Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2376
Department: County Clerk
Category: Fees
Functional Category:

ADOPTED

Resolution No. 2011-1

To Amend Resolution No. 6 of January 19, 2010 - Determination and Certification of County Clerk's Allowance - Annual Expenses for Administering Mortgage Tax

WHEREAS, pursuant to Section 262 of the Tax Law, recording officers and treasurers are entitled to receive all their necessary expenses for purposes of administering mortgage taxes in their offices on approval and allowance by the New York State Tax Commission, and

WHEREAS, the State Tax Commission, by resolution duly adopted July 1, 1946, did determine that such mortgage tax expenses be approved at the amount certified to the State Tax Commission by County Board of Representatives [Tompkins County Legislature] provided it is a reasonable and necessary allowance for such expenses, and

WHEREAS, the County Clerk has conducted a cost analysis and has recommended that the allowance for mortgage tax expenses be increased from $194,589 per annum to $211,970 per annum, and

WHEREAS, the Finance Director has conducted a cost analysis and has recommended that the allowance for the treasurer's expense for administering the mortgage tax be set at $15,000 per annum, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the sum of $211,970 per annum be, and the same hereby is, determined as a reasonable and necessary allowance of the Tompkins County Clerk, the recording officer of the County of Tompkins, for the hire of clerks and assistants and other expenses to assist in the administration of the mortgage recording tax law in her office, and that the sum of $15,000 per annum be, and the same hereby is, determined as a reasonable and necessary allowance of the Tompkins County Finance Director, to assist in the administration of the mortgage tax funds, and that said sum of $226,970 is hereby certified to the State Tax Commission as the reasonable and necessary allowance for such expenses,

RESOLVED, further, That the Clerk of the Legislature is hereby directed to send a certified copy of this resolution, with her original signature thereon, to the State Tax Commission,

RESOLVED, further, That this resolution shall take effect immediately.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-1 To Amend Resolution No. 6 of January 19, 2010 - Determination and Certification of County Clerk's Allowance - Annual Expenses for Administering Mortgage Tax

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on January 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on January 5, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2369
Department: Tompkins County Legislature
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category:

ADOPTED

Resolution No. 2011-2

Delegation of Authority to Authorize Certain Tax Refunds and Credits of $2,500 and Under

WHEREAS, Section 554 of the Real Property Tax Law authorizes a tax-levying body to delegate the correction of tax rolls due to a clerical error, an error in essential fact, or an unlawful entry (an unlawful entry is any information on the tax roll that violates the Real Property Tax Law), and

WHEREAS, Section 556 of the Real Property Tax Law authorizes a tax-levying body to delegate the payment of tax refunds due to a clerical error, an error in essential fact, or an unlawful entry, and

WHEREAS, it is the opinion of the Government Operations Committee, that such delegation would increase efficiency in processing said refunds and therefore beneficial to the taxpayer, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the County Director of Assessment shall transmit corrections and/or refund recommendations to the County Administrator,

RESOLVED, further, That the County Administrator is hereby authorized to allow payments of bills where recommended refund or credit is $2,500 or less, without prior audit by the tax-levying body, in compliance with Paragraph 9 (a), (c) of Section 554, and Paragraph 8 (a), (c), (d), and Paragraph 9 and 10 of Section 556 of the Real Property Tax Law,

RESOLVED, further, That any refund or credit over $2,500 must be approved by the Tompkins County Legislature pursuant to Paragraphs 8 (a), 9, and 10 of Section 566 of the Real Property Tax Law, except for refunds amounting over $2,500 as a result of Real Property Tax Law Article 7 litigation ordered by the New York State Supreme Court,

RESOLVED, further, That the County Administrator shall transmit on or before the 15th day of each month a report to the Tompkins County Legislature of all the corrections and refunds processed,

RESOLVED, further, That this resolution shall only be in effect during the calendar year 2011.

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-2 Delegation of Authority to Authorize Certain Tax Refunds and Credits of $2,500 and Under

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on January 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on January 5, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2308
Department: Tompkins County Legislature
Category: Public Hearing
Functional Category: Gas Drilling, Roads and Bridges

ADOPTED

Resolution No. 2011-3

Authorizing a Public Hearing on Proposed Local Law No. a of 2011 – Amending the County Code in Relation to Road Preservation by Temporarily Excluding Certain Commercial/Industrial Traffic that Would Materially Injure County Roads

WHEREAS, the County desires to maintain the safety and general welfare of County residents by regulating heavy commercial uses of County roads that have the potential to adversely affect such roads, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and Government Operations Committees, That a public hearing be held before the Tompkins County Legislature in the Legislative Chambers of the Tompkins County Courthouse, 320 North Tioga Street, Ithaca, New York on February 1, 2011, at 5:30 o'clock in the evening thereof concerning proposed Local Law No. a of 2011 - Amending the County Code, in relation to road preservation by temporarily excluding certain commercial/industrial traffic that would materially injure County roads. At such time and place all persons interested in the subject matter will be heard concerning the same,

RESOLVED, further, That the Clerk of the Legislature is hereby authorized and directed to place proper notice of such public hearing in the official newspaper of the County.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [13 TO 2]**
MOVER:	Dooley Kiefer, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	James Dennis, Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on January 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on January 5, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2370 A
Department: Tompkins County Legislature
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-4

Establishing 2011 Meeting Dates

RESOLVED, on recommendation of the Government Operations Committee, That the 2011 regular meetings of the Tompkins County Legislature are as follows:

Tuesday,	January 18,	2011 at 5:30 p.m.
Tuesday,	February 1,	2011 at 5:30 p.m.
Tuesday,	February 15,	2011 at 5:30 p.m.
Tuesday,	March 1,	2011 at 5:30 p.m.
Tuesday,	March 15,	2011 at 5:30 p.m.
Tuesday,	April 5,	2011 at 5:30 p.m.
Wednesday	April 20,	2011 at 5:30 p.m. (Tuesday, April 19, is Passover)
Tuesday,	May 3,	2011 at 5:30 p.m.
Tuesday,	May 17,	2011 at 5:30 p.m.
Tuesday,	June 7,	2011 at 5:30 p.m.
Tuesday,	June 21,	2011 at 5:30 p.m.
Tuesday,	July 5,	2011 at 5:30 p.m.
Tuesday,	July 19,	2011 at 5:30 p.m.
Tuesday,	August 2,	2011 at 5:30 p.m.
Tuesday,	August 16,	2011 at 5:30 p.m.
Tuesday,	September 6,	2011 at 5:30 p.m.
Tuesday,	September 20,	2011 at 5:30 p.m.
Tuesday,	October 4,	2011 at 5:30 p.m.
Tuesday,	October 18,	2011 at 5:30 p.m.
Tuesday,	November 1,	2011 at 5:30 p.m.
Tuesday,	November 15,	2011 at 5:30 p.m.
Tuesday,	December 6,	2011 at 5:30 p.m.
Tuesday,	December 20,	2011 at 5:30 p.m. (Hanukkah begins at sundown)

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-4 Establishing 2011 Meeting Dates

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on January 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on January 5, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2399 A
Department: Planning Department
Category: Housing
Functional Category:

ADOPTED

Resolution No. 2011-5

Negative Declaration Regarding Authorizing the Disbursement of Housing Fund Funding

WHEREAS, the Tompkins County Legislature through Resolution No. 2009-31, authorized funding for the Community Housing Affordability Program and the Community Housing Trust Program, and

WHEREAS, the Community Housing Affordability Program and the Community Housing Trust Program are jointly known as the Housing Fund, and

WHEREAS, the Housing Fund assists with the pre-development costs associated with residential and mixed-use real estate development projects primarily benefiting low- and moderate-income households, and supports a housing trust designed to ensure that newly constructed or rehabilitated homes that are made available to low- to moderate-income households remain affordable to future generations of buyers, and

WHEREAS, Tompkins County has received and reviewed the City Environmental Quality Review(CEQR) documents for the project listed as the INHS Chestnut Street Parcels (part of the INHS Community Housing Trust: New Construction/Substantial Rehabilitation Project), and

WHEREAS, the City has determined the INHS Chestnut Street Parcels (part of the INHS Community Housing Trust: New Construction/Substantial Rehabilitation Project) to be an Unlisted Action with a Negative Declaration, and

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the authorization of Housing Fund disbursement and the subsequent construction of the project listed above adequately protects and preserves the environment and will not have any potentially significant adverse effects on the environment,

RESOLVED, further, That Tompkins County concurs with the CEQR Negative Determination of the INHS Chestnut Street Parcels (part of the INHS Community Housing Trust: New Construction/Substantial Rehabilitation Project),

RESOLVED, further, That a SEQR Short Environmental Assessment Form (EAF) and Negative Determination (Notice of Determination of Non-Significance) has been completed and filed appropriately.

SEQR ACTION: Negative Declaration and Short Environmental Assessment Form (EAF) on file with the Clerk of the Legislature

* * * * * * * * * * *

Resolution No. 2011-5 Negative Declaration Regarding Authorizing the Disbursement of Housing Fund Funding

RESULT:	**ADOPTED [14 TO 0]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
ABSTAIN:	Carol Chock

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on January 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on January 19, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2398 A
Department: Planning Department
Category: Housing
Functional Category:

ADOPTED

Resolution No. 2011-6

Authorization to Disburse County Funds Pertaining to the Housing Fund

WHEREAS, the Tompkins County Legislature through Resolution No. 2009-31, authorized funding for the Community Housing Affordability Program and the Community Housing Trust Program, jointly known as the Housing Fund, and

WHEREAS, the Housing Fund assists with the pre-development costs associated with residential and mixed-use real estate development projects primarily benefiting low- and moderate-income households, and supports a housing trust designed to ensure that newly constructed or rehabilitated homes that are made available to low- to moderate-income households remain affordable to future generations of buyers, and

WHEREAS, Tompkins County authorized the Memorandum of Understanding among the County of Tompkins, the City of Ithaca, and Cornell University with regard to the Housing Fund, by Resolution No. 2009-31, and

WHEREAS, Tompkins County accepted and approved the Notice of Funding Availability for the Community Housing Affordability Program and the Community Housing Trust Program subject to review and modification by the Program Oversight Committee provided that such revisions did not materially change the intent of the Programs, and

WHEREAS, the Notice of Funding Availability was accepted and approved by the Housing Fund Program Oversight Committee and was made available to interested parties with a deadline of July 9, 2010, and

WHEREAS, two applications were received and reviewed by the Application Review Committee, which made formal funding recommendations for funding to the Housing Fund Program Oversight Committee, and

WHEREAS, the Program Oversight Committee accepted and recommended the following two proposals receive funding as indicated in the table:

Applicant	**Project**	**Dollar Amount Recommended**	**Number of Units**	**Location**
INHS (Ithaca Neighborhood Housing Services)	INHS Community Housing Trust: New Construction/Substantial Rehabilitation	$140,000 (grant)	7 owner-occupied units	City of Ithaca
Better Housing for Tompkins County	Lansing Reserves	$75,000 (loan)	80 unit multi-family	Village of Lansing

, and

WHEREAS, Tompkins County is authorized to serve as fiscal agent for the Housing Fund, by Resolution No. 2010-74, and

WHEREAS, the City of Ithaca CEQR review process has been completed for the INHS Chestnut Street Parcels (4 units that are part of the INHS Community Housing Trust: New Construction/Substantial

Resolution No. 2011-6 Authorization to Disburse County Funds Pertaining to the Housing Fund

Rehabilitation Project) with a Negative Declaration determination, and

WHEREAS, the remaining three units of the INHS Community Housing Trust: New Construction/Substantial Rehabilitation Project and the Lansing Reserve funding are Type II actions requiring no further SEQR review, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County is authorized to continue to serve as the fiscal agent for the Housing Fund and enter into an agreement with the City of Ithaca and with Cornell University to accept funding for the INHS Community Housing Trust: New Construction/Substantial Rehabilitation project and the Lansing Reserves project,

RESOLVED, further, That Tompkins County concurs with the City of Ithaca CEQR Negative Declaration determination for the INHS Chestnut Street Parcels,

RESOLVED, further, That Tompkins County authorizes the expenditure of its funds to support the Housing Fund recipients as recommended by the Housing Fund Program Oversight Committee,

RESOLVED, further, That the County's contribution of $70,000 in HUD (Housing and Urban Development) Program Income Funds be transferred to the appropriate revenue and appropriations account,

RESOLVED, further, That the County Administrator or his designee is authorized to execute agreements in order to effect this grant program consistent with this resolution,

RESOLVED, further, That the Finance Director or his designee is authorized to make budget adjustments as necessary to implement the actions identified in this resolution.

SEQR ACTION: UNLISTED (INHS Chestnut Street Parcels: 4 units that are part of the INHS Community Housing Trust: New Construction/Substantial Rehabilitation Project)
TYPE II - 9 (3 scattered-site units that are part of the INHS Community Housing Trust: New Construction/Substantial Rehabilitation Project)
TYPE II - 21 (Lansing Reserve Project)

* * * * * * * * * * *

RESULT:	**ADOPTED [14 TO 0]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
ABSTAIN:	Carol Chock

Resolution No. 2011-6 Authorization to Disburse County Funds Pertaining to the Housing Fund

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on January 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on January 19, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2360
Department: Mental Health Department
Category: Administrative
Functional Category: Administrative Policy

ADOPTED

Resolution No. 2011-7

Approval of Amended Bylaws - Tompkins County Community Mental Health Services Board

WHEREAS, people with developmental disabilities work hard to live as independently as possible, and

WHEREAS, the clinical language has changed and those working in the field are aware of a shift in meaning and usage; the outmoded terminology is now often used as a way to discriminate against people with developmental disabilities, and

WHEREAS, the "people-first" language is widely used, acceptable, and appropriate terminology when referring to people who are developmentally disabled and people with a developmental disability, and

WHEREAS, New York State has also recognized the shift in terminology and has adopted the use of "people-first language" and amended their agency title to the New York State Office for People with Developmental Disabilities, and

WHEREAS, on November 17, 2009, S. 2781, commonly known as "Rosa's Law" was introduced at the 111th Congress, and

WHEREAS, on January 27, 2010, H.R. 4544, commonly known as the Elizabeth A. Connelly Act, a related bill, was introduced at the 111th Congress, and

WHEREAS, these bills amend the use of the terms "mentally retarded" and "mental retardation" to "developmentally disabled" and "developmental disability" within Laws relating to education, employment, and other social services, and both bills became law, and

WHEREAS, these amendments provide recognition of the need to change how people with developmental disabilities are perceived, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Tompkins County Legislature approves said amendments to the Bylaws of the Mental Retardation Developmental Disability Subcommittee of the Tompkins County Mental Health Service Board, and the change of terms "mental retardation" and "mentally retarded" to "developmentally disabled" and "developmental disability", in any other titles and documents,

RESOLVED, further, That the Clerk of the Legislature is hereby directed to send certified copies of this resolution to President Obama, and the appropriate Federal representatives, Governor Andrew Cuomo, and the appropriate State representatives, New York State Office for People with Developmental Disabilities, and New York State Association of Counties.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-7 Approval of Amended Bylaws - Tompkins County Community Mental Health Services Board

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on January 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on January 19, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2400
Department: Health Department
Category: Fiscal (Budget)
Functional Category: Health Related

ADOPTED

Resolution No. 2011-8

Authorization to Award Contract - Tompkins County Certified Home Health Agency (CHHA) Evaluation Project - Health Department

WHEREAS, the Tompkins County Health Department has solicited proposals to evaluate the management, operations, and financial viability of Tompkins County's Certified Home Health Agency (CHHA) in accordance with established Tompkins County and New York State purchasing procedures, and

WHEREAS, three (3) proposals were received, reviewed, and evaluated based on criteria documented in the Request for Proposals, Financial Evaluation Certified Home Health Agency Operation, and

WHEREAS, the review team recommends to the Health and Human Services Committee, that the project be awarded to Jack Venesky, CPA & Associates, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the department be authorized to execute a contract for the project with Jack Venesky, CPA & Associates, with a project cost not to exceed $17,500,

RESOLVED, further, That funding for this contract is provided for in the 2011 budget.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on January 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on January 19, 2011.

Catherine Corest, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2414
Department: Tompkins County Legislature
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-9

Approval of 2011 Succession of Members of the County Legislature to Serve in the Absence of the Chair and Vice Chair

WHEREAS, Section 2.06 of the County Charter, specifies the succession of members of the Legislature be designated annually by resolution to serve in the absence of the Chair and Vice Chair, and

WHEREAS, the Government Operations Committee recommends the chairs of standing committees be designated taking into consideration availability and Legislative experience, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the following order of succession of County Legislators for the year 2011 or until successors are appointed be approved to serve in the absence of the Chair and Vice Chair:

Chair, Health and Human Services Committee
Chair, Government Operations Committee
Chair, Budget, Capital, and Personnel Committee

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Dooley Kiefer, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 2, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2419
Department: County Administration
Category: Public Safety
Functional Category: Public Safety

ADOPTED

Resolution No. 2011-10

Acceptance of 2011 Annual Criminal Justice/Alternatives to Incarceration (CJAATI) Consolidated Service Plan

WHEREAS, the Criminal Justice//Alternatives to Incarceration Advisory Board (CJATI) at its January 24, 2011, meeting unanimously approved the 2011 Annual OPCA (Office of Probation and Correctional Alternatives) Alternatives-to-Incarceration Consolidated Service Plan, and

WHEREAS, it is a requirement that the approval of the legislative/governing body accompany the Plan upon submission to the New York State Office of Probation and Correctional Alternatives, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That the Tompkins County Legislature approves the 2011 Alternatives-to-Incarceration Consolidated Service Plan for Tompkins County,

RESOLVED, further, That a copy of the Plan will be kept on file at the office of the County Administrator, the office of the Chair of CJATI, and the office of the Tompkins County Legislature.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Dooley Kiefer, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 2, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2412
Department: County Administration
Category: Administrative
Functional Category: Contingent Fund

ADOPTED

Resolution No. 2011-11

Appropriation from the Contingent Fund to Support the Development and Implementation of a Corporate Compliance Plan for Tompkins County Government

WHEREAS, the policy of Tompkins County Government has been always to conduct its business in compliance with applicable Federal, State, and local laws and regulations, and to adhere to the highest ethical standards, and

WHEREAS, the County Legislature recognizes that even unintended violations of laws and regulations by employees and agents can subject the organization to civil and criminal penalties, tarnish its reputation for professionalism, and lead to unfavorable publicity, and

WHEREAS, the Federal agencies responsible for enforcement of Medicare and Medicaid laws and regulations applicable to healthcare providers recently have encouraged the development and implementation of formal Corporate Compliance programs, and

WHEREAS, the New York State Office of the Medicaid Inspector General (OMIG) has promulgated rules and regulations in compliance with Federal and State laws to ensure that claims submitted to the State are true and accurate, and have imposed both civil and criminal legal penalties for failure to adhere to a Compliance Plan and for failure to follow the law, and

WHEREAS, the County Legislature believes that the development and implementation of a formal Corporate Compliance Program, applicable to all County use of Federal and State funds, is consistent with the organization's efforts to improve quality and performance, and further reflects the organization's long-standing commitment to conduct its business transparently and in compliance with applicable and constitutional laws, and

WHEREAS, the County Legislature wishes to ensure that the Corporate Compliance Program is effective in identifying and correcting practices and policies that are not in compliance with applicable laws and regulations, including, where necessary, by providing for disciplinary action against those employees and agents that fail to comply with such laws and regulations, and

WHEREAS, the County Legislature further wishes the Corporate Compliance Program to formalize and, as necessary, (1) develop specific standards of conduct and policies for education and training employees and agents with respect to those standards, (2) enhance internal controls and monitoring systems, and (3) foster effective communication and responsiveness on compliance issues, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That the County Administrator have responsible oversight for ensuring an effective Corporate Compliance Program, and that he designate the current Deputy County Administrator, Paula E.F. Younger, as Corporate Compliance Officer to direct the development and implementation of a Corporate Compliance Program for the County,

RESOLVED, further, That the Director of Finance is authorized to make the following appropriation from the Contingent Fund to reflect the additional spending authority required to develop and implement a formal corporate compliance program:

Resolution No. 2011-11 Appropriation from the Contingent Fund to Support the Development and Implementation of a Corporate Compliance Plan for Tompkins County Government

FROM:	A1990.54400	Contingent Fund	$35,456
TO:	A1230.51000282	Deputy Co. Administrator	$ 8,291
	A1230.58800	Fringe Benefits	$ 2,165
	A1230.54442	Professional Services	$25,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 15, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2401
Department: County Administration
Category: Administrative
Functional Category: Contingent Fund, Health Related, Training

ADOPTED

Resolution No. 2011-12

Appropriation from Contingent Fund to Develop a "Smart Work" Training Program for Environmental Health Division of Health Department and Information Technology Services

WHEREAS, the adopted 2011 Tompkins County Budget earmarked contingent funding for "Smart Work Training", and

WHEREAS, this training is a results-based process that uses expert facilitators working with County employees within specific work units or program areas to identify process improvements that can enhance efficiency and effectiveness, and maintain or improve services to citizens, and

WHEREAS, the Smart Work Training process has now been applied in several County operations as well as at TC3, with positive results in the form of streamlined operations and improved customer service reported by both staff and managers, and

WHEREAS, the Environmental Health Division of the County's Department of Health, in conjunction with the County's Department of Information Technology Services, desires to apply Smart Work Training to improve its ability to better define, document, and prepare a strategy to improve day-to-day business processes and efficiencies related to the permitting, inspection, and data management of its sewage systems permitting and inspection program, and

WHEREAS, the training is expected to cost approximately $5,500, and

WHEREAS, at the completion of these initial training projects, the County Administrator and Health Department will report the results of the training to the Legislature, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That the Director of Finance is authorized to make the following appropriation from the Contingent Fund to reflect the additional spending authority:

FROM:	Contingent Fund	1990.54400	Program Expense	$5,500
TO:	In-service Training	1987.54442	Professional Services	$5,500

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

Resolution No. 2011-12 Appropriation from Contingent Fund to Develop a "Smart Work" Training Program for Environmental Health Division of Health Department and Information Technology Services

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 15, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2409
Department: Personnel Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Contingent Fund

ADOPTED

Resolution No. 2011-13

Authorization to Pay Road Patrol Contract Negotiator Costs from the Contingent Fund

WHEREAS, a Final and Binding Interest Arbitration Award was issued with respect to the outstanding negotiations between the Tompkins County Deputy Sheriff's Association and Tompkins County and the Sheriff of Tompkins County on August 21, 2010, for the term March 1, 2006, through February 28, 2008, and

WHEREAS, a successor contract has not been negotiated since March 1, 2008, and

WHEREAS, the negotiating team for Tompkins County will begin negotiations for the road patrol of the Sheriff's Department, and

WHEREAS, the negotiating team has entered into an agreement with Roemer, Wallens, Gold & Mineaux, LLP, to provide negotiating services, and

WHEREAS, no funds have been budgeted or allocated for these costs, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That negotiator fees in the amount of $25,000 will be paid from the Contingent Fund,

RESOLVED, further, That the Director of Finance is hereby authorized and directed to make the following budget appropriation:

FROM:	A1990.54440	Contingent Fund	$25,000.00
TO:	A1430.54442	Professional Services	$25,000.00

RESOLVED, further, That the Contingent Fund appropriation will not affect the Personnel Department's 2011 rollover allocation.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

Resolution No. 2011-13 Authorization to Pay Road Patrol Contract Negotiator Costs from the Contingent Fund

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 2, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2426
Department: Planning Department
Category: Public Hearing
Functional Category: Housing

ADOPTED

Resolution No. 2011-14

Authorizing Public Hearings for Housing, Public Facilities, and Economic Development Needs for the Office of Housing and Community Renewal Community Development Block Grant Program

WHEREAS, the New York State Office of Housing and Community Renewal's funding for the Community Development Block Grant (CDBG) program accepts competitive applications for housing, public facilities, and microenterprise projects in the spring of each year, and

WHEREAS, Tompkins County would like to apply for competitive housing, public facilities, and/or microenterprise funds in 2011, and

WHEREAS, Tompkins County is required to have at least two public hearings prior to submitting any CDBG applications for funding, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That two public hearing dates be set: the first to be held on March 1, 2011, to discuss general housing, public facilities, and economic development needs in the County; and the second to be held on April 20, 2011, to discuss submitting a specific application for competitive housing, public facilities, and/or microenterprise funds under the CDBG program in 2011. These hearings will be held at 5:30 p.m., at a regularly scheduled meeting of the Tompkins County Legislature, 320 North Tioga Street, Ithaca, New York,

RESOLVED, further, That the Clerk of the Legislature is authorized and directed to place proper notice of these public hearings in the official newspaper of the County.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2454
Department: Health Department
Category: Fiscal (Budget)
Functional Category: Health Related

ADOPTED

Resolution No. 2011-15

Authorization to Accept American Recovery and Reinvestment Act of 2009 (ARRA) Funds and Budget Adjustment – Health Department

WHEREAS, the American Recovery and Reinvestment Act of 2009 (ARRA) provides funding for programs under the Individuals with Disabilities Education Act through the New York State Department of Health (NYSDOH) for the period October 1, 2009, through September 30, 2011, and

WHEREAS, the purpose of the NYSDOH funding is to offset administrative expenses at the local level for the local administration of the Early Intervention Program consistent with the current program workplan requirements, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital, and Personnel Committees, That the Health Department is authorized to accept said funds,

RESOLVED, further, That the Department is authorized to execute any and all agreements necessary to complete the requirements of the grant,

RESOLVED, further, That the Finance Director is authorized to make the following budget adjustment on his books for the NYSDOH funding:

REVENUE:	4047.44401	Federal Aid	$31,512
APPROPRIATION:	4047.52206	Computer Equipment	$ 2,500
	.52220	Departmental Equipment	$ 3,600
	.52222	Communications Equipment	$ 2,900
	.54333	Education and Promotion	$ 8,762
	.54400	Program Expense	$ 4,000
	.54412	Travel/Training	$ 6,750
	.54442	Professional Services	$ 3,000

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-15 Authorization to Accept American Recovery and Reinvestment Act of 2009 (ARRA) Funds and Budget Adjustment – Health Department

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2453
Department: Mental Health Department
Category: Fiscal (Budget)
Functional Category:

ADOPTED

Resolution No. 2011-16

Award of Contract for Electronic Medical Records Project - Mental Health Department

WHEREAS, Tompkins County Mental Health is required by New York State Office of the Medicaid Inspector General (OMIG) and the Federal Office of the Inspector General (OIG) to comply with certain documentation and billing standards related to the provision of service to the residents of Tompkins County, and

WHEREAS, the Mental Health Department provides over 30,000 units of mental health services per year and seeks to enhance their provision and quality of service to the residents of Tompkins County through an electronic system that is capable of daily maintenance of medical documentation such as, treatment plans, progress notes, medication management, and emergency services, and

WHEREAS, in collaboration with the County Information Technology Services, the Mental Health Department conducted a department-wide inclusive process to review and identify departmental need and to choose the vendor who could best provide the technical and practical components germane to mental health documentation and services; the department solicited bids from ten (10) appropriate electronic medical record companies then narrowed the field of choices to four (4) final choices and made the final selection to work with Information Management Associates (IMA), of 1595 Lincoln Highway, Edison, New Jersey, based upon cost of the project, staff training and ongoing support and services, and

WHEREAS, the Local Government Records Management Improvement Fund (LGRMIF) grants program provides funds to help local governments establish records management programs or develop new program components, and

WHEREAS, the department applied for and was granted a New York State Archives Grant through the LGRMIF in the amount of $46,278 to assist in the funding for implementation of a new electronic medical records system and received authorization from the Tompkins County Legislature via Resolution No. 200 of 2009 to accept this grant, and

WHEREAS, the department has received the first two payments from the grant in the amount of $18,511 and $23,139 and was then required to provide written documentation upon determination of the vendor to the New York State Archives program and to spend these grant funds via payment to the selected vendor, by the end of 2010, and

WHEREAS, a final payment of $4,628 has been approved upon receipt of above-noted documentation and expenditure, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee and the Budget, Capital, and Personnel Committees, That the Tompkins County Legislature hereby authorizes the County Administrator, or his designee, to award this Electronic Medical Record project contract to the selected vendor, IMA, on behalf of the Mental Health Department.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-16 Award of Contract for Electronic Medical Records Project - Mental Health Department

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 16, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2441
Department: Planning Development & Env. Quality Committee
Category: Advisory Boards and Committees
Functional Category:

ADOPTED

Resolution No. 2011-17

Appointments to Industrial Development Agency

WHEREAS, Section 856 of the General Municipal Law authorized that the Tompkins County Legislature designate the members of the Tompkins County Industrial Development Agency (TCIDA) by resolution, and

WHEREAS, members of the TCIDA who are also members of the Tompkins County Legislature shall be appointed annually by the Chair of the County Legislature subject to the approval of the Legislature, and

WHEREAS, non-legislator board members shall be appointed for a term of two years by the same process, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following members be appointed to the Industrial Development Agency to serve at the pleasure of the Legislature, effective immediately:

Nathan Shinagawa - Member, Tompkins County Legislature (City representative)
Will Burbank - Member, Tompkins County Legislature (Rural representative)
Jim Dennis - Member, Tompkins County Legislature (Rural representative)
Martha Robertson - Member, Tompkins County Legislature (Rural representative)

RESOLVED, further, That the following members be appointed for two-year terms:

Jeff Furman - At-large member
Dan Cogan - At-large member
Larry Baum - Tompkins County Area Development Board of Directors representative

RESOLVED, further, That Martha Robertson serve as the Chair of the Industrial Development Agency,

RESOLVED, further, That the Clerk of the Legislature is authorized and directed to file with the Secretary of State a Certificate of Appointment.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-17 Appointments to Industrial Development Agency

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 16, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2410
Department: Finance Department
Category: Fiscal (Budget)
Functional Category: Public Safety, Transfers and Adjustments

ADOPTED

Resolution No. 2011-18

Budget Adjustment - Sheriff

WHEREAS, funds were set-aside in the 2011 budget to provide for required salary adjustments resulting from the Arbitration Award covering the period March 1, 2006, through February 28, 2008, and

WHEREAS, the 2011 adopted budget did not incorporate Arbitration Award salary adjustments in the Sheriffs Department 2011 salary lines, now therefore be it

RESOLVED, on recommendation of the Public Safety, and the Budget, Capital, and Personnel Committees, That the Director of Finance make the following budget adjustments:

From	Amount	To		Amount
9101.58800 Fringes	$ 17,720	3110.51000419	Deputy Sheriff	$ 3,559
		3110.51000412	SGT- Deputy Sheriff	$ 4,306
		3110.512000	Overtime	$ 545
		3110.516000	Longevity	$ 450
		3110.58800	Fringe	$ 8,860
				$ 17,720

From	Amount	To		Amount
9101.58800 Fringes	$ 360,650	3113.51000412	SGT- Deputy Sheriff	$ 25,836
		3113.51000413	CRIM- Investigator	$ 17,224
		3113.51000417	SR- CRIM Investigator	$ 4,827
		3113.51000419	Deputy Sheriff	$ 88,975
		3113.512000	Overtime	$ 42,858
		3113.516000	Longevity	$ 605
		3113.58800	Fringe	$ 180,325
				$ 360,650

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-18 Budget Adjustment - Sheriff

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on February 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on February 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2476
Department: County Administration
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category:

ADOPTED

Resolution No. 2011-19

Endorsement of Legislative Bills S.3174 and A.4697 Authorizing a $0.25 Per $100 Mortgage Recording Tax on Obligations Secured by a Mortgage on Real Property

WHEREAS, Resolution No. 185 of 2009 requested the New York State Legislature to introduce legislation authorizing the County to impose a $0.25 per $100 Mortgage Recording Tax on obligations secured by a mortgage on real property, and

WHEREAS, the County has subsequently reiterated its desire for such home rule authority in discussions and formal correspondence with members of the New York State Legislature, and

WHEREAS, in 2011, S.3174 and A.4697 "An Act to amend the tax law, in relation to authorizing the county of Tompkins to impose a county recording tax obligation secured by a mortgage on real property; and providing for the repeal of such provisions upon expiration thereof," were introduced in the New York State Legislature, and

WHEREAS, the proposed State legislation provides that the authorization to impose the tax shall expire on December 1, 2014, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the Tompkins County Legislature endorses and requests State approval of legislation known as S.3174 and A.4697 authorizing the County to adopt a local law imposing a twenty-five cent per each $100 mortgage recording tax on obligations secured by a mortgage on real property.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [11 TO 3]**
MOVER:	James Dennis, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Mackesey, McKenna, Pryor, Robertson, Robison, Stein
NAYS:	Michael Lane, Leslyn McBean-Clairborne, Frank Proto
EXCUSED:	Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2394
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-20

Approval of Contract Between the County and the Chamber of Commerce/Convention and Visitors Bureau for Tourism Services

WHEREAS, the Legislature has contracted with the Tompkins County Chamber of Commerce (the "Chamber") since 1987 to market Tompkins County as a tourism destination as part of the County's tourism promotion program, and

WHEREAS, the Chamber, through its Convention and Visitors Bureau, has built countless highly successful marketing campaigns that motivate thousands of visitors to stay here overnight and infuse new income into the local economy, and

WHEREAS, the Chamber, through its Convention and Visitors Bureau, has created a vibrant network of tourism partnerships within the communities that work collectively toward a common goal of attracting overnight visitors while enhancing the quality of life for residents, and

WHEREAS, that current contract will expire on December 31, 2011, and

WHEREAS, under the terms of the current contract, the Chamber and County agreed to negotiate a successor agreement by the end of 2010, and

WHEREAS, funding for this contract shall be made entirely from the Room Tax account and in accordance with appropriations made by the Tompkins County Legislature, now therefore be it

RESOLVED, on recommendation of the Planning, Development and Environmental Quality Committee, That the contract between the Chamber and the County for the period January 1, 2011, through December 31, 2015, is hereby approved,

RESOLVED, further, That the County Administrator or his designee is authorized to execute all contracts and documents necessary pertaining to this agreement.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Stein
EXCUSED:	Nathan Shinagawa

Resolution No. 2011-20 Approval of Contract Between the County and the Chamber of Commerce/Convention and Visitors Bureau for Tourism Services

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 4, 2011.

Catherine Cortt, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2473
Department: District Attorney
Category: Personnel (Positions, Salaries, Benefits)
Functional Category: Create/Abolish/Increase/Decrease Position, Public Safety

ADOPTED

Resolution No. 2011-21

Creation of Confidential Investigator Position - District Attorney's Office

WHEREAS, the District Attorney has recognized the need for a Confidential Investigator because the investigations carried out by the District Attorney's Office have increased in both number and type, and

WHEREAS, the Confidential Investigator will serve as a liaison between the District Attorney's Office and law enforcement agencies on criminal investigations and will also conduct investigations in matters that are initiated by the District Attorney's Office, and

WHEREAS, the creation of a Confidential Investigator position will greatly enhance the District Attorney's Office's ability to prosecute crime and secure convictions, and

WHEREAS, subsequent to the adoption of the 2011 budget, the District Attorney identified additional resources for 2011 that include District Attorney seizure monies, State Illegal Knife Profits settlement, and Crimes Against Revenue Project grant, and

WHEREAS, in order to encourage applications from experienced law enforcement personnel, the County intends to request home rule legislation allowing the successful applicant to continue to benefit as a member of any more favorable retirement plan afforded Deputy Sheriffs and members of other police forces, now therefore be it

RESOLVED, on recommendation of the Public Safety, and the Budget, Capital, and Personnel Committees, That one position of Confidential Investigator, Labor Grade P (86) at 40 hours per week, be created in the District Attorney's Office effective March 1, 2011,

RESOLVED, further, That the Director of Finance is authorized to make the following adjustments in the budget of the District Attorney:

REVENUE:	Account No.	1165.42625	Forfeiture/State RSTD	$20,271
		1165.42681	Legal Settlements	$14,438
		1165.42705	Gifts and Donations	$46,700
	TOTAL			$81,409
APPROPRIATION:	Account No.	1165.51000203	Confidential Investigator	$53,771
		1165.58800	Fringes	$27,638
	TOTAL			$81,409

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

Resolution No. 2011-21 Creation of Confidential Investigator Position - District Attorney's Office

RESULT:	**ADOPTED [11 TO 3]**
MOVER:	Peter Stein, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Mackesey, McKenna, Proto, Pryor, Robertson, Stein
NAYS:	Michael Lane, Leslyn McBean-Clairborne, Brian Robison
EXCUSED:	Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 3, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2464
Department: County Administration
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-22

Revised Procedures for the Recording and Maintaining of Minutes of Meetings of the Tompkins County Legislature, Legislative Standing Committees, And Special Committees of the Legislature

WHEREAS, the Government Operations Committee was charged with review and update of the current policy on Minutes of Meetings of the Legislature and Its Committees (Policy 01-00), and subsequently, a subcommittee was formed to review and make recommendations to the Government Operations Committee, and

WHEREAS, the subcommittee's work included input from various stakeholders resulting in the following recommended revisions to the existing policy:

- Reformatting text according to the current policy/procedure template
- Updating all outdated references, such as the "Board of Representatives" to "Legislature"
- Updating all references and information related to applicable laws, policies, and rules, including:
    1. Public Officers Law, Section 106-Minutes;
    2. Administrative Policy 01-25: Compliance with the Open Meetings Law;
    3. Rules of the Tompkins County Legislature;
    4. Robert's Rule of Order (10th Edition).
- Revising the procedures, as appropriate, based on the findings of the 2004 Meeting Record-Keeping (MRK) Task Force
- Revising the procedures, as appropriate, as suggested by memo from the Chair of the Legislature, dated June 25, 2010
- Revising the procedures, as appropriate, as suggested in a statement from Legislator Kathy Luz Herrera, dated June 14, 2010, and

WHEREAS, a proposed policy update of Policy 01-00 has been prepared and will proceed through the normal process for approval (as outlined in Policy 01-04: Modifying the Administrative Manual: The Policies and Procedures of Tompkins County Government), and

WHEREAS, until the proposed policy update of Policy 01-00 is fully vetted and approved by the Legislature there remains an immediate need for guidelines for the recording of minutes of the Legislature, Legislative Standing Committees, and Special Committees of the Legislature, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That henceforth official meeting minutes of the Legislature, Legislative Standing Committees, and Special Committees of the Legislature shall include only resolutions, motions proposed, and the actions taken,

RESOLVED, further, That the procedure for recording and maintaining meeting minutes of the Legislature, Legislative Standing Committees, and Special Committees of the Legislature shall include the following:

1. Staff designated to provide meeting minute support will take notes as they have done in the past; and
2. Of these notes, only action items will be presented for approval and, once approved, shall become the official record; and
3. Staff designated to provide meeting minute support shall keep notes of the meeting on file for

Resolution No. 2011-22 Revised Procedures for the Recording and Maintaining of Minutes of Meetings of the Tompkins County Legislature, Legislative Standing Committees, And Special Committees of the Legislature

future reference by Legislators, County staff, and the public; and

4. Legislators may submit comments related to meeting agenda items. These comments will be kept on file with the meeting notes for future reference.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [10 TO 4]**
MOVER:	Michael Lane, Member
SECONDER:	Pat Pryor, Member
AYES:	Dennis, Luz Herrera, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Stein
NAYS:	Will Burbank, Carol Chock, Dooley Kiefer, Frank Proto
EXCUSED:	Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2487
Department: Tompkins County Legislature
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category: Legislation/Regulations, New York State

ADOPTED

Resolution No. 2011-23

Supporting the Extension of the Tax Surcharge on Wealthy New Yorkers to Improve Equity in Taxation and Help Close the State's Projected Budget Gap

WHEREAS, on February 1, 2011, Governor Andrew Cuomo unveiled a proposed 2011-2012 state budget that closes a $10 billion budget deficit through deep cuts to state and county programs including a $2.85 billion cut to Medicaid, at least $1.5 billion in cuts to education, and the possible laying off of 9,800 state workers, and

WHEREAS, the proposed 2011-2012 state budget disproportionately targets spending reductions on programs that serve the most vulnerable populations. This includes, but is not limited to, youth, children with developmental disabilities, the elderly, the poor, and those living with disabilities, and

WHEREAS, these proposed cuts will have widespread effects on the people of Tompkins County and the entire state, and

WHEREAS, according to a February 2011 resolution by the membership of NYSAC (New York State Association of Counties), "the gradual, but steady, pullback in State funding support for a variety of human services programs including child welfare, adoption subsidies, food stamp administration, Family Assistance, Safety Net, and youth detention and treatment creates an environment in which the State is directly moving away from its constitutional requirement to care for the needy," and

WHEREAS, in 2009, New York State approved a temporary income tax surcharge that increased the tax rate on those earning between $300,000 and $500,000 from 6.85 to 7.85 percent, and those earning over $500,000 to 8.97 percent, and

WHEREAS, overall, the wealthiest households pay a much smaller share of their income in state and local taxes than do all other New Yorkers, even with the temporary income tax increase, and

WHEREAS, the top personal income tax rate was 15.375% in the early 1970's, and investment income used to be taxed at a higher rate than earned income, and

WHEREAS, Governor Cuomo's proposed budget does not include revenue generation by extending this temporary tax surcharge on the wealthy, and

WHEREAS, Governor Cuomo's refusal to extend the income tax surcharge on the wealthy will cost the state $4 billion in lost revenue in the 2012 fiscal year according to state budget projections, and

WHEREAS, on February 21, 2011, Governor Cuomo stated, "I don't believe in increasing taxes, I believe it's counterproductive for the state. I believe more people will leave the state and you'll have less revenue.", and

WHEREAS, extending a current level of taxation is not the same as increasing taxes, and in any case the extension does not bring the upper tax rate even close to the historic rate of 15.375%, and

WHEREAS, it is difficult to find data to support the statement that moderate tax rate increases at the top levels induce outmigration. In fact, after New York passed a temporary surcharge on higher-income taxpayers in 2003, the number of high-income returns grew by 30% while the surcharge was in

Resolution No. 2011-23 Supporting the Extension of the Tax Surcharge on Wealthy New Yorkers to Improve Equity in Taxation and Help Close the State's Projected Budget Gap

effect. Evidence from New Jersey shows that since 2004, when that state raised the tax rate on half-millionaires by 2.6%, the number of people earning at least $500,000 has grown by 70% and people have not left the state as a result, and

WHEREAS, increasing taxes on those making a million dollars or more is favored by two thirds of New York voters according to a NYT/Marist poll released February 1, 2011, and

WHEREAS the Tompkins County Legislature believes that all New Yorkers should share in sacrifice in these difficult fiscal times, especially those most financially able to do so, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the Tompkins County Legislature calls on the New York State Senate and Assembly to extend temporarily the tax surcharge on the wealthy to provide additional revenues to the state and mitigate the substantial negative effect of the proposed cuts on the most vulnerable New York residents,

RESOLVED, further, That copies of this resolution be sent to Governor Andrew Cuomo, Senate Leader Dean Skelos, Senate Minority Leader John Sampson, Senator Jeffrey Klein, Senator James Seward, Senator Tom O'Mara, Senator Mike Nozzolio, Assembly Speaker Sheldon Silver, Assembly Majority Leader Ron Canestrari, Assembly Minority Leader Brian Kolb, Assemblywoman Barbara Lifton, NYSAC President William Ryan, and NYSAC Executive Director Steven Acquario.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Stein
EXCUSED:	Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2475
Department: Legislature Office
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-24

Authorizing the County Administrator to Enter into a Lease for Property Located on Elmira Road in Ithaca

WHEREAS, Will-Ridge Associates, LLC (a company associated with Benderson Development Corporation) has constructed a retail commercial development on Elmira Road in the City of Ithaca including a road providing access to the development and a sign for advertising purposes, on an irregularly shaped .25 acre parcel which parcel is owned by Tompkins County and located in a heavily developed urban corridor, and

WHEREAS, the County and Will-Ridge executed a lease Agreement commencing December 28, 2005, with subsequent lease modifications in 2006, 2007, 2008, 2009, and 2010, each of which extended the lease for a period of one year for $2,000 per year, and

WHEREAS, the County desires fair compensation for the use of its property, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the County Administrator is authorized to enter into an agreement to extend the lease for up to five years with an annual rental of $2,500 per year.

