



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. 137 - 146

OFFICE OF THE CLERK

August 30, 2012

PUBLIC HEARINGS:

- 12:50 P.M. Proposed Inclusion of Viable Agricultural Lands within Certified Agricultural Districts**
12:55 P.M. Renewal of Agricultural District 2, Towns of Marcellus, Skaneateles, Spafford

Listed below are the resolutions to be presented to the County Legislature at the August Session. The meeting will be held at **1:00 p.m. on Tuesday, September 4, 2012.**

- A. CALL TO ORDER
- B. CALLING OF ROLL MEMBERS
- C. INVOCATION – Mr. Stanczyk
- D. SALUTE TO FLAG – Mr. Holmquist
- E. READING OF MINUTES
- F. APPROVAL OF MINUTES
- G. PRESENTATION OF COMMUNICATIONS
 - 1. **Correspondence:**
 - 2. **Gold Seal Resolutions:**
 - a. Recognize and Congratulate the Onondaga All-Stars Upon Winning the Senior Babe Ruth World Series title (Sponsored by Mr. Kilmartin)
 - b. Recognize and Congratulate the Syracuse Select Ninth Grade AAU Basketball Team Upon Capturing a National Title (Sponsored by Mr. Kilmartin)
 - c. Recognize and Congratulate the Syracuse Select Tenth Grade AAU Basketball Team Upon Capturing a National Title (Sponsored by Mr. Kilmartin)
 - 3. **Public Comment:**
- H. REPORTS OF STANDING COMMITTEES
- I. REPORTS OF SPECIAL COMMITTEES
- J. CALL OF RESPECTIVE LEGISLATIVE DISTRICTS (**District No. 9**)

10TH DISTRICT – MR. HOLMQUIST – PUBLIC SAFETY COMMITTEE

- 1. **NO. 137** Amending the 2012 County Budget to Accept State Homeland Security Funds for the Onondaga County Sheriff's Office and Authorizing the County Executive to Enter into Contracts to Implement this Resolution (\$223,200) (16-0-1 Plochocki)

12TH DISTRICT – MR. KNAPP – WAYS & MEANS COMMITTEE

- 2. **NO. 138** Calling for a Public Hearing on the 2013 County Budget (16-0-1 Plochocki)
- 3. **NO. 139** Renewing with Modification Agricultural District No. 2, in the Towns of Marcellus, Skaneateles, and Spafford (16-0-1 Plochocki)
- 4. **NO. 140** Approving the Inclusion of Viable Agricultural Land with the Certified Agricultural Districts Pursuant to Section 303-B of the NYS Agriculture and Markets Law (16-0-1 Plochocki)

15TH DISTRICT – MR. McMAHON

5. **NO. 141** Requesting the City of Syracuse to Amend Ordinance No. 111-2012 to Provide for County Representation on the Land Bank Citizens Advisory Board (16-0-1 Plochocki)

6TH DISTRICT – MR. PLOCHOCKI – ENVIRONMENTAL PROTECTION COMMITTEE

6. **NO. 142** Approving the 2011 Industrial Wastewater Surcharge (16-0-1 Plochocki)
7. **NO. 143** Authorizing the Acceptance of the Westfield Trunk Sewer from the Village of Manlius for and on Behalf of the Onondaga County Sanitary District; and Authorizing the County Executive to Enter into any and all Agreements Necessary to Execute the Transfer (16-0-1 Plochocki)
8. **NO. 144** Authorizing Acceptance of Grant Funds from New York State Environmental Facilities corporation Green Innovative Grants Program and Authorizing Execution of Grant Agreements to Implement the Intent of this Resolution (16-0-1 Plochocki)
9. **NO. 145** Authorize a Public Hearing to Consider Recommendations of the Metropolitan Water Board to Amend the Currently Effective Schedule of Rates to be Charged for Water and Water Service Provided by the Onondaga County Water District (16-0-1 Plochocki)

7th DISTRICT – MR. LIEDKA – HEALTH COMMITTEE

10. **NO. 146** Amending the 2012 County Budget to Accept Additional Funds from the New York State Office of Mental Health, and Authorizing the County Executive to Enter into Contracts to Implement the Intent of this Resolution (\$960,279) (16-0-1 Plochocki)

