP LAWRENCE LYNCH, AND AS THE ADMINISTRATRIX OF THE ESTATE OF TIMOTHY JOHN LYNCH, DECEASED V. MIKE WATERS AS FIRE COORDINATOR OF THE COUNTY OF ONONDAGA AND THE COUNTY OF ONONDAGA

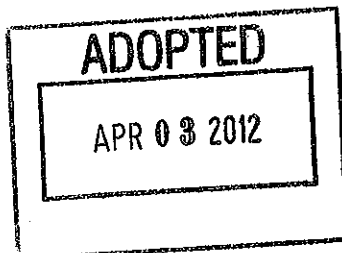
WHEREAS, on or about October 30, 2003, by Summons and Complaint, Plaintiff, Donna Prince Lynch, commenced this action against Mike Waters, as Fire Coordinator of the County of Onondaga and the County of Onondaga, demanding payment for the death of Timothy John Lynch; and

WHEREAS, Plaintiff, Donna Prince-Lynch, is willing to settle against the County Defendants, upon the payment of \$863,000, inclusive of attorney fees; now, therefore be it

RESOLVED, that the County Attorney is hereby authorized to settle this action in the amount of \$863,000, 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.

Lynch Resolution.doc
JWS/dmk
LHT
clm
kam



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

3rd DAY OF April, 2012

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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CLERK OF COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

April 3, 2012

RESOLUTION NO. _____

Motion Made By Mr. McMahon, Mrs. Tassone ,
Mr. Ryan

AMENDING RESOLUTION NO. 521 - 2011 REGARDING AN AGREEMENT WITH THE TOWN
OF GEDDES TO REIMBURSE TOWN COSTS RELATED TO PREVENTING POTENTIAL
BACKUP OF SANITARY SEWERS IN THE BRONSON ROAD AREA

WHEREAS, by Resolution No. 521 - 2011, the County authorized an agreement with the Town of Geddes to reimburse the Town for the costs of installing backflow preventers and repairing sewer connections at an estimated total cost of \$40,000, said reimbursement to be made in the form of a credit to be deducted from funds paid by the Town to the County for sewer maintenance; and

WHEREAS, the project is intended to reduce infiltration to the County trunk sewer from the lateral sewers of approximately 18 homes and address the potential for sewer backups into the residences in that area, consistent with the Onondaga County Capacity Management Operations program as adopted by Local Law No. 1 - 2 011; and

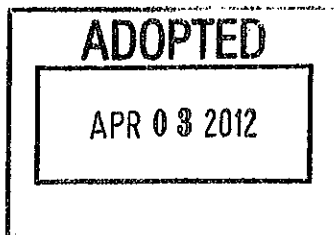
WHEREAS, the project is now estimated to cost an additional \$74,000, and it is necessary to amend Resolution No. 521 - 2011 to authorize the County to reimburse the Town for such additional costs; now, therefore be it

RESOLVED, that Resolution No. 521 - 2011 hereby is amended to authorize an additional \$74,000 in reimbursement to the Town, for a total authorized reimbursement of \$114,000 for the costs of said project, with reimbursement to be made in the form of a credit to be deducted from funds paid by the Town to the County for sewer maintenance; and, be it further

RESOLVED, that the County Executive is authorized to enter into an amended agreement with the Town of Geddes to provide for additional funding in the amount of \$74,000 for use by the Town in the installation of backflow preventers and to repair leaking plumbing connections identified during the installation of the backflow preventer valves for residences in the Bronson Road area, and to implement this resolution; and, be it further

RESOLVED, that in all other respects, Resolution No. 521 - 2011 shall remain in full force and effect.

Bronson Road Amendment.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

3rd DAY OF April, 2012.

Deborah A. Martino

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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OFFICE

April 3, 2012

68

Motion Made By Mr. McMahon, Mrs. Rapp

RESOLUTION NO. _____

AMENDING RESOLUTION NO. 15 - 2002 REGARDING CAROUSEL CENTER EXPANSION TO
REMOVE THE REQUIREMENT FOR CERTAIN PILOT PAYMENTS TO BE HELD IN AN
ESCROW FUND AND PROVIDE FOR PAYMENT TO THE CITY AND COUNTY

WHEREAS, by Resolution No. 15 - 2002 the County provided for an alternative allocation of payments in lieu of taxes with respect to Carousel Center Expansion pursuant to the terms of Amended Exhibit A-2 (Glossary and Schedules 1, 2, 3 and 4), which provided, in part, for a portion of the PILOT Payments made during the PILOT Benefit Term; Non-Final Phase to be held in an escrow fund; and

WHEREAS, it is desired to remove the requirement to hold a portion of the PILOT Payments on the Carousel Center Expansion made during the PILOT Benefit Term; Non-Final Phase in an Escrow Fund and allow the Payments to be made directly to the City of Syracuse Industrial Development Agency and shared with the City of Syracuse and the County of Onondaga in the same proportion that each would have received in real property taxes had the property been subject to real property taxes; now, therefore be it

RESOLVED, that Resolution No. 15 - 2002, hereby is amended in Amended Exhibit A-2 to replace pages 20 and 21 contained in the original Amended Exhibit A-2 with the Replacement Pages 20 and 21, a copy of which is on file with the Clerk of this Legislature; and, be it further

RESOLVED, that in all other respects Resolution No. 15 - 2002 and Amended Exhibit A-2 shall remain in full force and effect.