SEQR ACTION: TYPE II-26

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Stein
EXCUSED:	Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2445
Department: Legislature Office
Category: Advisory Boards and Committees
Functional Category: Council of Governments

ADOPTED

Resolution No. 2011-25

Approval of Appointment to the Tompkins County Council of Governments (TCCOG)

WHEREAS, the Tompkins County Council of Governments is an association of local governments organized to provide a forum of discussion, study, and negotiation leading to agreements for more efficient, improved, and/or less costly delivery of government services, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That Martha Robertson be appointed as the voting member and Carol Chock as the alternate member to the Tompkins County Council of Governments (TCCOG),

RESOLVED, further, That Carol Chock be appointed as the County's representative to the TCCOG Gas Drilling Task Force.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Stein
EXCUSED:	Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2458 B
Department: County Administration
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-26

Approval of Designations of Successors

WHEREAS, Section 31.07 of the County Charter specifies that the County Administrator and specified department heads shall designate in writing, and in order of succession, the deputies (or in the absence of officially designated deputies, the employees of the department) who shall possess the powers and perform the duties of the principal in the event of the latter's absence from the County or inability to perform or exercise the powers of the office, and

WHEREAS, the Charter further requires those designations, except department heads elected on a countywide basis, to be approved by the Tompkins County Legislature annually, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the following designations of successors are hereby approved,

RESOLVED, further, That this list is complete and supercedes all previous designations:

County Administrator:	Administration: Deputy County Administrator County Attorney Director of Finance Public Works by Division: Airport: Airport Manager Assistant Airport Manager Operations Supervisor and ARFF Chief Airport Terminal Services Coordinator Facilities: Director of Facilities Assistant Director of Facilities Highway: Highway Manager Associate Civil Engineer Senior Highway Crew Supervisor Solid Waste: Solid Waste Manager Assistant Solid Waste Manager Recycling Manager
County Attorney:	Deputy County Attorney
Commissioner of Social Services:	Director of Children Services Director of Administrative Services Staff Development and Quality Coordinator
Director of Emergency Response:	Communication Systems Manager Assistant Fire and Emergency Management Director Communication Center Manager
Public Health Director:	Public Health Administrator Director of Patient Services

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2458 B
Department: County Administration
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-26

Approval of Designations of Successors

WHEREAS, Section 31.07 of the County Charter specifies that the County Administrator and specified department heads shall designate in writing, and in order of succession, the deputies (or in the absence of officially designated deputies, the employees of the department) who shall possess the powers and perform the duties of the principal in the event of the latter's absence from the County or inability to perform or exercise the powers of the office, and

WHEREAS, the Charter further requires those designations, except department heads elected on a countywide basis, to be approved by the Tompkins County Legislature annually, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the following designations of successors are hereby approved,

RESOLVED, further, That this list is complete and supercedes all previous designations:

County Administrator:	Administration: Deputy County Administrator County Attorney Director of Finance Public Works by Division: Airport: Airport Manager Assistant Airport Manager Operations Supervisor and ARFF Chief Airport Terminal Services Coordinator Facilities: Director of Facilities Assistant Director of Facilities Highway: Highway Manager Associate Civil Engineer Senior Highway Crew Supervisor Solid Waste: Solid Waste Manager Assistant Solid Waste Manager Recycling Manager
County Attorney:	Deputy County Attorney
Commissioner of Social Services:	Director of Children Services Director of Administrative Services Staff Development and Quality Coordinator
Director of Emergency Response:	Communication Systems Manager Assistant Fire and Emergency Management Director Communication Center Manager
Public Health Director:	Public Health Administrator Director of Patient Services

Resolution No. 2011-26 Approval of Designations of Successors

Medical Examiner:	Deputy Medical Examiner, William Klepack, M.D. Deputy Medical Examiner, David Newman, M.D.
Mental Health Commissioner:	Deputy Commissioner Mental Health Clinical: Medical Director Clinic Supervisor-Clinic Assessment and Continuing Day Treatment Clinic Supervisor-Outpatient Services Administration: Fiscal Coordinator Administrative Services Coordinator
Director of Finance:	Budget and Finance Manager Director of Accounting Services
Commissioner of Personnel:	Deputy Commissioner of Personnel
Commissioner of Planning and Community Sustainability:	Deputy Commissioner of Planning Principal Planner

Elected Officials: For Information Only
Sheriff: Under Sheriff
District Attorney: Assistant District Attorney
County Clerk: Deputy County Clerk

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [13 TO 1]**
MOVER:	Michael Lane, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Stein
NAYS:	Leslyn McBean-Clairborne
EXCUSED:	Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

ADOPTED

Resolution No. 2011-27

Budget Adjustments - Various Departments

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Health and Human Services, and the Facilities and Infrastructure Committees, That the Director of Finance be directed to make the following budget adjustments on his books:

Office for the Aging

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6773.44772	Federal Revenue	$6,664	6773.54400	Program Expense

Explanation: Reappropriate money to be used in 2011 in the Community Living program.

Social Services

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6010.44609	Federal: TANF	$15,600	6010.51000049	Salary - 20.5 FTE Project Assistants
6010.44609	Federal: TANF	$1,560	6010.52230	10% Fringe

Explanation: The Department of Social Services has been awarded a 100% TANF-funded Transitional Jobs Program 2 grant to provide Temporary Assistance clients with subsidized employment experience, education, and training in jobs in the public sector.

Airport

Revenue Acct	Title	Amt	Approp Acct	Title(s)
889	Airport R&R Reserve	$40,000	5610.52220	Departmental Equipment

Explanation: Replacement of a multi-purpose mower/plow/broom that unexpectedly broke and it is an essential piece of equipment that is required to keep the airport operational. This purchase had been planned for next year's budget.

* * * * * * * * * * *

Resolution No. 2011-27 Budget Adjustments - Various Departments

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2513
Department: Mental Health Department
Category: Fiscal (Budget)
Functional Category:

ADOPTED

Resolution No. 2011-28

Authorization to Accept Funds and Budget Adjustment- Mental Health

WHEREAS, the New York State Office of Mental Health (OMH) has structured a new financing tool for its Supportive Housing and Community Residence-Single-Room Occupancy (CR-SRO) programs that utilize the 4% Low Income Housing Tax Credits (LIHTC), and

WHEREAS, the OMH 4% tax credit program was designed to provide incentives for not-for-profit agencies (developers) and OMH/New York State. The guideline for the acceptance of this funding is that the agency should retain the services of a certified public accountant, and

WHEREAS, the April issuance of the OMH State aid letter will include an additional $15,000 for the Lakeview Mental Health Services CR-SRO in Tompkins County, and

WHEREAS, this allocation funds a "tax credit audit fee allowance" associated with the new tax-credit-supported mental health housing projects, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Mental Health Department is authorized to accept said funds,

RESOLVED, further, That the Director of Finance is hereby authorized and directed to make the following budget adjustment:

REVENUE:	4332.43485	State Aid	$15,000
APPROPRIATION:	4332.54400	Program Expense	$15,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2507
Department: Office for the Aging
Category: Personnel (Positions, Salaries, Benefits)
Functional Category: Create/Abolish/Increase/Decrease Position, Office for the Aging

ADOPTED

Resolution No. 2011-29

Creation of Project Assistant Position in the Tompkins County Office for the Aging

WHEREAS, the Tompkins County Personnel Department is decentralizing the Project Assistant Program in order to create greater efficiencies in time card processing, and

WHEREAS, County Office for the Aging (COFA) supports the County's efforts to create greater efficiencies, as well as the diversity initiatives of which the Project Assistant program is a part, and

WHEREAS, COFA in the future may be awarded grants from various entities that could be used to fund such temporary special projects, and

WHEREAS, a particular grant may require the services of an individual for a special project beyond the regular ongoing staff of COFA, and

WHEREAS, COFA desires the flexibility of filling such a position if such grant funding becomes available, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital, and Personnel Committees, That COFA is hereby authorized to create one full-time 40-hour position of Project Assistant, Job Code 049, Labor Grade 76, contingent upon available grant funding,

RESOLVED, further, That the fringe rate be set at 10% which would cover FICA, Medicare, unemployment, and workers' compensation,

RESOLVED, further, That the rate of compensation would be between $12.00 and $17.00 an hour.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-29 Creation of Project Assistant Position in the Tompkins County Office for the Aging

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2500
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-30

Award of Bid – Exterior Landscaping – Ithaca Tompkins Regional Airport

WHEREAS, the Finance Department advertised and received two bids for a five-year contract to maintain the exterior landscaping of the airport terminal building, and

WHEREAS, the lowest responsible bid was received from Green Scene Lawn & Garden, LLC, of Ithaca, New York, and

WHEREAS, the total cost for the 5-year contract, beginning April 1, 2011, will be $147,000, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the bid be awarded to Green Scene Lawn & Garden, LLC, Ithaca New York,

RESOLVED, further, That the County Administrator be and hereby is authorized to execute said contract with Green Scene Lawn & Garden, LLC.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2495
Department: Solid Waste Division
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-31

Award of Bid - Operation of Household Waste Management Facility - Solid Waste Management

WHEREAS, the Department of Finance - Division of Purchasing has duly advertised for a multi-year Request for Proposal (RFP) for operation of the Tompkins County Household Hazardous Waste Management Facility for the Tompkins County Solid Waste Management Division, and

WHEREAS, one (1) proposal for the facility operations services was received and publicly opened on February 18, 2011, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the bid for the Hazardous Waste Facility Operations for Tompkins County, be awarded to Clean Harbors Environmental Services, Inc., 14 Corporate Circle, East Syracuse, New York, for a two-year term, with two two-year renewals,

RESOLVED, further, That the funds are available in the Solid Waste Management Division's budget, Account No. 8169.54442,

RESOLVED, further, That the County Contract Administrator be authorized to execute this contract.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2484
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-32

Acceptance of Snowmobile Trail Grant

WHEREAS, the County Planning Department has agreed to be the pass through agency for funds awarded by the New York State Office of Parks, Recreation & Historic Preservation (OPRHP) for the purpose of funding trail maintenance by local snowmobile clubs, and

WHEREAS, the funds will be used by local snowmobile clubs to maintain 113 miles of existing trails in Tompkins County, and

WHEREAS, grant funds have been awarded in the amount of $35,335, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County hereby accepts funds in the amount of $35,335 from the New York State OPRHP,

RESOLVED, further, That the following adjustment be made to the 2011 budget:

Revenue:	A8027.43959	State Aid	$35,335
Appropriation:	A8027.54400	Program Expenses	$35,335

RESOLVED, further, That the County Administrator or his designee be authorized to execute any contracts related to this project.

SEQR ACTION: TYPE II-1

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2482 A
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-33

2011 Tourism Capital Grant Awards

WHEREAS, the Tompkins County Tourism Program includes Tourism Capital grants and Tompkins County Area Development (TCAD) administers the Tourism Capital Grants process, which includes designing the application process, reviewing and analyzing the feasibility and economic impact of tourism projects, and providing oversight for tourism projects, and

WHEREAS, funding exists within the Room Tax Occupancy budget for Tourism Capital Grants, and

WHEREAS, TCAD reviewed the following projects with the Strategic Tourism Planning Board (STPB), and the STPB anticipates that the following projects will encourage the development of tourism products and attractions in order to improve community assets, to increase the tourism business in the County, and to increase the income from the Room Occupancy tax, and the following grant awards have been reviewed and recommended by the STPB, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County Administrator or his designee is authorized to sign all documents related to these projects:

Applicant	Recommended
Cayuga Nature Center Capital Improvements for Enhanced Programming	$13,000 - 2011 $25,000 - 2012 $25,000 - 2013 $25,000 - 2014 $12,000 - 2015
Sciencenter Application 1 Marcellus Shale Exhibition	$25,000 - 2011 $25,000 - 2012
Social Ventures/Tem Skate Park Ithaca Skate Park Renovation	$27,000 - 2011 $33,000 - 2012

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-33 2011 Tourism Capital Grant Awards

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2481
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-34

Authorizing 2011 Federal Transit Administration Section 5307 Grant Application for Regional Transportation Study

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation projects pursuant to Section 5307 of Chapter 53, Title 49, of the United States Code, and

WHEREAS, the County of Tompkins is the Designated Recipient by the Governor of New York State for the Federal Transit Administration (FTA) Section 5307 Urban Formula program, and is responsible to apply for Federal grant funds from FTA, and

WHEREAS, Carl Haynes, President of Tompkins Cortland Community College, organized a working group of Tompkins County departments, Ithaca-Tompkins County Transportation Council (ITCTC), Cornell University, TCAT, neighboring counties, SUNY Cortland, New York State Department of Transportation, and other transportation operators to address regional transportation problems, especially those faced by rural households commuting to work, education, and other regional services, and

WHEREAS, the ITCTC agreed to set aside funds for a Regional Transportation Study and has requested the County apply for a FTA grant to access these funds, and

WHEREAS, the objectives of the study are:

1. To propose how to integrate cost-effective, appropriate-scale transportation options that facilitate movement of people in the multicounty area surrounding Tompkins County - Tioga, Schuyler, Seneca, Cayuga, Cortland, Broome, and Chemung Counties, including 15,000 daily commuters to Tompkins County and 4,500 daily commuters from Tompkins County.
2. To provide transportation options for people to mitigate rising gasoline costs.
3. To coordinate mobility options for regional travel to human services, access to regional medical centers and education institutions, and for other travel, and

WHEREAS, the budget for the Regional Transportation Study is as follows:

	Federal	*NYSDOT*	*Local*	*TOTAL*
TOTAL	$ 200,000	$ 25,000	$25,000	$ 250,000

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature authorizes the County Contracts Coordinator to execute and file an application on behalf of the ITCTC with the Federal Transit Administration for the 2011 Section 5307 Grant up to $250,000 for the Regional Transportation Study,

RESOLVED, further, That the County Contracts Coordinator is authorized to sign:

1. Any and all agreements between Tompkins County and the Federal Transit Administration for the Project.
2. Any and all agreements between Tompkins County and the State of New York for the Project.
3. Any and all agreements between Tompkins County and ITCTC, and any third-party subcontractors necessary to complete the project, if applicable.

Resolution No. 2011-34 Authorizing 2011 Federal Transit Administration Section 5307 Grant Application for Regional Transportation Study

SEQR ACTION: TYPE 11-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2447
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-35

Approval of Contract for Arts and Cultural Organization Development - Community Arts Partnership

WHEREAS, the Community Arts Partnership (CAP) recognizes that the local arts and cultural community is a valuable and unique asset, and that a need exists to harness the power of the arts to develop tourism growth, and if strategically managed, that would stabilize and develop these assets to better serve tourists through well-planned marketing efforts, and

WHEREAS, CAP was appointed to create a comprehensive arts marketing plan and develop and implement a plan for financial and operational development and capacity building of arts and cultural entities, and

WHEREAS, the arts and cultural community could better position itself in the marketplace to attract more visitors to and enhance visitors' stay in Tompkins County, thus generating more dollars into the local economy, and

WHEREAS, funding exists within the Room Occupancy Tax (Tourism Program) budget for the Arts and Cultural Organization Development Program, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, with the advice of the Strategic Tourism Planning Board, That the following Arts and Cultural Organization Stabilization Grants be awarded in 2011:

	2004	**2005**	**2006**	**2007**	**2008**	**2009**	**2010**	**2011**
Hangar Theatre	30,000	30,000	30,000	32,500	37,500	24,000	22,600	**23,052**
Cayuga Chamber Orchestra	20,000	25,000	20,000	22,000	23,275	18,700	21,373	**21,800**
Kitchen Theatre	25,000	25,000	35,000	39,680	34,000	22,400	21,264	**21,689**
Cayuga Nature Center						28,000	25,000	**25,000**
The History Center	20,000	30,000	23,000	30,000	30,000	23,200	21,458	**21,887**
PRI/Museum of the Earth			20,000	25,000	30,000	18,000	15,000	**15,300**
State Theatre	30,000	30,000	30,000	30,000	37,000	16,000	17,000	**22,850**
Light in Winter					22,000	Moved to diff. grant		0
Sciencenter						10,000	16,000	**16,320**
GRANTS TOTAL	$125,000	$140,000	$158,000	$179,180	213,775	160,300	$142,695	**167,898**

RESOLVED, further, That CAP is paid an amount up to $22,100 (10 percent of program) for administrative evaluation and oversight services,

Resolution No. 2011-35 Approval of Contract for Arts and Cultural Organization Development - Community Arts Partnership

RESOLVED, further, That the County Administrator or his designee is authorized to sign any agreements with the recipients and CAP pertaining to this program.
SEQR TYPE: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2523
Department: County Administration
Category: Personnel (Positions, Salaries, Benefits)
Functional Category: Health Related, Personnel

ADOPTED

Resolution No. 2011-36

Authorizing Reimbursement of Moving Expenses for New Public Health Director

WHEREAS, County policy 03-07, last amended in 1993, allows the reimbursement of moving expenses to new employees in Labor Grades P (formerly 16) and above who relocate to Tompkins County, and

WHEREAS, the policy establishes a maximum rate of reimbursement at the lesser of $1,500 or the actual cost of moving expenses incurred after obtaining three quotes, and

WHEREAS, the policy allows the reimbursement to be increased based on special circumstances and upon approval by the County Legislature, and

WHEREAS, the County has undertaken a national search for a new Public Health Director (Labor Grade T) that has resulted in a recommendation of a candidate by a search committee established by the County Administrator, and

WHEREAS, the recommended candidate for the County Public Health Director position currently resides in a distant state and is expected to incur actual moving expenses in excess of $1,500, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the County Legislature authorizes a moving expense reimbursement for the recommended candidate for the Public Health Director equal to the lesser of actual moving expenses or $5,000, with the cost of the moving expenses funded by the County Department of Health,

RESOLVED, further, That the Director of Finance make the following budget adjustments:

From:	4010.51000250	Public Health Director	$5,000
To:	4010.54400	Program Expense	$5,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-36 Authorizing Reimbursement of Moving Expenses for New Public Health Director

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2520
Department: Youth Services Department
Category: Legislation/Funding - State and Federal
Functional Category:

ADOPTED

Resolution No. 2011-37

Requesting New York State to Maintain Funding Streams for Youth Bureau and Further Urging Elimination of Competitive Bid Funding

WHEREAS, Governor Cuomo has submitted his proposed 2011-2012 Executive Budget recommending the development of a Primary Prevention Incentive Program (PPIP), and

WHEREAS, this proposal actually slashes the current allocation of funding for Youth Development and Delinquency Prevention (YDDP), Special Delinquency Prevention Program (SDPP), and Runaway and Homeless Youth Act (RHYA), by 50%, and

WHEREAS, this proposal eliminates these funding streams and offers the distribution of funds on a competitive basis to counties, resulting in the elimination of funding to many rural counties, thereby promoting inequities in prevention and positive youth development services across New York State, and

WHEREAS, the proposed competitive bidding process will also result in a loss of local planning and control, and

WHEREAS, the aforementioned proposal will dismantle the current youth bureau system, structure, and funding streams, and will be especially detrimental to all municipal youth bureaus, and

WHEREAS, current youth development and prevention services are provided through a fair and equitable formula-driven allocation through the New York State Office of Children and Family Services, and

WHEREAS, the current funding through youth bureaus structures ensures appropriate local monitoring, evaluation, and accountability, and

WHEREAS, youth development, prevention, and intervention are essential for critical services to children and youth, and

WHEREAS, if adopted, this portion of the Executive Budget would result at a minimum in the loss of over $200,000 of youth services dollars for Tompkins County, and

WHEREAS, if adopted, New York State will be abandoning its long-time national leadership and partnership in youth prevention, intervention, and development services, as articulated in Article 19-A of the Executive Law, and

WHEREAS, the Tompkins County Legislature believes that providing services and programs for children and youth is an investment, not only in delinquency prevention, but also in the development of all our young people, in all ways thus enriching our society and nation as a whole, and

RESOLVED, on recommendation of the Health and Human Services Committee, That the Tompkins County Legislature hereby requests Governor Cuomo and the New York State Legislature to maintain the current youth bureau funding streams, albeit with proportionate reductions, and eliminate the concept of competitive bid funding,

Resolution No. 2011-37 Requesting New York State to Maintain Funding Streams for Youth Bureau and Further Urging Elimination of Competitive Bid Funding

RESOLVED, further, That Governor Cuomo and the New York State Legislature be urged to uphold Article 19-A of the Executive Law and to maintain the current youth bureau system and structure which is in the best interest of the 26,000 children and youth of Tompkins County and of the children and youth of New York State as a whole,

RESOLVED, further, That the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Governor Cuomo, Assembly Speaker Silver, Senate Majority Leader Skelos, Chair Senate Children and Families Committee Senator Savino, Chair Assembly Children and Families Committee Assembly Member Paulin, Senator O'Mara, Senator Nozzolio, Assembly Member Lifton, and the New York State Association of Counties.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2518
Department: Tompkins County Legislature
Category: Legislation/Funding - State and Federal
Functional Category: Human Services Agencies

ADOPTED

Resolution No. 2011-38

Support of Community Action Programs

WHEREAS, Community Action Programs were created when the Economic Opportunity Act of 1964 was signed into law, and

WHEREAS, States administer the Community Services Block Grant to 1,065 Community Action Programs in 99% of United States counties, and

WHEREAS, Community Action Programs have provided services to 20.7 million low-income individuals; including nearly 5 million children, nearly 2.3 million seniors, more than 1.7 million people with disabilities, and more than 3.7 million individuals who lack health insurance, and

WHEREAS, the Community Services Block Grant network reduced or eliminated 34.3 million conditions of poverty, as measured by outcomes such as: gaining employment, building assets, improving child development, and

WHEREAS, Tompkins Community Action, Inc., represents this national network in Tompkins County and has a 45-year history of successfully partnering with low- and limited-income individuals and families to promote self-sufficiency, and

WHEREAS, approximately 17,000 Tompkins County adults and children live on incomes at or below the Federal poverty guidelines, and

WHEREAS, Tompkins Community Action, Inc., has made an essential contribution to individuals and families with very low- to low-incomes in Tompkins County by providing innovative and cost-effective programs, and

WHEREAS, Tompkins County, New York State, and the entire United States must continue to wage war on poverty by providing support and opportunities for all citizens, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Tompkins County Legislature recognizes and fully supports the mission and dedication of the Community Action network, and in particular Tompkins Community Action, Inc., and requests restoration of Community Services Block Grant funding,

RESOLVED, further, That the Clerk of the Legislature is hereby directed to send certified copies of this resolution to President Obama, and the appropriate Federal representatives, Governor Andrew Cuomo, the appropriate State representatives, and New York State Association of Counties.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

Resolution No. 2011-38 Support of Community Action Programs

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2485
Department: Planning Department
Category: Housing
Functional Category:

ADOPTED

Resolution No. 2011-39

Appropriation from General Fund Balance - Allocating Funding for Multi-Family Housing Market Study

WHEREAS, the Downtown Ithaca Alliance is interested in undertaking a market study of the demand for multi-family housing in downtown Ithaca, and

WHEREAS, this study would provide information that would support development of needed housing in Tompkins County, and

WHEREAS, the Tompkins County Comprehensive Plan, Housing Needs Assessment, Housing Strategy and Housing Fund have all been approved by the Legislature and indicate the need for significant additional housing units in Tompkins County, and

WHEREAS, the proposed market study would provide updated information that would encourage developers to fill the unmet need for new multi-family housing, and

WHEREAS, the study for downtown Ithaca is estimated to cost $12,250 and could be expanded to include all of Tompkins County for an additional fee of $5,250, and

WHEREAS, the Downtown Ithaca Alliance is providing the largest share of funding for this study and has requested funding from other community partners, and

WHEREAS, the request is that Tompkins County provide $5,000 to support the study including all of Tompkins County, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality and the Budget, Capital, and Personnel Committees, That $5,000 be allocated to support the market study of multi-housing demand in all of Tompkins County,

RESOLVED, further, That the following adjustment be made to the 2011 budget:

FROM:	Account No. A599	General Fund Balance	$5,000
TO:	Account No. A8020.54400	Program Expense	$5,000

RESOLVED, further, That the County Administrator or his designee be authorized to execute any agreements related to this project.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-39 Appropriation from General Fund Balance - Allocating Funding for Multi-Family Housing Market Study

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 17, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2534
Department: County Administration
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category: Sales Tax

ADOPTED

Resolution No. 2011-40

Endorsing State Legislation S4162 and A6494 - Extending Existing Sales and Use Tax Authority of the County of Tompkins

WHEREAS, the County of Tompkins has had the authority to enact an additional one percent of sales and use taxation since December 1, 1992, and has enacted such taxation, and

WHEREAS, this authority has been exercised since that date and expires November 30, 2011, and

WHEREAS, this Legislature by Resolution No. 205 of 2010 requested the members of the New York State Senate and Assembly who represent Tompkins County to sponsor and support legislation extending this authority beyond November 30, 2011, and they have done so and have introduced S4162/A6494 "AN ACT to amend the tax law, in relation to authorizing the County of Tompkins to continue imposing an additional one percent sales tax" that extends this authority to November 30, 2013, now therefore be it

RESOLVED, That this Legislature endorses and requests State approval of legislation known as S4162 and A6494, and urges its elected representatives in the Senate and the Assembly to support this legislation.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 22, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 23, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2535
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-41

Authorizing Acceptance of a Federal Aviation Administration (FAA) Approval of Grant to Acquire and Refurbish Friction Measuring Equipment (AIP Project No. 3-36-0047-56-11) - Ithaca Tompkins Regional Airport

WHEREAS, the County has received a grant offer from the Federal Aviation Administration (FAA) in the amount of $28,500 to acquire and refurbish friction measuring equipment, and

WHEREAS, said friction measuring equipment is a vital component in determining safe operating conditions for aircraft operations at the Ithaca Tompkins Regional Airport during the winter months, and

WHEREAS, the budgets for this project is as follows:

FAA Share (95.0%)	Account No. HT 5601.44592	$ 28,500.00
NYSDOT Share (2.5%)	Account No. HT 5601.43592	$ 750.00
Local Share (Airport Budget)(2.5%)	Account No. HT 5601.45031	$ 750.00
Total		$ 30,000.00

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the grant offer from the FAA of $28,500 be and hereby is accepted and that the County Administrator is authorized to execute the required documents.

SEQR ACTION: TYPE II-25

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on March 22, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on March 23, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2543
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-42

Award of Contract - Terminal Cafe/Gift Shop/Vending Machines - Ithaca Tompkins Regional Airport

WHEREAS, the café/gift shop/vending machines contract is due to expire on April 30, 2011, and

WHEREAS, a Request for Proposals (RFP) was duly advertised and one (1) proposal was received, and

WHEREAS, the proposal came from the current contract holder, Barbara Sweeney, who is meeting the terms of the current contract in a satisfactory manner, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator be authorized to sign a five-year contract with Barbara Sweeney, d/b/a The Second Landing, commencing on May 1, 2011, and expiring on April 30, 2016.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2545
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-43

Award of Contract - Terminal Parking Lots - Ithaca Tompkins Regional Airport

WHEREAS, the current 5-year parking lot contract is due to expire on April 30, 2011, and

WHEREAS, a Request for Proposals (RFP) was duly advertised and six (6) proposals were received, and after careful consideration of all aspects of the contract, the proposal from Allpro Parking, LLC of Buffalo, New York, is deemed to be in the best interests of the airport and airport users, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator be authorized to negotiate and sign a three-year contract with Allpro Parking, LLC, commencing on May 1, 2011, with options to renew annually for a further two years until April 30, 2016,

RESOLVED, further, That upon completion of negotiation of the agreement a report will be provided to the Facilities and Infrastructure Committee indicating specific terms, conditions, and amount of the contract.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2553
Department: Highway Division
Category: Highways
Functional Category: Roads and Bridges

ADOPTED

Resolution No. 2011-44

Authorization to Execute a Supplemental Agreement with Barton & Loguidice, PC, for Construction Inspection Services – Bridge Painting, Various Locations (PIN 3754.20)

WHEREAS, Resolution No. 27 of 2009 authorized an agreement with the State of New York whereby Federal sources will furnish eighty percent of the funding necessary for the Tompkins County Bridge Painting Project (PIN 3754.20), and

WHEREAS, Resolution No. 88 of 2009 authorized an agreement with Barton & Loguidice, PC, to provide design services for the Tompkins County Bridge Painting Project, and

WHEREAS, County Highway Division staff has recommended Barton & Loguidice, PC, as best qualified to provide Construction Support and Inspection Services and Barton & Loguidice, PC, has been pre-qualified by the regional New York State Department of Transportation to perform such services, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a Supplemental Agreement with Barton & Loguidice, PC, of 290 Elwood Davis Road, Syracuse, New York, for Construction Support and Inspection Services in connection with the referenced project for an amount not to exceed $100,000,

RESOLVED, further, That the Highway Division be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed ten percent of the aforementioned contract amount, funds to be provided from the Highway Bridge Maintenance Account (D5111.54411).

SEQR ACTION: TYPE II-1

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Court, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2557
Department: Solid Waste Division
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-45

Award of Bid - Tompkins County Solid Waste Hauling and Disposal Service

WHEREAS, the Department of Finance - Division of Purchasing has duly advertised for a multi-year bid for Hauling and Disposal Services for the Tompkins County Solid Waste Management Division, and

WHEREAS, bids from three hauling and disposal companies were received and publicly opened March 22, 2011, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the bid for hauling and disposal services for Tompkins County be awarded to We Care Transportation, LLC, for a three (3) year term (May 1, 2011 - April 30, 2014) at a cost of $44.66 per ton of waste including an annual CPI increase of no more than three percent per year,

RESOLVED, further, That the funds are available in the Solid Waste Management Division's budget, Account 8160.54442,

RESOLVED, further, That the County Contract Administrator be authorized to execute this contract.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2542
Department: Facilities Division
Category: Buildings and Facilities
Functional Category: Alternatives-To-Incarceration

ADOPTED

Resolution No. 2011-46

Appropriation from Contingent Fund – Investigate Options to House Day Reporting and Family Treatment Court Programs at the Human Service Building

WHEREAS, Tompkins County currently houses the Community Justice Center in the Old Library, and

WHEREAS, the Day Reporting Program, the Family Treatment Court Program, and the Probation Drug Court Program, are among the County programs currently being delivered at the Community Justice Center in the Old Library, and

WHEREAS, the Tompkins County Legislature by Resolution No. 2010-117 directed staff to investigate alternative locations for the programs housed at the Old Library, and

WHEREAS, the County's Facilities Division has worked with an independent architectural firm and determined that with further design analysis it may be possible after moderate level remodeling to accommodate the Day Reporting and Family Treatment Court programs on the ground floor of the Human Services Building by utilizing space currently occupied by a credit union and the Beverly Livesay Conference Room, and

WHEREAS, the County's Facilities Division has developed a scope of work that would guide that analysis and which scope of work may be able to be accomplished for an amount not to exceed $8,000 within an estimated 60 days, and

WHEREAS, that scope shall include exploration of opportunities that could allow for limited use of the Beverly Livesay Conference Room when not in use by the Day Reporting program, now therefore be it

RESOLVED, on recommendation of the Capital Plan Review and the Budget, Capital, and Personnel Committees, That the Tompkins County Legislature directs staff to further investigate the possibility of relocating the Day Reporting and Family Treatment Court programs to the Human Services Building,

RESOLVED, further, That staff will report back to the Capital Plan Review Committee, which will subsequently make recommendations to the full Legislature on any actions to be taken concerning relocation of these programs from the Old Library,

RESOLVED, further, That the Director of Finance is hereby authorized and directed to make the following budget appropriation:

FROM:	A1990.54400	Contingent Fund	$8,000
TO:	1620.54442	Facilities Professional Services	$8,000

SEQR ACTION: TYPE II-20

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Resolution No. 2011-46 Appropriation from Contingent Fund – Investigate Options to House Day Reporting and Family Treatment Court Programs at the Human Service Building

RESULT:	**ADOPTED [13 TO 2]**
MOVER:	Dooley Kiefer, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Kathy Luz Herrera, Leslyn McBean-Clairborne

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2517
Department: Assessment
Category: Advisory Boards and Committees
Functional Category:

ADOPTED

Resolution No. 2011-47

Appointment of Hearing Panel Members - Temporary Board of Assessment Review

WHEREAS, Real Property Tax Law 523-a permits the County Legislature to appoint up to six Temporary Board of Assessment Review members to serve on Administrative Review Panels, and

WHEREAS, Real Property Tax Law 523-a permits the compensation of Temporary Board of Assessment Review Members, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That six Temporary Board of Assessment Review members, namely Jan deRoos, Joshua Lower, Robert Walpole, Michael Cannon, Susan Lustick, and Judy Malys be appointed to serve on Administrative Review Panels,

RESOLVED, further, That Temporary Board of Assessment Review members be compensated at a maximum annual compensation of $250.00.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2565
Department: Legislature Office
Category: Buildings and Facilities
Functional Category: Agencies (Outside Organizations), Office for the Aging

ADOPTED

Resolution No. 2011-48

Designation of Name for the Building Located at 214-216 West Martin Luther King, Jr., Street/West State Street - Human Services Annex

WHEREAS, Resolution No. 226 of 2010, authorized the purchase of the "Carpet Bazaar" building located at 214-216 West Martin Luther King Jr., Street/West State Street, for the purpose of relocating the Tompkins County Office for the Aging from the lower level of the County Courthouse, thereby providing additional space for the New York State Courts, and

WHEREAS, Tompkins County Policy No. 01-32, Designation Name of County Space/Item, adopted by Resolution No. 81 of 2005, states that "County property shall generally be named in a manner that identifies the ownership and/or the intended use of the property", and

WHEREAS, the naming procedure further states "Building names will be related to the service(s) provided therein, the functions(s) the building serves, and/or the historical nature of the building insofar as possible", and

WHEREAS, the Government Operations Committee considered the proximity of the Tompkins County Human Services Building ("HSB") to the new building, which will be used by the Tompkins County Office for the Aging and other compatible human-service-type activity, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the building located at 214-216 West Martin Luther King, Jr., Street/West State Street, shall be called the "Human Services Annex" ("HSA").