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

Respectfully submitted,

DEBORAH L. MATURO, Clerk
Onondaga County Legislature

September 4, 2012

Motion Made By Mr. Holmquist

RESOLUTION NO. 137

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT HOMELAND SECURITY FUNDS FROM
THE STATE HOMELAND SECURITY GRANT PROGRAM FOR THE ONONDAGA COUNTY
DEPARTMENT OF EMERGENCY MANAGEMENT, AND AUTHORIZING THE COUNTY
EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THIS RESOLUTION

WHEREAS, the Onondaga County Department of Emergency Management has been awarded a State Homeland Security Program grant through the New York State Division of Homeland Security and Emergency Services, and such grant is for \$223,200 to be used between September 1, 2012 and August 31, 2014; and

WHEREAS, these grant funds will provide for planning, equipping, training and exercising to enhance target capabilities aligned with the eight national priorities to prevent, protect against, respond to, and recover from emergencies with the emphasis on terrorism prevention and response; and

WHEREAS, these grant funds will be used to continue to upgrade and strengthen incident response and recovery capabilities by enhancing the knowledge, skills and abilities of Onondaga County emergency response and emergency support stakeholders; 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:

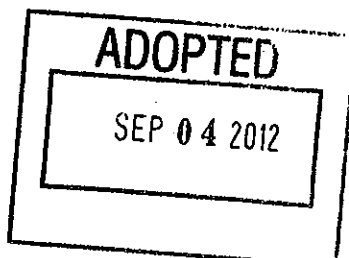
REVENUES:

In Admin Unit 40-38	\$223,200
Emergency Management	
FAMIS Index 309997	
Project # 734112 State Homeland Security Program	
In Account 022-0371 St. Aid Pub. Safety Other	\$223,200

APPROPRIATIONS:

In Admin Unit 40-38	\$223,200
Emergency Management	
FAMIS Index 309997	
Project # 734112 State Homeland Security Program	\$223,200

EM SHSP 2012.docx
LHT 07.25.12
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

4th DAY OF September, 2012.

Deborah L. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 JUN 27 2012

ONONDAGA COUNTY
LEGISLATURE
CLERK

2

September 4, 2012

138

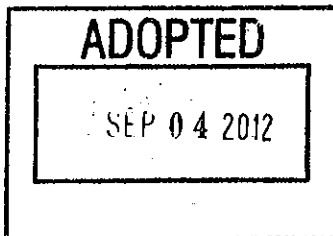
Motion Made By Mr. Knapp

RESOLUTION NO. _____

CALLING FOR A PUBLIC HEARING ON THE 2013 COUNTY BUDGET

RESOLVED, that pursuant to Article VI of the Onondaga County Charter, this Legislature hereby determines a Public Hearing on the Tentative County Budget, the Capital Program, and the Budget Message submitted by the Ways and Means Committee of the County Legislature for the fiscal year 2013, shall be held at the Legislative Chambers in the County Courthouse, 401 Montgomery Street, Syracuse, New York, which committee is hereby designated to hold such a hearing on Thursday, October 4, 2012 at 7:00 p.m. (local time).

2013Budget.Public.Hearing
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

4th DAY OF September 2012.
Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12:40:33 9-4-2012

LEGISLATIVE
ONONDAGA COUNTY
CLERK

3

September 4, 2012

139

Motion Made By Mr. Knapp, Mr. May, Mr. Shepard,
Mr. Plochocki

RESOLUTION NO. _____

RENEWING WITH MODIFICATION AGRICULTURAL DISTRICT NO. 2, IN THE TOWNS OF
MARCELLUS, SKANEATELES, AND SPAFFORD

WHEREAS, pursuant to Section 303-a of the New York State Agriculture and Markets Law, this Onondaga County Legislature adopted Resolution No. 584-2011 providing for notice of the eight year review of Agricultural District No. 2 in the Towns of Marcellus, Skaneateles, and Spafford; and

WHEREAS, by Resolution No. 123-2012, this Onondaga County Legislature authorized a public hearing on said agricultural district renewal at the Onondaga County Courthouse on Tuesday September 4, 2012, and such hearing was duly noticed and held; and

WHEREAS, the Onondaga County Legislature has completed the eight year review of Agricultural District No. 2, and has received from the Onondaga County Agriculture and Farmland Protection Board its report and recommendations regarding the agricultural viability of the district and regarding recommended modifications to the district; and

WHEREAS, it is the desire of this Legislature to renew Agricultural District No. 2 with modifications as provided for herein; now, therefore be it