Destiny Interim Annual Payment Amendment
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

3rd DAY OF April, 2012

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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LEGISLATURE
ONONDAGA COUNTY
CLERK

APPENDIX A

"Calculation Date" shall be the earlier of (i) the date the Company determines that the Subsequent Phase most recently completed or then under construction is the Final Phase or (ii) the Outside Completion Date.

The "Final Phase Adjustment" shall be determined by taking the positive difference, if any, obtained by subtracting the Payment Amount from the PILOT Payment Floor, and then multiplying such positive difference by Floor LA. To the extent the Final Phase Adjustment is payable, such amount shall increase each year by four percent (4%) per annum, compounding annually, commencing on the first anniversary of the Calculation Date.

**Allocation of
PILOT Payments
During the PILOT
Benefit Term;
Non-Final Phase:**

Payments received by SIDA during the PILOT Benefit Term applicable to the respective Constructed Phase (other than the Final Phase) shall be allocated as follows:

The PILOT Payments attributable to (A)(1) above shall be paid to the City and the County in the same proportion that each would have received in real property taxes had the property been subject to real property taxes. The PILOT Payments attributable to the amounts set forth in (A)(2) above shall be retained by SIDA and used in furtherance of the Lakefront redevelopment. The PILOT Payments attributable to (A)(3) shall be applied by SIDA to pay the Operating and Maintenance Expenses and the Public Use Maintenance Expenses. The PILOT Payments attributable to (A)(4) above shall be applied to payment of applicable annual debt service on the respective Constructed Phase SIDA Bonds (such debt service shall be sufficient to fully amortize such bonds over the term thereof after taking into account application of reserves). Additional PILOT Payments, if any, attributable to (A)(5) shall be applied by SIDA to Aquarium Funding as directed by the Company. Remaining amounts, if any, shall be placed in escrow by SIDA in trust and invested, reinvested and distributed in the same manner as described in Schedule One under the heading Escrow Agreement.

Notwithstanding the foregoing, if subparagraph (B) of PILOT Payments During the PILOT Benefit Term; Non-Final Phase above applies, then the PILOT Payments shall be applied as follows: The portion of the PILOT Payments attributable to: B(1) Payments shall be applied to the applicable Tankyard Tax and the balance, if any, by SIDA to the City and the County in the same proportion that each would have received in real property taxes had the property been subject to real property taxes; B(2) Payments shall be retained by SIDA and used in furtherance of Lakefront redevelopment; and B(3) Payments shall be applied by SIDA to pay the applicable Operating and Maintenance Expenses and the Public

Use Maintenance Expenses; and additional PILOT Payments, if any, by the Company pursuant to B(4) shall be applied by SIDA to Aquarium Funding as directed by the Company. Remaining amounts, if any, shall be paid by SIDA to the City and County in the same proportion that each would have received real property taxes had the property been subject to real property taxes.

Allocation of
PILOT Payments
During the PILOT
Benefit Term;
Final Phase:

Payments received by SIDA pursuant to the PILOT Payments During the PILOT Benefit Term; Final Phase shall be allocated as follows: (1) the applicable Tankyard Tax, if any, and the Final Phase Adjustment, if any, shall be paid to the City and County in the same proportion that each would have received in real property taxes had the property been subject to real property taxes; (2) the Operating and Maintenance Expenses and the Public Use Maintenance Expenses shall be applied by SIDA to pay the applicable Operating and Maintenance Expenses and Public Use Maintenance Expenses; and (3) the Lakefront Improvement Fee, if any, which shall be retained by SIDA and used in furtherance of the Lakefront and Inner Harbor redevelopment. Additional PILOT Payments, if any, by the Company for Aquarium Funding shall be applied by SIDA, as directed by the Company.

PILOT Payments
During the PILOT
Runoff Term:

Upon expiration of the PILOT Benefit Term, the Company shall make PILOT Payments as set forth in Schedule Four.

Use of Proceeds
of Constructed
Phase SIDA Bonds:

The respective Constructed Phase SIDA Bonds shall generally be applied to pay the costs of issuance of such Constructed Phase SIDA Bonds, to establish required reserves, to pay credit enhancement fees for issuance of such bonds, if any, and other costs in connection with financing the acquisition of interests in all or a portion of the Land to be acquired and financing, acquisition, construction, installation and/or equipping of those Public Improvements attributable to the next Subsequent Phase, provided however, that SIDA shall be obligated to pay such costs only to the extent such amounts are financed through the issuance of bonds secured by the PILOT Payments referred to in this Schedule or otherwise unallocated and available to SIDA pursuant to the PILOT Agreement.

RESOLVED, that the County Comptroller be and hereby is authorized and directed to draw a check payable to the owner of the property acquired in payment thereof, said check to be delivered to the County Attorney who shall obtain proper conveyance and approve title before delivery of said check and that said sum be, and hereby is, made a charge upon the proper fund or funds.

Williams Purchase.doc
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COUNTY OF LOS ANGELES
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