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [13 TO 1]**
MOVER:	Michael Lane, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Frank Proto
AWAY:	James Dennis

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2566
Department: Legislature Office
Category: Advisory Boards and Committees
Functional Category: Redistricting

ADOPTED

Resolution No. 2011-49

Creation of an Independent Redistricting Commission

WHEREAS, pursuant to the Tompkins County Charter and Code, Section C-2.09, upon publication of the results of the Federal decennial census for Tompkins County, the Tompkins County Legislature shall prepare a plan for reapportionment, which shall specify the number and geographical boundaries of the various districts from which members of the Tompkins County Legislature shall be nominated and elected at primary and general elections, and

WHEREAS, the Code further directs the Tompkins County Legislature "...to appoint a committee on reapportionment to assist it in arriving at a plan of reapportionment", and "...shall give to said committee the guidelines under which the committee shall operate", and

WHEREAS, the United States Federal Census was conducted in 2010, and the results of the census for Tompkins County have now been published, and

WHEREAS, the Government Operations Committee has discussed the redistricting process to determine a recommendation to be used for reapportioning legislative districts and came to consensus that the Tompkins County Legislature should appoint an Independent Redistricting Commission ("Commission") to prepare a reapportionment plan to present to the Tompkins County Legislature for approval, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That an Independent Redistricting Commission is hereby created and shall consist of nine (9) members to be recommended by the Government Operations Committee and appointed by the Tompkins County Legislature,

RESOLVED, further, That the Chair of the Commission shall be appointed by the Tompkins County Legislature and the Vice Chair elected by the Commission,

RESOLVED, further, That the County Administrator shall designate appropriate staff to assist the Commission in its work,

RESOLVED, further, That no currently serving elected municipal official, officers of any political party, or officers of any political committee, shall be appointed as members of the Commission, and that the members of the Commission shall be County residents, registered voters, and shall be knowledgeable about Tompkins County, its municipalities, and about government and electoral processes,

RESOLVED, further, That members of the Commission must be willing to work cooperatively and in a non-partisan manner to prepare a reapportionment plan that is fair and unbiased,

RESOLVED, further, That members of the Commission will develop the reapportionment plan in the manner described in and consistent with the Charge or other relevant provisions in the Memorandum Regarding Proposed Tompkins County Redistricting Commission dated April 5, 2011.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

Resolution No. 2011-49 Creation of an Independent Redistricting Commission

RESULT:	**ADOPTED [14 TO 1]**
MOVER:	Michael Lane, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Carol Chock

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2578
Department: Highway Division
Category: Highways
Functional Category:

ADOPTED

Resolution No. 2011-50

Authorization to Execute Construction Funding Agreement with New York State Department of Transportation (NYSDOT) – Newfield Depot Road Bridge (BIN 3314380) Over Cayuga Inlet

WHEREAS, a Project to reconstruct the Newfield Depot Road Bridge over the Cayuga Inlet, BIN 3314380, P.I.N. 3753.21, (the Project) in the Town of Newfield, is eligible for funding under Title 23 United States Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, Resolution No. 7 adopted on January 18, 2005, approved the Project and authorized execution of an agreement with the New York State Department of Transportation (NYSDOT) regarding administration and funding of Scoping, Design (Phases I-VI), and Rights-of-Way Incidentals, and

WHEREAS, Resolution No. 129 adopted on July 21, 2009, granted Project Design Approval determining that the Project is a TYPE II State Environmental Quality Review Action requiring no further environmental review, and

WHEREAS, in order to expedite advancement of the Project and realize potential total Project cost reductions, NYSDOT requires the County to appropriate one hundred (100%) percent of Project Construction and Construction Inspection costs and then file for reimbursement of eligible costs, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Tompkins County Legislature hereby approves the above-subject Project and authorizes the County of Tompkins to pay in the first instance one hundred percent (100%) of the Federal and non-Federal share of the costs of Construction and Construction Inspection work for the subject Project or portions thereof,

RESOLVED, further, That the sum of $976,000.00 is hereby made available within account HZ5103.59239.53.09, Newfield Depot Capital Project Account, to cover the cost of participation in the Construction phase of the Project, approximately $90,300 of said amount via transfer from Fund Balance, Account D599,

RESOLVED, further, That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof,

RESOLVED, further, That the Tompkins County Highway Manager be and is hereby authorized to execute all necessary Agreements, certifications, and reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Tompkins with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first-instance funding of Project costs and permanent funding the local share of Federal-aid and state-aid-eligible Project costs and all Project costs within appropriations therefor that are not so eligible,

Resolution No. 2011-50 Authorization to Execute Construction Funding Agreement with New York State Department of Transportation (NYSDOT) – Newfield Depot Road Bridge (BIN 3314380) Over Cayuga Inlet

RESOLVED, further, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project,

RESOLVED, further, That this resolution shall take effect immediately.

SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED [14 TO 0]**
MOVER:	Carol Chock, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
AWAY:	Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 6, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2551
Department: Office for the Aging
Category: Agreements, Bids, Contracts, Grants
Functional Category: Office for the Aging

ADOPTED

Resolution No. 2011-51

Acceptance of Grant from the Community Foundation of Tompkins County, Inc., for Falls Prevention Nightlight Project

WHEREAS, the Tompkins County Office for the Aging has identified accidental falls as a significant cause of injury, emergency department visits, hospitalization, and death among individuals 65 years old and over, and

WHEREAS, the Tompkins County Office for the Aging recognizes the importance of preventing these accidental falls, and

WHEREAS, the Tompkins County Office for the Aging is participating with the Health Planning Council, Tompkins County Department of Emergency Response, Finger Lakes Independence Center, Lifelong, and Visiting Nurse Service in community planning around falls prevention, and

WHEREAS, the Tompkins County Office for the Aging has been awarded a $2,500 grant from the Women's Fund of the Community Foundation of Tompkins County in order to purchase night lights for distribution among frail Tompkins County seniors, and

WHEREAS, the grant is estimated to assist 769 seniors improve the lighting in their homes, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the County hereby accepts this grant of $2,500,

RESOLVED, further, That the Finance Director is authorized to make the following adjustments to his books:

REVENUE:	A6787.42705	Gifts and Donations	$2,500
APPROPRIATION:	A6787.54400	Program Expense	$2,500

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-51 Acceptance of Grant from the Community Foundation of Tompkins County, Inc., for Falls Prevention Nightlight Project

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Cornell

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2589
Department: Office for the Aging
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-52

Acceptance of Grant from the Health Planning Council of Tompkins County for Falls-Prevention Resource Guide Project

WHEREAS, the Tompkins County Office for the Aging has identified accidental falls as a significant cause of injury, emergency department visits, hospitalization, and death amongst individuals 65 and over, and

WHEREAS, the Tompkins County Office for the Aging recognizes the importance of preventing these accidental falls, and

WHEREAS, the Health Planning Council of Tompkins County is organizing a local collaborative effort on falls prevention for older adults through the Community Health Foundation of Western and Central NY, and

WHEREAS, the Tompkins County Office for the Aging is participating with the Health Planning Council and other organizations in falls-prevention planning, and

WHEREAS, the Health Planning Council has granted $4,000 to the Tompkins County Office for the Aging to design and produce a falls prevention resource guide for wide distribution throughout the County, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the County hereby accepts this grant of $4,000,

RESOLVED, further, That the Finance Director is authorized to make the following adjustments to his books:

REVENUE:	A6787.42705	Gifts and Donations	$4,000
APPROPRIATION:	A6787.51000559	Aging Services Specialist	$ 616
	A6787.51000517	Project Assistant	$2,040
	A6787.54880	Fringe Benefits	$ 626
	A6787.54330	Printing	$ 718

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-52 Acceptance of Grant from the Health Planning Council of Tompkins County for Falls-Prevention Resource Guide Project

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2582
Department: Legislature Office
Category: Fiscal (Budget)
Functional Category: Transfers and Adjustments

ADOPTED

Resolution No. 2011-53

Budget Adjustments - Highway Division

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Budget, Capital, and Personnel Committees, That the Director of Finance be directed to make the following budget adjustments on his books:

Highway Division

Revenue Acct	Title	Amt	Approp Acct	Title(s)
5111.42797	Revenues	$ 25,000	5111.54312	Bridge Materials
5111.44589	Revenues	$672,000	5111.54411	Road/Bridge Contracts
D599	Fund Balance	$ 20,000	5111.54411	Road/Bridge Contracts

Explanation: East Enfield Center Road Bridge deck materials. To fund Bridge Painting Capital Project.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2567
Department: Planning Development & Env. Quality Committee
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-54

Appropriation of 2011-2012 Budget for the Ithaca-Tompkins County Transportation Council

WHEREAS, Tompkins County serves as the Host Agency for the Ithaca-Tompkins County Transportation Council, the Metropolitan Planning Organization for the Ithaca-Tompkins County area, and

WHEREAS, the County has a contract with the New York State Department of Transportation to provide funding for the Ithaca-Tompkins County Transportation Council through grants provided by the Federal Highway Administration and Federal Transit Administration, and

WHEREAS, the Ithaca-Tompkins County Transportation Council has grant authorizations for its 2011-2012 fiscal year, beginning April 1, 2011, and ending March 31, 2012, in the amounts of $299,645 from the Federal Highway Administration, and $42,041 from the Federal Transit Administration, and

WHEREAS, the Policy Committee of the Ithaca-Tompkins County Transportation Council has adopted resolution 2011-01, *APPROVAL OF THE 2011-2012 ITHACA-TOMPKINS COUNTY TRANSPORTATION COUNCIL OPERATING BUDGET*, which requests that the Host Agency (Tompkins County) take the appropriate actions to fully implement said operating budget, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the budget for the Ithaca-Tompkins County Transportation Council, as presented in "ATTACHMENT A" to this resolution, be amended in the 2011 Tompkins County budget and that the County Finance Director be authorized to expend such funds for the period from April 1, 2011, through March 31, 2012.

SEQR ACTION: TYPE II-20

Resolution No. 2011-54 Appropriation of 2011-2012 Budget for the Ithaca-Tompkins County Transportation Council

ATTACHMENT A

2011-2012 *ITCTC* OPERATING BUDGET

		Current Year Funds		
CODE	**DESCRIPTION**	*11/12 FHWA*	*11/12 FTA*	**11/12 TOTAL**
.4959	**REVENUES:** FEDERAL AID	**$299,645**	**$42,041**	**$341,686**
	EXPENSES: COMBINED SALARIES	190,222	23,771	213,993
.8800	FRINGE	97,775	12,218	109,993
.2206	COMPUTER EQUIPMENT	0	500	500
.2210	OTHER EQUIPMENT	0	0	0
.2214	FURNITURE & FIXTURES	0	400	400
.2230	COMPUTER SOFTWARE	0	300	300
.4303	OFFICE SUPPLIES	1,000	0	1,000
.4330	PRINTING	0	700	700
.4332	BOOKS/PUBLICATIONS	0	200	200
.4342	FOOD	0	0	0
.4400	PROGRAM EXPENSE	0	0	0
.4402	LEGAL ADVERTISING	250	500	750
.4412	TRAVEL/TRAINING	1,000	500	1,500
.4414	LOCAL MILAGE	700	500	1,200
.4416	PROFESSIONAL DUES	300	300	600
.4424	EQUIPMENT RENTAL	3,000	0	3,000
.4425	SERVICE CONTRACTS	1,200	300	1,500
.4432	RENT	250	250	500
.4442	PROFESSIONAL SERVICE FEES	1,398	452	1,850
.4452	POSTAGE SERVICES	1,250	400	1,650
.4472	TELEPHONE	1,300	250	1,550
.4618	INTERDEPARTMENTAL CHARGE	0	500	500
	TOTAL EXPENSES	**$299,645**	**$42,041**	**$341,686**

* * * * * * * * * * *

Resolution No. 2011-54 Appropriation of 2011-2012 Budget for the Ithaca-Tompkins County Transportation Council

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2536
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category: Tourism

ADOPTED

Resolution No. 2011-55

Award of Spring 2011 Tourism Marketing and Advertising Grants

WHEREAS, Tompkins County has a grant program for Tourism Marketing and Advertising using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grants are approved:

Applicant	Event	Award
Hangar Theatre	2011 Hangar Theatre Year-Round Regional Marketing	$5,000
Cayuga Nature Center	2011 CNC website enhancements	$5,000
PRI and its Museum of the Earth	2011 Cruisin' the Fossil Freeway	$4,250
Cayuga Lake Triathlon	2012 Cayuga Lake Triathlon	$4,000
Downtown Ithaca Alliance	2011 Tompkins County Restaurant Week	$3,000
Downtown Ithaca Alliance	2011 Downtown Ithaca Winter Festival	$3,000
The History Center	2011 Ithaca Scottish & Celtic Games	$1,500
		$25,750

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-55 Award of Spring 2011 Tourism Marketing and Advertising Grants

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2537
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category: Tourism

ADOPTED

Resolution No. 2011-56

2011 Tourism Project Grant Award

WHEREAS, Tompkins County has a grant program for Tourism Projects using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, in the Fall 2010 Round of Tourism Project Grants, an application lacked necessary details and the sponsoring group had extenuating circumstances for not submitting a timely and complete report, however, they did eventually submit an appropriate application, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grant is approved:

Social Ventures	2011 Dragon Boat Festival	$16,517

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2539
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category: Tourism

ADOPTED

Resolution No. 2011-57

Spring 2011 Tourism Project Grants

WHEREAS, Tompkins County has a grant program for Tourism Projects using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grants are approved:

Applicant	Event	Recommend
The History Center	2011 Ithaca Scottish Games & Celtic Festival	$15,000
Downtown Ithaca Alliance	2011 Downtown Ithaca Winter Festival	$15,000
The Ithaca Shakespeare Company	2011 Summer Season: The Ithaca Shakespeare Company	$11,000
Cayuga Nature Center	2011 Enhance animal enclosures and develop new signage	$7,000
PRI & its Museum of the Earth	2011 Cruisin' the Fossil Freeway	$4,000
		$52,000

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-57 Spring 2011 Tourism Project Grants

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Cosell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2549 B
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category: Tourism

ADOPTED

Resolution No. 2011-58

Spring 2011 New Tourism Initiatives

WHEREAS, Tompkins County has a grant program for New Tourism Initiatives using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grants are approved:

Applicant	Event	Recommend
Finger Lakes Wine Center	Finger Lakes Wine 101: Archival Data Base Development and Implementation	$24,000
Ithaca Motion Picture Project	Silent Film Exhibition 2011	$13,000
Downtown Ithaca Alliance	Restaurant Week in Tompkins County 2011-2013	$5,000
Cornell Cooperative Extension Tompkins County	2011-2012 Harvest Dinners on the Farm- Wine, Dine, Stay, & Play	$5,000
The History Center	2011 West End Waterfront Rhiner Festival	$2,000
Community Arts Partnership	2011 Spring Writes: The Finger Lakes Literary Festival	$4,000
		$53,000

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-58 Spring 2011 New Tourism Initiatives

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2574
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-59

Authorizing Multi-Year Aquifer Study Agreement for the West Branch of Cayuga/Fishkill Aquifer in the Town of Newfield

WHEREAS, Resolution No. 98 of 2004 authorized the County to negotiate multi-year aquifer study agreements; established that the County's contribution to such aquifer studies will not exceed thirty-five percent of the total project cost; and established that such agreements will not exceed five years in duration, and

WHEREAS, the Tompkins County Legislature, in 2003, approved a 20-year capital funding program to complete detailed aquifer studies throughout the County, and

WHEREAS, the Town of Newfield and the United States Geological Survey (USGS) are prepared to undertake and fund a study of the West Branch of Cayuga/Fishkill Aquifer in the Town of Newfield, and

WHEREAS, the cost of said Aquifer Study will be $242,050, to be shared among the three entities as shown:

Tompkins County	$84,633	35%
Town of Newfield	$84,633	35%
USGS	$72,784	30%

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee and the Budget, Capital, and Personnel Committee, That the County is authorized to enter into a multi-year contract with USGS to complete a detailed aquifer study for the West Branch of Cayuga/Fishkill Aquifer in the Town of Newfield,

RESOLVED, further, That the County Administrator is authorized to execute said contract in accordance with the requirements established in Resolution No. 98 of 2004.

SEQR ACTION: TYPE II-18

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-59 Authorizing Multi-Year Aquifer Study Agreement for the West Branch of Cayuga/Fishkill Aquifer in the Town of Newfield

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2540 A
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category: Tourism

ADOPTED

Resolution No. 2011-60

2011 Spring Community Celebration Grants

WHEREAS, Tompkins County has a grant program for community celebrations using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grants are approved:

Applicant	Event	Recommend
City of Ithaca	2011 Congo Square Market	$1,000
Town of Newfield	2011 Newfield Bicentennial Celebration	$2,000
Town of Groton, hamlet of McLean	2011 McLean's Happening in the Hamlet	$1,300
City of Ithaca	2011 Tomp. Co. Veterans Day Parade	$1,000
Town of Dryden	2011 Dryden Lake Festival	$1,500
City of Ithaca	2011 GIAC Community Festival- A Cultural Fusion	$1,000
Town of Lansing	2011 East Shore Festival of the Arts	$1,765
Town of Enfield	2011 Enfield Harvest Festival	$1,800
City of Ithaca	Annual Latino Heritage Month Celebration 2011	$1,500
Village of Trumansburg	2011 Tru-Ulysses Winter Festival	$1,500
Town of Danby	Danby Fun Day 2011	$800
Town of Lansing	Ludlowville Park "unplugged" Concert Series	$1,000
Village of Groton	2011 Groton Winterfest	$600
Village of Groton	2011 Groton Olde Home Days	$1,500
City of Ithaca	2011 Juneteenth African American Heritage Celebration	$1,000
City of Ithaca	2011 Boricua Afro Americano Festival (Puerto Rican Festival)	$1,700
		$20,965

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-60 2011 Spring Community Celebration Grants

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert
, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2572
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Housing

ADOPTED

Resolution No. 2011-61

Authorizing Submittal of 2011 New York State Community Development Block Grant Program Application for Roof Replacements and Water and Septic Systems Improvements

WHEREAS, Tompkins County has completed a process of investigation in the community to determine community development needs for the current year, and

WHEREAS, Tompkins County has determined that many low- to moderate-income households in the County are in need of significant housing rehabilitation, including roof replacements that will allow for energy improvements to be made and/or individual water and septic systems improvements, and

WHEREAS, the Division of Housing and Community Renewal Community Development Block Grant (CDBG) program is an important source of funding to address community development objectives in the County, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That Tompkins County is hereby authorized to apply for up to $750,000 in the 2011 round of the Division of Housing and Community Renewal CDBG funding for a comprehensive rehabilitation application that specifically addresses the health and safety concerns of low- to moderate-income residents of the County by replacing dilapidated roofs and making necessary water and septic improvements in homes, and

RESOLVED, further, That the County Administrator or his designee be authorized to sign all documents related to the submission of the Division of Housing and Community Renewal CDBG application and any materials required by the Office of Community Renewal.
SEQR ACTION: TYPE II-9

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-61 Authorizing Submittal of 2011 New York State Community Development Block Grant Program Application for Roof Replacements and Water and Septic Systems Improvements

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2577
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-62

Authorization to Accept Grant Funds and Execute Multi-Year Contracts, Budget Adjustment – Climate Showcase Communities - Planning Department

WHEREAS, Tompkins County has been awarded a Climate Showcase Communities grant from the United States Environmental Protection Agency (EPA) in the amount of $375,450, and

WHEREAS, said grant would demonstrate planning and construction techniques for developing highly energy efficient and livable communities, develop model code provisions to make such techniques part of the mainstream development process, and educate public officials, developers, and professional planners and designers regarding these techniques, and

WHEREAS, the grant agreement is for a three-year period commencing on March 1, 2011, and

WHEREAS, the total project cost is $563,175, and the required grant matching funds will be provided through a combination of County staff time and contributions from sub-grantees, as shown in the table, now therefore be it

	2011	2012	2013	Total
EPA	$139,056	$132,312	$104,082	$375,450
Tompkins County	7,020	7,020	7,020	21,060
Sub-Grantees	63,500	54,665	48,500	166,665
Total	$209,576	$193,997	$159,602	$563,175

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality and the Budget, Capital, and Personnel Committees, That the County accepts the Climate Showcase Communities grant in the amount of $375,450,

RESOLVED, further, That the County Administrator or his designee is authorized to execute multi-year contracts, as necessary, to implement the grant project,

RESOLVED, further, That the Finance Director is authorized to make the following budget adjustment to the 2011 Budget:

REVENUE:	A8027.44959	Federal Aid	$139,056
APPROPRIATION:	A8027.54412	Travel and Training	$ 1,150
	A8027.54442	Professional Services	$137,906
			$139,056

SEQR ACTION: TYPE II-21

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Resolution No. 2011-62 Authorization to Accept Grant Funds and Execute Multi-Year Contracts, Budget Adjustment – Climate Showcase Communities - Planning Department

RESULT:	**ADOPTED [14 TO 1]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2568
Department: Planning Development & Env. Quality Committee
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-63

Affirming Ithaca-Tompkins County Transportation Council (ITCTC) Recommendation to Increase the ITCTC Staff Director's Salary

WHEREAS, Tompkins County entered into a Memorandum of Understanding with the Ithaca-Tompkins County Transportation Council (ITCTC) on September 30, 1992, agreeing that ".....staff will be hosted by Tompkins County as an administrative rather than a reporting arrangement..... staff is selected by the Council [with] staffing plan, staff qualifications, and salary schedule established by the Council", and

WHEREAS, Board Resolution No. 99 of 1993 "Clarification of Employment Status - Position of Ithaca-Tompkins County Transportation Council Planning Director" stated the following:

"...the position of Ithaca-Tompkins County Transportation Council Planning Director shall be entitled to the terms and conditions of employment established by this [County] Board for management employees unless otherwise recommended by the Council and established by this [County] Board of Representatives", and

WHEREAS, on March 14, 2000, the Director's salary was modified by ITCTC Resolution 00-1 above the management salary range with the stipulation that the Host Agency, Tompkins County, execute the necessary administrative procedures to implement this modification, and

WHEREAS, on February 5, 2002, the Tompkins County Board of Representatives passed Resolution No. 6 Affirming Ithaca-Tompkins County Transportation Council (ITCTC) recommendation to establish the ITCTC Planning Director's salary above the salary range, and

WHEREAS, on March 8, 2011, the ITCTC passed Resolution 11-03 to adjust the salary of the Staff Director, retroactive to January 1, 2011, by 1.5%, and

WHEREAS, in keeping with the County's requirement that salaries established above the salary range be authorized exclusively by resolution, and to establish or affirm recommendations made by ITCTC that are contrary to the terms and conditions of employment for management staff, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature affirm the 1.5 percent increase of the salary for the Ithaca-Tompkins County Transportation Council Planning Director to a total of $78,784, effective retroactively to January 1, 2011, as approved by the Ithaca-Tompkins County Transportation Council.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-63 Affirming Ithaca-Tompkins County Transportation Council (ITCTC) Recommendation to Increase the ITCTC Staff Director's Salary

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Orent, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2469
Department: Tompkins County Legislature
Category: Fiscal (Budget)
Functional Category: Contingent Fund, Tompkins Cortland Community College, Training

ADOPTED

Resolution No. 2011-64

Re-Appropriation of Unspent Budget Allocations for Civil War Commission Projects

WHEREAS, the Tompkins County Legislature approved multi-year funding of $2,000 per year for 2009 through 2011 for use by the Civil War Commission to promote awareness of the impacts of the Civil War on Tompkins County, and

WHEREAS, the 2009 and 2010 allocations of the multi-year funding have lapsed and rolled into the Fund Balance, and

WHEREAS, it is desirable to re-appropriate the $4,000 of unspent funding to the 2011 Budget of the County Historian to supplement the $2,000 allocation provided in the 2011 Budget for the Civil War Commission projects, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality and the Budget, Capital and Personnel Committees, That the Director of Finance is authorized to make the following budget adjustments:

FROM:	Unreserved Fund Balance	A599	$4,000
TO:	County Historian	7510.54400	$4,000

RESOLVED, further, That The Tompkins County Legislature authorizes the use of $2,000 of the aforementioned appropriations for Nursing scholarships at TC3 to honor four women from Tompkins County who were nurses and provided medical assistance to soldiers during the Civil War.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2610
Department: Tompkins County Legislature
Category: Awards and Recognition
Functional Category:

ADOPTED

Resolution No. 2011-65

Acknowledging the Importance of Earth Day and Support of Community-Wide Activities and Events

WHEREAS, April 22, 2011 marks the 41st celebration of Earth Day, which has grown internationally to be not only a celebration of Earth and all its wonders but also a call to action to respond to the clear distress signals Earth is sending us, and

WHEREAS, over many years, Tompkins County government has taken many actions in response to our recognition of and concern about our environment, peak oil, and global warming, from undertaking a 20-year program of documenting our aquifers, to reducing energy use and waste, to green purchasing and a green fleet policy and adding a Energy Element to our Comprehensive Plan, and

WHEREAS, there are myriad sustainability efforts underway at local colleges and schools and through varied and cooperating local citizen groups and organizations, now therefore be it

RESOLVED, That once again Tompkins County acknowledges the importance of Earth Day as a focal point for recognizing our mutual dependence on Earth and its natural resources, and supports the many and varied efforts being undertaken locally, as well as nationally and internationally, to confront and repair the damage that humans are doing to our shared home, and to celebrate that home with future generations in mind.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dooley Kiefer, Member
SECONDER:	Pamela Mackesey, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on April 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on April 21, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2573
Department: Planning Department
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-66

Acceptance of Grant from New York State Office of Emergency Management to Update the Tompkins County Multi-Jurisdictional All-Hazard Mitigation Plan

WHEREAS, the County has been awarded Hazard Mitigation Grant Program (HMGP) funds through the New York State Office of Emergency Management (NYSOEM) for the purpose of updating the Tompkins County Multi-Jurisdictional All-Hazard Mitigation Plan, and

WHEREAS, the Hazard Mitigation Plan, approved in 2006, must be updated every 5 years in order to be eligible for Federal Emergency Management Agency (FEMA) pre-disaster mitigation funding, and

WHEREAS, this funding requires the engagement of all of the County's municipalities including Tompkins County, the Towns of Caroline, Danby, Dryden, Enfield, Groton, Ithaca, Lansing, Newfield, and Ulysses as well as the Villages of Cayuga Heights, Dryden, Freeville, Groton, Lansing, and Trumansburg, and the City of Ithaca, and

WHEREAS, the Department of Planning is prepared to administer this grant, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County hereby accepts HMGP funds in the amount of $37,500,

RESOLVED, further, That the County Administrator or his designee be authorized to execute any contracts related to this project.

SEQR ACTION: TYPE II-21

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Stein
EXCUSED:	Kathy Luz Herrera, Brian Robison, Nathan Shinagawa

Resolution No. 2011-66 Acceptance of Grant from New York State Office of Emergency Management to Update the Tompkins County Multi-Jurisdictional All-Hazard Mitigation Plan

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 3, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 4, 2011.

Catherine Corest, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2613
Department: Probation & Community Justice
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-67

Authorization to Accept an Award of a Grant for the Benefit of the Drug Courts of Tompkins County

WHEREAS, the Probation Director has been notified of a grant award in the amount of $30,000 from a local foundation that has requested no publicity for the grant, to provide support to the Drug Treatment Courts of Tompkins County, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That the grant in the amount of $30,000 from the local foundation to provide support to the Drug Treatment Courts of Tompkins County be accepted and that the County Administrator or his designee execute all contracts related to this award,

RESOLVED, further, That the Director of Finance is directed to make the following budget adjustment for 2011:

FROM: (Revenue)	A 3989.42705	Gifts & Donations	$30,000
TO: (Appropriation)	A 3989.54333	Education & Promotion	$ 5,700
	A.3989.54422	Equipment Maintenance	1,875
	A 3989.54491	Sub-Contracts	22,425

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Stein
EXCUSED:	Kathy Luz Herrera, Brian Robison, Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 3, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 4, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2608
Department: Facilities Division
Category: Buildings and Facilities
Functional Category: Contingent Fund

ADOPTED

Resolution No. 2011-68

Appropriation from Contingent Fund – Additional Funding for Center of Government Study

WHEREAS, the Tompkins County Legislature by Resolution No. 2010-221 on December 21, 2010 approved a scope of work developed by the County's Facilities Division to undertake an expert analysis that would compare the current configuration and projected costs of occupancy of County operations housed in both County-owned and leased facilities with the estimated cost of housing all or a part of those operations in a new Center of Government facility, and to recommend the most cost-effective manner to accommodate the space needs of the County, and

WHEREAS, said resolution appropriated $50,000 from the 2010 Contingent Fund for the study with the understanding that the study may cost more due to changes made in the scope of work from the original version, and that if additional funding were needed a request would be made for the additional amount from the 2011 Contingent Fund, and

WHEREAS, a Request for Qualifications (RFQ) was issued on December 23, 2010, soliciting interest and credentials from qualified consultants to provide professional consulting and architectural design services to include a business case analysis for the proposed Center of Government project, and

WHEREAS, four (4) responses to the RFQ were received from local architectural firms on January 21, 2011, and

WHEREAS, following the evaluation and review of all the proposals, two (2) firms were invited to make a presentation on March 1, 2011, explaining their approaches to meet the County's needs, and

WHEREAS, on March 3, 2011, a selection panel ranked and selected the firm most qualified to provide the services requested in the RFQ that resulted in the selection of HOLT Architects as the top-ranked firm, and

WHEREAS, during the month of March the Facilities Division and HOLT Architects held several meetings to negotiate a scope of services and associated fees that specified the range of services the consultant will provide, the personnel it will commit to the project, and the schedule by which the work is to be completed, and

WHEREAS, an agreement has been reached on the scope of work, and HOLT Architects has submitted a fee proposal to accomplish said scope in the amount not to exceed $124,625, and

WHEREAS, the County Facilities Manager will be contributing in-kind support to this project,

WHEREAS, the Facilities Division agrees that this fee is both fair and reasonable to both parties in order to accomplish the scope of work requested in the RFQ, and

WHEREAS, it was understood that if the negotiated fee proposal exceeded the initial appropriation, the Facilities Division would return to make an additional request from the contingent fund, now therefore be it

RESOLVED, on recommendation of the Capital Plan Review and the Budget, Capital, and Personnel Committees, That the contract for professional consulting services for the Center of

Resolution No. 2011-68 Appropriation from Contingent Fund – Additional Funding for Center of Government Study

Government Project Business Case Analysis be awarded to HOLT Architects, in the amount not to exceed $125,000,

RESOLVED, further, That the County Administrator or his designee is authorized to execute all contracts or agreements necessary to provide these services,

RESOLVED, further, That the Director of Finance is hereby authorized and directed to make the following budget appropriation:

FROM:	A1990.54400	Contingent Fund	$75,000
TO:	1620.54442	Facilities Professional Services	$75,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dooley Kiefer, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Stein
EXCUSED:	Kathy Luz Herrera, Brian Robison, Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 3, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 4, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2599
Department: County Administration
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-69

Appropriation from Contingent Fund - Develop a "Smart Work" Training Program for the Tompkins County Board of Elections and Department of Assessment

WHEREAS, the adopted 2011 Tompkins County Budget earmarked contingent funding for "Smart Work Training," and

WHEREAS, this training is a results-based process that uses expert facilitators working with County employees within specific work units or program areas to identify process improvements that can enhance efficiency and effectiveness, provide relief to employees, and maintain or improve services to citizens, and

WHEREAS, the Smart Work Training process has now been applied in several County operations as well as at TC3, with positive results in the form of streamlined operations and improved customer service reported by both staff and managers, and

WHEREAS, the Board of Elections and the Department of Assessment desire to apply Smart Work Training to develop streamlined processes that will allow them to maintain or improve their operations at a time of severely constrained resources, and

WHEREAS, the training is expected to cost approximately $5,500 for each department, for a total of $11,000, and

WHEREAS, at the completion of these training projects the County Administrator and the two Departments will report the results of the training to the Legislature, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital and Personnel Committees, That the Director of Finance is authorized to make the following appropriation from the Contingent Fund to reflect the additional spending authority:

From:	1990.54400	Contingent Fund	$11,000
To:	1987.54442	Professional Services	$11,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Stein
EXCUSED:	Kathy Luz Herrera, Brian Robison, Nathan Shinagawa

Resolution No. 2011-69 Appropriation from Contingent Fund - Develop a "Smart Work" Training Program for the Tompkins County Board of Elections and Department of Assessment

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 3, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 4, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

ADOPTED

Resolution No. 2011-70

Budget Adjustments - Various Departments

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality, the Facilities and Infrastructure, and the Budget, Capital, and Personnel Committees, That the Director of Finance be directed to make the following budget adjustments on his books:

Office of Employment and Training

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6292.43790	State Aid Job Training	$21,825	6292.51000049	Project Assistant
6292.43790	State Aid Job Training	$ 6,782	6292.58800	Fringe
6292.43790	State Aid Job Training	$ 400	6292.54472	Phone
6292.43790	State Aid Job Training	$ 500	6292.54303	Supplies
6292.43790	State Aid Job Training	$ 1,000	6292.54414	Local Mileage
6292.43790	State Aid Job Training	$45,909	6292.51000051	JTPA Participant
6292.43790	State Aid Job Training	$ 2,500	6292.54400	Program Expense

Explanation: Tompkins County has received funding to operate the 2011 Summer Youth Employment Program. These funds were not budgeted in the 2011 budget because it was not known if the funds would be available in the State's budget. Expenses related to operating the Summer Youth Employment Program.

Workforce Investment Board

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6292.43790	State Aid Job Training	$78,916	6290.54491	Subcontracts
6292.43790	State Aid Job Training	$ 300	6290.54472	Phone
6292.43790	State Aid Job Training	$ 2,000	6290.54432	Rent
6292.43790	State Aid Job Training	$ 750	6290.54303	Supplies
6292.43790	State Aid Job Training	$ 500	6290.54342	Food
6292.43790	State Aid Job Training	$ 800	6290.54319	Program Supplies
6292.43790	State Aid Job Training	$ 2,600	6290.54414	Local Mileage
6292.43790	State Aid Job Training	$ 2,550	6290.54412	Travel/Training
6292.43790	State Aid Job Training	$ 7,000	6290.54400	Program Expense
6292.43790	State Aid Job Training	$ 1,500	6290.54330	Printing

Explanation: Tompkins County has received funding to operate the 2011 Summer Youth Employment Program. These funds were not budgeted in the 2011 budget because it was not known if the funds would be available in the State's budget. Funds are set aside for program administration and the remainder is subcontracted out to serve youth in Tompkins County.

Highway Division

Revenue Acct	Title	Amt	Approp Acct	Title(s)
5111	Fund Balance	$30,000	5111.54312	Bridge Materials

Explanation: Unforeseen repairs as a result of the bridge painting project.

SEQR ACTION: TYPEII-20

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Resolution No. 2011-70 Budget Adjustments - Various Departments

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2646
Department: Social Services Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Human Services Agencies, Social Services

ADOPTED

Resolution No. 2011-71

Authorization to Adjust HPRP (Homelessness Prevention and Rapid Re-Housing) Grant Budget and Execute Associated Contract Amendments

WHEREAS, the Department of Social Services and its human services agency partners have been operating the Housing First homelessness prevention program since late 2009, using "Homelessness Prevention and Rapid Re-housing Grant" funds from New York State Office of Temporary and Disability Assistance's Bureau of Housing and Shelter services, and

WHEREAS, the Department and its partners wish to shift grant funds between subcontracts, so as to reflect and accommodate the variations between the proportional demand for services anticipated in the original grant budget and our clients' actual needs; now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Department of Social Services is authorized to submit a grant budget adjustment to the state and, upon receiving approval, to amend its partner agencies' contracts accordingly.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2622
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-72

Award of 2011 New Tourism Initiative Grant

WHEREAS, Tompkins County has a grant program for New Tourism Initiatives using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grant is approved:

Applicant	Event	Recommend
Hangar Theatre	2nd Winter Village Bluegrass Festival -2012	$11,250

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned project.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2628
Department: Highway Division
Category: Highways
Functional Category:

ADOPTED

Resolution No. 2011-73

Authorization to Execute Construction Funding Agreement with New York State Department of Transportation – Bridge Painting, Various Locations

WHEREAS, a Project for Bridge Painting, Various Locations, P.I.N. 3754.20, (the Project) in Tompkins County, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, Resolution No. 27 adopted on March 3, 2009, approved the Project and authorized execution of an agreement with the New York State Department of Transportation (NYSDOT) regarding administration and funding of Scoping and Design, and

WHEREAS, Resolution No. 151 adopted on September 1, 2009, granted Project Design Approval determining that the Project is a TYPE II State Environmental Quality Review action requiring no further environmental review, and

WHEREAS, in order to expedite advancement of the Project and realize potential total Project cost reductions, NYSDOT requires the County to appropriate 100% percent of Project Construction and Construction Inspection costs and then file for reimbursement of eligible costs, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Tompkins County Legislature hereby approves the above-subject Project and authorizes the County of Tompkins to pay in the first instance 100% of the Federal and non-Federal share of the costs of Construction and Construction Inspection work for the subject Project or portions thereof,

RESOLVED, further, That the sum of $871,000.00 is hereby made available within account D5111.54411, Bridge Contracts, to cover the cost of participation in the Design and Construction phases of the Project,

RESOLVED, further, That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof,

RESOLVED, further, That the Tompkins County Highway Manager be and is hereby authorized to execute all necessary Agreements, certifications, and reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Tompkins with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first-instance funding of Project costs and permanent funding the local share of federal-aid and state-aid-eligible Project costs and all Project costs within appropriations therefor that are not so eligible,

RESOLVED, further, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project,

RESOLVED, further, That this resolution shall take effect immediately.

Resolution No. 2011-73 Authorization to Execute Construction Funding Agreement with New York State Department of Transportation – Bridge Painting, Various Locations

SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2631
Department: Highway Division
Category: Highways
Functional Category:

ADOPTED

Resolution No. 2011-74

Authorization to Execute a Supplemental Agreement with Clark, Patterson, Lee for Design Services – Coddington Road Reconstruction Project (Pin 3753.24)

WHEREAS, the State of New York has included in the State Transportation Improvement Program (the STIP) a Project whereby Federal sources will furnish 80% and State sources may furnish 15% of funding necessary to design the reconstruction of Coddington Road between the Danby Town Line and Troy Road in the Town of Ithaca, and

WHEREAS, this is a portion of the Project approved by Resolution No. 11 adopted on January 18, 2005, said resolution having also authorized an agreement with the New York State Department of Transportation (NYSDOT) regarding administration and funding of Scoping and Design, and

WHEREAS, Resolution No. 201 adopted on October 19, 2004, authorized a contract with Dewberry - Goodkind, Inc., for design services, and

WHEREAS, design of the Project has been delayed by litigation and fiscal constraints, and

WHEREAS, during the period of delay, Dewberry - Goodkind, Inc., assigned its rights and obligations under said contract for design services to Clark, Patterson, Lee, said assignment having been approved by the Tompkins County Risk Manager and pending approval by NYSDOT, and

WHEREAS, resuming the project will involve several changes in the design scope of services, including adjustments in accordance with the outcome of litigation and phasing of Project construction, that have resulted in increased costs for the Project's design services, and

WHEREAS, the Ithaca Tompkins County Transportation Council has adjusted the Transportation Improvement Program, thereby increasing the project design budget and making additional expenditures eligible for 80% Federal reimbursement, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That upon obligation of Federal funds, the County Administrator or his designee be and hereby is authorized to execute a supplemental agreement with Clark, Patterson, Lee, with offices located at 205 St. Paul Street, Suite 500, Rochester, New York, for design and right-of-way incidental services in connection with the referenced Project for an amount not to exceed $195,000,

RESOLVED, further, That the County Administrator or his designee be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed 10% of the revised total contract amount $1,095,000, funds to be provided from capital account HZ5103.53.08 (Coddington Road Capital Project Account).

SEQR ACTION: TYPE II-21

* * * * * * * * * * *

Resolution No. 2011-74 Authorization to Execute a Supplemental Agreement with Clark, Patterson, Lee for Design Services – Coddington Road Reconstruction Project (Pin 3753.24)

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2615
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-75

Authorizing a Supplemental Consultant Agreement with C&S Companies, Inc., to Provide for Photographic Mapping and Survey Services in Connection with the 20-Year Sustainable Master Plan - Ithaca Tompkins Regional Airport

WHEREAS, on July 7, 2009, the Tompkins County Legislature authorized an agreement with C&S Companies of Syracuse, New York, to develop a Sustainable Master Plan at the Ithaca Tompkins Regional Airport, and

WHEREAS, the original agreement was based on C&S providing certain data from available record drawings at considerable cost savings, and

WHEREAS, over the past eighteen months the Federal Aviation Administration (FAA) has been asking for said data to be gathered via aerial and ground survey methods performed by a licensed surveyor, and

WHEREAS, such collection methods require specialists in aerial photography and photogrammetric services and these services will be provided by EA Maps LLC, of Rochester, New York, as a sub-contractor to C&S Companies, and

WHEREAS, an Independent Fee Estimate (IFE) was conducted by Woolpert Consultants of Dayton, OH, who have experience in this work and whose estimate of $104,000 is $26,000 higher than that quoted by EA Maps LLC, therefore EA Maps' fee is considered by the FAA to be reasonable, and

WHEREAS, the budget for said supplemental planning agreement is:

FAA Share (95.0%)	$74,100
New York State Department of Transportation (NYSDOT) Share (2.5%)	$ 1,950
Local Share (Airline Fees) (2.5%)	$ 1,950
Total	$78,000

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the supplemental agreement with C&S Companies for $78,000 be and hereby is approved, subject to FAA and NYSDOT funding being received,

RESOLVED, further, That the local share of $1,950 will come from the airport's operational budget,

RESOLVED, further, That the County Administrator is authorized to execute the required documents and the Finance Director is authorized to advance payment for these services until reimbursement is received from the FAA and NYSDOT.