RESOLVED, that the proposed action is an unlisted action and this Legislature shall act as the Lead Agency for the purposes of the New York State Environmental Quality Review Act (SEQRA); and, be it further

RESOLVED, that the Short Environmental Assessment Form for this project has been completed and reviewed and is on file with the Clerk of the Legislature; and, be it further

RESOLVED, that this Legislature hereby finds and declares a negative declaration under SEQRA in that there is no anticipated construction and no anticipated change in use, that the identified possible impacts, if any, on air quality and surface water quality will not be significant and there is little likelihood of significant adverse environmental impacts; and, be it further

RESOLVED, that in accordance with Agriculture and Markets Law, Section 303-a, said Agricultural District No. 2 in the Towns of Marcellus, Skaneateles, and Spafford hereby is renewed with the modifications provided for herein; and, be it further

RESOLVED, that the modifications to Agricultural District No. 2 are as follows and encompass the following parcels listed by town, owner, tax map number, and acreage:

SUMMARY OF ADDITIONS			
TOWN	OWNER	TAX MAP NO.	ACRES*
SKANEATELES	BROWN ROBERT M	018.-04-25.1	55.15
SKANEATELES	KOGLER ROBERT	047.-01-06.1	18.99
SKANEATELES Total			74.14

SPAFFORD	FISHER ALLAN J	026.-02-05.0	139.38
SPAFFORD	FISHER ALLAN J SR	026.-02-18.0	30.62
SPAFFORD	FRANKLIN MICHAEL L	032.-01-09.1	42.15
SPAFFORD	FRANKLIN MICHAEL L	032.-01-10.1	22.3
SPAFFORD	OSADCHEY BRUCE J	026.-01-01.0	46.77
SPAFFORD	OSADCHEY BRUCE J	026.-01-02.0	103.52
SPAFFORD	OSADCHEY BRUCE J	026.-01-26.0	8.35
SPAFFORD	OSADCHEY BRUCE J	026.-02-06.0	26.66
SPAFFORD Total			419.75
Grand Total			493.89
*Calculated using a Geographic Information System, not Real Property Services (RPS) data.			

SUMMARY OF REMOVALS			
TOWN	OWNER	TAX MAP NO.	ACRES*
MARCELLUS	MAVES	017.-07-01.8	1.35
MARCELLUS	MCBURNEY JAMES M LU	023.-03-09.1	19.03
MARCELLUS	NOZNSKI FRANCIS S	023.-01-22.1	0.89
MARCELLUS	OCWA	018.-03-14.0	11.55
MARCELLUS	OCWA	023.-01-02.0	8.07
MARCELLUS	SZCZECH JOHN E	018.-03-28.0	6.92
MARCELLUS Total			47.81
SKANEATELES	DESHANE STEVEN F	019.-01-01.3	2.52
SKANEATELES	EGGERT DAVID F	036.-01-18.0	0.95
SKANEATELES	FITZGERALD JAMES W	061.-03-08.0	5.19
SKANEATELES	FOOTE BETSY R	055.-02-09.0	0.94
SKANEATELES	GRACE SNOOK LIVING TRUST	059.-01-08.0	1.06
SKANEATELES	HELPER DAVID C	022.-02-05.4	2.59
SKANEATELES	KAUFMANN PAULINE V	060.-01-01.7	4.38
SKANEATELES	KOVAR RICHARD D	036.-01-16.0	1.64
SKANEATELES	ROURKE SUSAN J	035.-03-09.0	0.99
SKANEATELES	SELF STORAGE RTE 321, LLC	022.-01-12.3	11.7
SKANEATELES	SYMONS DONALD C	035.-01-06.0	5.34
SKANEATELES	WINKELMAN SCOTT C	048.-01-23.1	49.32
SKANEATELES Total			86.62
SPAFFORD	BARROW'S VIEW LLC	013.-02-01.1	9.52
SPAFFORD	FINLEY JAMES C	010.-01-05.1	0.72
SPAFFORD	LINKS AT BARROWS VIEW LLC	015.-01-02.6	34.11
SPAFFORD	LINKS AT BARROWS VIEW LLC	013.-02-08.3	1.82
SPAFFORD	PIRNIE FAMILY TRUST	017.-01-17.0	0.99
SPAFFORD	VASSAR MARGARET E	021.-03-16.2	1.38
SPAFFORD Total			48.54

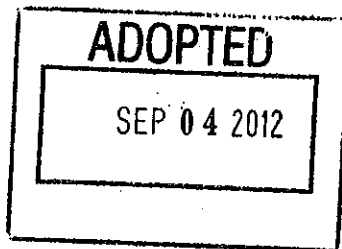
Grand Total	182.97
*Calculated using a Geographic Information System, not Real Property Services (RPS) data.	

and, be it further

RESOLVED, that should one or more of these parcels be subdivided prior to the expiration of said District, each of these subdivisions would automatically be considered a part of said District, and would remain in the District while it was in effect; and, be it further

RESOLVED, that the district review plan shall be submitted to the Commissioner of the New York State Department of Agriculture and Markets as provided for in Section 303-a of the Agriculture and Markets Law.