SEQR ACTION: TYPE II-21

* * * * * * * * * * *

Resolution No. 2011-75 Authorizing a Supplemental Consultant Agreement with C&S Companies, Inc., to Provide for Photographic Mapping and Survey Services in Connection with the 20-Year Sustainable Master Plan - Ithaca Tompkins Regional Airport

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2642
Department: Finance Department
Category: Bonds
Functional Category: Buildings and Facilities, Capital Program, Human Services Agencies, Office for the Aging

ADOPTED

Resolution No. 2011-76

A Bond Resolution Authorizing the Issuance of Up to $750,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street

WHEREAS, the County of Tompkins, New York, (the "County") is a local agency pursuant to the New York State Environmental Quality Review Act ("SEQRA"), ECL Section 8-0101, *et seq.,* and implementing regulations, 6 NYCRR Part 617 (the "Regulations"), and

WHEREAS, the County is considering undertaking a capital improvement project (the "Project") consisting of certain renovations, reconstruction and additions to the County's building located at 214 West Martin Luther King, Jr., Street/West State Street, and

WHEREAS, the Project consists of replacement, rehabilitation, and reconstruction of a facility, in kind, on the same site, and

WHEREAS, the County has reviewed the classifications of actions contained in the Regulations, and

WHEREAS, it is now desired to authorize the undertaking and financing of the Project, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the County Legislature of the County of Tompkins, New York, (by favorable vote of not less than two thirds of said County Legislature) as follows:

Section 1. The County hereby determines that the Project constitutes a Type II Action pursuant to Part 617.5(c)(2) of the Regulations and as such is not subject to review under SEQRA.

Section 2. For the class of objects or purposes of paying a portion of the cost of the Project and all other necessary costs incidental to such work, including related construction, demolition, renovations, site improvements, original furnishings, fixtures, and equipment required for such purposes, architectural and engineering fees, and all other cost incidental to such work, there are hereby authorized to be issued up to $750,000 serial bonds of the County of Tompkins, New York, pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is $750,000 and that the plan for the financing thereof is by the issuance of up to $750,000 serial bonds hereby authorized to be issued pursuant to this bond resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years under subdivision 12(a)(2) of paragraph a. of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Resolution No. 2011-76 A Bond Resolution Authorizing the Issuance of Up to $750,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond-anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the County Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form, and contents, and shall be sold in such manner, as may be prescribed by said County Director of Finance, consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Tompkins, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. Such bonds shall be in fully registered form and shall be signed in the name of the County of Tompkins, New York, by the manual or facsimile signature of the County Director of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 8. The powers and duties of advertising such bonds for sale, conducting the sale, and awarding the bonds, are hereby delegated to the County Director of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the County Director of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 9. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the County Director of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities, and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the County Director of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping, and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the County Director of Finance shall determine.

Section 10. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised, or otherwise created, is hereby

Resolution No. 2011-76 A Bond Resolution Authorizing the Issuance of Up to $750,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street

authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 2 of this resolution. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 3 of this resolution shall be from the County's General Fund. It is intended that the County shall then reimburse expenditures from the General Fund with the proceeds of the bonds and bond anticipation notes authorized by this resolution and that the interest payable on the bonds and any bond anticipation notes issued in anticipation of such bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the County's "official intent" within the meaning of Treasury Regulation Section 1.150-2 to reimburse the expenditures authorized by this resolution with the proceeds of the bonds and bond anticipation notes authorized herein. Other than as specified in this resolution, no monies are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 11. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 12. This resolution, which takes effect immediately, shall be published in full in The Ithaca Journal, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

Resolution No. 2011-76 A Bond Resolution Authorizing the Issuance of Up to $750,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2643
Department: Finance Department
Category: Bonds
Functional Category: Buildings and Facilities, Capital Program, Solid Waste and Recycling

ADOPTED

Resolution No. 2011-77

A Bond Resolution Authorizing the Issuance of Up to $2,500,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at the Tompkins County Recycling and Solid Waste Center

WHEREAS, the County of Tompkins, New York (the "County") is a local agency pursuant to the New York State Environmental Quality Review Act ("SEQRA"), ECL Section 8-0101, *et seq.,* and implementing regulations, 6 NYCRR Part 617 (the "Regulations"), and

WHEREAS, the County is considering undertaking a capital improvement project (the "Project") consisting of certain renovations, reconstruction and additions to the Tompkins County Recycling and Solid Waste Center, and

WHEREAS, the Project consists of replacement, rehabilitation, and reconstruction of a facility, in kind, on the same site, and

WHEREAS, the County has reviewed the classifications of actions contained in the Regulations, and

WHEREAS, it is now desired to authorize the undertaking and financing of the Project, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the County Legislature of the County of Tompkins, New York, (by favorable vote of not less than two thirds of said County Legislature) as follows:

Section 1. The County hereby determines that the Project constitutes a Type II Action pursuant to Part 617.5(c)(2) of the Regulations and as such is not subject to review under SEQRA.

Section 2. For the class of objects or purposes of paying a portion of the cost of the Project and all other necessary costs incidental to such work, including related construction, demolition, renovations, site improvements, original furnishings, fixtures, and equipment required for such purposes, architectural and engineering fees, and all other cost incidental to such work, there are hereby authorized to be issued up to $2,500,000 serial bonds of the County of Tompkins, New York, pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is $2,500,000 and that the plan for the financing thereof is by the issuance of up to $2,500,000 serial bonds hereby authorized to be issued pursuant to this bond resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is twenty-five years under subdivision 6 of paragraph a. of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Resolution No. 2011-77 A Bond Resolution Authorizing the Issuance of Up to $2,500,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at the Tompkins County Recycling and Solid Waste Center

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the County Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form, and contents, and shall be sold in such manner, as may be prescribed by said County Director of Finance, consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Tompkins, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. Such bonds shall be in fully registered form and shall be signed in the name of the County of Tompkins, New York, by the manual or facsimile signature of the County Director of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 8. The powers and duties of advertising such bonds for sale, conducting the sale, and awarding the bonds, are hereby delegated to the County Director of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the County Director of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 9. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the County Director of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the County Director of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the County Director of Finance shall determine.

Section 10. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised, or otherwise created, is hereby

Resolution No. 2011-77 A Bond Resolution Authorizing the Issuance of Up to $2,500,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at the Tompkins County Recycling and Solid Waste Center

authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 2 of this resolution. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 3 of this resolution shall be from the County's General Fund. It is intended that the County shall then reimburse expenditures from the General Fund with the proceeds of the bonds and bond anticipation notes authorized by this resolution and that the interest payable on the bonds and any bond anticipation notes issued in anticipation of such bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the County's "official intent" within the meaning of Treasury Regulation Section 1.150-2 to reimburse the expenditures authorized by this resolution with the proceeds of the bonds and bond anticipation notes authorized herein. Other than as specified in this resolution, no monies are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 11. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 12. This resolution, which takes effect immediately, shall be published in full in The Ithaca Journal, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera

Resolution No. 2011-77 A Bond Resolution Authorizing the Issuance of Up to $2,500,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at the Tompkins County Recycling and Solid Waste Center

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2645
Department: County Administration
Category: Fiscal (Budget)
Functional Category:

ADOPTED

Resolution No. 2011-78

Establishment of 2012 County Financial Goal

WHEREAS, the County Administrator has requested the Tompkins County Legislature to establish a tax-levy guideline for him to use in working with departments and preparing his recommended budget for 2012, and

WHEREAS, as of April 25, 2011, the County Administrator estimates that a maintenance-of-effort budget would require a 13% tax-levy increase, and

WHEREAS, it is too early in the year to have certainty about how underlying economic and fiscal conditions may change prior to the introduction of the formal budget in the fall, and

WHEREAS, it is also uncertain as to whether New York State will impose a cap on the growth of the County's 2012 property tax levy and on all future levies (with the pending legislation setting the cap as equal to the lower of the Consumer Price Index or 2%), and

WHEREAS, Tompkins County, along with the New York State Association of Counties (NYSAC), opposes a property tax cap unless and until New York State enacts meaningful reductions in the ever-growing cost of State-mandated programs administered and co-funded by counties, recognizing that if a cap is imposed without such relief, it will require massive cuts to vital, but non-mandated, county services, and

WHEREAS, if a property tax cap is imposed without meaningful mandate relief, NYSAC has urged the State to provide for "carve outs" (i.e., exemptions) of State-controlled items such as Medicaid, other State-mandated programs, contributions to the State retirement system, and debt service obligations supported by the full faith and credit of the County, and

WHEREAS, if those items were exempted from the cap, the County's 2012 tax levy would be allowed to rise to a total of 5.4%, including a 2% general cap and 3.4% in levy growth attributable to the expected increase of state controlled- and mandated-items proposed for exemption by NYSAC, and

WHEREAS, it is the desire of the Legislature to review a budget that can be supported with a tax-levy increase consistent with the 2% cap plan that has been proposed by the Governor and passed by the New York State Senate, and also a budget that includes additional expenditures that can be supported by a 5.4% tax-levy, and

WHEREAS, the Legislature recognizes that whatever tax-levy percentage is adopted today is a tool for the County Administrator to use, and not necessarily the Legislature's goal in the fall, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the Legislature directs the County Administrator to develop a 2012 budget that can be supported by a 2% tax-levy increase and to present a Recommended Budget that can be supported by a 5.4% tax-levy increase and that clearly delineates the additional items that are included in the Recommended Budget that are not included in the budget supported by a 2% levy increase.

SEQR ACTION: TYPE II-20

Resolution No. 2011-78 Establishment of 2012 County Financial Goal

* * * * * * * * * * *

RESULT:	**ADOPTED [12 TO 2]**
MOVER:	James Dennis, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Robertson, Robison, Shinagawa
NAYS:	Pat Pryor, Peter Stein
EXCUSED:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Cored, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2606
Department: Probation & Community Justice
Category: Fiscal (Budget)
Functional Category: Contingent Fund

ADOPTED

Resolution No. 2011-79

Appropriation from Contingent Fund - Terminal Pay - Department of Probation and Community Justice

WHEREAS, in the Department of Probation and Community Justice, two Sr. Probation Officers retired effective March 27, 2011, and

WHEREAS, the Fiscal Policy of Tompkins County allows for terminal pay to the department from the Contingent Fund, now therefore be it

RESOLVED, on recommendation of the Public Safety and Budget, Capital, and Personnel Committees, That the Director of Finance is hereby authorized and directed to make the following budget adjustment for 2011:

FROM:	A1990.54400	Contingent Fund	$34,114
TO:	A3141.51000597	Sr. Probation Officer	$19,077
	A3142.51000597	Sr. Probation Officer	3,455
	A3141.58800	Fringes	9,806
	A3142.58800	Fringes	1,776

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Stein
EXCUSED:	Kathy Luz Herrera, Dooley Kiefer, Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2607
Department: District Attorney
Category: Personnel (Positions, Salaries, Benefits)
Functional Category: Legislation/Regulations, Public Safety

DEFEATED

Resolution No. 2011-80

Requesting Introduction of Home Rule Legislation – Amending Section 603 of the Retirement and Social Security Law in Relation to Service Retirement Benefits and Disability Benefits for Certain Detective Investigators with Twenty Years Service Without Regard to Age

WHEREAS, legislation has been introduced in the New York State Legislature that would allow the County of Tompkins to adopt at its own option, a twenty-year retirement plan for Detective Investigators within the office of the Tompkins County District Attorney, and

WHEREAS, said bill requires an amendment to Section 603 of the Retirement and Social Security Law in the manner herein prescribed, now therefore be it

RESOLVED, on recommendation of the Public Safety, and the Budget, Capital, and Personnel Committees, That the Tompkins County Legislature hereby requests home rule legislation from the Legislature of the State of New York amending Section 603 of the Retirement and Social Security Law to allow the County of Tompkins to adopt, at its own option, a twenty-year retirement plan for Detective Investigators within the office of the Tompkins County District Attorney,

RESOLVED, further, That Section 603 of the Retirement and Social Security Law would, therefore, be amended by adding new subdivision "u" to read as follows:

Sections 603. Eligibility for service retirement benefits; age and service requirements.

u. Notwithstanding the provisions of paragraph one of this subdivision, if the County of Tompkins elects to provide the retirement benefit pursuant to this paragraph by adopting a resolution to such effect and filing a certified copy thereof with the Comptroller, the service retirement benefit specified in section six hundred four of this article shall be payable to members with twenty years of creditable service, without regard to age, who are engaged directly in criminal law enforcement activities and who are employed in the office of the District Attorney of Tompkins county as a chief criminal investigator/detective, deputy chief criminal investigator, criminal investigator, senior criminal investigator, confidential criminal investigator, assistant criminal investigator criminal investigator-electronics, criminal investigator-child abuse, confidential investigator or criminal investigator/arson if: (i) such members have met the minimum service requirements upon retirement, and (ii) in the case of a member subject to the provisions of article fourteen of this chapter, such member files an election therefore which provides that he or she will be subject to the provisions of this article and to none of the provisions of article fourteen of this chapter. Such election, which shall be irrevocable, shall be in writing, duly executed and shall be filed with the Comptroller, within three years after entering employment in the office of the District Attorney of Tompkins County in one of the titles aforementioned in this paragraph. For the purposes of this subdivision, the term: "credible Service" shall have the meaning as so defined in both section eighty-nine D and six hundred one of this chapter and such term shall be subject to the conditions in such sections eighty-nine D and six hundred one, also include service as a Sheriff, Undersheriff, Captain Deputy Sheriff, Lieutenant Deputy Sheriff, Senior Criminal Investigator, Chief Investigator/Detective, Criminal Investigator,

Resolution No. 2011-80 Requesting Introduction of Home Rule Legislation – Amending Section 603 of the Retirement and Social Security Law in Relation to Service Retirement Benefits and Disability Benefits for Certain Detective Investigators with Twenty Years Service Without Regard to Age

Criminal Investigator-Electronics, Criminal Investigator-Child Abuse, Sergeant Deputy Sheriff, Deputy Sheriff, Deputy Sheriff Trainee, Police Chief, Police Lieutenant, Police Sergeant, Police Officer, or Police Captain.

New material is underlined

RESOLVED, further, That the Clerk to the Legislature be and is hereby authorized and directed to send a certified copy of this resolution to the Hon. Andrew M. Cuomo, Governor of the State of New York; Hon. Thomas F. O'Mara, Hon. James L. Seward, Hon. Michael F. Nozzolio, New York State Senators; Hon. Barbara Lifton Assemblywoman; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; and to such other persons as the Clerk, in her discretion, may feel proper in order to effectuate the purpose of this resolution.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**DEFEATED [5 TO 7]**
MOVER:	Peter Stein, Member
SECONDER:	James Dennis, Member
AYES:	Dennis, Mackesey, Pryor, Robertson, Stein
NAYS:	Burbank, Chock, Lane, McBean-Clairborne, McKenna, Proto, Robison
EXCUSED:	Kathy Luz Herrera, Dooley Kiefer, Nathan Shinagawa

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2619
Department: Sheriff's Department
Category: Fiscal (Budget)
Functional Category: Public Safety

ADOPTED

Resolution No. 2011-81

Appropriation of Donations to Support K9 Program - Sheriff's Department

WHEREAS, The Sheriff's Department police dog Major recently passed away due to cancer, and

WHEREAS, there has been an outpouring of public sympathy and awareness of the valuable services provided by the K9 Program, and

WHEREAS, the County maintains a Trust Account for Sheriff Donations, and

WHEREAS, the Trust Account for Sheriff Donations has sufficient funds to cover the cost of the acquisition of another police dog, now therefore be it

RESOLVED, on recommendation of the Public Safety, and the Budget, Capital, and Personnel Committees, That the Finance Director is authorized to make the following budget adjustment:

Revenue Account	Title	Amount	Appropriation Account
3113.42705	Gifts & Donations	$6,500	3113.54400 Program Expense

RESOLVED, further, That the Sheriff anticipates that donations for the K9 Program will become available and replenish the funds that have been transferred into the 2011 Budget.
SEQR ACTION: TYPE II- 2

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Stein
EXCUSED:	Kathy Luz Herrera, Dooley Kiefer, Nathan Shinagawa

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Court, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2611
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-82

Authorization of a 5-Year Extension to the Agreement with Cornell University for Discount Parking at the Ithaca Tompkins Regional Airport

WHEREAS, Cornell University wishes to extend its agreement for discount parking at the Ithaca Tompkins Regional Airport, and

WHEREAS, Cornell University will guarantee the County a minimum of $45,000 per year from Cornell-authorized vehicles parking in the airport's long-term and short-term parking lots, and

WHEREAS, in return for said minimum guarantee the County will provide parking spaces for Cornell-authorized business travelers at seventy-five percent of the normal pre-sales tax fee, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator be authorized and directed to execute an agreement with Cornell University for an additional five years commencing May 1, 2011.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [10 TO 1]**
MOVER:	Carol Chock, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Lane, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison
NAYS:	Pamela Mackesey
EXCUSED:	Kathy Luz Herrera, Dooley Kiefer, Nathan Shinagawa, Peter Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on May 17, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on May 18, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2607
Department: District Attorney
Category: Personnel (Positions, Salaries, Benefits)
Functional Category: Legislation/Regulations, Public Safety

ADOPTED

Resolution No. 2011-80

Requesting Introduction of Home Rule Legislation – Amending Section 603 of the Retirement and Social Security Law in Relation to Service Retirement Benefits and Disability Benefits for Certain Detective Investigators with Twenty Years Service Without Regard to Age

WHEREAS, legislation has been introduced in the New York State Legislature that would allow the County of Tompkins to adopt at its own option, a twenty-year retirement plan for Detective Investigators within the office of the Tompkins County District Attorney, and

WHEREAS, said bill requires an amendment to Section 603 of the Retirement and Social Security Law in the manner herein prescribed, now therefore be it

RESOLVED, on recommendation of the Public Safety, and the Budget, Capital, and Personnel Committees, That the Tompkins County Legislature hereby requests home rule legislation from the Legislature of the State of New York amending Section 603 of the Retirement and Social Security Law to allow the County of Tompkins to adopt, at its own option, a twenty-year retirement plan for Detective Investigators within the office of the Tompkins County District Attorney,

RESOLVED, further, That Section 603 of the Retirement and Social Security Law would, therefore, be amended by adding new subdivision "u" to read as follows:

Sections 603. Eligibility for service retirement benefits; age and service requirements.

u. Notwithstanding the provisions of paragraph one of this subdivision, if the County of Tompkins elects to provide the retirement benefit pursuant to this paragraph by adopting a resolution to such effect and filing a certified copy thereof with the Comptroller, the service retirement benefit specified in section six hundred four of this article shall be payable to members with twenty years of creditable service, without regard to age, who are engaged directly in criminal law enforcement activities and who are employed in the office of the District Attorney of Tompkins county as a chief criminal investigator/detective, deputy chief criminal investigator, criminal investigator, senior criminal investigator, confidential criminal investigator, assistant criminal investigator criminal investigator-electronics, criminal investigator-child abuse, confidential investigator or criminal investigator/arson if: (i) such members have met the minimum service requirements upon retirement, and (ii) in the case of a member subject to the provisions of article fourteen of this chapter, such member files an election therefore which provides that he or she will be subject to the provisions of this article and to none of the provisions of article fourteen of this chapter. Such election, which shall be irrevocable, shall be in writing, duly executed and shall be filed with the Comptroller, within three years after entering employment in the office of the District Attorney of Tompkins County in one of the titles aforementioned in this paragraph. For the purposes of this subdivision, the term: "credible Service" shall have the meaning as so defined in both section eighty-nine D and six hundred one of this chapter and such term shall be subject to the conditions in such sections eighty-nine D and six hundred one, also include service as a Sheriff, Undersheriff, Captain Deputy Sheriff, Lieutenant Deputy Sheriff, Senior Criminal Investigator, Chief Investigator/Detective, Criminal Investigator,

Resolution No. 2011-80 Requesting Introduction of Home Rule Legislation – Amending Section 603 of the Retirement and Social Security Law in Relation to Service Retirement Benefits and Disability Benefits for Certain Detective Investigators with Twenty Years Service Without Regard to Age

Criminal Investigator-Electronics, Criminal Investigator-Child Abuse, Sergeant Deputy Sheriff, Deputy Sheriff, Deputy Sheriff Trainee, Police Chief, Police Lieutenant, Police Sergeant, Police Officer, or Police Captain.

New material is underlined

RESOLVED, further, That the Clerk to the Legislature be and is hereby authorized and directed to send a certified copy of this resolution to the Hon. Andrew M. Cuomo, Governor of the State of New York; Hon. Thomas F. O'Mara, Hon. James L. Seward, Hon. Michael F. Nozzolio, New York State Senators; Hon. Barbara Lifton Assemblywoman; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; and to such other persons as the Clerk, in her discretion, may feel proper in order to effectuate the purpose of this resolution.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [9 TO 4]**
MOVER:	Nathan Shinagawa, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Mackesey, McKenna, Pryor, Robertson, Shinagawa
NAYS:	Michael Lane, Leslyn McBean-Clairborne, Frank Proto, Brian Robison
EXCUSED:	Kathy Luz Herrera, Peter Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2666
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-83

Authorizing a License to Enter - Cornell University Chemical Disposal and Radiation Burial Sites - Continued Remediation, Monitoring and Maintenance Work at Ithaca Tompkins Regional Airport

WHEREAS, the County of Tompkins signed consecutive Licenses to Enter for Cornell University to install and maintain groundwater wells and to install and maintain an underground collection system in connection with contamination emanating from their chemical disposal and radiation burial sites adjacent to the Ithaca Tompkins Regional Airport, and

WHEREAS, the most recent License to Enter expires on June 8, 2011, and there is a need for Cornell University to continue remediation, monitoring, and maintenance work at the groundwater wells located on airport property, and

WHEREAS, said remediation, monitoring, and maintenance are likely to be necessary for many years to come, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator be and hereby is authorized to sign a License to Enter for a period of five (5) years, commencing on June 9, 2011,

RESOLVED, further, That maps of well locations showing pollution plumes, data, and reports continue to be timely filed at the locations agreed upon as necessary among the County Airport Manager, the County Planning Department, and the County Environmental Health staff and that Cornell University keeps the Facilities and Infrastructure Committee informed about their progress by way of periodic presentations to that committee.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Leslyn McBean-Clairborne, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa
EXCUSED:	Kathy Luz Herrera, Peter Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2640
Department: Mental Health Department
Category: Fees
Functional Category: Mental Health

ADOPTED

Resolution No. 2011-84

Authorizing Changes in Fee Structure - Tompkins County Mental Health Clinic

WHEREAS, the Tompkins County Mental Health Department is recommending changes to the Fee Structure for the Clinic to maximize Medicaid, Medicare, and 3rd Party Insurance revenues, and

WHEREAS, these proposed rates are consistent with the Office of Mental Health Clinic Restructuring program and Ambulatory Patient Grouping methodology for billing, and

WHEREAS, the Tompkins County Community Mental Health Services Board at its May 2, 2011, meeting has, after careful review, approved the change of fee structure for the Tompkins County Mental Clinic as indicated herein, and

WHEREAS, Tompkins County ensures that all County residents have access to mental health services, without regard to ability to pay through the use of sliding scales based on income combined with household expenses and fee adjustments, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital and Personnel Committees, That the Tompkins County Mental Health Department implements the Fee Structure for Clinic Services below:

PROPOSED 2011 RATES	**Minimum Duration**	**MD/NP**	**Other Qualified Staff**
Intake Assessment	45 min		$200.00
Brief Psychiatric Assessment	30 min	$200.00	n/a
Full Psychiatric Assessment	45 min	$240.00	n/a
Brief Psychotherapy	30 min		$120.00
Full Psychotherapy	45 min		$160.00
Group Therapy (not Family)	60 min		$62.00
Family Therapy	60 min		$240.00
Family Therapy w/o patient	30 min		$120.00
Medication Injection	5 min		$80.00
Medication Management Visit	15 min	$128.00	n/a
Crisis 15min/unit	15 min	$77.50/unit	$77.50/unit
Psychological Testing	60 min		

RESOLVED, further, That the sliding scale rate sheet dated May 2011 will be implemented immediately upon approval of this resolution by the full Legislature.
SEQR ACTION: TYPE II-20

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Resolution No. 2011-84 Authorizing Changes in Fee Structure - Tompkins County Mental Health Clinic

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Leslyn McBean-Clairborne, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa
EXCUSED:	Kathy Luz Herrera, Peter Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2693
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-85

Authorization to Allocate 2011 Beautification Funding

WHEREAS, Tompkins County has a Beautification Program within its Tourism Program using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has reviewed a request for additional 2011 funding for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following allocation from the Room Tax Reserves is made for the Beautification Program:

Tompkins County Chamber of Commerce $5,750

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [9 TO 3]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, Robertson, Shinagawa
NAYS:	David McKenna, Frank Proto, Pat Pryor
EXCUSED:	Kathy Luz Herrera, Peter Stein
AWAY:	Brian Robison

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2679
Department: Facilities Division
Category: Agreements, Bids, Contracts, Grants
Functional Category: Buildings and Facilities, Capital Program

ADOPTED

Resolution No. 2011-86

Authorization to Execute an Agreement with HOLT Architects for Architectural and Engineering Design Services - Tompkins County Human Services Annex Building Renovation Project

WHEREAS, Resolution No. 226 of 2010 approved the purchase of property located at 214-216 West Martin Luther King, Jr., Street/West State Street for use by the Tompkins County Office for the Aging after vacating its present location in the County Courthouse at 320 North Tioga Street, Ithaca, NY, in response to the New York State Office of Court Administration's request to provide more space in the Courthouse for its library and additional meeting rooms, and

WHEREAS, two (2) responses to the County Request for Proposals to provide architectural and engineering design services for the newly acquired building were received from Labella Associates, P.C., 300 State Street, Suite 201, Rochester, NY, 14614 and HOLT Architects, P.C., 217 North Aurora Street, Ithaca, NY, 14850 on May 17, 2011, and

WHEREAS, Facilities Division staff have reviewed and evaluated the proposals taking into consideration the most beneficial combination of qualifications, services, and cost, and recommend HOLT Architects as the best qualified consultant to provide architectural and engineering design services for the project, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Capital Plan Review Committees, That the County Administrator or his designee be and hereby is authorized to execute an Agreement with HOLT Architects, P.C., for Architectural and Engineering Design Services in connection with the Renovation Project for the newly named Human Services Annex building for an amount not to exceed $135,000,

RESOLVED, further, That the Facilities Division be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed ten percent of the aforementioned contract amount, funds being available in Capital Account No.1606.16.06.
SEQR ACTION: TYPE II-21

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa
EXCUSED:	Kathy Luz Herrera, Peter Stein

Resolution No. 2011-86 Authorization to Execute an Agreement with HOLT Architects for Architectural and Engineering Design Services - Tompkins County Human Services Annex Building Renovation Project

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2683
Department: Legislature Office
Category: Advisory Boards and Committees
Functional Category: Redistricting

ADOPTED

Resolution No. 2011-87

Appointments to the Independent Redistricting Commission

WHEREAS, Resolution No. 49, dated April 5, 2011, authorized the creation of an Independent Redistricting Commission and to prepare a reapportionment plan to recommend and present to the Tompkins County Legislature for approval, and

WHEREAS, the Tompkins County Legislature has duly advertised for applicants and the Government Operations Committee, on behalf of the Tompkins County Legislature, has reviewed applications submitted and interviewed candidates for membership on the Independent Redistricting Commission, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the following members be appointed to the Independent Redistricting Commission to serve at the pleasure of the Legislature, effective immediately:

Henrik N. Dullea
Linda R. Duttweiler
John C. Gutenberger
Michael R. Hattery
Margaret Hobbie
Daniel D. Konowalow
Eric Lerner
Sarah Reistetter-Akiri
Jeffrey B. True

RESOLVED, further, That Henrik N. Dullea be and hereby is appointed the Chair of the Independent Redistricting Commission.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa
EXCUSED:	Kathy Luz Herrera, Peter Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2661
Department: County Administration
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category:

ADOPTED

Resolution No. 2011-88

Adjustments to the 2011 Budget – City of Ithaca – Municipal Sales Tax Agreement

WHEREAS, Resolution No. 87 of 1993 gave authorization for the County to enter into an agreement with the City of Ithaca for the distribution of sales tax proceeds, and

WHEREAS, the County pays for selected services provided by the City in an amount that increases or decreases yearly based on the percentage change in actual sales tax collected in the City of Ithaca, and

WHEREAS, actual collections within the City of Ithaca increased by 4.3% percent in 2010, and

WHEREAS, budget adjustments are necessary to recognize the increase in sales tax, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the Director of Finance be authorized and directed to make the following 2011 budget adjustments:

BUDGET APPROPRIATION:

From: County/City Program Change 6901.54666 16,154

	Budget	2011 Due	Change
To:			
OAR A6315.54400	7,433	7,368	(65)
OAR A6315.41110	7,433	7,368	(65)
HSC Agencies A6305.54400	300,056	312,997	12,941
HSC Agencies A6305.41110	300,056	312,997	12,941
County/City Program 6901.54666	419,719	422,997	3,278
County/City Program A6901.41110	419,719	422,997	3,278
Total Change			16,154

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa
EXCUSED:	Kathy Luz Herrera, Peter Stein

Resolution No. 2011-88 Adjustments to the 2011 Budget – City of Ithaca – Municipal Sales Tax Agreement

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Cored, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2662
Department: County Administration
Category: Fiscal (Budget)
Functional Category:

ADOPTED

Resolution No. 2011-89

Establishment of Guidelines and Fiscal Targets for All County Budgeting Units for the Preparation of the 2012 Budget

WHEREAS, the Tompkins County Legislature directed the County Administrator to develop a 2012 budget that can be supported by a 2% tax-levy increase and to present a Recommended Budget that can be supported by a 5.4% tax-levy increase and that clearly delineates the additional items that are included in the Recommended Budget that are not included in the budget supported by a 2% levy increase, and

WHEREAS, the Tompkins County Fiscal Policy specifies that a fiscal target is the maximum amount of general revenue spending authority that a department head or program director may request without initiating an Over-Target Request, and changes in fiscal targets should be communicated to department heads and program directors as timely as possible in order for them to submit their budget requests by July 25, 2011, and

WHEREAS, a 2012 maintenance of effort budget would require a 13% tax levy increase, a 5.4% tax levy increase requires a 7.8% fiscal target decrease, and

WHEREAS, the Tompkins County Legislature wishes to establish two target scenarios in order for departments and agencies to submit their 2012 budget requests, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That fiscal targets for all budgeting units for preparation of the 2012 budget are hereby established as follows:

1. For not-for-profit agency grants, fiscal targets in the 2011 adopted budget shall be decreased by 7.8% and shall not include one-time funding nor any funds re-appropriated.

2. For Towns and Villages applying for reimbursement for County-wide services, and for Human Service and Criminal Justice agencies receiving reimbursement pursuant to the Sales Tax Agreement between the County and City of Ithaca, fiscal targets in the 2011 adopted budget shall be decreased by 7.8% and shall not include one-time funding nor adjustments for prior years.

3. For all County departments' fiscal targets in the 2011 adopted budget shall be increased to include funding for the required fringe rate increase and then these modified fiscal targets will be decreased by 7.8% and shall not include one-time funding nor any funds re-appropriated from previous years.

RESOLVED, further, That each of the budgeting units mentioned above also, using the same methodology, shall prepare a 2012 budget by decreasing the 2011 adopted budget by 11.2%,

RESOLVED further, That the County Administrator, for the purpose of constructing the recommended budget, shall have the full authority to reduce department targets as needed to achieve the Tax Levy goal set by the Legislature, and will consult with Department Heads and Division Managers prior to reducing targets.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-89 Establishment of Guidelines and Fiscal Targets for All County Budgeting Units for the Preparation of the 2012 Budget

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Brian Robison, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa
EXCUSED:	Kathy Luz Herrera, Peter Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2694
Department: T.C.3.
Category: Public Hearing
Functional Category: Tompkins Cortland Community College

ADOPTED

Resolution No. 2011-90

Authorization for Public Hearing - Tompkins Cortland Community College Operating Budget – 2011-2012

WHEREAS, Tompkins Cortland Community College is a joint enterprise of Tompkins County and Cortland County whose budgets must be acted on by each county, now therefore be it

RESOLVED, That a public hearing be held on June 21, 2011, at 5:30 o'clock in the evening thereof in the Legislature's Chambers of the Tompkins County Courthouse, 320 North Tioga Street, Ithaca, New York, concerning the 2011-2012 operating budget request for Tompkins Cortland Community College. At such time and place all persons interested in the subject matter will be heard concerning the same,

RESOLVED, further, That the Clerk of the Legislature be and hereby is directed to place such notice of public hearing in the official newspaper of Tompkins County.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa
EXCUSED:	Kathy Luz Herrera, Peter Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2691
Department: Tompkins County Legislature
Category: Fiscal (Budget)
Functional Category: Legislation/Regulations

ADOPTED

Resolution No. 2011-91

Supporting Permanent Thresholds on Locally-Determined Taxes to be Established by New York State

WHEREAS, counties are obligated to administer and fund a broad range of State-mandated programs, and

WHEREAS, the cost of those mandated programs has grown steadily over time, with the New York State Association of Counties finding that State-mandated costs now represent 90% of an average county's property tax levy, and

WHEREAS, the sources of revenue available to counties to pay these State-mandated costs, and the maximum rates at which they may be applied, are also established by the State, and

WHEREAS, over time, many counties, including Tompkins County, have been granted individual authority by the State to exceed the maximum rate of a specific tax, although such authority is generally subject to a periodic "sunset" provision that requires the county to seek State legislation to maintain the rate at its previously-approved level, and

WHEREAS, the Tompkins County Budget, Capital, and Personnel Committee believes that counties should be provided modest additional latitude to consider, debate, and determine the mix of revenues they find most equitable and appropriate for their communities, as well as the stability and ability to plan that is currently undermined by the need for revenues to be periodically re-authorized by the State, and

WHEREAS, the Committee therefore endorsed a plan for New York State to raise the existing rate thresholds for revenue sources granted to counties to a level that is either consistent with precedent established by the State in granting specific authority to individual counties or, in the case of the wireless surcharge, reflects a shift in the cost of developing major public communications systems from the State to counties, and

WHEREAS, such a plan would call for a maximum rate of 4% for local sales taxes; 0.5% for local Mortgage Recording Taxes; $1 per $500 for local deed transfer taxes; $1 per line per month for land line emergency communications telephone surcharges; and $1 per month for wireless emergency communications telephone surcharges, and

WHEREAS, the New York State Legislature is nearing the end of its 2011 legislative session, and time is of the essence in putting this proposal before State lawmakers, and

WHEREAS, the Committee therefore authorized its Chair to act on its behalf in preparing and distributing a letter to appropriate State officials proposing the plan to raise thresholds on revenue sources, and the Chair subsequently sent said letter, now therefore be it

RESOLVED, That the Tompkins County Legislature hereby endorses said plan (attached to the resolution) and authorizes its Chair to follow up with the Budget, Capital, and Personnel Committee Chair's correspondence to and communication with appropriate State officials in support of said plan,

Resolution No. 2011-91 Supporting Permanent Thresholds on Locally-Determined Taxes to be Established by New York State

RESOLVED, That copies of this resolution be sent to Governor Andrew Cuomo, Senate Leader Dean Skelos, Assembly Speaker Sheldon Silver, Senators Tom O'Mara, James Seward, Mike Nozzolio, Jack Martins, Suzi Oppenheimer, Jeffrey Klein, and Andrea Stewart-Cousins, and Assemblywoman Barbara Lifton, and Executive Director Steve Acquario of New York State Association of Counties.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [12 TO 1]**
MOVER:	James Dennis, Member
SECONDER:	Brian Robison, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa
NAYS:	Frank Proto
EXCUSED:	Kathy Luz Herrera, Peter Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 7, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 8, 2011.

Catherine Cosentino, Clerk
Tompkins County Legislature

Resolution No. 2011-91 Supporting Permanent Thresholds on Locally-Determined Taxes to be Established by New York State

Attachment:

Recommended Thresholds for Major Local Revenues

Sales Tax

Currently: Limit now at 3.0%

- 45 (of 57 outside NYS) counties at or above 4%
- 5 (of 57 outside NYC) counties above 4%--Erie (4 ¾), Herkimer (4 ¼), Oneida (4 ¾), Nassau (4 ¾), Suffolk (4 ¼)

Proposed: Establish a threshold of 4.0%

Mortgage Recording Tax

Currently: Any change must currently be authorized by the State

- 26 counties now have mortgage tax authority; 2 are at 0.5%, remainder at 0.25%

Proposed: Establish a threshold of 0.5% for the "Local Tax" retained by county for county purposes

- (Other elements of Mortgage Tax: "Basic Tax" of 0.5% now goes to municipalities; "Additional Tax" of 0.25% to SONYMA. In addition, some areas have a "Special Additional Tax" pledged to transportation authorities, including the MTA)

Deed Transfer Tax

Currently: Any change must be currently authorized by the State

- 5 counties have transfer tax authority (Nassau's $5/$500 rate is higher than proposed threshold)
- 7 towns also have transfer tax authority; all at or below proposed threshold

Proposed: Establish a local threshold of $1 per $500 for counties (only Nassau now exceeds)

Landline telephone surcharge

Currently: Limit now at $0.35 per line per month

- 2 counties have $1.00/month surcharges in place

Proposed: Raise to $1.00 per line per month (link to

Resolution No. 2011-91 Supporting Permanent Thresholds on Locally-Determined Taxes to be Established by New York State

development or maintenance of emergency communications systems)

Wireless telephone surcharge

Currently: Limit now at $0.30 per month

- 47 counties have $.030 surcharge in place

Proposed: Raise to maximum of $1.00 per month (link to development or maintenance of emergency communications systems) (NYS imposes a $1.20/month surcharge)

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2687
Department: Tompkins County Legislature
Category: Human Rights
Functional Category: Cornell University

DEFEATED

Resolution No. 2011-92

Resolution to Cornell University Administrators Regarding the Proposed Change in Status for the Africana Studies and Research Center

WHEREAS, the Africana Studies and Research Center ("Center") at Cornell University was created in 1969 out of the proclaimed and mutually agreed-upon terms of providing a safe intellectual, physical, and social space for Black students during a period of overt hostility towards the University's students of color, and

WHEREAS, the creation and success of the center has become part of the history of Tompkins County as well as that of the university that is embraced by residents, contributes to the ability of the community to attract visitors, and promotes community pride, and

WHEREAS, the Tompkins County Legislature recognizes that Cornell University must make its own academic decisions that take into account many factors, and

WHEREAS, the original institutional structure of the Center as a cross-disciplinary and intercollegiate unit had been intentionally designed by the university administration to help it advance its unique intellectual, cultural, and scholar activist goals, and

WHEREAS, for over forty-two years, the Center's unique intercollegiate status and institutional structure makes it a flagship and model in the fields of Africana and Ethnic Studies programs nationally and globally, and

WHEREAS, the Center is one of the forefront examples of a community engaged academic unit at Cornell, and

WHEREAS, on December 1, 2010, the President and the Provost of Cornell University (administrators) decided to significantly alter the institutional structure of the Center, transforming it from an intercollegiate unit to a yet-to-be determined academic entity within the College of Arts and Sciences (CAS), and

WHEREAS, faculty, students, and staff affiliated with ASRC have said publicly that they had no prior knowledge of the decision, while their evidence points to disclosure to faculty elsewhere on the campus, suggesting to the ASRC community a decision-making process that intentionally excluded its members, yet they continue to request a dialogue with Cornell administrators, and

WHEREAS, faculty, students, and staff affiliated with ASRC, and community members have requested that Cornell administrators provide any details about the process leading up to the announcement, and any detailed plan for preserving the integrity of the Center as a unit within the College of Arts and Sciences, and

WHEREAS, many leaders in various parts of the Tompkins County community have requested a public, town-hall-style meeting as a way to help both sides come to a mutually beneficial agreement, and

WHEREAS, the stellar reputations of Cornell and many institutions within it, including ASRC, attract scores of people to the University and to Tompkins County - be they students, their families, faculty, or staff, which stimulates our local economy repeatedly during any year, while news of negative

Resolution No. 2011-92 Resolution to Cornell University Administrators Regarding the Proposed Change in Status for the Africana Studies and Research Center

effect potentially dissuades people from coming to either place, and

WHEREAS, Cornell has built a great reputation as a developer of leadership through empowerment and has stated that any restructuring would be done in collaboration with those directly involved in any changes, now therefore be it

RESOLVED, That the Tompkins County Legislature in the spirit of due process, meaningful stakeholder participation and social justice, respectfully requests that the top administration of Cornell University consider all of the implications in its proposed re-alignment of the Africana and Research Studies Center,

RESOLVED, further, That the Tompkins County Legislature urges Cornell's administration to delay moving forward with the restructuring of ASRC and, in the interim, respectfully requests that administrators engage members of the Cornell community, particularly those poised to be most affected - such as the faculty, staff and students at ASRC - in meaningful, transparent, and productive dialogue that can lead towards a mutually agreed upon decision in contemplation of the restructuring effort,

RESOLVED, further, That the Clerk of the Legislature forwards a copy of this resolution to Cornell University President David J. Skorton, Provost W. Kent Fuchs, and the members of Cornell's Board of Trustees.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**DEFEATED [5 TO 8]**
MOVER:	Leslyn McBean-Clairborne, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Mackesey, McBean-Clairborne, Shinagawa
NAYS:	Dennis, Kiefer, Lane, McKenna, Proto, Pryor, Robertson, Robison
EXCUSED:	Kathy Luz Herrera, Peter Stein

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2690
Department: Sheriff's Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Public Safety

ADOPTED

Resolution No. 2011-93

Authorization to Accept New York State Child Passenger Safety Grant - Sheriff's Office

WHEREAS, the Tompkins County Sheriff's Office has received funding in the amount of $8,500 through the New York State Governor's Traffic Safety Committee and these funds may be applied to the Tompkins County Child Passenger Safety Seat Program, and

WHEREAS, these funds will be used to reimburse costs of new car seats to keep the Tompkins County Child Passenger Safety Seat Program running, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That the County accepts this grant,

RESOLVED, further, That the Finance Director is hereby authorized to make the following budget adjustment:

FROM:	A3113.43389	Other Public Safety Revenue	$8,500
TO:	A3113.54319	Program Expense	$8,500

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2660
Department: County Administration
Category: Leases
Functional Category:

ADOPTED

Resolution No. 2011-94

Authorization to Enter into a Five-Year Extension of a Lease Agreement with the Alcohol & Drug Council of Tompkins County, Inc.

WHEREAS, the Alcohol & Drug Council of Tompkins County, Inc., currently has a lease agreement with Tompkins County for the rental of office space in the Mental Health Building, 201 East Green Street, Ithaca, and

WHEREAS, this lease agreement expired on March 31, 2011, and

WHEREAS, the Alcohol & Drug Council of Tompkins County, Inc., would like to renew the lease for an additional five-year period, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Facilities and Infrastructure Committees, That the County Administrator or his designee is hereby authorized to sign a lease agreement with the Alcohol & Drug Council of Tompkins County, Inc., for a five-year period running from April 1, 2011, through March 31, 2016, with an eighteen-month notice escape clause,

RESOLVED, further, That the lease includes rent, cleaning, utilities, and maintenance, and the rates are as follows:

2011-12	$106,942
2012-13	$110,151
2013-14	$113,456
2014-15	$116,859
2015-16	$120,365

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Cornet, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2676
Department: Social Services Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Human Services Agencies, Social Services, Transfers and Adjustments, Youth Services

ADOPTED

Resolution No. 2011-95

Authorizing Primary School Family Support Contract

WHEREAS, the Department of Social Services is able to draw down 62% State reimbursement if it renews its contract with Tompkins Community Action for the Primary School Family Support program, and

WHEREAS, due to the restrictions on Community Optional Preventive Services, those State funds are only accessible to our County if used for this contract, and

WHEREAS, the Youth Services Department is able and willing to transfer funds representing nearly all the local cost for the contract, and

WHEREAS, the Department of Social Services is in a position to cover the local cost balance with reduced spending on other purchased services for clients contracts, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital, and Personnel Committees, That the Department of Social Services is authorized to renew the aforementioned contract,

RESOLVED, further, That the Director of Finance is authorized to make the following adjustments to Social Services' 2011 budget:

Appropriation:	6070.54400	Program	$ 79,108
Revenue:	6070.44609	NYS: Services for Clients	$ 54,623
	6070.41894	Social Services Charges	$ 24,485

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Corest, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2706
Department: Legislature Office
Category: Fiscal (Budget)
Functional Category: Social Services

ADOPTED

Resolution No. 2011-96

Budget Adjustment - Social Services

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Director of Finance be directed to make the following budget adjustments on his books:

Social Services

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6140.54000	Safety Net Program	$41,526	6010.54000	Administration: Program
6109.54000	Family Assistance: Program	$62,290	6010.54000	Administration: Program
6109.44609	Family Assistance: Federal	$62,290	6010.44615	Administration: FFFS Block Grant

Explanation: A few years back, the Department of Social Services moved Red Cross' provision of Homeless Outreach, Prevention, and Drop-In Shelter services and its funding for same out of its Emergency Shelter contract with that agency and into a separate agreement, but continued to issue payments for the new contract through its Mandated public assistance programs.

Earlier this year, the fiscal staff from the NYS Office of Temporary and Disability Assistance advised the Department that those payments must be issued and claimed as Administrative expenditures. This budget transfer seeks to comply.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Cosent, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2653
Department: Legislature Office
Category: Administrative
Functional Category: Personnel

ADOPTED

Resolution No. 2011-97

Establishing Standard Work Day for Elected and Appointed Officials - County Clerk

WHEREAS, effective August 12, 2009, New York State adopted a new regulation 315.4 for additional reporting requirements for elected or appointed officials that more clearly defines the process for reporting time worked for those officials who are members of the New York State Retirement System, and

WHEREAS, a three-month record of work activities was submitted to the Clerk of the Legislature by those officials that do not maintain a daily record of actual time worked, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the Tompkins County Legislature hereby establishes the following as standard work days for the County Clerk, an elected official, and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted to the Clerk of the Legislature:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials					
County Clerk	Aurora Valenti	6	1/1/2011 - 12/31/2014	N	20

RESOLVED, further, That the resolution be posted on the Tompkins County website for a minimum of 30 days and that a certified copy of the resolution and affidavit of posting be filed with the Office of the State Comptroller within 45 days of adoption.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-97 Establishing Standard Work Day for Elected and Appointed Officials - County Clerk

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2695
Department: County Administration
Category: Fiscal (Budget)
Functional Category: Tompkins Cortland Community College

ADOPTED

Resolution No. 2011-98

Adoption of 2011-2012 Operating Budget - Tompkins Cortland Community College

WHEREAS, a proposed operating budget for Tompkins Cortland Community College for the fiscal year September 1, 2011, through August 31, 2012, has been presented to the Legislature of the County of Tompkins pursuant to County Law and Section 6306 of the Education Law, and

WHEREAS, the Legislature will conduct a public hearing on said proposed budget on the 21st of June 2011, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That said proposed 2011-2012 operating budget in the amount of $35,906,257 of which the total sponsoring community contribution is in the amount of $4,254,915 of which Tompkins County's share is $2,680,596 and Cortland County's share is $1,574,319 be and the same hereby is approved,

RESOLVED, further, That the Legislature of Tompkins County includes in the 2011 Tompkins County Budget an amount to be determined pursuant to the approved plan for said College in effect as of September 1, 2011, and that the amount when determined be raised by taxation in the County of Tompkins in the fiscal year 2012,

RESOLVED, further, That this resolution shall become effective upon the adoption of a concurrent resolution by the Cortland County Legislature.

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2712
Department: Highway Division
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-99

Award of Bid – CR 130, Newfield Depot Road Bridge Replacement (BIN 3314380) - PIN 3753.21, Town of Newfield

WHEREAS, Resolution No. 129 of 2009 approved a project (P.I.N. 3753.21) to replace the bridge carrying County Road 130, Newfield Depot Road, over Cayuga Inlet (BIN 3314380) in the Town of Newfield, and

WHEREAS, Resolution No. 50 of 2011 authorized an agreement with the State of New York whereby Federal sources will furnish 80% of the funding necessary for the Project, and

WHEREAS, the Department of Finance - Division of Purchasing has duly advertised for bids for the project, and

WHEREAS, four (4) bids were received and publicly opened on June 14, 2011, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the bid be awarded to Economy Paving Company, Inc., of Cortland, NY, lowest, responsible bidder, in the amount of $916,402.70, pending approval and confirmation of funding levels by the New York State Department of Transportation,

RESOLVED, further, That the Highway Division be authorized to implement this bid and execute change orders with total values not to exceed 10% of the aforementioned bid amount on behalf of the County, funds to be provided from the Newfield Depot Road Capital Account (HZ 5103.59239.53.09).

SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED [14 TO 0]**
MOVER:	Carol Chock, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
AWAY:	James Dennis

Resolution No. 2011-99 Award of Bid – CR 130, Newfield Depot Road Bridge Replacement (BIN 3314380) - PIN 3753.21, Town of Newfield

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2696
Department: County Administration
Category: Administrative
Functional Category: Administrative Manual Policy

ADOPTED

Resolution No. 2011-100

Adopting an Exclusion Screening Policy as an Addition to the County Compliance Program and to the Formal Policies and Procedures of Tompkins County Government

WHEREAS, in January of this year by Resolution No. 2011-11, the Legislature approved the development and implementation of a Corporate Compliance Program for Tompkins County government, and

WHEREAS, a core element of an effective compliance program is the screening of pre-hire and post-hire of County employees and contractors to minimize risk in hiring individuals or contracting with business entities that have been involved in adverse governmental actions related to fraud, patient abuse, licensing board sanctions, license revocation/suspension/surrender, or that have been excluded from federal healthcare programs, and

WHEREAS, a formal Exclusion Screening Policy establishes County government compliance with applicable federal and state mandates, and emphasizes County government commitment to maintaining high quality service and integrity in its financial and business operations, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That Administrative Policy 01-46: Exclusion Screening is hereby adopted.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Cobert, Clerk
Tompkins County Legislature

ADOPTED

Resolution No. 2011-101

Appropriation from Contingent Fund - COPS (Community Option Preventive Services) Contracts

WHEREAS, the Department of Social Services, through subcontracts with several human services agencies, has been operating Community Optional Preventive Services (COPS) programs as authorized by the County's 2011 budget process, and

WHEREAS, the programs supported include: Advocacy Center, Cooperative Extension, Day Care Council, Tompkins County Probation, and Tompkins Community Action, and

WHEREAS, the New York State Office of Children and Family Services has just released district-specific COPS allocations following April passage of the State budget, with the result that the Department's potential revenue from that source is $87,154 significantly less than the $302,087 that was anticipated in the County budget, and

WHEREAS, expenditures on these programs are believed to reduce the frequency, duration, and level of care required in foster care and detention placements, thereby reducing the local cost of those mandatory expenditures, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital, and Personnel Committees, That the Finance Director is hereby authorized and directed to make the following budget adjustment for 2011:

FROM:	A1991.54000	Contingent Fund	$214,933
TO:	A6070.43670	State Purchase of Services	-$214,933

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-101 Appropriation from Contingent Fund - COPS (Community Option Preventive Services) Contracts

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2663
Department: Health Department
Category: Fiscal (Budget)
Functional Category: Contingent Fund, Health Related

ADOPTED

Resolution No. 2011-102

Appropriation from Contingent Fund and Budget Adjustment – Home Care – Health Department

WHEREAS, the 2011 budget process allocated 50% of the requested funds for operation of the Certified Home Health Agency, and

WHEREAS, the Home Care Program will need to continue operations through 2011, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital, and Personnel Committees, That the Director of Finance is hereby authorized and directed to make the following budget appropriation and adjustment:

FROM:	A1990.54440	Contingent Fund	$	195,900
	A4016.41610	Home Nursing Charges		640,375
		TOTAL REVENUES:	$	836,275
TO:	A4016.51000	Regular Pay/On Call	$	25,832
	A4016.51000513	Account Clerk Typist		30,463
	A4016.51000529	Sr. Account Clerk Typist		17,596
	A4016.51000579	Physical Therapist		25,768
	A4016.51000580	Community Health Nurse		207,040
	A4016.51000601	Supv. Comm. Health Nurse		31,452
	A4016.51000656	Team Leader		56,936
	A4016.52220	Departmental Equipment		42
	A4016.54303	Office Supplies		1,473
	A4016.54310	Automotive Fuel		4,137
	A4016.54330	Printing		3,148
	A4016.54332	Books		195
	A4016.54354	Medical		14,004
	A4016.54414	Local Mileage		1,842
	A4016.54421	Auto Maintenance/Repair		2,790
	A4016.54432	Rent		8,196
	A4016.54442	Professional Services		190,184
	A4016.54452	Postage		880
	A4016.54462	Insurance		5,574
	A4016.54472	Telephone		3,221
	A4016.54499	Health Facility Assessment		2,242
	A4016.58800	Total Fringe Benefits		203,260
		TOTAL APPROPRIATIONS:	$	836,275

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

Resolution No. 2011-102 Appropriation from Contingent Fund and Budget Adjustment – Home Care – Health Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2701
Department: Health Department
Category: Fiscal (Budget)
Functional Category: Health Related

ADOPTED

Resolution No. 2011-103

Authorization to Divest in Tompkins Home Health Care Certified Home Health Agency (CHHA) and Authorization to Issue Request for Proposals – Health Department

WHEREAS, during the 2011 budget process a proposal was made to divest of the County's Certified Home Health Agency (CHHA) and funds were allocated to review the operation of the CHHA, and

WHEREAS, the department entered into an agreement with Jack Venesky, CPA & Associates for a Strengths, Weaknesses, Opportunities and Threats (SWOT) analysis to provide fiscal information and projections about the CHHA to assist in making a decision on the CHHA, and

WHEREAS, a panel discussion was held to provide perspectives on regulations and impacts of operating or divesting of the CHHA from various professionals associated with home care services, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the County divest of the Certified Home Health Agency subject to the issuance and award of a Request for Proposals (RFP) to purchase the Certified Home Health Agency license.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [9 TO 6]**
MOVER:	Will Burbank, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Chock, Dennis, Lane, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Luz Herrera, Kiefer, Mackesey, McBean-Clairborne, McKenna, Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2686
Department: Tompkins County Legislature
Category: Legislation/Funding - State and Federal
Functional Category: Public Safety

ADOPTED

Resolution No. 2011-104

Request that Governor Cuomo Rescind the Secure Communities Memorandum of Agreement Between New York State and the Department of Homeland Security

WHEREAS, in March 2008, the U.S. Immigration and Customs Enforcement (ICE), an agency of the Department of Homeland Security (DHS), initiated a Secure Communities program, and

WHEREAS, in May 2010, New York State signed a Memorandum of Agreement (MOA) with Immigration and Customs Enforcement (ICE) to allow Secure Communities into New York, which was revised on December 28, 2010, and

WHEREAS, this Memorandum of Agreement requires New York State and any participating local law enforcement departments to use fingerprint-based biometric technology during booking of arrestees and requires them to share these data immediately with DHS, effectively opening the door for ICE presence in every police precinct across New York State, and

WHEREAS, the way in which the Department of Homeland Security went about signing this agreement with the Department of Criminal Justice Services was neither transparent nor public, and

WHEREAS, this agreement was signed without any public input, and without the knowledge of many State-level elected officials who are entrusted to represent the best interests of constituents yet many learned about Secure Communities months after the MOA was signed, and

WHEREAS, confusing and contradictory information has been provided as to whether municipal participation in the Secure Communities program is voluntary or compulsory, such as ICE officials having promised New York officials that localities will have to opt-in in order to implement the Secure Communities program yet DHS now maintains that participation in Secure Communities by local jurisdictions in states that have signed MOAs are mandatory, and

WHEREAS, the increasing collaboration between law enforcement agencies and ICE is of great concern to the Tompkins County Legislature due to the negative impact this collaboration has on community trust in policing, the potential for racial profiling, and most importantly, the funneling of thousands of New Yorkers into immigration detention and deportation without the exercise of due rights, and

WHEREAS, the detention and deportation system lacks accountability or transparency, and often sends New York immigrant residents thousands of miles away to immigration detention centers located in Texas, Louisiana, and Alabama, where they are deprived of adequate access to counsel, medical care, family, witnesses, and other evidence necessary to defend themselves against deportation, and

WHEREAS, beyond the individual suffering, many of these New Yorkers leaves behind a broken family, and

WHEREAS, ICE has made clear that localities, not ICE, will bear the financial and resource burdens and all liabilities incurred by participation in Secure Communities and its related programs, and

WHEREAS, as New York is grappling with an $8.1 billion budget deficit and Tompkins County

Resolution No. 2011-104 Request that Governor Cuomo Rescind the Secure Communities Memorandum of Agreement Between New York State and the Department of Homeland Security

is still weathering a challenging economic environment, and can ill-afford unnecessary expenditures that do not benefit our community, and

WHEREAS, on May 4, 2011, Governor Quinn of Illinois requested a termination of the Memorandum of Agreement between the Illinois State Police and DHS stating ICE's records show that more than 20% of the deportations from the state under the program have been of persons who were not convicted of any crime and nearly 79% of those deported nationwide under the Secure Communities program are non-criminals or were picked up but not necessarily charged or convicted, and

WHEREAS, on June 1, 2011, New York Governor Andrew Cuomo announced that New York State will suspend participation in the federal Secure Communities Program, stating that, "there are concerns about the implementation of the program as well as its impact on families, immigrant communities and law enforcement in New York," and

WHEREAS, we applaud and support this suspension by the governor and sees it as a move in the right direction towards fully rescinding New York State's participation in the program, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That the Tompkins County Legislature strongly urges New York State Governor Andrew Cuomo to rescind in its entirety the Memorandum of Agreement (MOA) New York State signed in May 2010 and revised in December 2010 with the Department of Homeland Security's Immigration and Customs Enforcement agency authorizing the implementation of the Secure Communities program in New York,

RESOLVED, further, That the Tompkins County Legislature urges Governor Cuomo to not commit New York State to any future involvement in the program until further investigation, review, and public debate on all aspects and impacts of the program are conducted,

RESOLVED, further, That the Clerk of the Legislature forward certified copies of said resolution to Governor Andrew Cuomo, New York State Senators James L. Seward, Thomas F. O'Mara, Michael F. Nozzolio, and Assemblywoman Barbara S. Lifton.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [13 TO 2]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Shinagawa, Stein
NAYS:	Frank Proto, Brian Robison

Resolution No. 2011-104 Request that Governor Cuomo Rescind the Secure Communities Memorandum of Agreement Between New York State and the Department of Homeland Security

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2714
Department: Legislature Office
Category: Legislation/Funding - State and Federal
Functional Category: Personnel, Public Safety

ADOPTED

Resolution No. 2011-105

Endorsement of Legislative Bills S-5804 and A-8290A Relating to Service Retirement Benefits for Persons Engaged in Criminal Law Enforcement Employed in the Office of the Tompkins County District Attorney

WHEREAS, Resolution No. 80 of 2011 requested the New York State Legislature to Amend Section 603 of the Retirement and Social Security Law in relation to service retirement benefits and disability benefits for certain detective investigators with twenty years of service without regard to age, and

WHEREAS, the intent of such legislation is to allow the County to adopt at its own option a twenty-year retirement plan for Detective Investigators in the office of the Tompkins County District Attorney, and

WHEREAS, the New York State Legislature has responded to the County's request through the introduction of S-5804 and A-8290A "An act to amend the retirement and social security law, in relation to service retirement benefits for persons engaged in criminal law enforcement and employed in the office of district attorney of Tompkins County", now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That the Tompkins County Legislature endorses and requests State approval of legislation known as S-5804 and A-8290A.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [10 TO 5]**
MOVER:	Peter Stein, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Mackesey, McKenna, Pryor, Robertson, Shinagawa, Stein
NAYS:	Luz Herrera, Lane, McBean-Clairborne, Proto, Robison

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Court, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2704
Department: County Administration
Category: Fiscal (Budget)
Functional Category: Contingent Fund

ADOPTED

Resolution No. 2011-106

Authorizing the Use of Contingency Funds to Support the Cost of Administrative and Technical Support Provided to the Independent Redistricting Commission's Development of a Decennial Reapportionment Plan)

WHEREAS, Resolution No. 49, dated April 5, 2011, authorized the creation of an Independent Redistricting Commission to prepare a reapportionment plan to recommend and present to the Tompkins County Legislature for approval, and

WHEREAS, that authorizing resolution directed the County Administrator to designate appropriate staff to assist the Commission, and

WHEREAS, the County Administrator, in consultation with the Director of Information Technology Services and the Clerk of the Legislature has determined that the staffing requirements anticipated to adequately and professionally serve the Commission are available within the County organization, although the downsizing of the County's personnel roster in recent years may not allow for that support to be fully accommodated during regular business hours, and

WHEREAS, in addition to Information Technology/Geographic Information System and administrative support personnel, support for the Commission may require the purchase of supplies and materials including relevant computer software, and

WHEREAS, in the development of the County's 2011 budget, it was acknowledged that funds will need to be provided to support the Reapportionment plan that are in addition to funds provided to the departments that will support the project, and

WHEREAS, it is the desire of the County Legislature to provide adequate funding to ensure the Commission is provided responsive and professional support commensurate with the significance of this project; now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the Tompkins County Legislature directs and authorizes the Commissioner of Finance to earmark $20,000 from the County's 2011 Contingency Account for the purpose of supporting the cost of overtime and supplies and materials needed to support the Commission in 2011 and 2012,

RESOLVED, further, That the County Administrator will manage the allocation of those funds in a manner that ensures that the Commission's support needs are fulfilled within this allocation, with any unspent funds being returned to the County's general fund.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-106 Authorizing the Use of Contingency Funds to Support the Cost of Administrative and Technical Support Provided to the Independent Redistricting Commission's Development of a Decennial Reapportionment Plan)

RESULT:	**ADOPTED [14 TO 1]**
MOVER:	Michael Lane, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Kathy Luz Herrera

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on June 21, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on June 22, 2011.

Catherine Cornet, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2707
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-107

Award of Five-Year Engineering Consulting Agreement - Ithaca Tompkins Regional Airport

WHEREAS, there is an ongoing need to employ a specialized firm of engineering consultants for various airport projects that are funded by federal and state grants, and

WHEREAS, the Federal Aviation Administration (FAA) and the New York State Department of Transportation (NYSDOT), in recognition of the need for a thorough knowledge of the airport environment require that engineering consultants be selected on the basis of qualifications and not by price, and

WHEREAS, the FAA and NYSDOT recognizing the desire for continuity when completing a series of projects, allow airport sponsors to select a firm of engineering consultants for a five-year period, and

WHEREAS, said selection for a five-year period will allow the County, if it so chooses, to award all FAA/NYSDOT funded engineering contracts during that time to the selected consultant, without the need to issue Requests for Qualifications (RFQs) for individual projects, and

WHEREAS, the County may also, at its option and without cause, elect to use the services of other qualified airport engineering consultants during the five-year period, rather than the services of the selected consultant, and

WHEREAS, a Request For Qualifications (RFQ) was issued on April 9, 2011, to six qualified airport engineering consultants in New York State and two responses were received, and

WHEREAS, the two sets of qualifications were reviewed by a five-person panel of qualified individuals and the recommendation from the panel is to award the contract to C&S Companies of Syracuse, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator be and hereby is authorized to sign a five-year agreement for engineering services at the Ithaca Tompkins Regional Airport with C&S Companies of Syracuse, New York, from July 1, 2011, through June30, 2016.

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-107 Award of Five-Year Engineering Consulting Agreement - Ithaca Tompkins Regional Airport

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 6, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2708
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-108

Authorizing Acceptance of a Federal Aviation Administration (FAA) Grant to Complete Phase II of the Sustainable Master Plan - Ithaca Tompkins Regional Airport

WHEREAS, the Federal Aviation Administration (FAA) has requested that as part of the Sustainable Master Plan the airport be photographed from the air in order to complete the surveying and Airport layout Plan (ALP) to their satisfaction, and

WHEREAS, this work was not part of the original specifications of the Sustainable Master Plan contract, and

WHEREAS, the County Legislature approved a contract with EA Maps LLC to complete this work by Resolution No. 75 on May 17, 2011, and

WHEREAS, the County has received a grant offer from the Federal Aviation Administration (FAA) in the amount of $76,950 to complete said Phase II of the Sustainable Master Plan at the Ithaca Tompkins Regional Airport, and

WHEREAS, the budget for this project will be $78,000 plus $3,000 for the mandated Independent Fee Estimate (IFE) conducted by Woolpert Engineers, and the financing is as follows:

FAA Share (95.0%)	Account No. HT5601.44592	$76,950
New York State Department of Transportation (2.5%)	Account No. HT5601.43592	$ 2,025
Airport Operational Budget (2.5%)	Account No. HT5601.45031	$ 2,025
Total		$81,000

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the grant offer from the FAA of $76,950 be and hereby is accepted and that the County Administrator is authorized to execute the required documents.

SEQR ACTION: TYPE II-18

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-108 Authorizing Acceptance of a Federal Aviation Administration (FAA) Grant to Complete Phase II of the Sustainable Master Plan - Ithaca Tompkins Regional Airport

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 6, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2725
Department: Legislature Office
Category: Fiscal (Budget)
Functional Category: Solid Waste and Recycling

ADOPTED

Resolution No. 2011-109

Budget Adjustment - Solid Waste Division

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Director of Finance be directed to make the following budget adjustments on his books:

Solid Waste

Revenue Acct	Title	Amt	Approp Acct	Title(s)
CL8163.42770	Misc. Revenues	$53,666	CL8163.54442	Professional Services

Explanation: Transfer termination agreement funds from Waste Management to pay for facility repairs.

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 6, 2011.

Catherine Covell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2697
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-110

Authorization to Enter into a Five-Year Lease Agreement for the Department of Motor Vehicles Office

WHEREAS, the lease agreement for the offices in which the Tompkins County Department of Motor Vehicles transacts business, located in the Hancock Plaza, 301 Third Street in the City of Ithaca, expired April 30, 2011, and

WHEREAS, this location provides convenient access to the public, and the County Administrator has negotiated rates with the owner's representative, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Facilities and Infrastructure Committees, That the County Administrator or his designee is hereby authorized to sign a lease agreement with the landlord, Hancock Plaza Properties, Inc., for the period of May 1, 2011, through April 30, 2014.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 6, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2636
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-111

Award of Bids - Construction of New Sand Storage Building - Ithaca Tompkins Regional Airport

WHEREAS, increases in the amount of airfield pavement over the past twenty years have gradually caused the storage capacity in the current sand storage bay to become insufficient for certain operational demands, and

WHEREAS, a new Sand Storage Building will provide sufficient capacity for any winter eventuality and will allow sand to be warmed for more efficient application, and

WHEREAS, the Finance Department advertised and received bids as follows:

Three (3) bids were received for the General Contract and Gudabri of Savanna, NY, was the lowest responsible bidder with a bid of $1,297,979,

Three (3) bids were received for the Electrical Contract and Knapp Electric of Auburn, NY, was the lowest responsible bidder with a bid of $77,775,

Three (3) bids were received for the Mechanical Contract and King & King Mechanical of Auburn, NY, was the lowest responsible bidder with a bid of $54,955,

, and

WHEREAS, the budget for this construction project is as follows:

Federal Aviation Administration Share (95.0 %)	$1,359,173
New York State Department of Transportation Share (2.5 %)	$ 35,768
Local Share (Airline Rates & Charges) (2.5 %)	$ 35,768
TOTAL	$ 1,430,709

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That subject to funding being received from the Federal Aviation Administration (FAA) and New York State Department of Transportation (NYSDOT), the bid for the General Contract be awarded to Gudabri of Savanna, NY, as the lowest responsible bidder with a bid of $1,297,979, the bid for the Electrical Contract be awarded to Knapp Electric of Auburn, NY, as the lowest responsible bidder with a bid of $77,775, and the bid for the Mechanical Contract be awarded to King & King of Auburn, NY, as the lowest responsible bidder with a bid of $ 54,955,

RESOLVED, further, That the County Administrator be and hereby is authorized to execute contracts with said contractors,

RESOLVED, further, That the Finance Director be authorized to borrow monies if necessary, until reimbursement is received from the FAA and NYSDOT.

SEQR ACTION: TYPE II-2

Resolution No. 2011-111 Award of Bids - Construction of New Sand Storage Building - Ithaca Tompkins Regional Airport

* * * * * * * * * * *

RESULT:	**ADOPTED [13 TO 2]**
MOVER:	Carol Chock, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Kathy Luz Herrera, Pamela Mackesey

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 6, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2710
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-112

Authorizing Acceptance of a Federal Aviation Administration (FAA) Grant to Construct a New Sand Storage Building - Ithaca Tompkins Regional Airport

WHEREAS, the County Legislature has approved contracts with Gudabri of Savanna, New York, Knapp Electric of Auburn, New York, and with King & King of Auburn, New York, to construct a new Sand Storage Building, and

WHEREAS, the County Legislature has approved a contract with C&S Companies of Syracuse, New York, to provide construction observation and contract administration services, and

WHEREAS, the County has received a grant offer from the Federal Aviation Administration (FAA) in the amount of $1,542,800 to help construct said new Sand Storage Building at the Ithaca Tompkins Regional Airport, and

WHEREAS, the total budget for this project will be $1,624,000 including an allowance of $4,000 for the mandated Independent Fee Estimate (IFE) for the construction observation contract, and a $4,372 allowance for airport administration fees, and the financing is as follows:

FAA Share (95.0%)	Account No. HT5601.44592	$1,542,800
New York State Department of Transportation (2.5%)	Account No. HT5601.43592	$ 40,600
Airport Operational Budget (2.5%)	Account No. HT5601.45031	$ 40,600
Total		$1,624,000

, now therefore be it

RESOLVED, on recommendation of Facilities and Infrastructure Committee, That the grant offer from the FAA of $1,542,800 be and hereby is accepted and that the County Administrator is authorized to execute the required documents.

SEQR ACTION: TYPE II-18

* * * * * * * * * * *

RESULT:	**ADOPTED [14 TO 1]**
MOVER:	Carol Chock, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Kathy Luz Herrera

Resolution No. 2011-112 Authorizing Acceptance of a Federal Aviation Administration (FAA) Grant to Construct a New Sand Storage Building - Ithaca Tompkins Regional Airport

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 6, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2709
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-113

Authorizing Supplemental Consultant Agreement No. 21 with C&S Companies, Inc., for Full-Time Construction Observation and Contract Administrative Services - New Sand Storage Building - Ithaca Tompkins Regional Airport

WHEREAS, contracts have been awarded to Gudabri of Savanna, New York, Knapp Electric of Auburn, New York, and King & King of Auburn, New York, for a total amount of $1,430,709 to construct a new Sand Storage Building, and

WHEREAS, it is necessary to oversee such activities and provide various contract administration services, and

WHEREAS, the airport's engineering consultant, C&S Companies of Syracuse has proposed providing said services for a fee of $184,919, and

WHEREAS, the budget for said construction observation and contract administration services is as follows:

Federal Aviation Administration (FAA) Share (95.0%)	$175,673.00
New York State Department of Transportation (NYSDOT) Share (2.5%)	$ 4,623.00
Local Share (2.5%)	$ 4,623.00
Total	$184,919.00

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the agreement with C&S Companies for $184,919 be and hereby is approved, subject to FAA and NYSDOT funding being received, and subject to an Independent Fee Estimate (IFE) confirming the fee is fair,

RESOLVED, further, That the local share of $4,623 shall come from the airport's operational budget,

RESOLVED, further, That the County Administrator is authorized to execute the required documents and the Finance Director is authorized to advance payment for these services until reimbursement is received from the FAA and NYSDOT.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-113 Authorizing Supplemental Consultant Agreement No. 21 with C&S Companies, Inc., for Full-Time Construction Observation and Contract Administrative Services - New Sand Storage Building - Ithaca Tompkins Regional Airport

RESULT:	**ADOPTED [12 TO 3]**
MOVER:	Carol Chock, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Kathy Luz Herrera, Dooley Kiefer, Leslyn McBean-Clairborne

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 6, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2740
Department: Finance Department
Category: Real Property
Functional Category: Foreclosure

ADOPTED

Resolution No. 2011-114

Authorization to Execute Quitclaim Deeds – Sale of Foreclosure Properties at Public Auction

WHEREAS, by tax foreclosure proceedings, the County acquired certain parcels in the County, and

WHEREAS, said properties were sold, contingent upon Legislature approval, at public auction on June 23, 2011, now therefore be it

RESOLVED, That upon payment in full of the bid price, plus current taxes and filing fees, that the County Administrator be and hereby is authorized to execute quitclaim deeds for all parcels sold at the public auction.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Pamela Mackesey

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 5, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 12, 2011.

Catherine Covert
, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2736
Department: Office for the Aging
Category: Fiscal (Budget)
Functional Category:

ADOPTED

Resolution No. 2011-115

Acceptance of Grant from the Health Planning Council of Tompkins County for Falls Prevention Projects through the Weatherization Referral Assistance and Packaging Program (WRAP) and Project Care Programs of the Office for the Aging

WHEREAS, the Tompkins County Office for the Aging has identified accidental falls as a significant cause of injury, emergency department visits, hospitalization, and death amongst individuals 65 and over, and

WHEREAS, the Tompkins County Office for the Aging recognizes the importance of preventing these accidental falls, and

WHEREAS, the Community Health Foundation on Western and Central NY has awarded a grant to the Health Planning Council of Tompkins County to organize local collaborative planning efforts on falls prevention for older adults in Tompkins County, and

WHEREAS, the Health Planning Council has granted $17,779 to the Tompkins County Office for the Aging to provide in-home safety assessments through the Weatherization Referral Assistance and Packaging Program (WRAP) and to provide Falls Prevention Interventions through the Project CARE Program, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the County hereby accepts this grant of $17,779,

RESOLVED, further, That the Finance Director is authorized to make the following adjustments to his 2011 books:

REVENUE	A6787.42705	Gifts and Donations	$5,216
APPROPRIATION	A6787-51000517	Project Assistant	$2,856
	A6787-54880	Fringe Benefits	$ 323
	A6787-54332	Books and Subscriptions	$2,037

RESOLVED, further, That the remainder, $12,563, will be included in the Office for the Aging's 2012 budget.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-115 Acceptance of Grant from the Health Planning Council of Tompkins County for Falls Prevention Projects through the Weatherization Referral Assistance and Packaging Program (WRAP) and Project Care Programs of the Office for the Aging

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 19, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 20, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2728
Department: County Administration
Category: Agreements, Bids, Contracts, Grants
Functional Category: Room Occupancy Tax

ADOPTED

Resolution No. 2011-116

Allocation of Room Occupancy Tax Funding

WHEREAS, Tompkins County has a Tourism Program using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, the Strategic Tourism Planning Board has reviewed two requests for additional 2011 funding for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee and the Budget, Capital, and Personnel Committee, with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality and Budget, Capital and Personnel Committees, That the following budget adjustments from the Room Tax Fund Balance are made for the Tourism Program:

$8,000 Tompkins County Chamber of Commerce ---- Conversion Study
$6,220 Community Arts Partnership ----- Supplement State Reduction

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 19, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 20, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2719
Department: Planning Department
Category: Personnel (Positions, Salaries, Benefits)
Functional Category:

ADOPTED

Resolution No. 2011-117

Amending Resolution No. 224 of 2010 - Changes in Positions - Planning Department

WHEREAS, the adopted 2011 Tompkins County Budget provided for increases or reductions in the standard work week and/or approved hours of existing incumbents, and

WHEREAS, in addition to the reduction of hours for positions changed by Resolution No. 224 of 2010, the Department of Planning's 2011 budget also included a reduction in hours for the positions of Deputy Commissioner of Planning and Principal Planner, and

WHEREAS, it is the intention of the Planning Department to make these changes permanent, now therefore be it

RESOLVED, on recommendation of the Budget, Capital and Personnel Committee, That the hours of the following positions be changed as follows effective July 11, 2011:

1.0 Deputy Commissioner of Planning, position #672, Management Grade 87, decrease the standard workweek and the approved hours of the position from 40 to 37.5 hours per week (1.0 FTE)

1.0 Principal Planner, position #660, Labor Grade 15, decrease the standard workweek and the approved hours of the position from 40 to 37.5 hours per week (1.0 FTE)

RESOLVED, further, That no change in the 2011 budget is needed to accomplish this change.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Peter Stein, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 19, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 20, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2664
Department: Personnel Department
Category: Fiscal (Budget)
Functional Category:

ADOPTED

Resolution No. 2011-118

Authorizing Tompkins County to Pay the Difference in Pay Between Military Pay and Base County Salary to County Officers and Employees While Performing Ordered Military Duty

WHEREAS, the New York State Military Law provides certain rights to public officers and employees absent on military duty as members of Reserve Forces or Reserve components of the Armed Forces of the United States, and

WHEREAS, County officers and employees on authorized military leave are entitled to all the rights and privileges set forth in said Military Law, and

WHEREAS, despite the rights and benefits afforded by said Military Law, calls to active duty often impose financial hardship on those summoned and their dependents, and

WHEREAS, by Resolution No. 313 of 2002, Resolution No. 231 of 2004, Resolution No. 126 of 2007, and Resolution No. 18 of 2009, this Tompkins County Legislature authorized the payment of supplemental benefits to County officers and employees called to serve their country following the September 11, 2001, attacks on the United States through December 31, 2008, and more recent decisions by the Federal Executive, and

WHEREAS, there may be renewed need for activation of military personnel, now therefore be it

RESOLVED, on recommendation of the Government Operations, and the Budget, Capital, and Personnel Committees, That effective January 1, 2011, through December 31, 2011, the Tompkins County General Fund will pay the difference between base County salary and military pay for up to 90 work days per calendar year, when the employee is called to active military duty. If military pay is equal to or in excess of County base salary, no payment will be made,

RESOLVED, further, That the Director of Finance will establish and notify Department Heads and affected employees of the procedures by which the differential shall be paid.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [12 TO 3]**
MOVER:	James Dennis, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa
NAYS:	Will Burbank, Carol Chock, Peter Stein

Resolution No. 2011-118 Authorizing Tompkins County to Pay the Difference in Pay Between Military Pay and Base County Salary to County Officers and Employees While Performing Ordered Military Duty

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on July 19, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on July 20, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2743
Department: County Administration
Category: Administrative
Functional Category: Administrative Manual Policy

ADOPTED

Resolution No. 2011-119

Adopting a Whistleblower Policy that Implements New York State Labor Law §740 and Civil Service Law §75-B and that Supports the County's Compliance Program and Code of Ethics

WHEREAS, any officer or employee of the County who becomes aware of improper or illegal governmental action by an officer or employee of the County has a duty to report such conduct, and

WHEREAS, the Tompkins County Legislature requires the reporting of illegal activities and will protect officers and employees from retaliation who, in good faith, have reported a concern about improper governmental action, and

WHEREAS, a formal Whistleblower Policy establishes County government compliance with applicable federal and state laws, and emphasizes County government commitment to maintaining integrity and transparency in its business operations, now therefore be it

RESOLVED, on recommendation of the government Operations Committee, That Administrative Policy 01-45: Whistleblower Policy is hereby adopted.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 2, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2733
Department: Probation & Community Justice
Category: Fiscal (Budget)
Functional Category:

ADOPTED

Resolution No. 2011-120

Authorization to Accept an Award of a Grant from the New York State Division of Criminal Justice Services - Probation and Community Justice Department

WHEREAS, the Probation Director and the District Attorney have been notified of a grant award in the amount of $21,097 from the New York State (NYS) Division of Criminal Justice Services to help defray the costs of implementing Leandra's Law and the monitoring of ignition interlock devices, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That the grant in the amount of $21,097 from the NYS Division of Criminal Justice Services to help defray the costs of implementing Leandra's Law and the monitoring of Ignition Interlock Devices be accepted and that the County Administrator or his designee execute all contracts related to this award,

RESOLVED, further, That the Director of Finance is directed to make the following adjustments to his books for 2011:

Revenue	A3142.43389	Other Public Safety Aid	$10,500
	A4250. 43389	Other Public Safety Aid	$10,597
Appropriation	A3142.54400	Program Expense	$10,500
	A4250.54400	Program Expense	$10,597

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 2, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2720
Department: Tompkins County Legislature
Category: Public Hearing
Functional Category: Gas Drilling, Roads and Bridges

ADOPTED

Resolution No. 2011-121

Authorizing a Public Hearing on Proposed Local Law No. a of 2011 – Amending the County Code in Relation to Road Preservation by Temporarily Excluding Certain Traffic that Would Materially Injure County Roads

WHEREAS, the County desires to maintain the safety and general welfare of County residents by regulating uses of County roads by heavy vehicles that have the potential to adversely affect such roads, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Government Operations Committees, That a public hearing be held before the Tompkins County Legislature in the Legislative Chambers of the Tompkins County Courthouse, 320 North Tioga Street, Ithaca, New York on August 16, 2011, at 5:30 o'clock in the evening thereof concerning proposed Local Law No. a of 2011 - Amending the County Code, in relation to road preservation by temporarily excluding certain traffic that would materially injure County roads. At such time and place all persons interested in the subject matter will be heard concerning the same,

RESOLVED, further, That the Clerk of the Legislature is hereby authorized and directed to place proper notice of such public hearing in the official newspaper of the County.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 2, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 3, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2778
Department: County Administration
Category: Administrative
Functional Category:

ADOPTED

Resolution No. 2011-122

Adopting the County Compliance Program for Tompkins County Government

WHEREAS, the policy of Tompkins County Government has been always to conduct its business in compliance with applicable federal, state, and local laws and regulations, and to adhere to the highest ethical standards, and

WHEREAS, the federal and state agencies responsible for enforcement of Medicare and Medicaid laws and regulations applicable to healthcare providers recently have encouraged the development and implementation of formal corporate compliance programs, and

WHEREAS, the County Legislature believes that establishing a formal compliance program, applied on a countywide basis, is consistent with the organization's efforts to improve quality and performance, and further reflects the organization's long-standing commitment to conduct its business transparently and in compliance with applicable and constitutional laws, and

WHEREAS, in February of this year by Resolution No. 2011-11, the Legislature approved the steps necessary for the development of a formal compliance program for Tompkins County government, desiring a program that integrates legal and internal compliance efforts throughout county government to mitigate risk, assure quality, and improve internal controls and monitoring systems, as needed, and

WHEREAS, the Department of County Administration has sufficiently satisfied the charge by the Legislature to design and develop a county compliance program, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee That the newly developed County Compliance Program is hereby adopted,

RESOLVED, further, That the County Administrator have responsible oversight of the Program, and that he designate the current Deputy County Administrator, Paula E.F. Younger, as the County's Corporate Compliance Officer to direct all aspects of the Program, ensuring ongoing effective implementation.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-122 Adopting the County Compliance Program for Tompkins County Government

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 2, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 3, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2782
Department: County Administration
Category: Fiscal (Budget)
Functional Category: Rollover

ADOPTED

Resolution No. 2011-123

Budget Adjustment and Appropriation of Unspent Funds Under Government Operations Committee from 2010 to Various Accounts

WHEREAS, various departments have been certified by the Director of Finance to have unspent appropriations and excess revenues from 2010 resulting in a surplus of $988,182 on the County's books as of December 31, 2010, and

WHEREAS, pursuant to County Fiscal Policy, surplus funds have been requested for use by departments under the Government Operations Committee in the amount of $142,534 in the current year budget, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That the following transactions are approved:

BUDGET APPROPRIATION:
FROM: General Fund Balance $142,534

TO:

Department	Use of Funds	Account	Requested Rollover
Board of Elections			
	• We are anticipating primaries in City and three other municipalities. Primaries are not included in our base budget.	1450.54400	$1,967
County Administration			
	• 2 Desktop Computers, 3 monitor replacements	1230.52210	$1,883
	• Microsoft Office upgrade for entire office (8 machines)	1230.52230	$2,545
	• Groupwise Blackberry Software and Iphone Applications	1230. 54425	$200
County Attorney			
	• Computer Equipment	1420.52206	$1,200
	• Computer Software (Microsoft Office 2011)	1420.52230	$200
County Clerk			
	• Scanning paper records at records center (Challenge Industries is vendor)	1410.54442	$114,358
	• Purchase of additional 7 Terabytes of Storage Area Network capacity	1410.52206	$10,450
	• Professional services contract with existing network support vendor to assist with implementation of technical		

Resolution No. 2011-123 Budget Adjustment and Appropriation of Unspent Funds Under Government Operations Committee from 2010 to Various Accounts

solution for project	1410.54442	$6,450
Information Technology Services		
• Travel & Training	1685.54412	$3,281

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Brian Robison, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Dooley Kiefer

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 2, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 3, 2011.