Ag District Renewal.docx
LHT 07.25.12
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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

4th DAY OF September, 2012.

Deborah A. Martino

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 JUL 27 AM 10:15

LEGISLATURE
ONONDAGA COUNTY
NEW YORK

September 4, 2012

140

Motion Made By Mr. Knapp, Mr. May, Mr. Kilmartin,
Mr. Plochocki, Mr. Shepard

RESOLUTION NO. _____

APPROVING THE INCLUSION OF VIABLE AGRICULTURAL LAND WITHIN CERTIFIED
AGRICULTURAL DISTRICTS PURSUANT TO SECTION 303-B OF THE NEW YORK STATE
AGRICULTURE AND MARKETS LAW

WHEREAS, Section 303-b of Agriculture and Markets Law provides land owners with an annual thirty day period to submit requests for the inclusion of predominantly viable agricultural lands within certified agricultural districts; and

WHEREAS, pursuant to Resolution No. 71-2004, that thirty-day period began January 1, 2012, and ended January 30, 2012; and

WHEREAS, land owners have filed requests for inclusion of predominantly viable agricultural land within certified agricultural districts; and

WHEREAS, the County referred the requests to the Onondaga County Agriculture and Farmland Protection Board, and that Board has reviewed the requests and determined that such property consists predominantly of viable agricultural land and that the inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within the district; and

WHEREAS, a public hearing was held on Tuesday, September 4, 2012 at 12:50 p.m. relating to such requested inclusions; now, therefore be it

RESOLVED, that the proposed action is an unlisted action and this Legislature shall act as the Lead Agency for the purposes of the New York State Environmental Quality Review Act (SEQRA); and, be it further

RESOLVED, that the Short Environmental Assessment Form for this project has been completed and reviewed and is on file with the Clerk of the Legislature; and, be it further

RESOLVED, that this Legislature hereby finds and declares a negative declaration under SEQRA in that there is no anticipated construction and no anticipated change in use, that the identified possible impacts, if any, on air quality and surface water quality will not be significant and there is little likelihood of significant adverse environmental impacts; and, be it further

RESOLVED, that based on the recommendation of the Agriculture and Farmland Protection Board and information provided through the public hearing, this Onondaga County Legislature hereby adopts and approves the inclusion of the requested viable agricultural land within certified Agricultural District No. 1, Agricultural District No. 3, and Agricultural District No. 4; and, be it further

RESOLVED, that in accordance with Section 303-b of Agriculture and Markets Law the modifications to Agricultural District No. 1, Agricultural District No. 3, and Agricultural District No. 4 are hereby described as follows, and include the following parcels listed by agricultural district, town, owner, tax map number, and acreage:

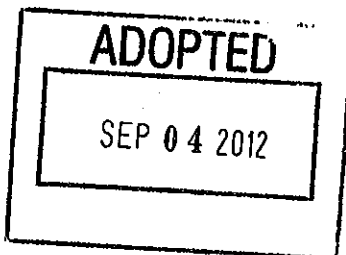
SUMMARY OF ADDITIONS				
DISTRICT	TOWN	OWNER	TAX MAP NO.	ACRES*
1	ONONDAGA	AMIDON	052.-01-02.0	18.55
1	ONONDAGA	WEGERSKI	028.-01-44.1	86.28
1 Total				104.83
3	ELBRIDGE	HILTBRAND	037.-01-25.0	35.23
3	ELBRIDGE	HILTBRAND	041.-03-42.0	125.28
3	ELBRIDGE	HOURLGAN	030.-02-11.2	5.14
3	ELBRIDGE	HOURLGAN	030.-02-11.3	3.14
3	ELBRIDGE	HOURLGAN	030.-03-17.0	9.05
3	ELBRIDGE	HOURLGAN	040.-03-03.1	7.9
3 Total				185.74
4	ONONDAGA	SOUTHWICK	038.-02-03.1	75.32
4 Total				75.32
Grand Total				365.89
* Calculated using a Geographic Information System, not Real Property Services (RPS) data.				