Catherine Cortt, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2767
Department: Sheriff's Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Public Safety

ADOPTED

Resolution No. 2011-124

Authorization to Accept New York State Byrne JAG Equipment Grant - Jail Video-Conferencing Equipment - Sheriff's Office

WHEREAS, the Sheriff's Office has received funding through the New York State Byrne JAG Equipment Grant Program, and these funds may be applied towards the purchase of jail video-conferencing equipment, and

WHEREAS, a $24,243 grant received through the New York State Byrne JAG Equipment Grant, will be used to reimburse cost of said equipment, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That Tompkins County accepts this grant,

RESOLVED, further, That the following accounts be adjusted accordingly to the 2011 budget:
Revenue: 3113.43389 (Other Public Safety Revenue) $24,243
Appropriation: 3113.54319 (Program Expense) $24,243

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Dooley Kiefer

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 2, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2766
Department: Sheriff's Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Public Safety

ADOPTED

Resolution No. 2011-125

Authorization to Accept Department of Homeland Security Grant - Sheriff's Office

WHEREAS, the Sheriff's Office has received funding through Homeland Security, and these funds may be applied towards the purchase of replacement mobile computers and equipment, and

WHEREAS, a $59,448 grant received through Homeland Security will be used to reimburse cost of said equipment, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That Tompkins County accepts this grant,

RESOLVED, further, That the following accounts be adjusted accordingly to the 2011 budget:

Revenue:	3113.43389 (Other Public Safety Revenue)	$59,448
Appropriation:	3113.54319 (Program Expense)	$59,448

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Brian Robison, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Dooley Kiefer

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 2, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2765
Department: Sheriff's Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Public Safety

ADOPTED

Resolution No. 2011-126

Authorization to Accept New York State Byrne JAG Equipment Grant, Sheriff's Office - Digital Surveillance Equipment

WHEREAS, the Sheriff's Office has received funding through the New York State Byrne JAG Equipment Grant Program, and these funds may be applied towards the purchase of a digital surveillance equipment package referred to as the Groundhog Digital MiniCam System, and

WHEREAS, a $13,100 grant received through the New York State Byrne JAG Equipment Grant will be used to reimburse cost of said equipment, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That Tompkins County accepts this grant,

RESOLVED, further, That the following accounts be adjusted accordingly to the 2011 budget:

Revenue:	3113.43389 (Other Public Safety Revenue)	$13,100
Appropriation:	3113.54319 (Program Expense)	$13,100

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [13 TO 1]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Dennis, Luz Herrera, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Carol Chock
EXCUSED:	Dooley Kiefer

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 2, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 3, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2632
Department: Office for the Aging
Category: Advisory Boards and Committees
Functional Category: Bylaws, Office for the Aging

ADOPTED

Resolution No. 2011-127

Approval of Amended Bylaws of the Tompkins County Office for the Aging Advisory Committee

WHEREAS, the Tompkins County Office for the Aging Advisory Committee has updated and revised its bylaws to reflect current procedures, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the bylaws of the Tompkins County Office for the Aging Advisory Committee be and hereby are approved,

RESOLVED, further, That a copy of the revised bylaws shall be kept on file with the Clerk of the Legislature

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Corey, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2790
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-128

Authorizing Supplemental Consultant Agreement No. 1 with C&S Companies, Inc., for Design and Administrative Services in Connection with the Terminal Ramp Rehabilitation - Ithaca Tompkins Regional Airport

WHEREAS, the Terminal's Aircraft Parking Ramp was built in 1994 and has been used continuously for seventeen years, and

WHEREAS, said ramp is beginning to show signs of structural failure and the Federal Aviation Administration (FAA) safety inspector noted its deterioration in her annual report in March 2011, and

WHEREAS, it is deemed desirable to rehabilitate said ramp at the earliest opportunity, and

WHEREAS, the airport's engineering consultant, C&S Companies, Inc., of Syracuse, New York, has proposed providing design and administrative services to rehabilitate the terminal ramp, and

WHEREAS, the budget for the design contract is as follows:

FAA (95%)	$220,750.00
New York State Department of Transportation (NYSDOT) (2.5%)	$ 5,810.00
Local (2.5% - Airport Operational Budget)	$ 5,810.00
	$232,370.00

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That Supplementary Agreement No. 1 to the 5-year contract for General Airport Consulting Services with C&S Companies for $232,370 be and hereby is approved, subject to an Independent Fee Estimate (IFE) being conducted, and that the County Administrator is authorized to execute the required documents,

RESOLVED, further, That the Finance Director is authorized to advance payment for these services until reimbursement is received from the FAA and NYSDOT.

SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-128 Authorizing Supplemental Consultant Agreement No. 1 with C&S Companies, Inc., for Design and Administrative Services in Connection with the Terminal Ramp Rehabilitation - Ithaca Tompkins Regional Airport

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2791 A
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-129

Authorizing Supplemental Consultant Agreement No. 2 with C&S Companies, Inc. for Design and Administrative Services in Connection with ARFF (CFR) Building Expansion to Accommodate an Operations Office - Ithaca Tompkins Regional Airport

WHEREAS, there is a need for the Airport operations staff to have a clear view of the runway and taxiway system to react more quickly to adverse weather conditions and possible emergency situations, and

WHEREAS, the current operations office space is located at the rear of the maintenance section of the ARFF (CFR) building and has no windows or access door to the airfield, and

WHEREAS, an extension of the ARFF (CFR) building on the airfield side would provide a good view of the airfield and would be located immediately adjacent to the emergency response vehicles, and

WHEREAS, the Airport's engineering consultant, C&S Companies, Inc., of Syracuse, New York, has proposed providing design and administrative services for the ARFF (CFR) building expansion, and

WHEREAS, the building design elements of the contract will be completed by HOLT Architects of Ithaca in conjunction with C&S Companies, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That Supplemental Consultant Agreement No. 2 to the 5-year contract for General Airport Consulting Services with C&S Companies, Inc., for Design and Administration Services in the amount of $34,215 be approved,

RESOLVED, further, That the budget for said design and administration services is as follows:

Federal Aviation Administration (FAA) Share (95%)	$32,503
New York State Department of Transportation (NYSDOT) Share (2.5%)	$ 856
Local Share (2.5% - Airport Operations Budget)	$ 856
Total	$34,215

RESOLVED, further, That the County Administrator is authorized to sign the supplemental consultant agreement with C&S Companies and the Finance Director is authorized to advance payments for this work until reimbursement is received from the FAA and NYSDOT.
SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-129 Authorizing Supplemental Consultant Agreement No. 2 with C&S Companies, Inc. for Design and Administrative Services in Connection with ARFF (CFR) Building Expansion to Accommodate an Operations Office - Ithaca Tompkins Regional Airport

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2789
Department: Highway Division
Category: Highways
Functional Category:

ADOPTED

Resolution No. 2011-130

Authorization to Execute Supplemental Agreement with Fisher Associates for Design and Right-Of-Way Services – Hanshaw Road Reconstruction Project, PIN 3753.25

WHEREAS, Resolution No. 209 of 2004 authorized a contract with Fisher Associates, P.E., L.S., P.C., (Fisher), of 135 Calkins Road, Rochester, New York, for design services in connection with the reconstruction of County Road 109, Hanshaw Road, the proposed public project, and

WHEREAS, Resolution No. 101 of 2010 accepted the Determination and Findings related to the proposed public project, which contains reference to the County's decision to compensate all adjoining landowners for land use beyond the County's current highway-related use, which required alteration of affected right-of-way and design work, and

WHEREAS, the original contract assumed that New York State Department of Transportation (NYSDOT) would perform required appraisal reviews, but NYSDOT has noted they do not have the manpower to conduct these reviews, and

WHEREAS, the Town of Ithaca has requested that the proposed project walkway be extended from Salem Drive to Sapsucker Woods Road as part of the Hanshaw Road Reconstruction Project and has agreed to fund the local share of work required to construct that extension, and

WHEREAS, additional needs have been identified including supplemental survey, landscape plan updates, attendance at a public meeting and public hearing among other things, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a supplemental agreement with Fisher Associates, P.E., L.S., P.C., of 135 Calkins Road, Rochester, New York, for design and right-of-way services in connection with the referenced project for an amount not to exceed $353,000, funds to be provided from account HZ5103.59239.53.10 (Hanshaw Road Capital Account),

RESOLVED, further, That the County Administrator or his designee be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed 10% of the aforementioned contract amount, funds to be provided from capital account HZ5103. 59239.53.10 (Hanshaw Road Capital Account).

SEQR ACTION: Unlisted, Negative Declaration issued

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-130 Authorization to Execute Supplemental Agreement with Fisher Associates for Design and Right-Of-Way Services – Hanshaw Road Reconstruction Project, PIN 3753.25

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2788
Department: Highway Division
Category: Highways
Functional Category:

ADOPTED

Resolution No. 2011-131

Authorization to Execute a Supplemental Agreement with Barton and Loguidice, P.C., for Construction Inspection and Support Services – Newfield Depot Road Bridge Replacement Project (BIN 3314380) - PIN 3753.21

WHEREAS, Resolution No. 7 of 2005 authorized an agreement between Tompkins County and the New York State Department of Transportation (NYSDOT) to fund design for rehabilitation of the bridge carrying County Road 130, Newfield Depot Road, over Cayuga Inlet (BIN 3314380) in the Town of Newfield, (the Project), with an average vehicle usage of 2,513 vehicles per day in 2008, and

WHEREAS, Barton and Loguidice, P.C., of 290 Elwood Davis Road, Syracuse, New York, satisfactorily provided engineering design services and is qualified to provide construction engineering support and construction inspection services for the Newfield Depot Road Bridge Replacement Project, and

WHEREAS, Barton and Loguidice, P.C., is one of fifteen engineering consultants that NYSDOT has fully qualified and authorized for such work in Tompkins County's region, and

WHEREAS, County Highway Division staff has recommended Barton and Loguidice, P.C, as best qualified to provide construction inspection services for the project, and

WHEREAS, the Ithaca Tompkins County Transportation Council is empowered to adjust the Transportation Improvement Program, thereby increasing the project budget and making additional expenditures eligible for 80% Federal reimbursement, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a supplemental agreement with Barton and Loguidice, P.C., of 290 Elwood Davis Road, Syracuse, New York, for construction inspection and support services in connection with the referenced project for an amount not to exceed $101,000, for a total contract amount not to exceed $257,000,

RESOLVED, further, That the County Administrator or his designee be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed 10% of the aforementioned total contract amount, funds to be provided from capital account HZ5103.53.09 (Newfield Depot Bridge Capital Project Account) and operating account D5111.54411 (Bridge Contracts).

SEQR ACTION: TYPE II- 2

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-131 Authorization to Execute a Supplemental Agreement with Barton and Loguidice, P.C., for Construction Inspection and Support Services – Newfield Depot Road Bridge Replacement Project (BIN 3314380) - PIN 3753.21

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2811
Department: Legislature Office
Category: Highways
Functional Category: Transfers and Adjustments

ADOPTED

Resolution No. 2011-132

Budget Adjustment - Highway Division

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Director of Finance be directed to make the following budget adjustments on his books:

Highway

Revenue Acct	Title	Amt	Approp Acct	Title(s)
5130.42665	Highway Machinery Sale of Equipment	$66,548	5130.52220	Highway Equipment

Explanation: Transfer monies in anticipation of the purchase of a lift for cutting trees and limbs.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Cort, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2780
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-133

Authorizing 2011 Federal Transit Administration Section 5307 Grants for Job Access and New Freedom Programs

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation projects pursuant to Section 5307 of Chapter 53, Title 49, of the United States Code (formerly Section 9, Federal Transit Act of 1964), and

WHEREAS, the County of Tompkins is the designated recipient by the Governor of New York State for certain Federal Transit Administration (FTA) funding programs, and

WHEREAS, the FTA fund sources for 2011 JARC and New Freedom Section 5307 Grants are as follows:

2009 Sec 5316 JARC	$ 78,947
2009 Sec 5317 New Freedom	$ 26,210
2010 Sec 5317 New Freedom	$ 25,724
Total Federal Funds	$130,881

, and

WHEREAS, the Ithaca-Tompkins County Transportation Council (ITCTC) solicited proposals for projects as part of its Coordinated Transportation Plan Process and the following projects were approved by the ITCTC Policy Committee and added to the 2011-2015 Transportation Improvement Program, as amended on June 21, 2011, and

WHEREAS, the County desires to submit a request for a grant of funds to the FTA in the amount of $130,881 to be used for JARC and New Freedom operating assistance to receive and use said funds as follows:

Project Descriptions	***Federal JARC***	***Federal New Freedom***	***Sponsor***	***TOTAL***
County Project Administration	$ 7,895		n/a	$7,895
Catholic Charities: Critical Needs Car Repair Loans	$20,000	n/a	$20,000	$40,000
GADABOUT: Service to Challenge Industries	$9,000	n/a	$9,000	$18,000
Ithaca Carshare Easy Access Low-Income memberships	$20,052	n/a	$20,052	$40,104
DSS: Working Families Gas Cards	$6,500	n/a	$6,500	$13,000
Women's Opportunity Center: Getting to Work Gas Cards	$1,000	n/a	$1,000	$2,000
DSS: Homelessness Prevention Support - Gas Cards	$8,000	n/a	$8,000	$16,000
TCAT: Vanpools Support	$6,500	n/a	$6,500	$13,000
FISH Volunteer Transportation - medical trips	n/a	$9,711	$9,711	$19,422
GADABOUT Extend ADA paratransit service for employment, medical, and other trips	n/a	$42,223	$42,223	$84,446

Resolution No. 2011-133 Authorizing 2011 Federal Transit Administration Section 5307 Grants for Job Access and New Freedom Programs

Total	$78,947	$51,934	$71,052	$253,867

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature authorizes the County Contracts Coordinator to execute and file applications on behalf of the County of Tompkins with the United States Department of Transportation for the 2011 JARC and New Freedom Section 5307 Grants, totaling $253,867,

RESOLVED, further, That the County Contracts Coordinator is authorized to sign:

1. Any and all agreements between Tompkins County and the Federal Transit Administration for the Project.

2. Any and all agreements between Tompkins County and all subrecipients necessary to complete the project, if applicable.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Cort, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2779 A
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-134

Authorizing Bid Award for MV-1 Wheelchair-Accessible Taxi from MV Sales & Leasing Inc. - New Freedom Grant NY-90-X608

WHEREAS, Tompkins County received a Federal Transportation Administration (FTA) New Freedom grant (NY-90-X608) with funding to purchase a wheelchair accessible taxi to be leased to Ithaca Dispatch, Inc., and put into service, and

WHEREAS, Ithaca Dispatch, Inc., agreed to pay the twenty percent (20%) local match of FTA funds and accepted the terms and conditions for FTA-funded project, and

WHEREAS, Tompkins County Purchasing advertised an invitation for bids on June 13, 2011, and accepted bids up to August 1, 2011, for one (1) wheelchair accessible taxi vehicle, with the option to purchase up to eight (8) additional vehicles within one year of delivery of the first vehicle, and

WHEREAS, one bid was received from MV Sales and Leasing, Inc., as follows:

Company	Bid Price
MV Sales & Leasing, Inc. of Fairfield, CA	$45,984

WHEREAS, County staff reviewed the bid for the MV-1 wheelchair accessible taxi vehicle and found the bid from MV Sales and Leasing, Inc., of Fairfield, CA, to offer the lowest price and a responsive and responsible bid, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature authorizes the County Contracts Coordinator to execute a purchase agreement accepting the bid of $45,984 from MV Sales & Leasing, Inc., of Fairfield, CA,

RESOLVED, further, That the Finance Director is authorized to pay for the wheelchair accessible taxi with eighty percent (80%) reimbursement from FTA grant NY-90-X608 ($36,787.20) and 20% ($9,196.80) from Ithaca Dispatch, Inc.,

RESOLVED, further, That the County Contracts Coordinator is authorized to execute a lease agreement with Ithaca Dispatch, Inc., to operate the vehicle in taxi service in Tompkins County. The lease amount is the 20% local share of $9,196.80. The Federal and Ithaca Dispatch equity stakes (80%/20%) in the vehicle will be depreciated based on the service life of four years or 100,000 miles, after which, the County shall dispose of the vehicle when it is retired from service.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

Resolution No. 2011-134 Authorizing Bid Award for MV-1 Wheelchair-Accessible Taxi from MV Sales & Leasing Inc. - New Freedom Grant NY-90-X608

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2771
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-135

Authorizing New York State Department of Transportation Master Mass Transportation Capital Project Supplemental Agreement #3 for 2011 - TCAT and Tompkins County

WHEREAS, the New York State Department of Transportation and Tompkins County executed a contract (No. TCA2MS, K006701) (County Resolution No. 228, 12/19/2006) to authorize payments to the County for the State Mass Transportation Capital Program aid for the period October 1, 2006, to September 30, 2016, and

WHEREAS, the State Mass Transportation Capital Program includes two programs - the State Dedicated Fund Program (SDF), which provides up to 100% of project funding, and the Federal Transit Program Aid which provides a 10% match for projects eligible for Federal Transit Administration (FTA) funding, and

WHEREAS, the New York State Department of Transportation awarded $677,233 in matching Federal Transit Program fund for four FTA Section 5307 grants (NY-90-X642, NY-90-X618-01, NY-90-X565, and NY-95-X017, to reimburse the capital expenses by Tompkins Consolidated Area Transit, Inc., and the County, as follows:

PIN	County Projects	Amount
3820.99.001	Project Administration	$ 6,000
3822.78.001	Mobility Management	4,300
3822.34.001	Buy (10) Replacement <30-ft 5 yr Buses - County	60,000
	County Projects TOTAL	$ 70,300

PIN	Tompkins Consolidated Area Transit (TCAT) Projects	Amount
3820.53.001	Acquire Passenger Signs	$1,000
3820.80.001	Computer Hardware, Software & Office Equipment	2,000
3820.96.001	Acquire (6) Passenger Shelters	3,500
3821.24.001	Acquire (2) Support Vehicles	1,600
3821.24.001	Acquire (2) Support Vehicles	3,200
3821.25.001	Communication & Office Equipment	4,200
3821.52.001	TCAT Facility Rehabilitation	4,790
3821.78.001	2009 Preventative Maintenance	137,738
3821.78.001	2010 Preventative Maintenance	178,105
3821.78.001	2009 (STP) Preventative Maintenance	21,800
3821.79.001	Acquire Shop Equipment	1,000
3821.84.001	Acquire Security Equipment	1,000
3822.34.001	Acquire (7) Mobile Surveillance/Security Equip	6,993
3822.34.001	Buy (7) Replacement 40-ft 12 yr Buses	238,007
3824.01.001	Short Term Planning	2,000
	TCAT Projects TOTAL	$606,933

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature authorizes said Mass Transportation Capital Project

Resolution No. 2011-135 Authorizing New York State Department of Transportation Master Mass Transportation Capital Project Supplemental Agreement #3 for 2011 - TCAT and Tompkins County

Supplemental Agreement #3, for $677,233, be executed by the County with New York State Department of Transportation.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2770
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-136

Authorizing an Aquifer Study Agreement for Additional Work on Aquifers in the Town of Danby

WHEREAS, the Tompkins County Legislature, in 2003, approved a 20-year capital funding program to complete detailed aquifer studies throughout the County, and

WHEREAS, Resolution No. 98 of 2004 authorized the County to negotiate multi-year aquifer study agreements; established that the County's contribution to such aquifer studies will not exceed thirty-five percent of the total project cost; and established that such agreements will not exceed five years in duration, and

WHEREAS, the Town of Danby wishes to establish aquifer and stream corridor protection overlay zones and water protection areas within the Town, which would require the preparation of additional maps detailing aquifer information, and

WHEREAS, Tompkins County, the Town of Danby, and the United States Geological Survey (USGS) have funded and completed a detailed aquifer study in the Town of Danby under the auspices of the County's aquifer study program, and

WHEREAS, the Town of Danby and the United States Geological Survey (USGS) are prepared to undertake and fund an expanded scope of work to prepare the additional aquifer maps desired by the Town, and

WHEREAS, such expanded scope of work requires a new contract to be executed, and

WHEREAS, the cost of said expanded scope of work will be $19,500, to be shared among the three entities as shown:

Tompkins County	$6,825	35%
Town of Danby	$6,825	35%
USGS	$5,850	30%

, and

WHEREAS, there are sufficient funds in the 20-year capital fund for aquifer studies to provide the County's share for the expanded work, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County is authorized to enter into a contract with USGS for the expanded scope of work on aquifers in the Town of Danby,

RESOLVED, further, That the County Administrator is authorized to execute said contract in accordance with the requirements established in Resolution No. 98 of 2004.

SEQR ACTION: TYPE II-18

* * * * * * * * * * *

Resolution No. 2011-136 Authorizing an Aquifer Study Agreement for Additional Work on Aquifers in the Town of Danby

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Ossent, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2745
Department: Planning Department
Category: Tourism
Functional Category:

ADOPTED

Resolution No. 2011-137

Designation of Tourism Promotion Agency for State - 2011-12

WHEREAS, the Strategic Tourism Planning Board is authorized to recommend the appropriate agency for official Tourism Promotion Agency (TPA) designation as part of its review function for tourism matters, and

WHEREAS, the Strategic Tourism Planning Board has reviewed the matter with appropriate agency representatives, and

WHEREAS, to obtain certain New York State funding, counties must designate a TPA, and

WHEREAS, the Strategic Tourism Planning Board feels qualified to make a recommendation of the best agency to have the TPA designation, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the designation of the TPA for State Fiscal Year 2011-2012 be awarded to the Ithaca/Tompkins County Convention and Visitor's Bureau (I/TCCVB),

RESOLVED, further, That the Director of the I/TCCVB report to the Planning, Development, and Environmental Quality Committee if change occurs in state tourism funding requirements.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2772
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-138

Authorizing 2011 Federal Transit Administration Section 5307 Grant Application for TCAT and Tompkins County

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation projects pursuant to Section 5307 of Chapter 53, Title 49, of the United States Code, and

WHEREAS, the County of Tompkins is the Designated Recipient by the Governor of New York State for the Federal Transit Administration (FTA) Section 5307 Urban Formula program, with responsibilities to propose FTA-funded projects to the Ithaca-Tompkins Transportation Council (I-TCTC) (after coordinating with public transportation providers) and to select projects from the I-TCTC Transportation Improvement Program for inclusion in FTA grants, and

WHEREAS, the FTA fund sources for the 2011 Section 5307 Grant are as follows:

2011 Sec 5307 Urban Formula Allocation	$1,399,677
NYSDOT Transfer from Sec 5311	$ 215,800
Total Federal Transit Funds	$1,615,477

, and

WHEREAS, the County and Tompkins Consolidated Area Transit (TCAT) agreed to the projects selected for inclusion in the 2011 grant from the I-TCTC's 2007-2012 Transportation Improvement Program, as amended on April 19, 2011, and

WHEREAS, the County will receive and use said FTA funds as follows:

	Federal	State	TCAT	County	Total
Preventative Maintenance	$ 664,296	$ 83,037	$ 83,037	$ -	$ 830,370
Associated Capital Maintenance	$ 60,322	$ 7,540	$ 7,540	$ -	$ 75,403
Passenger Information System	$ 24,000	$ 3,000	$ 3,000	$ -	$ 30,000
Passenger Shelters	$ 8,000	$ 1,000	$ 1,000	$ -	$ 10,000
Mobility Management	$ 34,000	$ 4,250	$ -	$ 4,250	$ 42,500
Project Administration	$ 48,000	$ 6,000	$ -	$ 6,000	$ 60,000
Computer Hardware & Software and Office Equipment	$ 16,000	$ 2,000	$ 2,000	$ -	$ 20,000
ITS Technology	$ 40,000	$ 5,000	$ 5,000	$ -	$ 50,000
Security Equipment	$ 16,000	$ 2,000	$ 2,000	$ -	$ 20,000
Shop Equipment	$ 8,000	$ 1,000	$ 1,000	$ -	$ 10,000
Short Term Transit Planning	$ 26,058	$ 3,257	$ 3,257	$ -	$ 32,573
Support Vehicles	$ 20,800	$ 2,600	$ 2,600	$ -	$ 26,000
Capital and Planning Subtotal	**$ 965,477**	**$ 120,685**	**$ 110,435**	**$ 10,250**	**$ 1,266,846**
Operating Assistance	**$ 650,000**	**$ 3,855,429**	**$ 6,555,022**	**$ -**	**$ 11,060,451**
Total	**$ 1,615,477**	**$ 3,976,114**	**$ 6,665,457**	**$ 10,250**	**$ 12,267,297**

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature authorizes the County Contracts Coordinator to execute and file applications on behalf of the County of Tompkins with the Federal Transit Administration for the 2011 Section 5307 Grant,

Resolution No. 2011-138 Authorizing 2011 Federal Transit Administration Section 5307 Grant Application for TCAT and Tompkins County

RESOLVED, further, That the grant budget total is $12,267,297 including Federal, New York State, TCAT, and County sources,

RESOLVED, further, That the County Contracts Coordinator is authorized to sign:

1. Any and all agreements between Tompkins County and the Federal Transit Administration for the Project.

2. Any and all agreements between Tompkins County and the State of New York for the Project.

3. Any and all agreements between Tompkins County and TCAT, and any third-party subcontractors necessary to complete the project, if applicable.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Cort, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2798
Department: Highway Division
Category: Highways
Functional Category: Fund Balance Appropriation

DEFEATED

Resolution No. 2011-139

Amendment of Resolution No. 107 of 2010 - Budget Adjustment from Highway Fund Balance - Authorization to Fund Anticipated Changes in Work - CR 110, Ellis Hollow Road Reconstruction, Town of Dryden

WHEREAS, Resolution No. 107 of 2010 awarded a contract to Suit-Kote Corporation of Cortland, New York, in the amount of $1,606,214.88, for CR 110, Ellis Hollow Road Reconstruction - Phase 1, including an add alternate for installing colored shoulders, and

WHEREAS, said resolution also authorized the Highway Division to execute change orders to the contract up to 10% of the value of the contract ($160,621.48), funds to be provided from the Ellis Hollow Road Capital Account (HZ 5325.59239.53.25) and Road Maintenance Program Capital Account (HZ 5105.59239.51.05), and

WHEREAS, the estimated value of changed project work is now identifiable and is expected to exceed the previously authorized change order allowance by approximately $76,163.64, and

WHEREAS, funds are not available in the Ellis Hollow Road Capital Account or Road Maintenance Program Capital Account to cover this overage, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Budget, Capital, and Personnel Committees, That Resolution No. 107 of 2010 be amended and that the Highway Division is hereby authorized to execute change orders to said contract with Suit-Kote Corporation for up to 14.75% over the original contract value, or a total contract price not to exceed $1,843,000.00,

RESOLVED further, That the following transaction be approved:

BUDGET APPROPRIATION:

FROM: Highway Fund Balance $93,000

TO:

Department	Use of Funds	Account	Requested
Highway	Ellis Hollow Road Phase 1 Reconstruction	HZ 5325.59239.53.25	$93,000

SEQR ACTION: TYPE II - 2

* * * * * * * * * * *

RESULT:	**DEFEATED [7 TO 8]**
MOVER:	Carol Chock, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Kiefer, Mackesey, Robertson, Shinagawa, Stein
NAYS:	Dennis, Luz Herrera, Lane, McBean-Clairborne, McKenna, Proto, Pryor, Robison

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2309
Department: Tompkins County Legislature
Category: Highways
Functional Category: Gas Drilling, Roads and Bridges

POSTPONED

Resolution No. 2011-140

Adoption of Local Law No. a of 2011 – Amending the County Code in Relation to Road Preservation by Temporarily Excluding Certain Traffic that Would Materially Injur( )ounty Roads

WHEREAS, the County desires to maintain the safety and general welfare of County residents by regulating uses of County roads by heavy vehicles that have the potential to adversely affect such roads, now therefore be it

WHEREAS, a public hearing was held before the Tompkins County Legislature on August 16, 2011, to hear all person interested in proposed Local Law No. a of 2011, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Government Operations Committees, That Local Law No. a of 2011 - Amending the County Code in Relation to Road Preservation by Temporarily Excluding Certain Traffic that would Materially Injure County Roads is hereby adopted,

RESOLVED, further, That the Clerk of the Legislature shall publish in the official newspaper of the County a notice of adoption containing a synopsis of said local law and shall within twenty days file one certified copy in the Office of the County Clerk, and one copy with the Secretary of State.
SEQR ACTION: TYPE II-20

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Postponed to September 6, 2011

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2803
Department: Legislature Office
Category: Buildings and Facilities
Functional Category: Alternatives-To-Incarceration, Office for the Aging, Public Safety

ADOPTED

Resolution No. 2011-141

Recommending the Temporary Relocation of the County Office for the Aging to the to the Human Services Annex

WHEREAS, as the result of demands for additional space in the County Courthouse by the New York State Court System and in the interest of promoting the re-use or redevelopment of the County's "Old Library," the Capital Plan Review Committee of the Tompkins County Legislature has invested eighteen months in the study of the issues related to optimal use of Tompkins County's facilities for various programs, especially the County Office for the Aging (COFA) now located in the Courthouse and the Records Management program and Community Justice Center (Day Reporting, Family Treatment Court, and Probation Drug Court) currently located in the Old Library, and

WHEREAS, it is the desire of this Legislature to retain the Community Justice Center and COFA in suitable and more permanent downtown locations, and

WHEREAS, by Resolution 226-2010, the Tompkins County Legislature authorized the purchase of the Human Services Annex (HSA) to relocate COFA and a related human services agency and subsequently, by Resolution 76-2011, authorized the issue of bonds to support the renovation of the HSA, and

WHEREAS, by Resolution 117-2010, the Tompkins County Legislature resolved to move the Old Library programs to alternative locations as soon as possible, and

WHEREAS, at a minimal cost, the Records Management program is being moved to space adjacent to Challenge Industries in the South Hill Business campus, to facilitate Challenge's ongoing digitization project, and

WHEREAS, despite thorough reviews of several alternatives including use of the Human Services Building, shared-use of the HSA, and several privately owned facilities, a viable alternative location for the Community Justice Center has not been identified, and

WHEREAS, in the course of investigating solutions to the space needs of both COFA and the Community Justice Center, it has now been determined that the HSA could serve the needs of the Community Justice Center, with appropriate total space and with excellent adjacency to Probation staff at the Human Services Building, providing a permanent home and needed stability for these programs, and resulting in significant operating savings compared to expenses at the Old Library, and

WHEREAS, moving Community Justice Center to the HSA would also make it possible to move forward with the re-use or redevelopment of the Old Library for governmental purposes or, in the absence of a viable County use, for private development appropriate for the neighborhood, and

WHEREAS, although the benefits of relocating the Community Justice Center to the HSA are significant, COFA must vacate its space and relocate to a new location in early 2012, thus requiring consideration of an interim, temporary location until an alternative and more permanent location is

Resolution No. 2011-141 Recommending the Temporary Relocation of the County Office for the Aging to the to the Human Services Annex

developed. Such alternatives include the public or private re-use or redevelopment of the Old Library or an alternative coming from the report of the Center of Government study due by the end of September, and

WHEREAS, in considering use of the HSA by the Community Justice Center and the consequent need for alternative locations for COFA, the Legislature has articulated its desire and intent to keep COFA in a central, accessible downtown location at all times, and

WHEREAS, the centrally-located, accessible HSA can be utilized to provide necessary space to COFA until such time that suitable alternative space for either COFA or the Community Justice Center is available, and

WHEREAS, upon COFA's relocation to such suitable alternative space, it is the desire and intent of this Legislature to relocate the Community Justice Center to the HSA, and

WHEREAS, in the event this Legislature identifies a more permanent location for the Community Justice Center other than the HSA, it is the Legislature's intent that COFA remain in the HSA; now therefore be it

RESOLVED, That this Legislature directs the County Administrator to prepare a plan for the renovation of HSA that is sufficiently multipurpose and flexible to serve the needs of a variety of County departments,

RESOLVED further, That the renovated HSA initially be configured to house COFA and that COFA relocate to the HSA,

RESOLVED further, That this Legislature directs the County Administrator to identify viable sites, structures, or developments that would provide suitable and more stable locations for the Community Justice Center and/or COFA, allowing a decision regarding the longer-term utilization of the HSA to be considered in the context of such other alternatives, and to report monthly to the Capital Plan Review Committee regarding his progress,

RESOLVED, further, That once such a site or structure has been identified for either program, this Legislature will make the completion of suitable facilities for COFA and the Community Justice Center its highest priority.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-141 Recommending the Temporary Relocation of the County Office for the Aging to the to the Human Services Annex

RESULT:	**ADOPTED [12 TO 3]**
MOVER:	Dooley Kiefer, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Luz Herrera, Kiefer, Mackesey, McBean-Clairborne, McKenna, Proto, Robertson, Robison, Shinagawa, Stein
NAYS:	James Dennis, Michael Lane, Pat Pryor

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2754 A
Department: Workforce Investment Board
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-142

Authorizing the Municipal Electric and Gas Alliance (MEGA) to Bid for Gas and Electricity on Behalf of the County and Authorizing the Inclusion of All Political Subdivisions and Districts Within the State to Participate

WHEREAS, the County previously authorized the Municipal Electric and Gas Alliance ("MEGA") to bid for both gas and electric power on its behalf and the bids resulted in contracts, and

WHEREAS, the contracts will terminate in 2012 and it is time to re-bid, and

WHEREAS, Section 408-a of the County Law authorizes the County to include in any purchase contract awarded to the lowest responsible bidder, authorization permitting all political subdivisions and districts in the State to participate, and

WHEREAS, the County desires the continued participation of other political subdivisions and districts in the contracts, and

WHEREAS, rules regarding the terms by which other political subdivisions and districts participate have been established and will be reflected in contracts with the lowest responsible bidders, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That MEGA is hereby authorized to release bids for gas and electric power on behalf of Tompkins County,

RESOLVED, further, That all political subdivisions and districts within the State are authorized to participate in the contracts awarded as a result of the bids.

RESOLVED, further, That the County Administrator, upon recommendation of the MEGA Board of Directors, is authorized to award the contract to one or more proposers and to enter into contracts with selected proposers.

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [12 TO 3]**
MOVER:	Pamela Mackesey, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Kathy Luz Herrera, Dooley Kiefer, Leslyn McBean-Clairborne

Resolution No. 2011-142 Authorizing the Municipal Electric and Gas Alliance (MEGA) to Bid for Gas and Electricity on Behalf of the County and Authorizing the Inclusion of All Political Subdivisions and Districts Within the State to Participate

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2775 A
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-143

Making a Negative Declaration of Environmental Significance in Relation to Resolution No. 144 of 2011: Authorizing a Contract with the Tompkins County Soil and Water Conservation District to Implement Flood Hazard Mitigation Program Projects

WHEREAS, in Resolution No.144 of 2011, the Tompkins County Legislature would authorize the County Administrator or his designee to execute a contract with the Tompkins County Soil and Water Conservation District to implement projects identified through the Flood Hazard Mitigation Program, and would also be authorized to execute another agreement necessary for the County to implement, monitor, and protect the projects funded through this program, and

WHEREAS, the Tompkins County Legislature has reviewed and accepted as adequate an Environmental Assessment Forms with respect to that action, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That Resolution No. 144 of 2011 is an unlisted action,

RESOLVED, further, That the County Legislature hereby makes a negative declaration of environmental significance in regard to Resolution No. 144 of 2011.

SEQR ACTION: UNLISTED
(Short EAF is on file in the Clerk of the Legislature's office)

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Court, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2776
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-144

Authorizing a Contract with the Tompkins County Soil and Water Conservation District to Implement Flood Hazard Mitigation Program Projects

WHEREAS, the Tompkins County Legislature re-established the Flood Hazard Mitigation Program in 2006, and

WHEREAS, the Tompkins County Legislature provided funding for the Flood Hazard Mitigation Program in the amount of $25,000 in 2011, and

WHEREAS, the Technical Committee for the Flood Hazard Mitigation Program has identified several projects to be funded through the Flood Hazard Mitigation Program, and

WHEREAS, the Tompkins County Soil and Water Conservation District is prepared to undertake the projects identified by the Technical Committee which require instream work, and

WHEREAS, the projects identified by the Technical Committee which require instream work have a maximum estimated cost of $14,000, and

WHEREAS, the County Planning Department is prepared to coordinate the balance of projects identified by the Technical Committee, and

WHEREAS, the projects identified for implementation will be protected through the use of a Riparian Buffer Protection Agreement where appropriate, and

WHEREAS, the Tompkins County Legislature has reviewed and accepted as adequate Environmental Assessment Forms with respect to these projects, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County Administrator or his designee be authorized to execute a contract with the Tompkins County Soil and Water Conservation District, in an amount not to exceed $14,000,

RESOLVED, further, That the County Administrator or his designee is also authorized to execute other agreements necessary for the County to implement, monitor, and protect the projects funded by the Flood Hazard Mitigation Program.

SEQR ACTION: Unlisted
(Short EAFs on file in the office of the Clerk of the Legislature)

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Resolution No. 2011-144 Authorizing a Contract with the Tompkins County Soil and Water Conservation District to Implement Flood Hazard Mitigation Program Projects

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2810
Department: County Administration
Category: Fiscal (Budget)
Functional Category: Rollover

ADOPTED

Resolution No. 2011-145

Budget Adjustment and Appropriation of Unspent Funds Under Public Safety Committee and Under Facilities and Infrastructure Committee from 2010 to Various Accounts

WHEREAS, various departments have been certified by the Director of Finance to have unspent appropriations and excess revenues from 2010 resulting in a surplus of $988,182 on the County's books as of December 31, 2010, and

WHEREAS, pursuant to County Fiscal Policy, surplus funds have been requested for use by departments under the Public Safety Committee and the Facilities and Infrastructure Committee in the amount of $158,695 in the current year budget, now therefore be it

RESOLVED, on recommendation of the Public Safety, and the Facilities and Infrastructure, and the Budget, Capital, and Personnel Committees, That the following transactions are approved:

BUDGET APPROPRIATION:

FROM: General Fund Balance $158,695

TO:

Department	Use of Funds	Account	Requested Rollover
Assigned Counsel			
	• Disposal of confidential documents through Challenge Industries	1170.54424	$278
	• Increase in postal rates	1170.54452	$200
Probation and Community Justice			
	• Loss in Probation Services State Aid (Budgeted-357, 862; Actual-339, 493)	3140.43310	$1,388
		3141.43310	$5,735
		3142.43310	$9,497
		3160.43310	$1,749
	• Electronic Monitoring Services (Cellular Technology based)	3141.54442	$10,000
	• Two Laptop Computers	3141.52206	$525
		3142.52206	$2,099
	• Eleven Desktop Computers	3141.52206	$1,162
		3142.52206	$4,646
	• Seven Computer Monitors	3141.52206	$237
		3142.52206	$946
	• One Adobe Acrobat Software	3141.52230	$41
		3142.52230	$162
	• One Port Replicator	3141.52206	$26
		3142.52206	$104

Resolution No. 2011-145 Budget Adjustment and Appropriation of Unspent Funds Under Public Safety Committee and Under Facilities and Infrastructure Committee from 2010 to Various Accounts

	• Four HON 7628 Task Chairs	3141.52210 3142.52210	$240 $960
	• Auto Fuel	3141.54310	$1,500
Sheriff's Office			
	• Computer replacement for all divisions: 13 laptops with docking stations ($1.9K) and 17 desktops ($700). This includes a request for monitor replacement ($5.2K)	3113.52206	$42,000
	• Bullet Proof Vest Replacement (40 vests):	3113.54319	$40,000
	• Mobile License software and associated equipment: This is onetime expense and allows for field reporting. It includes the software and scanner. ($3K) Software upgrade for Computer Replacement: Microsoft Office software upgrades for all of the computers, which is recommended by ITS ($9.2K)	3113.52230	$12,200
	• Clothing: To cover a shortfall in the clothing allowance for contracted reimbursements. These are items that were ordered in 2010.	3113.54340	$3,000
	• Automotive Fuel: This request is to cover the unanticipated increase in automotive fuel costs in 2011	3113.54310	$14,000
	• Project Assistant: Eliminating a clerical position in the 2011 budget did not allow for coverage for illness or vacation. This will allow the department to hire a temporary employee as needed.	3110.5100049	$6,000
Weights and Measures			
	• The $573.00 is needed for repairs to my 100 gallon prover that is used to test fuel oil trucks. The seals in the pump are leaking and need to be replaced or the pump needs to be replaced.	3630.54400	$573

Resolution No. 2011-145 Budget Adjustment and Appropriation of Unspent Funds Under Public Safety Committee and Under Facilities and Infrastructure Committee from 2010 to Various Accounts

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on August 16, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on August 17, 2011.

Catherine Cort, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2309
Department: Tompkins County Legislature
Category: Highways
Functional Category: Gas Drilling, Roads and Bridges

ADOPTED

Resolution No. 2011-140

Adoption of Local Law No. 1 of 2011 – Amending the County Code in Relation to Road Preservation by Temporarily Excluding Certain Traffic that Would Materially Injure County Roads

WHEREAS, the County desires to maintain the safety and general welfare of County residents by regulating uses of County roads by heavy vehicles that have the potential to adversely affect such roads, and

WHEREAS, a public hearing was held before the Tompkins County Legislature on August 16, 2011, to hear all person interested in proposed Local Law No. 1 of 2011, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Government Operations Committees, That Local Law No. 1 of 2011 - Amending the County Code in Relation to Road Preservation by Temporarily Excluding Certain Traffic that would Materially Injure County Roads is hereby adopted,

RESOLVED, further, That the Clerk of the Legislature shall publish in the official newspaper of the County a notice of adoption containing a synopsis of said local law and shall within twenty days file one certified copy in the Office of the County Clerk, and one copy with the Secretary of State.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Pamela Mackesey, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2817
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-146

Award of Bids - Construction of Apron Expansion (Old FBO Site) - Ithaca Tompkins Regional Airport

WHEREAS, over the course of several years, the airport's Fixed Base Operator (FBO), Taughannock Aviation Corporation (TAC), did gradually replace the old County-owned facility it occupied with two new hangars, an administration building and a parking lot, and

WHEREAS, the old County-owned facility was deemed obsolete and was deconstructed in 2008, and

WHEREAS, the site of the old County-owned facility is needed for the parking of private and corporate aircraft and the concrete foundations of said site must be deconstructed and the area must be re-paved to make it fit for aircraft operations, and

WHEREAS, the Finance Department advertised and received three (3) bids for the Apron Expansion project and Suit-Kote Corporation of Cortland, New York, was the lowest responsible bidder at $1,115,539.00, and

WHEREAS, the budget for this construction project is as follows:

Federal Aviation Administration Share	(95.0 %)	$1,059,762.00
New York State Department of Transportation	(2.5 %)	$ 27,888.50
Local Share (Airline Rates & Charges)	(2.5 %)	$ 27,888.50
TOTAL		$1,115,539.00

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That subject to notification of funding being received from the Federal Aviation Administration and New York State Department of Transportation no later than September 30, 2011, the bid for construction of the Apron Expansion (Old FBO Site) be awarded to Suit-Kote of Cortland, New York, as the lowest responsible bidder,

RESOLVED, further, That the County Administrator be and hereby is authorized to execute contract documents with said contractor,

RESOLVED, further, That the Finance Director be authorized to borrow monies if necessary, until reimbursement is received from the Federal Aviation Administration and New York State Department of Transportation.

SEQR ACTION: TYPE II-2

* * * * * * * * * * *

Resolution No. 2011-146 Award of Bids - Construction of Apron Expansion (Old FBO Site) - Ithaca Tompkins Regional Airport

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robison, Shinagawa, Stein
EXCUSED:	Martha Robertson

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Cort, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2818
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-147

Authorizing Supplemental Consultant Agreement No. 1 with C&S Companies for Full-Time Construction Observation and Contract Administration Services in Connection with the Apron Expansion (Old FBO Site) at the Ithaca Tompkins Regional Airport

WHEREAS, a contract has been awarded to Suit-Kote Corporation of Cortland, New York, in the amount of $1,115,539 to construct the Apron Expansion (Old FBO Site), subject to Federal funding being available, and

WHEREAS, it is necessary to oversee such activities and provide various contract administration services, and

WHEREAS, the airport's engineering consultant, C&S Companies of Syracuse, New York, has proposed providing said services for a fee of $124,126, and

WHEREAS, the budget for said construction observation and contract administration services is as follows:

Federal Aviation Administration Share (95.0%)	$117,920.00
New York State Department of Transportation Share (2.5%)	$ 3,103.00
Local Share (2.5%) (Airport's Operational Budget)	$ 3,103.00
Total	$124,126.00

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the agreement with C&S Companies for $124,126.00 be and hereby is approved, subject to Federal Aviation Administration and New York State Department of Transportation funding being received, and subject to an Independent Fee Estimate (IFE) confirming the fee is fair,

RESOLVED, further, That the local share of $3,103.00 shall come from the airport's operational budget,

RESOLVED, further, That the County Administrator is authorized to execute the required documents and the Finance Director is authorized to advance payment for these services until reimbursement is received from the Federal Aviation Administration and New York State Department of Transportation.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

Resolution No. 2011-147 Authorizing Supplemental Consultant Agreement No. 1 with C&S Companies for Full-Time Construction Observation and Contract Administration Services in Connection with the Apron Expansion (Old FBO Site) at the Ithaca Tompkins Regional Airport

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robison, Shinagawa, Stein
EXCUSED:	Martha Robertson

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2819
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-148

Authorizing Acceptance of a Federal Aviation Administration (FAA) Grant or Grants to Construct the Apron Expansion (Old FBO Site) And/Or Design Projects for the Terminal Ramp Rehabilitation and Expansion of the Aircraft Rescue and Fire-Fighting (Crash/Fire/Rescue) Building for an Operations Office - Ithaca Tompkins Regional Airport

WHEREAS, the Tompkins County Legislature awarded contracts on September 6, 2011, to construct and inspect the Apron Expansion (Old FBO Site), subject to Federal funding being available, and

WHEREAS, the Tompkins County Legislature awarded design contracts on August 16, 2011, to Rehabilitate the Terminal Ramp and Expand the Aircraft Rescue and Fire-Fighting (Crash/Fire/Rescue) Building to incorporate an Operations Office subject to Federal funding being available, and

WHEREAS, due to legislative delays in Washington, the Federal Aviation Administration grant award timetable has become condensed, creating a need for grant offers and acceptances to be expedited in order to meet the truncated schedule, and

WHEREAS, said timetable may require the Tompkins County Legislature to anticipate and accept grant offers being made in the very near future, outside of the normal Tompkins County Legislative meeting schedule, and

WHEREAS, the total cost of the General Aviation Apron Expansion is $1,247,000 and that the funding is as follows:

Federal Aviation Administration Share	(95.0%)	$1,184,650.00
New York State Department of Transportation Share	(2.5%)	$ 31,175.00
Local (Airport Revenues)	(2.5%)	$ 31,175.00
Total		$1,247,000.00

, and

WHEREAS, the total cost of the two design contracts for the Terminal Ramp Rehabilitation and the Expansion of the Aircraft Rescue and Fire-Fighting (Crash/Fire/Rescue) Building to incorporate an Operations Office is $275,000 and the funding is as follows:

Federal Aviation Administration Share	(95.0%)	$ 261,250.00
New York State Department of Transportation Share	(2.5%)	$ 6,875.00
Local (Airport Revenues)	(2.5%)	$ 6,875.00
Total		$ 275,000.00

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That in the event a Federal Aviation Administration grant offer is made requiring an expedited turnaround, that said offer of $1,445,900.00 for the abovementioned projects is accepted and that the County Administrator is authorized to execute the required documents,

Resolution No. 2011-148 Authorizing Acceptance of a Federal Aviation Administration (FAA) Grant or Grants to Construct the Apron Expansion (Old FBO Site) And/Or Design Projects for the Terminal Ramp Rehabilitation and Expansion of the Aircraft Rescue and Fire-Fighting (Crash/Fire/Rescue) Building for an Operations Office - Ithaca Tompkins Regional Airport

RESOLVED, further, That in the event said grant offer only covers the federal share of either the Apron Expansion Project or the two design projects for the Terminal Ramp Rehabilitation and the Aircraft Rescue and Fire-Fighting (Crash Fire Rescue) Building Operations Office Expansion, or that both grant offers come separately, then said grant or grants be accepted and that the County Administrator is authorized to execute the required documents.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robison, Shinagawa, Stein
EXCUSED:	Martha Robertson

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2820
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-149

Authorizing Acceptance of a New York State Department of Transportation (NYSDOT) "AIR 99" Grant to Accomplish Repairs to the Terminal Roof and Canopy - Ithaca Tompkins Regional Airport (PIN No. 3902.54)

WHEREAS, the County has received a grant offer from the New York State Department of Transportation under the "AIR 99" program, in the amount of $300,000 to assist with repairs to the Terminal Roof and Canopy, and

WHEREAS, the estimated maximum cost of this project is as follows:

New York State Department of Transportation Share	(80.0%)	$300,000
Local Share	(20.0%)	$ 75,000
Total		$375,000

, and

WHEREAS, the local share will form part of the airport's 2012 operational budget, and

WHEREAS, the County Legislature will review and approve all proposed engineering and construction contracts prior to any work commencing, and

WHEREAS, in the event that said engineering or construction contracts are not approved by the Legislature, this grant will be returned to the New York State Department of Transportation for use at another airport, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the grant offer from the New York State Department of Transportation of $300,000 be and hereby is accepted and that the County Administrator is authorized to execute the required documents.
SEQR ACTION: TYPE II-1

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robison, Shinagawa, Stein
EXCUSED:	Martha Robertson

Resolution No. 2011-149 Authorizing Acceptance of a New York State Department of Transportation (NYSDOT) "AIR 99" Grant to Accomplish Repairs to the Terminal Roof and Canopy - Ithaca Tompkins Regional Airport (PIN No. 3902.54)

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2831
Department: Department of Emergency Response
Category: Adjustments Over $5,000
Functional Category:

ADOPTED

Resolution No. 2011-150

Budget Adjustments and Implementation of New York State Office of Homeland Security Grants and Initiatives - Department of Emergency Response

WHEREAS, the State Homeland Security Program (SHSP) previously awarded funding to Tompkins County for several emergency response initiatives that will support all-hazards planning activities, interoperable emergency communications consulting and identified equipment needs including a breathing air and communications scene support vehicle and system, and

WHEREAS, the grants will be administered through the Department of Emergency Response for use in the implementation of state and local terrorism response strategies, and

WHEREAS, Resolution No. 167 of 2009 detailed the program specifics, and the Department has since developed project parameters with the New York State Office of Homeland Security and executed procurement processes, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That the Finance Director is hereby authorized to make the following adjustments in 2011:

FROM:	3410.43389	Other Public Safety	$220,500
	3410.42665	Sale of Equipment	$ 6,500
TO:	3410.51000674	Administrative Coordinator	$ 14,489
	3410.58800	Fringes	$ 5,086
	3410.54442	Professional Services	$ 13,100
	3410.52231	Vehicles	$194,325

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robison, Shinagawa, Stein
EXCUSED:	Martha Robertson

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Cult, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2787
Department: Solid Waste Division
Category: Reserve Fund
Functional Category:

ADOPTED

Resolution No. 2011-151

Appropriation from Solid Waste Capital Reserve

WHEREAS, the Solid Waste Division has maintained a Capital Reserve account within the CL Fund for capital improvements at the Recycling and Solid Waste Center, and

WHEREAS, it is necessary for the Solid Waste Management Division to fund additional improvements outside the scope of the contractual agreement with ReCommunity, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Budget, Capital, and Personnel Committees, That the Director of Finance is authorized to make the following appropriation from the Solid Waste Fund to the Capital Fund:

From:	CL Capital Reserve Account 878	$400,000
To:	CL Recycling 8163.54802 Contribution to Construction	$400,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2805
Department: County Administration
Category: Training
Functional Category: Contingent Fund, Mental Health, Training

ADOPTED

Resolution No. 2011-152

Appropriation from Contingent Fund to Develop a "Smart Work" Training Program for Tompkins County Mental Health Department

WHEREAS, the adopted 2011 Tompkins County Budget earmarked contingent funding for "Smart Work Training", and

WHEREAS, this training is a results-based process that uses expert facilitators working with County employees within specific work units or program areas to identify process improvements that can enhance efficiency and effectiveness, provide relief to employees, and maintain or improve services to citizens, and

WHEREAS, the Smart Work Training process has now been applied in several County operations as well as at TC3, with positive results in the form of streamlined operations and improved customer service reported by both staff and managers, and

WHEREAS, the County's Mental Health Department desires to apply Smart Work Training to aid in the development of a consolidated and more efficient reception area that will also integrate some billing and records functions while utilizing existing staff more efficiently, and

WHEREAS, the training is expected to cost approximately $5,500, and

WHEREAS, at the completion of these initial training projects, the County Administrator and Mental Health Department will report the results of the training to the Legislature, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That the Director of Finance is authorized to make the following appropriation from the Contingent Fund to reflect the additional spending authority:

From:	Contingent Fund	1990.54400	Program Expense	$5,500
To:	In-service Training	1987.54442	Professional Services	$5,500

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-152 Appropriation from Contingent Fund to Develop a "Smart Work" Training Program for Tompkins County Mental Health Department

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2830
Department: Department of Emergency Response
Category: Fiscal (Budget)
Functional Category: Contingent Fund

ADOPTED

Resolution No. 2011-153

Appropriation from Contingent Fund - Terminal Pay - Department of Emergency Response

WHEREAS, in the Department of Emergency Response, one Communications Center Manager retired effective March 14, 2011, and one Emergency Services Dispatcher resigned effective June 2, 2011, and

WHEREAS, the Fiscal Policy of Tompkins County allows for terminal-pay reimbursement to the department from the Contingent Fund, now therefore be it

RESOLVED, on recommendation of the Public Safety and the Budget, Capital, and Personnel Committees, That the Director of Finance is hereby authorized and directed to make the following budget adjustment for 2011:

FROM:	A1990.54400	Contingent Fund	$28,902
TO:	A3411.54442	Professional Services	$28,902

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2843
Department: Legislature Office
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category:

ADOPTED

Resolution No. 2011-154

Extension of One-Percent Sales Tax for Two Years - Increasing Taxes on Sales and Uses of Tangible Personal Property and of Certain Services, and on Occupancy of Hotel Rooms and Amusement Charges Pursuant to Article 29 of the Tax Law of the State of New York in Order to Extend the Effective Date through November 30, 2013

Be it enacted by the Tompkins County Legislature of the County of Tompkins, as follows:

SECTION I. The first sentence of section two of Resolution No. 256A as enacted in nineteen hundred sixty-six, as amended, is amended to read as follows:

> SECTION 2. Imposition of sales tax.
> On and after March first, nineteen hundred and sixty-seven, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing December 1, 1992, and ending November 30, 2013, there is hereby imposed and there shall be paid an additional tax of one percent upon:

SECTION 2. Subdivision (f) of section three of Resolution No. 256A as enacted in nineteen hundred sixty-six, as amended, is amended to read as follows:

(f) With respect to the additional tax of one percent imposed for the period commencing December 1, 1992, and ending November 30, 2013, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to December 1, 1992, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to August 1, 1992, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to November 30, 1992. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to December 1, 1992, any transaction which may not be subject to the additional tax imposed effective on that date.

SECTION 3. Section four of Resolution No. 256A as enacted in nineteen hundred sixty-six, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after December 1, 1992, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are

not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering service described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2013, the tax shall be at a rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon

Resolution No. 2011-154 Extension of One-Percent Sales Tax for Two Years - Increasing Taxes on Sales and Uses of Tangible Personal Property and of Certain Services, and on Occupancy of Hotel Rooms and Amusement Charges Pursuant to Article 29 of the Tax Law of the State of New York in Order to Extend the Effective Date through November 30, 2013

which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

SECTION 4. Paragraph (B) of subdivision (1) of section 11 of Resolution No. 256A as enacted in nineteen hundred sixty-six, as amended, is amended to read as follows:

(B) With respect to the additional tax of one percent imposed for the period commencing December 1, 1992, and ending November 30, 2013, in respect to the use of property used by the purchaser in this County prior to December 1, 1992.

SECTION 5. This enactment shall take effect December 1, 2011.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [14 TO 1]**
MOVER:	James Dennis, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2840
Department: County Administration
Category: Public Hearing
Functional Category: Local Law, Property Tax Cap

ADOPTED

Resolution No. 2011-155

Authorizing a Public Hearing on Proposed Local Law No. B of 2011–A Local Law Overriding Tax Levy Limit for 2012

WHEREAS, according to New York State's new Property Tax Cap legislation, if a county government decides to adopt a county budget with a property tax levy that exceeds the level set by the State, the county government must pass a local law to override that cap, and

WHEREAS, adopting said local law is not predictive of the final tax levy but will provide the Tompkins County Legislature flexibility to exceed the Property Tax Cap if it is deemed necessary, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That a public hearing be held before the Tompkins County Legislature in the Legislative Chambers of the Tompkins County Courthouse, 320 North Tioga Street, Ithaca, New York, on September 20, 2011, at 5:30 o'clock in the evening thereof concerning proposed Local Law No. b of 2011 - A Local Law Overriding Tax Levy Limit for Fiscal Year 2012 At such time and place all persons interested in the subject matter will be heard concerning the same,

RESOLVED, further, That the Clerk of the Legislature is hereby authorized and directed to place proper notice of such public hearing in the official newspaper of the County.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [10 TO 5]**
MOVER:	James Dennis, Member
SECONDER:	Brian Robison, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, McBean-Clairborne, Robertson, Robison, Shinagawa
NAYS:	Mackesey, McKenna, Proto, Pryor, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 7, 2011.

Catherine Cornell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2806
Department: County Administration
Category: Administrative
Functional Category: Administrative Manual Policy

ADOPTED

Resolution No. 2011-156

Adoption of Revised Administrative Policy 02-13 - Disciplinary Action or Discharge Procedure

WHEREAS, the Disciplinary Action or Discharge Procedure policy required revision to more accurately reflect current existing regulations, procedures, and directives, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel and the Government Operations Committees, That the following Administrative Policy is hereby revised and adopted:

02-13 Disciplinary Action or Discharge Procedure

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2807
Department: County Administration
Category: Administrative
Functional Category: Administrative Manual Policy

ADOPTED

Resolution No. 2011-157

Deletion of Administrative Policies: Policy 03-03 - Holidays and Policy 03-19 - Use of Employee Master Status Report for Employee Fringe Benefits

WHEREAS, all information on the Employee Master Status Report for Employee Fringe Benefits is now being tracked within the Lawson HR/Payroll software implemented in 2011, a separate Administrative Policy is no longer necessary, and

WHEREAS, the Holiday applicability is covered by bargaining agreements, a separate Administrative Policy is no longer necessary, and

WHEREAS, the Holiday applicability for non-unionized employees is covered in Policy 03-01 - Benefits for Non-unionized Staff, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel and the Government Operations Committees, That the following Administrative Policies are hereby deleted:

03 - 03 Holidays
03-19 Use of Employee Master Status Report for Employee Fringe Benefits

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Coer, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2829
Department: Social Services Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Emergency Management, Housing, Human Services Agencies, Social Services, Transfers and Adjustments

ADOPTED

Resolution No. 2011-158

Authorization to Accept Solutions to End Homelessness Program (STEHP) Grant/Contracts - Department of Social Services

WHEREAS, the New York State Office of Temporary and Disability Assistance announced earlier this year a new funding stream titled Solutions To End Homelessness Program (STEHP) which, as per the current State budget, replaces the Emergency Shelter Grant, Homelessness Intervention Program, Supplemental Homelessness Intervention Program, and Homelessness Prevention Program at a significant reduction in total funding, and

WHEREAS, the Continuum of Care member agencies which work to address homelessness in our County chose the Department of Social Services to be the lead agency, and together crafted and submitted a response to the State's Request for Proposals, and

WHEREAS, that proposal would fund five one-year contracts, with American Red Cross ($72,625 for "Emergency Shelter Maintenance and Operations"), Learning Web ($72,625 for "Youth Outreach Drop-In Essential Services"), Human Services Coalition ($33,696 for "Homelessness Prevention and Re-Housing Program [HPRP] 2-1-1 Information and Referral"), Catholic Charities ($48,455 for "HPRP Security Deposits, Rental Arrears, and Case Management"), Tompkins Community Action ($139,581 for "HPRP Ongoing Rental Assistance and Case Management"), and $48,013 for Department of Social Services staff providing other "HPRP Case Management Services", and

WHEREAS, a notice of award is expected to be received in September, approving $415,000 funding for services beginning October 1st, and the Department and its partner agencies would like to be in position to execute agreements as quickly as possible thereafter, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Department of Social Services is authorized, upon receipt of a said award, to accept it, staff its program, and execute the agreements identified above,

RESOLVED, further, That the Director of Finance is authorized to make the following adjustments to Social Services' 2011 budget:

Appropriation:	6010.54400	Program	$110,358
	6010.51000	Salary	7,929
	6010.58800	Fringes	4,075
Revenue:	6010.43610	NYS: Social Services	$122,362

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-158 Authorization to Accept Solutions to End Homelessness Program (STEHP) Grant/Contracts - Department of Social Services

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Corest, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2828
Department: Social Services Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Human Services Agencies, Public Safety, Social Services, Transfers and Adjustments

ADOPTED

Resolution No. 2011-159

Authorizing Supervision and Treatment for Juveniles Program (STSJP) Grant-Funded Contracts - Department of Social Services

WHEREAS, the New York State Office of Children and Family Services recently awarded Tompkins County $40,000 in new 100% funding for a Supervision and Treatment for Juveniles Program (STSJP), and

WHEREAS, the Department of Social Services has been designated the lead agency to administer these funds, which are to be used to reduce detention placements of youthful county residents, and

WHEREAS, the funding is available only for services described in a state-approved plan and provided during the twelve months ending March 31, 2012, and

WHEREAS, the Department's plan incorporates services already in use and proven to be successful in our community, so as to facilitate the processes of plan development, approval, and contract execution, and

WHEREAS, the plan is comprised of three contracts, with Liberty Resources ($16,340 for "Multi-Systemic Therapy Contingency Management"), the County Probation Department ($4,232 for "Electronic Monitoring"), and the Youth Advocacy Program ($19,428), and

WHEREAS, the State has approved said plan, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Department of Social Services is authorized to accept this grant and execute the agreements identified above,

RESOLVED, further, That the Director of Finance is authorized to make the following adjustments to the Social Services' 2011 budget:

Appropriation:	6070.54400	Program Expense	$40,000
Revenue:	6070.43623	State: Detention	$40,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-159 Authorizing Supervision and Treatment for Juveniles Program (STSJP) Grant-Funded Contracts - Department of Social Services

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2853
Department: Youth Services Department
Category: Fiscal (Budget)
Functional Category: Transfers and Adjustments

ADOPTED

Resolution No. 2011-160

Budget Adjustment - Youth Services

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Director of Finance be directed to make the following budget adjustments on his books:

Youth Services

Revenue Acct	Title	Amt	Approp Acct	Title(s)
7022.43820	Programs for Youth	-$33,960		
7023.43820	Programs for Youth	-$11,517		
		-$26,057	7022.54400	Program Expense
		-$11,995	7023.54400	Program Expense
		-$ 7,425	7026.54400	Program Expense

Explanation: Budget adjustment reflects state aid cuts passed onto agencies and municipalities for budget year 2011; cuts were not known until May 2011, well after the County budget was adopted. State aid is assigned by the Department to contracts in several different program accounts. Even though, by account, revenue and appropriation reductions do not match up equally, overall, reductions in appropriations ($45,477) equals the total reductions in state aid ($45,477).

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2834 A
Department: Planning Development & Env. Quality Committee
Category: IDA (Industrial Development Agency)
Functional Category:

ADOPTED

Resolution No. 2011-161

Authorizing the Amendment to the Certificate of Incorporation of Tompkins County Development Corporation to Provide for Increased Activities Associated with the Promotion of Community and Economic Development

WHEREAS, Tompkins County (the "County") approved Resolution No. 203 of 2009 forming the Tompkins County Development Corporation (the "Corporation"), a local development corporation organized pursuant to Section 1411 of the Not-For-Profit Corporation Law of the State of New York for the exclusive public purposes of relieving and reducing unemployment, promoting and providing for additional and maximum employment, bettering and maintaining job opportunities, and acting in the public interest, and

WHEREAS, the County is the sole member (the "Member") of the Corporation, and

WHEREAS, the Member desires to assist not-for-profit corporations based in the County who wish to expand their operations outside the borders of the County, but who are unable to avail themselves of financial assistance outside of the County, and

WHEREAS, the Member desires to amend the Corporation's Certificate of Incorporation to enable the Corporation to assist such County-based not-for-profit corporations, and

WHEREAS, the Member further desires to amend the Corporation's Certificate of Incorporation to change the post office address of record to reflect the recent office move of the administrative entity, currently Tompkins County Area Development, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Member approves the amendment of the Corporation's Certificate of Incorporation pursuant to the Certificate of Amendment presented at this meeting,

RESOLVED, further, That the County Administrator is authorized to execute and file the Certificate of Amendment presented at this meeting,

RESOLVED, further, That this resolution shall take effect immediately.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [13 TO 2]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Kathy Luz Herrera, Dooley Kiefer

Resolution No. 2011-161 Authorizing the Amendment to the Certificate of Incorporation of Tompkins County Development Corporation to Provide for Increased Activities Associated with the Promotion of Community and Economic Development

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2835
Department: Planning Development & Env. Quality Committee
Category: Economic Development
Functional Category: Industrial Development Agency

ADOPTED

Resolution No. 2011-162

Approving the Issuance by the Tompkins County Development Corporation of Up to $4,000,000 Aggregate Principal Amount Tax-Exempt Revenue Bonds (Franziska Racker Centers, Inc., Project), Series 2011

WHEREAS, the Tompkins County Legislature (the "Legislature"), as the elected legislative body of Tompkins County, New York (the "County"), has been advised by the Tompkins County Development Corporation (the "Issuer") that, in order to assist in the financing of a certain Project (as defined below) for the benefit of Franziska Racker Centers, Inc., a New York not-for-profit corporation (the "Company") and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), the Issuer proposes to issue, contingent upon the adoption of this Resolution, its Tax-Exempt Revenue Bonds (Franziska Racker Centers, Inc., Project), Series 2011, in an aggregate principal amount not to exceed $4,000,000 (the "Bonds"), and

WHEREAS, the project (the "Project") shall consist of: (A) the acquisition or retention of title to a parcel (or parcels) of land located at 3226 Wilkins Road in the Town of Ulysses, containing in the aggregate approximately 37 acres (the "Land"), and the existing improvements situated thereon consisting principally of an approximately 23,000 square-foot building used for a pre-school and other program services, an approximately 10,000 square-foot administration building (such buildings collectively referred to as the "Existing Buildings"), and related parking areas (the "Existing Parking" and, together with the Existing Buildings, the "Existing Improvements"); (B)(i) the renovation, expansion and general upgrading of the Existing Buildings to add approximately 9,000 square feet of space and (ii) the modification and upgrading of the Existing Parking improvements to become ADA-compliant and the construction of a new approximately 55-space parking lot and related improvements and upgrades (collectively, the "Improvements"); (C) the acquisition and installation in and around the Existing Improvements and the Improvements of certain items of machinery, equipment and other tangible personal property (the "Equipment", and collectively with the Land, the Existing Improvements and the Improvements, the "Facility"); and (D) the paying of all or a portion of the costs incidental to the issuance of the Bonds, including issuance costs of the Bonds, capitalized interest and any reserve funds as may be necessary to secure the Bonds (the costs associated with items (A) through (D) above being hereinafter collectively referred to as the "Project Costs"), and

WHEREAS, the Issuer proposes to assist in the financing of the Project by issuing the Bonds to (i) pay all or a substantial portion of the cost of financing the Project and (ii) pay reserves and costs incidental to the issuance of the Bonds, and

WHEREAS, pursuant to Section 147(f) of the Code, interest on the Bonds will not be excluded from gross income for Federal income tax purposes unless the issuance of the Bonds is approved by the Legislature after a public hearing to consider both the issuance of the Bonds and the nature and location of the facilities financed therewith has been conducted following reasonable public notice, and

WHEREAS, on September 12, 2011, the Issuer held a public hearing upon proper notice in compliance with Section 147(f) of the Code, and

WHEREAS, to aid the Legislature in its deliberations, the Issuer has made available to the members of the Legislature prior to this meeting (a) the Company's application to the Issuer for financial assistance; (b) the notice of public hearing published by the Issuer in *The Ithaca Journal*; and (c) the minutes of such public hearing held on September 12, 2011, and

Resolution No. 2011-162 Approving the Issuance by the Tompkins County Development Corporation of Up to $4,000,000 Aggregate Principal Amount Tax-Exempt Revenue Bonds (Franziska Racker Centers, Inc., Project), Series 2011

WHEREAS, the Legislature, after due consideration of the foregoing, as the "applicable elected representative" of Tompkins County, New York, within the meaning of Section 147(f)(2)(E) of the Code, desires to approve the issuance of the Bonds, provided the principal, premium, if any, and interest on the Bonds shall be special obligations of the Issuer and shall never be a debt of the State of New York (the "State") or any political subdivision thereof, including without limitation the County, and neither the State nor any political subdivision thereof, including without limitation the County, shall be liable thereon, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Legislature, for the purpose of satisfying the approval requirement of Section 147(f) of the Code, hereby gives its approval of the issuance by the Issuer of the Bonds and related acts to be taken by the Issuer as part of the Project, provided that the Bonds, and the premium (if any) and interest thereon, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including without limitation the County, and neither the State nor any political subdivision thereof, including without limitation the County, shall be liable thereon. This approval is given pursuant to Section 147(f) of the Code for the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Sections 103 and 141-150 of the Code,

RESOLVED, further, That this Resolution shall be deemed to be made for the benefit of the holders of the Bonds,

RESOLVED, further, That this Resolution shall take effect immediately.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2838
Department: Planning Department
Category: Housing
Functional Category:

ADOPTED

Resolution No. 2011-163

Negative Declaration for Authorizing Disbursement of Housing Fund Round Three Funds

WHEREAS, the Tompkins County Legislature through Resolution No. 2009-31, authorized funding for the Community Housing Affordability Program and the Community Housing Trust Program, and

WHEREAS, the Community Housing Affordability Program and the Community Housing Trust Program are jointly known as the Housing Fund, and

WHEREAS, the Housing Fund assists with the pre-development costs associated with residential and mixed-use real estate development projects primarily benefiting low- and moderate-income households, and supports a housing trust designed to ensure that newly constructed or rehabilitated homes that are made available to low- to moderate-income households remain affordable to future generations of buyers, and

WHEREAS, Tompkins County has received and reviewed the Town of Ithaca Full Environmental Assessment Form (Parts I & II) documents for the project listed as the INHS Holly Creek Townhouses (Phase II), and

WHEREAS, the Town of Ithaca has determined the INHS Holly Creek Townhouses to be an Unlisted Action with a Negative Declaration, and

WHEREAS, Tompkins County concurs with the SEQR Negative Determination of the INHS Holly Creek Townhouses, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the authorization of Housing Fund disbursement and the subsequent construction of the project listed above adequately protects and preserves the environment and will not have any potentially significant adverse effects on the environment.

SEQR ACTION: Full Environmental Assessment Form on File with the Legislature Clerk

* * * * * * * * * * *

RESULT:	**ADOPTED [14 TO 0]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
ABSTAIN:	Carol Chock

Resolution No. 2011-163 Negative Declaration for Authorizing Disbursement of Housing Fund Round Three Funds

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Corey, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2781
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-164

Authorization to Disburse County Funds Pertaining to the Housing Fund

WHEREAS, the Tompkins County Legislature through Resolution No. 2009-31, authorized funding for the Community Housing Affordability Program and the Community Housing Trust Program, jointly known as the Housing Fund, and

WHEREAS, the Housing Fund assists with the pre-development costs associated with residential and mixed-use real estate development projects primarily benefiting low- and moderate-income households, and supports a housing trust designed to ensure that newly constructed or rehabilitated homes that are made available to low- to moderate-income households remain affordable to future generations of buyers, and

WHEREAS, Tompkins County authorized the Memorandum of Understanding among the County of Tompkins, the City of Ithaca, and Cornell University with regard to the Housing Fund, by Resolution No. 2009-31, and

WHEREAS, the Notice of Funding Availability was made available to interested parties with a deadline of April 1, 2011, and

WHEREAS, one application was received and reviewed by the Application Review Committee, which made formal funding recommendations for funding to the Housing Fund Program Oversight Committee, and

WHEREAS, the Program Oversight Committee accepted and recommended that the following proposal receive funding as indicated in the table, and

Applicant	Project	Dollar Amount Recommended	Number of Units	Location
INHS	INHS Holly Creek Townhouses Phase II	$200,000 (grant)	11 owner-occupied units	Town of Ithaca

WHEREAS, Tompkins County is authorized to serve as fiscal agent for the Housing Fund, by Resolution No. 2010-74, and

WHEREAS, the Town of Ithaca SEQR review process has been completed for the INHS Holly Creek Townhouses project with a Negative Declaration determination, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County is authorized to continue to serve as the fiscal agent for the Housing Fund and enter into an agreement with Cornell University to accept $100,000 funding for the approved Housing Fund Round Three project, INHS Holly Creek Townhouses,

RESOLVED, further, That Tompkins County concurs with the Town of Ithaca SEQR Negative Declaration determination for the INHS Holly Creek Townhouses,

RESOLVED, further, That Tompkins County authorizes the expenditure of its funds to support the Housing Fund recipients as recommended by the Housing Fund Program Oversight Committee,

Resolution No. 2011-164 Authorization to Disburse County Funds Pertaining to the Housing Fund

RESOLVED, further, That the County's contribution of $70,000 in HUD Program Income Funds be transferred to the appropriate Revenue and Appropriations account,

RESOLVED, further, That the County Administrator or his designee is authorized to execute agreements in order to effect this grant program consistent with this resolution,

RESOLVED, further, That the Finance Director or his designee is authorized to make budget adjustments as necessary to implement the actions identified in this resolution.