and, be it further

RESOLVED, that should these parcels be subdivided prior to the expiration of said Districts, each subdivision would automatically be considered a part of said Districts, and would remain in the District while it is in effect; and, be it further

RESOLVED, that the Clerk of this Legislature is to submit a copy of this resolution, together with the report of the Onondaga County Agriculture and Farmland Protection Board including tax map numbers and maps for each parcel of land to be included in an agricultural district to the Commissioner of the New York State Department of Agriculture and Markets.

Ag District Approval.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

4th DAY OF September, 2012.

Deborah A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 JUL 27 2012 15

LEGISLATURE
ONONDAGA COUNTY

September 4, 2012

141

Motion Made By Mr. McMahon, Mrs. Ervin, Mrs. Rapp

RESOLUTION NO. _____

REQUESTING THE CITY OF SYRACUSE TO AMEND ORDINANCE NO. 111-2012 TO PROVIDE
FOR COUNTY REPRESENTATION ON THE LAND BANK CITIZENS ADVISORY BOARD

WHEREAS, by Resolution No. 31-2012, this County Legislature authorized the creation of the Greater Syracuse Property Development Corporation, a land bank acting on behalf of Onondaga County and the City of Syracuse to acquire, redevelop and improve tax delinquent, vacant or abandoned property and to convert such properties to productive uses; and

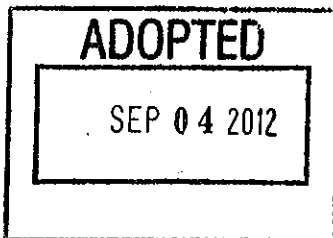
WHEREAS, by adopting Ordinance No. 111-2012, the City of Syracuse created a Land Bank Citizens Advisory Board to assist the City and the County in conducting future transactions with the Greater Syracuse Property Development Corporation; and

WHEREAS, such Ordinance provided for the appointment of city residents, and it would be beneficial to create a mechanism for appointment of advisory board members representing the county; now, therefore be it

RESOLVED, that this County Legislature hereby requests the City of Syracuse to amend Ordinance No. 111-2012 to provide for five representatives on the Land Bank Citizens Advisory Board, with such representatives being appointed by the Chair of this Legislature; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to transmit a copy of this resolution to the President of the Common Council, the Mayor, and the Chair of the Greater Syracuse Property Development Corporation.

Memorializing - Land Bank Advisory.doc
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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

4th DAY OF September, 2012.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 JUL 26 AM 11:53

LEGISLATIVE
CLERK'S OFFICE
ONONDAGA COUNTY
NEW YORK

September 4, 2012

Motion Made By Mr. Plochocki

RESOLUTION NO. **142**

APPROVING THE 2011 INDUSTRIAL WASTEWATER SURCHARGE

WHEREAS, the Onondaga County Commissioner of Water Environment Protection has calculated the 2011 Industrial Wastewater Surcharge to be \$1,443,238.15 with a total refund amount due of \$3,279.65 due to an overpayment of a quarterly estimate; and

WHEREAS, pursuant to Section 11.53 of Article 11(A) of the Onondaga County Administrative Code, said Commissioner of Water Environment Protection has calculated such surcharge and has filed the same with the Clerk of the Onondaga County Legislature; and

WHEREAS, the Commissioner of Water Environment Protection herein requests the approval of such surcharge by the Onondaga County Legislature; now, therefore be it

RESOLVED, that the Onondaga County Legislature herein approves the 2011 Industrial Wastewater Surcharge to be \$1,443,238.15 with a total refund amount due of \$3,279.65 based on an overpayment of a quarterly estimate, as calculated by the Commissioner of Water Environment Protection and on file with the Clerk of the Onondaga County Legislature; and, be it further

RESOLVED, that the Onondaga County Legislature herein authorizes the Commissioner of Water Environment Protection to modify the 2011 Industrial Wastewater Surcharge bills if so requested and properly justified by an Industrial User; and, be it further

RESOLVED, that the Commissioner of Water Environment Protection shall promptly notify in writing the Chairman of Environmental Protection Committee and Chairman of Ways and Means Committee regarding any such refunds to customers or modifications to Industrial Wastewater Surcharge Bills.

mg
2011 surcharge.docx
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ADOPTED

SEP 04 2012

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

4th DAY OF September, 2012.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

12 JUL 27 2012

ONONDAGA COUNTY
LEGISLATURE

September 4, 2012

143

Motion Made By Mr. Plochocki

RESOLUTION NO. _____

AUTHORIZING THE ACCEPTANCE OF THE WESTFIELD TRUNK SEWER FROM THE VILLAGE OF MANLIUS FOR AND ON BEHALF OF THE ONONDAGA COUNTY SANITARY DISTRICT; AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO ANY AND ALL AGREEMENTS NECESSARY TO EXECUTE THE TRANSFER

WHEREAS, the Westfield Trunk Sewer, originally constructed in 1965 as part of the Lower Academy Hills subdivision in the Village of Manlius, New York, a trunk sewer to carry sanitary flows from both the Town and Village of Manlius; and

WHEREAS, the Village of Manlius has requested the County take over operation and maintenance of the trunk sewer as part of the reconfiguration of the Village's sewer system; and

WHEREAS, the Commissioner of the Department of Water Environment Protection held a hearing on October 30, 2011 and has duly filed his Report dated October 30, 2011, recommending improvements to the Onondaga County Sanitary District, consisting of the acquisition from the Village of Manlius, New York, 3,450 +/- linear foot sewer, known as the Westfield Trunk Sewer, beginning at the municipal boundary between the Village of Manlius and the Town of Manlius, New York on Woodbridge Drive and terminating at the Pleasant Street Trunk Sewer located on New York State Route 173 for a fee of \$1.00 (payment waived); and

WHEREAS, by resolution adopted July 3, 2012, this County Legislature called for a public hearing on the foregoing matter to be held in the Legislative Chambers in the County Court House, in Syracuse, New York, on August 7, 2012 at 12:55 p.m.; Prevailing Time; and

WHEREAS, said public hearing was duly held at the time and place aforesaid, at which all persons interested were heard; and

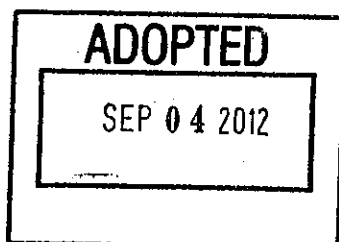
WHEREAS, this County Legislature has given due consideration to the aforesaid Report and Recommendations of the Commissioner of the Department of Water Environment Protection and the evidence given at said public hearing; now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the acceptance of the property known as and described herein as the Westfield Trunk Sewer for \$1.00, (payment waived); and, be it further

RESOLVED, that the County Legislature hereby accept the determination of the Village of Manlius that the proposed action is a Type II Action under SEQRA with a finding of no significant impact; and, be it further

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

TR/mg
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

cpa DAY OF September, 2012.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

September 4, 2012

Motion Made By Mr. Plochocki

RESOLUTION NO. 144

**AUTHORIZING ACCEPTANCE OF GRANT FUNDS FROM NEW YORK STATE
ENVIRONMENTAL FACILITIES CORPORATION GREEN INNOVATIVE GRANTS PROGRAM
AND AUTHORIZING EXECUTION OF GRANT AGREEMENTS TO IMPLEMENT THE INTENT
OF THIS RESOLUTION**

WHEREAS, with the support of Onondaga County, Syracuse University applied to the New York State Environmental Facilities Corporation for a grant pursuant to the 2011 Green Innovative Grants program; and

WHEREAS, Syracuse University and the New York State Environmental Facilities Corporation have agreed to direct this grant award to Onondaga County and as such, the County has been awarded the grant in the total amount of \$819,000; and

WHEREAS, the grant includes funding for green infrastructure, including the installation of porous pavements, bio-swales and tree plantings on East Water Street, between Almond Street and Forman Avenue, as well as funding to support education and outreach for the County's Save The Rain program; and

WHEREAS, the required local match has been appropriated by the County pursuant to Resolution No. 386-2011; and

WHEREAS, pursuant to the grant requirements, the County must submit a resolution approving receipt of the grant funds and execution of grant agreements; and

WHEREAS, the review and determinations required under the State Environmental Quality Review Act (SEQR) will be provided for within a separate resolution; now, therefore be it

RESOLVED, that the County hereby accepts such grant funding and hereby authorizes the County Executive of the County of Onondaga to execute grant agreements with the New York State Environmental Facilities Corporation for financial assistance to the County of Onondaga under the Green Innovative Grants program for those projects approved and determined eligible by the State of New York; and, be it further

RESOLVED, that the Onondaga County Executive is hereby authorized to execute agreements to implement the intent of this resolution; and, be it further

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

REVENUES:

Grant Project Fund 030 \$619,000
Admin Unit 80-33-30
Water Environment Protection-CSD Grants
FAMIS Index #480095
In Acct: 028-0720 St. Aid Env. Contr \$619,000
Grant Project #731029
East Water St. Center of Excellence

APPROPRIATIONS:

Grant Project Fund 030 \$619,000
Admin Unit 80-33-30
Water Environment Protection-CSD Grants
FAMIS Index #480095
In Acct: 9408 Professional Services \$619,000
Capital Project #731029
East Water St. Center of Excellence

REVENUES:

Grant Project Fund 030 \$200,000
Admin Unit 80-33-30
Water Environment Protection-CSD Grants
FAMIS Index #480095
In Acct: 028-0720 St. Aid Env. Contr \$200,000
Capital Project #731026
Green Infrastructure and Public Education

APPROPRIATIONS:

Grant Project Fund 030 \$200,000
Admin Unit 80-33-30
Water Environment Protection-CSD Grants
FAMIS Index #480095
In Acct: 9408 Professional Services \$200,000
Capital Project #731026
Green Infrastructure and Public Education

Green Innovation Grant Program.docx
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ADOPTED

SEP 04 2012

FILED WITH CLERK

ONONDAGA CO. LEG.

August 7, 2012
Den

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

4th DAY OF *September*, 20*12*.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

September 4, 2012

Motion Made By Mr. Plochocki

9.
RESOLUTION NO. 145

AUTHORIZE A PUBLIC HEARING TO CONSIDER RECOMMENDATIONS OF THE
METROPOLITAN WATER BOARD TO AMEND THE CURRENTLY EFFECTIVE SCHEDULE OF
RATES TO BE CHARGED FOR WATER AND WATER SERVICE PROVIDED BY THE
ONONDAGA COUNTY WATER DISTRICT

WHEREAS, by Resolution No. 215 adopted June 6, 1966, the Board of Supervisors confirmed, ratified and approved, pursuant to the provisions of Section 266 of the County Law, a Schedule of Rates to be charged for water and water service to be provided by the Onondaga County Water District, as recommended by the Metropolitan Water Board, the administrative head for said District, which Schedule of Rates was thereafter amended by the following Resolutions: No. 158-1969, 163-1970, 614-1974, 625-1980, 172-1984, 187-1993, 105-2002, 230-2003, 261-2004, 245-2005, 288-2006, 289-2008, 249-2010, and 501-2011 and, as thus amended, such Schedule of Rates is currently in full force and effect; and

WHEREAS, said Metropolitan Water Board has proposed amending said Schedule of Rates, as hereinafter more fully set forth, with a request for confirmation of the proposed amendment following a public hearing thereon to be conducted pursuant to the provisions of Section 266 of the County Law and applicable rules; and

WHEREAS, it is now desired to schedule the required public hearing to consider the proposed amendment; now, therefore be it

RESOLVED, by the Onondaga County Legislature, as follows:

Section I. Receipt is hereby acknowledged of a communication from the Metropolitan Water Board, administrative head for the Onondaga County Water District, advising that it has established an amendment to the currently effective Schedule of Rates to be charged for Water and Water Service Provided by the Onondaga County Water District effective January 1, 2013, and requesting confirmation of said amendment by the County Legislature following a public hearing thereon.

Section II. The amendment proposed by the Metropolitan Water Board involves change in the respective rates currently in effect and, as amended, said Schedule of Rates would read as follows:

"All deliveries shall be made pursuant to contracts in writing between the customer and Onondaga County Water District and, except as otherwise provided in such contracts approved by the County Legislature, charges for water and water service shall be made in the manner following:

SCHEDULE NO. 1: For each Internal Customer, except the City of Syracuse, charges for water and water service will be made on a dual basis—a commodity charge based on actual consumption as measured by the meter at the point of connection to the District system (meters to be read and customers to be billed monthly), plus a capacity charge based on peak demand placed by the customer on the District system; these charges shall be computed by applying to actual consumption the following rates:

COMMODITY CHARGE: (per 1,000 gallons per month)

First 30,000,000 gallons \$0.99

Next 80,000,000 gallons \$0.98

Next 180,000,000 gallons \$0.97

Over 290,000,000 gallons \$0.96

CAPACITY CHARGE: \$3.85 per month per thousand gallons on the day of peak demand calculated by multiplying the average day during the prior year by a factor of 1.5. During the initial year of service the peak day will be adjusted monthly using cumulative daily average consumption and the 1.5 multiplier.

SCHEDULE NO. 2: For the City of Syracuse the charge for water and water service will be at the rate of \$1.19 per thousand gallons actually consumed as measured by the meter at the point of connection to the District system (meter to be read and bill to be rendered monthly); PROVIDED, however, that the City will pay a minimum annual charge (calendar year) of \$50,000 in equal monthly installments, for which the City may take 42,016,806 gallons of water in that year; for any water consumed in excess of this quantity during such year an additional charge will be made at the rate of \$1.19 per thousand gallons of excess.

SCHEDULE NO. 3: For each External Customer charges for water and water service will comprise the following monthly and annual charges:

a) A monthly charge for water actually delivered and sold, computed and payable in the manner prescribed in SCHEDULE NO. 1 for Internal Customers; PLUS

b) An annual charge computed and payable in the manner prescribed in Article III, Section 3.4(c) of the currently effective Rules and Regulations for the Operation of Onondaga County Water District. The terms "Internal Customer" and "External Customer" shall apply to and comprise customers within the scope of these terms as defined in Article I, Section 1.9 and 1.10 of the currently effective Rules and Regulations for the Operation of Onondaga County Water District. When a customer has more than one (1) connection to the District system, a meter will be installed at each point of connection and customer will be billed on a conjunctive basis."

and, be it further

RESOLVED, that said public hearing be held at the County Legislature Chambers in the County Courthouse, City of Syracuse, New York, at 12:55 o'clock P.M. on October 2, 2012, to consider the aforementioned amendment to the currently effective Schedule of Rates to be charged for water and water service provided by the Onondaga County Water District, which hearing shall be conducted in compliance with the rules for conducting such a hearing as set forth in the Order of the Board of Supervisors contained in Resolution No. 174-1966; and, be it further

RESOLVED, that the Clerk of this County Legislature be and hereby is authorized and directed to give notice of the public hearing hereinabove authorized and scheduled by publishing a certified copy of this resolution once in the Syracuse Post Standard, the first publication thereof to be not less than ten (10) nor more than twenty (20) days prior to said hearing.

PH - MWB Water Rates 2012.doc

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FILED WITH CLERK

ONON. CO. LEG.

Aug. 29, 2012

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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

ADOPTED

SEP 04 2012

4th DAY OF September, 2012.

Deborah A. Maturo

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

10.

September 4, 2012

Motion Made By Mr. Liedka

RESOLUTION NO. 146

AMENDING THE 2012 COUNTY BUDGET TO ACCEPT ADDITIONAL FUNDS FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH, AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO CONTRACTS TO IMPLEMENT THE INTENT OF THIS RESOLUTION

WHEREAS, the New York State Office of Mental Health has granted the Onondaga County Department of Mental Health additional funds to replace the Disproportionate Share (DSH) that supplements the Comprehensive Psychiatric Emergency Program (CPEP) and related programs at St. Joseph's Hospital; and

WHEREAS, the Federal Centers for Medicaid and Medicare Services determined that CPEP programs are no longer eligible for DSH; and

WHEREAS, the New York State Office of Mental Health has allocated \$960,279 retroactively back to January 1, 2012 for this program; and

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

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

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

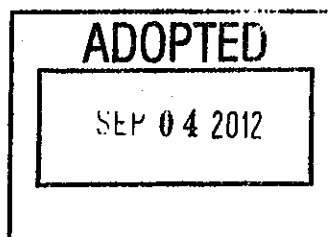
REVENUES:

A510 Estimated Revenues	\$960,279
In Administrative Unit 40-53-00	
Mental Health	
FAMIS Index 360354	
Acct. 023-0490 State Mental Health	\$960,279

APPROPRIATIONS:

A960 Appropriations	\$960,279
In Administrative Unit 40-53-00	
Mental Health	
FAMIS Index 360354	
Acct. 570-9570 Contracted Services	\$960,279

MH St Joseph's DSH.docx
KMB 07.19.12
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4th DAY OF September, 2012.

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

12 JUL 27 2012

ONONDAGA COUNTY
LEGISLATURE
CLERK