SEQR ACTION: Unlisted: INHS Holly Creek Townhouses
(Full Environmental Impact Statement on file with the Legislature Clerk)

* * * * * * * * * * *

RESULT:	**ADOPTED [14 TO 0]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
ABSTAIN:	Carol Chock

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2822
Department: Legislature Office
Category: Fees
Functional Category: Contingent Fund, Human Services Agencies

ADOPTED

Resolution No. 2011-165

Appropriation from Contingent Fund - Bail Fund Program - OAR (Opportunities, Alternatives, and Resources)

WHEREAS, Opportunities, Alternatives, and Resources (OAR), through its Bail Fund program, makes bail accessible for low-income individuals when available funds are the only barrier to release from the Tompkins County Jail pending trial, and

WHEREAS, OAR achieves a ninety percent return rate on its bails posted, with only very few forfeitures in the last ten years, now therefore be it

RESOLVED, on recommendation of the Public Safety and the Budget, Capital, and Personnel Committees, That the Director of Finance be authorized to make the following budget appropriation:

FROM:	A1990.54400	Contingent Fund	$15,000
TO:	A6316.54400	Program Expense	$15,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Peter Stein, Member
SECONDER:	Pamela Mackesey, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Cort, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2825
Department: County Administration
Category: Administrative
Functional Category: Administrative Manual Policy

SCHEDULED

Resolution No. 2011-166

Adoption of Revised Administrative Policy 01-23 - Smoking Policy

WHEREAS, the Smoking policy required revision to more accurately reflect current existing regulations, procedures, and directives, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee and the Government Operations Committee, That the following Administrative Policy is hereby revised and adopted:

01 - 23 Smoking

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**MARK LATER [11 TO 4]**
MOVER:	Michael Lane, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Dennis, Luz Herrera, Kiefer, Lane, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Carol Chock, Pamela Mackesey, Leslyn McBean-Clairborne, Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2814
Department: County Clerk
Category: Personnel (Positions, Salaries, Benefits)
Functional Category:

ADOPTED

Resolution No. 2011-167

Increase in Hours of Recording Clerk Position - County Clerk

WHEREAS, there are two Recording Clerk positions available to be filled in the County Clerk's Office, and

WHEREAS, the County Administrator approved the weekly increase from 35 hours per week ($33,743) to 40 hours per week ($38,562) for one of the said positions of Recording Clerk, and

WHEREAS, it was agreed by the County Clerk, in order to obtain said permission, that only one of said two available positions be filled at the present time, in order to cooperate with the efforts to decrease expenses, now therefore be it

RESOLVED, on recommendation of Governmental Operations and the Budget, Capital, and Personnel Committees, That the standard workweek for the position of Recording Clerk (687) (Labor Grade H-8), be increased from 35.0 to 40.0 hours per week, effective August 17, 2011.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2877
Department: Legislature Office
Category: Fiscal (Budget)
Functional Category: Contingent Fund, Environmental, Soil and Water Conservation District

ADOPTED

Resolution No. 2011-168

Approving Emergency Appropriation to Enable Chemical Treatment to Eradicate the Aggressive Invasive Plant Hydrilla in Cayuga Lake Inlet

WHEREAS, Hydrilla is one of the most aggressive aquatic plants to invade North America, and

WHEREAS, Hydrilla verticillata has been discovered in the Cayuga Lake Inlet and, if not immediately contained, is likely to spread into a vast network of interconnected water bodies in New York State and beyond, including the Great Lakes, causing enormous environmental and economic consequences, and

WHEREAS, the Tompkins County Soil and Water Conservation District (SWCD), working in concert with the New York State Department of Environmental Conservation (NYSDEC), the New York State Canal Corporation, the City of Ithaca, and Tompkins County, and after considering all alternatives, has determined that the most effective means of eradicating Hydrilla is to apply a herbicide (endothall) this year and to continue follow-up actions for at least the next five years, and

WHEREAS, the SWCD estimates the cost of the initial herbicide treatment to be $91,100, and

WHEREAS, $50,000 in funding for the treatment will be provided by the NYSDEC and $15,000 in product will be contributed by the herbicide manufacturer, leaving a shortfall of $26,100, and

WHEREAS, the SWCD has requested the County provide funds sufficient to close that gap and thereby allow the herbicide treatment to be applied this year, and

WHEREAS, in light of the urgency of applying herbicide treatment as soon as possible, the County finds that the question of the equitable distribution of costs among stakeholders is ultimately important and should be pursued, but is secondary to the need to expedite necessary action, and

WHEREAS, the favorable consideration of this funding request shall not be considered a precedent or indication that the County will contribute to future treatments that are more appropriately and equitably supported by the State of New York, and

WHEREAS, the favorable consideration of this funding request is conditioned upon assurances by SWCD that the treatment budget includes, and will provide for, monitoring activities necessary to assure the quality of water drawn for drinking, and

WHEREAS, the County Legislature strongly encourages New York State to fully fund the cost of the herbicide treatment and directs the County Administrator to seek full State reimbursement for the costs of the treatment and, in the absence of further State financial support, directs the County Administrator to seek equitable contributions from other key stakeholders, including the City of Ithaca, Cornell University, and Ithaca College to reduce the County's direct cost for the program, now therefore be it

RESOLVED, That this Legislature authorizes the Director of Finance to make the following budget appropriation:

FROM:	A1990.54400	Contingent Fund	$26,100
TO:	A8730-54400	Program Expense-Soil and Water Conservation District	$26,100

Resolution No. 2011-168 Approving Emergency Appropriation to Enable Chemical Treatment to Eradicate the Aggressive Invasive Plant Hydrilla in Cayuga Lake Inlet

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Mackesey, McKenna, Pryor, Robertson, Shinagawa, Stein
EXCUSED:	Kathy Luz Herrera, Leslyn McBean-Clairborne, Frank Proto, Brian Robison

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on September 29, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on September 30, 2011.

Catherine Cornell

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2846
Department: Assessment
Category: Real Property
Functional Category:

ADOPTED

Resolution No. 2011-169

2011 Assessment Roll Footings

WHEREAS, Tompkins County desires to maintain an official record of the 2011 Final Assessment Roll, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the regular and supplemental report of the totals (footings) of assessment rolls be accepted and the figures therein be used as a basis for the taxation in the several tax districts of the County for the year 2012 based upon the July 1, 2011, County of Tompkins Final Assessment Roll.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 5, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2847
Department: Assessment
Category: Real Property
Functional Category:

ADOPTED

Resolution No. 2011-170

2011 Equalization Rate

WHEREAS, pursuant to Article III, Section 4.05, Subdivision (d) of the Tompkins County Charter and Code, the Director of Assessment has submitted and recommended the adoption of equalization rates for all towns in Tompkins County and the City of Ithaca for the assessment rolls filed in 2011, and for the apportionment of County taxes levied in 2012, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the following equalization rates be and hereby are adopted:

TOWN	AGGREGATE ASSESSED VALUATION OF TAXABLE REAL PROPERTY FOR COUNTY PURPOSES	COUNTY EQUALIZATION RATE	AGGREGATE FULL VALUATION OF TAXABLE REAL PROPERTY FOR COUNTY PURPOSES
Town of Caroline	192,843,560	100	192,843,560
Town of Danby	246,099,831	100	246,099,831
Town of Dryden	859,288,134	100	859,288,134
Town of Enfield	166,693,534	100	166,693,534
Town of Groton	247,511,092	100	247,511,092
Town of Ithaca	1,272,624,731	100	1,272,624,731
Town of Lansing	1,145,759,622	100	1,145,759,622
Town of Newfield	245,478,057	100	245,478,057
Town of Ulysses	436,777,635	100	436,777,635
City of Ithaca	1,518,395,421	100	1,518,395,421
Totals	6,331,471,617		6,331,471,617

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 5, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2870
Department: County Administration
Category: Fiscal (Budget)
Functional Category: Public Hearing

ADOPTED

Resolution No. 2011-171

Scheduling a Public Hearing on the 2012 Tompkins County Budget and the 2012-2016 Tompkins County Capital Program

WHEREAS, the tentative 2012 Tompkins County Budget and the 2012-2016 Tompkins County Capital Program are scheduled to be adopted on November 15, 2011, now therefore be it

RESOLVED, on recommendation of the Budget, Capital and Personnel Committee, That a public hearing be held before the Tompkins County Legislature in Legislative Chambers, located at 320 North Tioga Street, Ithaca, New York, on Wednesday, November 9, 2011, at 7:00 o'clock in the evening thereof concerning the review of the tentative 2012 Tompkins County Budget and the 2012 - 2016 Tompkins County Capital Program. At such time and place all persons interested in the subject matter will be heard concerning the same,

RESOLVED, further, That the Clerk of the Legislature is hereby authorized and directed to place proper notice of such public hearing in the official newspaper of the County.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 5, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2882
Department: Legislature Office
Category: Fiscal (Budget)
Functional Category: Health Related, Office for the Aging, Transfers and Adjustments

ADOPTED

Resolution No. 2011-172

Budget Adjustment - Various Departments

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Director of Finance be directed to make the following budget adjustments on his books:

Health Department - Women Children Infant (WIC)

Revenue Acct	Title	Amt	Approp Acct	Title(s)
4012.44402	Federal Aid	$ 2,083	4012.54303	Office Supplies
4012.44402	Federal Aid	$ 4,000	4012.54354	Medical Supplies
4012.44402	Federal Aid	$ 1,000	4012.54330	Printing
4012.44402	Federal Aid	$25,000	4012.54333	Education and Promotion
4012.44402	Federal Aid	$ 3,000	4012.54332	Books

Explanation: Received unbudgeted COLA funds. Use of these funds permits purchase of needed grant office supplies, medical supplies, printing for WIC outreach, promotional and advertising for WIC outreach and education, and books and publications.

Office for the Aging

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6772.41972	CHGS - Program for Aging	$ 9,447	6772.52230	Computer Software
6772.41972	CHGS - Program for Aging	$19,869	6772.54402	Legal Advertising

Explanation: NY Connects Year 5 funding in 2011 DSS Budget being used in order to partially reimburse Harmony for 2011 software expenditures. NY Connects Year 5 funding in 2011 DSS Budget being used for Advertising campaign in order to promote NY Connects long-term care services provided by Tompkins County DSS and Tompkins County Office for the Aging.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-172 Budget Adjustment - Various Departments

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 5, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2852
Department: Legislature Office
Category: Local Law
Functional Category: Local Law, Property Tax Cap, Roads and Bridges

ADOPTED

Resolution No. 2011-173

Adoption of Local Law No. 2 of 2011–A Local Law Overriding Tax Levy Limit for Fiscal Year 2012

WHEREAS, according to New York State's new Property Tax Cap legislation, if a county government decides to adopt a county budget with a property tax levy that exceeds the level set by the State, the county government must pass a local law to override that cap, and

WHEREAS, adopting said local law is not predictive of the final tax levy but will provide the Tompkins County Legislature flexibility to exceed the Property Tax Cap if it is deemed necessary, and

WHEREAS, a public hearing was held before the Tompkins County Legislature on September 20, 2011, to hear all persons interested in proposed Local Law No. 2 of 2011, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That Local Law No. 2 of 2011 - A Local Law Overriding Tax Levy Limit for Fiscal Year 2012 is hereby adopted pursuant to subdivision 5 of General Municipal Law Section 3-c, which expressly authorizes the County Legislature to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the County Legislature,

RESOLVED, further, That the Clerk of the Legislature shall publish in the official newspaper of the County a notice of adoption containing a synopsis of said local law and shall within twenty days file one certified copy in the Office of the County Clerk, and one copy with the Secretary of State.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [9 TO 6]**
MOVER:	James Dennis, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, Pryor, Robertson, Robison, Shinagawa
NAYS:	Luz Herrera, Mackesey, McBean-Clairborne, McKenna, Proto, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 4, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 5, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2926
Department: Tompkins County Legislature
Category: Awards and Recognition
Functional Category:

ADOPTED

Resolution No. 2011-174

Sincere Appreciation - Harris B. Dates

WHEREAS, it is appropriate to recognize individuals having a profound and positive impact on their community, and

WHEREAS, it is appropriate to acknowledge those contributions, and mark their benefits to County residents as well as County governance, and

WHEREAS, among such accomplishments and contributions associated with this individual are the establishment of Tompkins-Cortland Community College, then Tompkins Community Hospital's transition to the County and its building expansion, a new jail, a County library, Tompkins County Area Development's Board with guidance to the start of Cornell Research Park, groundwork for a new airport terminal, consolidation of Solid Waste facilities, restoring the Tompkins County Arts Council, and work with the Chamber of Commerce, and

WHEREAS, while participating in the transition in 1970 of the Tompkins County Board of Supervisors to the Tompkins County Board of Representatives, now County Legislature, with its associated Charter, he worked to establish the more than twenty-five new departments, including Assessment consolidation, necessary to County operations, and

WHEREAS, he was asked to serve as first Chairman of this new Board in 1970, doing so for several years to shepherd this transition, and returning to the Chairmanship in 1979, until his retirement in 1986, having served Tompkins County for twenty-nine years, and

WHEREAS, he willingly gave of his time to oversee this transition while encouraging those of us serving with him to stay the course, always remaining the gentleman statesman he was, knowing he had the generous support of his family, now therefore be it

RESOLVED, That this Legislature on behalf of the entire Tompkins County community recognizes the extraordinary contributions of Harris B. Dates, the "Country Boy from Lansing", and expresses its sincere condolences to his family and friends upon his passing on September 26, 2011.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Unanimously Seconded
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2901
Department: Health Department
Category: Public Health
Functional Category:

ADOPTED

Resolution No. 2011-175

Award of Request for Proposals – Purchase of Certified Home Health Agency (CHHA) Operating Certificate – Health Department

WHEREAS, the Tompkins County Health Department has solicited for proposals in accordance with established Tompkins County and New York State purchasing procedures, and

WHEREAS, two (2) proposals were received, reviewed, and evaluated based on criteria documented in the Request for Proposals Purchase of Certified Home Health Agency Operating Certificate, and

WHEREAS, the review team unanimously recommends the operating certificate be awarded to HCR, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital and Personnel Committees, That the County enter into a sales agreement, pending New York State Department of Health approval, to sell the Operating Certificate for Tompkins County Home Health Care to HCR,

RESOLVED, further, That the County Administrator be authorized to execute a management contract with HCR.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [11 TO 4]**
MOVER:	Frank Proto, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Lane, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Dooley Kiefer, Pamela Mackesey, Leslyn McBean-Clairborne, Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2878
Department: Legislature Office
Category: Administrative
Functional Category: Cornell University, Workforce Diversity and Inclusion Committee

ADOPTED

Resolution No. 2011-176

Urging Cornell University Administrators to Engage in an Open Process that is Fully Inclusive of Africana Studies and Research Center Faculty (ASRC) in the Implementation of the Realignment of ASRC

WHEREAS, for over 42 years, and as this nation's first Africana Studies and Research Center (ASRC), ASRC's unique intercollegiate status has stood as a model to other Africana ethnic studies programs across the nation and the globe, and

WHEREAS, a part of that model has been the building of bridges and bonds during those 42 years between ASRC's faculty, staff, and students with communities within Tompkins County, and

WHEREAS, Cornell University Administration announced on June 2, 2011, that the administration would move forward with implementing its plan to move ASRC, administratively, under the College of Arts and Sciences; and that on August 29th, the Dean of Arts and Sciences announced the appointment of interim leadership to ASRC, and

WHEREAS, people potentially affected by the proposed restructuring have asked to have input in entire process from concept to now implementation, and

WHEREAS, Cornell's administration has met with several groups in recent months to discuss the proposed realignment, limitations of the current structure, and the merits of the proposal for ASRC and other aspects of Cornell's academic entities, and

WHEREAS, members of the ASRC and of the Black community and allies of Africana have addressed the Legislature about this issue asking for the support of the Legislature, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the Tompkins County Legislature respectfully requests that the top administration of Cornell University consider all of the implications of its realignment of the ASRC,

RESOLVED, further, That given the decision to move ahead with implementation, the Tompkins County Legislature encourages Cornell's administration to commit itself to an open process with the support of the majority of ASRC's faculty in selecting its permanent leadership and strongly recommends that the Cornell administration treat the ASRC faculty with the respect they have earned and include them fully in the process of restructuring ASRC,

RESOLVED, further, That a copy of this resolution be sent to Cornell University President David J. Skorton, Provost W. Kent Fuchs, Africana Studies and Research Center Director, Dean of Arts and Sciences Peter LePage, and the members of Cornell's Board of Trustees.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-176 Urging Cornell University Administrators to Engage in an Open Process that is Fully Inclusive of Africana Studies and Research Center Faculty (ASRC) in the Implementation of the Realignment of ASRC

RESULT:	**ADOPTED [13 TO 2]**
MOVER:	James Dennis, Member
SECONDER:	Nathan Shinagawa, Member
AYES:	Burbank, Dennis, Luz Herrera, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Carol Chock, Dooley Kiefer

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2875
Department: Planning Development & Env. Quality Committee
Category: Public Hearing
Functional Category:

ADOPTED

Resolution No. 2011-177

Scheduling a Public Hearing for the Continuation of and Modifications to Agricultural District No. 1, Located on the East Side of Cayuga Lake and Encompassing the Towns of Lansing, Groton, Dryden, Caroline, and Parts of Danby and Ithaca

WHEREAS, under New York State Agricultural District Law, it is required that agricultural districts must be renewed every eight years, allowing landowners to apply to become a part of or to exempt all or part of their lands from the district, and

WHEREAS, the County Legislature is the lead agency that must approve the formation of and changes in agricultural districts, and

WHEREAS, the County is required by law to conduct a public hearing for this review and approval, and

WHEREAS, for Agricultural District No. 1, a public hearing must, according to law, be conducted between November 1, 2011, and January 1, 2012, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the public hearing on the continuation of and revisions to Agricultural District No. 1, located within the towns of Lansing, Groton, Dryden, Caroline, Danby, and Ithaca, be held at the County Legislature meeting scheduled for November 15, 2011,

RESOLVED, further, That the Clerk of the County Legislature is authorized to place proper notice of this public hearing in the official newspaper of the County.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-177 Scheduling a Public Hearing for the Continuation of and Modifications to Agricultural District No. 1, Located on the East Side of Cayuga Lake and Encompassing the Towns of Lansing, Groton, Dryden, Caroline, and Parts of Danby and Ithaca

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Cortt, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2891 A
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-178

Amendment to Resolution No. 2011-34 - Establishing a Budget for Regional Transportation Study

WHEREAS, Resolution 2011-34 authorized an application to the Federal Transit Administration for a Regional Transportation Study, and

WHEREAS, the County has received a grant offer from the Federal Transit Administration in the amount of $200,000, and

WHEREAS, the budget for this project is as follows:

REVENUES		AMOUNT
Federal Transit Administration	5003.44592	$ 200,000
NYSDOT	5003.43592	$ 25,000
Contributions from other Governments	5003.42070	$ 20,375
APPROPRIATIONS		
Program Expense	5003.54400	$ 245,375

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Finance Director is authorized to establish a project within the HA Fund in order to provide appropriate grant accounting for the aforementioned project.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2887
Department: Planning Department
Category: Tourism
Functional Category:

ADOPTED

Resolution No. 2011-179

Payment of Multi-Year Tourism Capital Grants - 2011

WHEREAS, the Tompkins County Tourism Program includes Tourism Capital Grants and Tompkins County Area Development (TCAD) administers the Tourism Capital Grants process, which includes designing the application process, reviewing and analyzing the feasibility and economic impact of tourism projects, and providing oversight for tourism projects, and

WHEREAS, funding exists within the Tompkins County Tourism Program budget for Tourism Capital Grants, and

WHEREAS, the Tompkins County Tourism Program and Tourism Capital Grants are funded entirely by Room Occupancy Tax, and

WHEREAS, TCAD reviewed the following projects with the Strategic Tourism Planning Board (STPB), and the STPB anticipates that the following projects will encourage the development of tourism products and attractions in order to improve community assets, to increase the tourism business in the County, and to increase the income from the Room Occupancy Tax, and the following grant awards have been reviewed and recommended by the STPB, and

WHEREAS, the Tompkins County Legislature has reviewed the following projects and has approved them for multi-year funding contingent on availability of funds and contingent upon implementation of the recipient's project as described in the contract, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County Administrator or his designee is authorized to sign all documents related to these projects:

Payment Schedule for Multi-Year Grants due in 2011

Entity	**Project**	Date of Resolution	Res. No.	**2011**	2012	2013
Cayuga Nature Center	New Entrance and Attractions	5/19/09	85	**$25,000**	$25,000	
Kitchen Theatre	Bold New Space Renovation	6/16/09	104	**$25,000**	$25,000	$25,000
Hangar Theatre	A Hangar for All Seasons Renovation	6/16/09	104	**$25,000**	$25,000	$25,000
Museum of the Earth	Sustainability of the Environment Exhibit	4/20/10	54	**$30,000**		
	TOTAL			**$105,000**	$75,000	$50,000

SEQR ACTION: TYPE II-20

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Resolution No. 2011-179 Payment of Multi-Year Tourism Capital Grants - 2011

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2885
Department: Planning Department
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-180

Authorizing Tompkins County to Apply for NYSERDA Cleaner, Greener Communities Regional Sustainability Planning Program Grant on Behalf of a Consortium of Southern Tier Communities

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) has issued a notice of availability of planning grant funds for up to $1 million per region to develop regional sustainability plans based on the established Regional Economic Development Council regions, and

WHEREAS, the focus of the grant is primarily to "improve energy efficiency throughout the community, promote renewable energy and result in reduced emissions of carbon," and

WHEREAS, the applicant must be a municipality acting on behalf of a consortium of regional partners and applications are due by October 31, 2011, and

WHEREAS, Tompkins County is well suited to act as applicant based on Sustainability planning efforts in this community including the Tompkins County Comprehensive Plan and the 2020 Energy Strategy, and

WHEREAS, the application envisions a collaboration among counties, cities, and other municipalities in the Southern Tier as well as major roles for the two regional planning agencies, Southern Tier East Regional Planning and Development Board and Southern Tier Central Regional Planning and Development Board, and the Metropolitan Planning Organizations in Tompkins, Chemung, and Broome counties, and

WHEREAS, regions with completed plans will be eligible to apply for $90 million in implementation funds in 2012, and

WHEREAS, the Tompkins County Planning Department is capable of administering these funds on behalf of the County and the Region, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That Tompkins County is authorized to apply for up to $1 million from the Cleaner, Greener Communities Regional Sustainability Planning Program on behalf of a consortium of communities and regional planning agencies in the Southern Tier.

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-180 Authorizing Tompkins County to Apply for NYSERDA Cleaner, Greener Communities Regional Sustainability Planning Program Grant on Behalf of a Consortium of Southern Tier Communities

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2913
Department: Planning Department
Category: Environmental
Functional Category: Gas Drilling

ADOPTED

Resolution No. 2011-181

Resolution Requesting the New York State Department of Environmental Conservation or Governor to Withdraw Hydrofracturing Regulations Until After the Revised Supplemental Generic Environmental Impact Statement is Finalized

WHEREAS, the revised draft Supplemental Generic Environmental Impact Statement (dSGEIS) is currently under review, and

WHEREAS, the Department of Environmental Conservation recently released the proposed regulations that will govern high-volume hydraulic fracturing for natural gas, and

WHEREAS, towns, villages, cities, and counties were unaware that both documents would be reviewed concurrently and are already taxed with the enormity of reviewing the 1,000+ page dSGEIS alone, much less two lengthy complex documents, and

WHEREAS, the Tompkins County Legislature feels it is imperative that the revised dSGEIS be properly finalized PRIOR to drafting regulations as the final SGEIS should impact how the regulations are written, and

WHEREAS, small rural municipalities in the center of the Utica and Marcellus Shale gas deposits are staffed sparingly and have little to no support to help them address the additional work required for these types of reviews, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature requests that the Governor and/or the Department of Environmental Conservation Commissioner withdraw the draft regulations governing high-volume hydraulic fracturing until the SGEIS is finalized in order to incorporate comments from the SGEIS review and to allow time for municipalities to properly absorb the vast amounts of information and respond accordingly.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Leslyn McBean-Clairborne

Resolution No. 2011-181 Resolution Requesting the New York State Department of Environmental Conservation or Governor to Withdraw Hydrofracturing Regulations Until After the Revised Supplemental Generic Environmental Impact Statement is Finalized

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2921
Department: Tompkins County Legislature
Category: Fiscal (Budget)
Functional Category: Fund Balance Appropriation, Transfers and Adjustments

ADOPTED

Resolution No. 2011-182

(Corrected Copy)

Budget Adjustments - Various Departments

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Health and Human Services, the Facilities and Infrastructure, and the Planning, Development, and Environmental Quality Committees, That the Director of Finance be directed to make the following transfers, budget adjustments, and appropriations on his books:

Transfers:

Office for the Aging

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6790.51000517	Salary	$ 65	6772.54416	Membership Dues
6790.51000517	Salary	$2,906	6772.52230	Computer Software
6790.51000517	Salary	$1,066	6772.54424	Equipment Rental
6790.51000517	Salary	$ 800	6787.54330	Printing
6790.51000517	Salary	$ 200	6794. 54330	Printing
6790.51000517	Salary	$ 600	6787.54472	Telephone
6796.51000559	Salary	$ 745	6771.51000559	Salary
6796.51000559	Salary	$ 745	6771.51000559	Salary

Explanation: Transfer needed to cover increase in membership dues in Title III-B, software payment for SAMS, rental on copy machine, printing in PERS account and DD account for remainder of 2011, telephone costs in the PERS account for the remainder of 2011, salary for Aging Services Specialist for remainder of 2011.

Budget Adjustments:

Social Services

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6010.44609	Federal: TANF	$5,700	6010.51000049	Salary - 20.5 FTE Project Assistants
6010.44609	Federal: TANF	$ 570	6010.52230	10% Fringe

Explanation: The Department of Social Services has received an additional grant allocation for the 100% TANF-funded Transitional Jobs Program 2, which provides Temporary Assistance clients with subsidized employment experience, education, and training in jobs in the public sector. We will add five weeks of service to our two current participants, and sponsor a third client from November thru June. This document adjusts our 2011 budget only.

Workforce Investment Board

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6290.43790	State Aid Job Training	$8,051	6290.54491	Subcontracts

Resolution No. 2011-182 Budget Adjustments - Various Departments (Corrected Copy-See Comment Section Below)

Explanation: Tompkins County has received funding to operate the 2011 Summer Youth Employment Program. These funds were not budgeted in the 2011 budget because it was not known if the funds would be available in the State's budget. Funds subcontracted out to serve youth in Tompkins County.

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6290.44959	Federal Aid	$84,305	6290.54491	Subcontracts

Explanation: Tompkins County Workforce Investment Board has received funding to operate the Disability Employment Initiative. This program expands on the previously funded Disability Program Navigator. Funds subcontracted to Challenge Industries for Disability Resource Coordinator staff stationed at Workforce New York.

Office of Employment and Training

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6292.43790	State Aid Job Training	$9,972	6292.510000051	JTPA Participant
6292.43790	State Aid Job Training	$ 997	6292.58800	Fringe

Explanation: Additional funding has been received for Tompkins County to operate the 2011 Summer Youth Employment Program. Expenses relating to operating the Summer Youth Employment Program.

Highway Division

Revenue Acct	Title	Amt	Approp Acct	Title(s)
5130.52231	Vehicles	$14.669	5130.54310	Automotive Fuel
5130.52233	Highway Equipment	$16,753	5130.54310	Automotive Fuel
5130.42665	Sale of Equipment	$36,495	5130.52222	Communication Equipment

Explanation: Needed to cover fuel for the remaining year. To update communication equipment.

Appropriation:

Highway Division

Revenue Acct	Title	Amt	Approp Acct	Title(s)
DFUND	Fund Balance	$20,000	5111.54312	Bridge Materials
DFUND	Fund Balance	$20,000	5110.54312	Highway Materials

Explanation: Miscellaneous bridge and road repairs from 9/8/11 storm/flood damages.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Leslyn McBean-Clairborne

Resolution No. 2011-182 Budget Adjustments - Various Departments (Corrected Copy-See Comment Section Below)

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 7, 2011.

Catherine Cortes, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2911
Department: Office for the Aging
Category: Funding
Functional Category: Contingent Fund, Personnel

ADOPTED

Resolution No. 2011-183

Authorization to Increase Hours and Appropriation from Contingent Fund - County Office for the Aging

WHEREAS, the Tompkins County Office for the Aging (COFA) operates the Personal Emergency Response System (PERS) program in partnership with the Department of Emergency Response (DOER), and

WHEREAS, DOER is upgrading its alarm system, which will provide needed redundancies to ensure against system failure, and

WHEREAS, unforeseen circumstances related to the alarm system configuration will necessitate COFA's reprogramming of 504 individual PERS machines through the County within a short time frame, and

WHEREAS, temporarily repositioning current staff who are experienced with the program will allow COFA to stage the reprogramming operations most efficiently, including moving one part-time Account Clerk/Typist to fill a temporary Outreach Worker position (40 hours a week), and increasing the hours of another Outreach Worker by 3 hours a week, and one Senior Account Clerk/Typist by 7.5 hours a week effective November 1, 2011, through December 31, 2011, and

WHEREAS, funds were not budgeted to provide for the reprogramming and are requested from the contingent fund, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital, and Personnel Committees, That the request for contingency funding be granted,

RESOLVED, further, That the Finance Director is authorized to make the following adjustments to his books:

FROM:	A1990.54440	Contingent Fund	$8,555
TO:	A6787.51000517	Outreach Worker	$6,829
	A6787.51000529	Senior Account Clerk/Typist	1,313
	A6787.54414	Local Mileage	413

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
EXCUSED:	Leslyn McBean-Clairborne

Resolution No. 2011-183 Authorization to Increase Hours and Appropriation from Contingent Fund - County Office for the Aging

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on October 18, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on October 19, 2011.

Catherine Cobb, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2860
Department: Legislature Office
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-184

Returned School Taxes

WHEREAS, Article 13 of the Real Property Tax Law authorizes school district tax collectors to submit by November 15th a listing of unpaid taxes to the County Treasurer for enforcement, and

WHEREAS, the County guarantees the school districts payment of the unpaid taxes by April 1 of the year following the return, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the Director of Assessment of the County be and hereby is authorized and directed to add to the respective 2012 tax rolls the amounts of the uncollected school taxes that remain unpaid and that have not been heretofore relevied on town tax rolls and that have been returned by the collectors of the various districts, exclusive of the Ithaca City School District, to the County Finance Director, and that said returned school taxes be reassessed and relevied on town tax rolls as they are returned, and that said school taxes returned in 2011 be reassessed and relevied upon the lots and parcels so returned with 12.0 percent annual interest in addition thereto.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2861
Department: Legislature Office
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-185

Returned Village Taxes

WHEREAS, Article 14 of the Real Property Tax Law authorizes village tax collectors to return to the County Treasurer a listing of unpaid taxes for enforcement, and

WHEREAS, the Villages of Cayuga Heights, Dryden, Freeville, Groton, Lansing, and Trumansburg are authorized to submit their unpaid taxes to the County for enforcement, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the Director of Assessment of the County be and hereby is authorized and directed to add to the respective 2012 tax rolls the amounts of the uncollected village taxes that remain unpaid and that have not been heretofore relevied on town tax rolls and that have been returned by the village tax collectors of the various villages to the County Finance Director, and that said returned village taxes be reassessed and relevied on town tax rolls as they are returned, and that said returned village taxes be reassessed and relevied upon the lots and parcels so returned with 12.0 percent annual interest in addition thereto.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2862
Department: Legislature Office
Category: Taxes (Sales, Room Occupancy, Etc.)
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-186

Adoption of Apportionment of Taxes for 2011

WHEREAS, the report of equalization rates and totals (footings) of assessment rolls has been prepared and approved by the Assessment Director, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the report of the Director of Assessment be accepted and adopted, and the valuation of real property and franchise be based on the 2011 final assessed values for the purposes of general tax levied against the several tax districts of the County and that the values determined therein be set forth as the basis for such general and highway tax levies for the year 2012,

RESOLVED, further, That the several amounts therein listed for State tax and County tax for general County purposes for 2012 be apportioned among, assessed against, levied upon, and collected from taxable property of the several towns and City liable therefore.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2881
Department: Legislature Office
Category: Appointments (Excluding Boards and Committees)
Functional Category: Elections, Personnel

ADOPTED

Resolution No. 2011-187

Appointment of Election Commissioner for 2012-2013

WHEREAS, Election Commissioner Elizabeth Cree's term is due to expire December 31, 2011, and

WHEREAS, the Tompkins County Republican Committee, at its September 22, 2011, meeting recommended Elizabeth W. Cree for reappointment to a two-year term, now therefore be it

RESOLVED, on recommendation of the Tompkins County Republican Committee and the Government Operations Committee, That Elizabeth W. Cree be and hereby is appointed Republican Party Elections Commissioner for the two-year term commencing January 1, 2012, and ending December 31, 2013.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Court, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2950
Department: Legislature Office
Category: Fiscal (Budget)
Functional Category: Elections, Transfers and Adjustments

ADOPTED

Resolution No. 2011-188

Budget Adjustment - Elections

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the Director of Finance be directed to make the following budget adjustments on his books:

Board of Elections

Revenue Acct	Title	Amt	Approp Acct	Title(s)
1450.42665	Sale of Equipment	$ 2,195	1450.54400	Program Expense
1450.42797	Other Local Govt.	$11,309	1450.54400	Program Expense
1450.4277	Other Misc. Revenues	$ 1,077	1450.54400	Program Expense

Explanation: Old voting machines were sold and money is needed for expenses related to the September Primary Election. Unexpected revenue received from school district elections utilizing new voting equipment is needed to fund September Primary Election. Extra revenue received is needed to fund the September Primary Election.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2824 A
Department: County Administration
Category: Administrative
Functional Category: Administrative Manual Policy

ADOPTED

Resolution No. 2011-189

Adopting Revisions to Policy 01-07: Land Transactions

WHEREAS, it is the policy of the Tompkins County Legislature to have a manual of Legislative policies and administrative procedures that govern the functioning of the County organization, and to ensure that policies are up to date, and

WHEREAS, Policy 01-07: Land Transactions has been revised to reflect existing regulations, directives, and current best practice, and

WHEREAS, the County Administrator, Finance Director, Assessment Director, and Commissioner of Planning and Community Sustainability have participated in policy content updates and revisions, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the revisions to Administrative Policy 01-07: Land Transactions are hereby adopted.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [11 TO 4]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Michael Lane, Member
AYES:	Chock, Dennis, Luz Herrera, Lane, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Will Burbank, Dooley Kiefer, Pamela Mackesey, Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

LAND TRANSACTIONS

Objective:	To define procedures to follow regarding land transactions.	**Policy/Procedure Number:**	01-07
Reference: *(All Applicable Federal, State and Local Laws)*	County Law Section 215, Local Law No. 3 of 1981.	**Effective Date:**	October 6, 1998
		Responsible Department:	County Administration
		Modified Date (s):	
Legislative Policy Statement:	It is in the best interest of the residents of Tompkins County to ensure that the County Legislature has knowledge of significant natural, cultural, and historical resources on lands in order to make informed decisions regarding acquisition, sale, or lease of land. It is also in the best interest of Tompkins County to protect itself from environmental liability associated with properties by determining the potential for such liability prior to land acquisitions. Further, it is in the best interest of the residents of Tompkins County for the Legislature generally to seek to maximize the amount of money that it realizes from the sale or lease of real property. However, there may be times when the Legislature, for reasons it deems good and sufficient, wishes to sell or lease property at less than fair market value.	**Resolution No.:**	Resolution No. 317 of 1995
		Next Scheduled Review:	September 2016

General Information:

- The County Administrator shall be responsible for coordinating the implementation of this policy except in the case of tax foreclosures, which are managed and coordinated by the Finance Director.
- All County Departments must notify the County Administrator as soon as possible when considering and before deciding on acquisition, disposition, or lease of property.
- All actions governed by this Land Transaction Policy, not otherwise assigned to a Legislative committee, must be referred to the Legislative standing (program) committee responsible for government operations.
- When the acquisition or disposition of property requires the preparation of documents related to compliance with the State Environmental Quality Review Act (SEQRA), the Department originating the action shall be responsible for the initial preparation of the documents.
- The SEQRA documents will then be reviewed by the Planning Department for technical completeness. The County Attorney must then be responsible for ensuring compliance with the procedural requirements of SEQRA. All SEQRA documents must be reviewed by the appropriate legislative standing (program) committee of the Legislature before going to the full Legislature for action.
- The County Finance Director is authorized to pay for the hiring of outside organizations (for example, trades people and consultants), and the reimbursement of County departments to conduct investigations, or other work related to the acquisition, sale or lease of property. This work must be funded with the proceeds of the sale or, in the absence of a sale, the general fund of Tompkins County.

I. Definitions:

Auction—An annual public sale of tax acquired properties in order to recover unpaid taxes. The Director of Finance arranges this sale, if deemed practical.

Delinquent Taxes Installment Agreement—A payment plan that amortizes delinquent taxes over a 24-month period. The plan requires a down payment of 25% of unpaid taxes, and then the balance paid in monthly installments at an interest rate of 12%. The plan requires all future taxes to be maintained on a current basis.

Fair Market Value—The most probable price a property should bring in a competitive and open market under all conditions requisite to a fair sale, changing hands between a willing buyer and a willing seller with neither being under compulsion to buy or sell and both having reasonable knowledge of relevant facts.

Owner Occupied—Residential or agricultural class real property on which the owner of record resides on the property.

SEQRA—The New York State Environmental Quality Review Act, which intends that the protection and enhancement of the environment and of human and community resources be given appropriate weight with social and economic considerations in determining public policy, and that those factors be considered together in reaching decisions on proposed activities. It places an obligation that every County legislative action be categorized as to SEQRA type and reviewed accordingly.

Tax Foreclosure—A legal proceeding to regain property due to unpaid taxes. New York State (NYS) Real Property Tax Law requires the Director of Finance to enforce unpaid property taxes. Residential and agricultural class of properties are subject to acquisition by the county via tax foreclosure after 36 months; commercial and undeveloped land class of property after 24 months.

II. Procedures:

A. County-Owned Lands

Inventories. The County Administrator must maintain a complete list of County-owned lands. The list must contain pertinent historic and current information on method of acquisition, property location, property size, natural resources, cultural resources, historic resources, buildings and other structures, any available information regarding zoning compliance based on local and regional land use plans, and a description of the strategic value of the land to Tompkins County.

Reports. Regular reports on County-owned lands must be prepared. At least once every five years, the Planning Department, in cooperation with the County Administrator and the Public Works Department, will prepare a report on the strategic value of all land holdings to the appropriate legislative standing (program) committee. This report shall make recommendations for changes in County land holdings or leases. In addition, interim updates, including updates on properties withheld from prior auction, will be provided annually. In the Spring of each year and approximately 60 days before date of auction, the County Administrator must report to the appropriate committee of the Legislature the status of all lands previously withheld from the auction for the purpose of further investigation.

B. Acquisition of Property

The County Administrator must ensure that the Assessment Department estimates the fair market value of the property at its highest and best use. The Assessment Department must advise the County Administrator if a full appraisal of the property should be contracted out.

The following steps will be followed:

1. **Before the County takes title to a property.**

Taxable Status. The Department of Assessment should be notified of a pending acquisition so that a preliminary determination of taxable status and any possible tax liability can be issued.

Risk Investigation. The County Administrator must ensure an investigation of the property is done to determine whether there is a significant risk that the County might be exposed to a liability if it should acquire the parcel. The investigation shall include, but not necessarily be limited to, a visit to the site and a determination of what, if any, further investigation is

appropriate.

County Attorney/County Administrator Report. Upon completion of said investigation the County Attorney and the County Administrator must determine a course of action, which may include further investigation or, in appropriate cases, a decision on whether to recommend to the appropriate committee of the Legislature that the County not take title to the property.

2. **After the County takes title to a property.**
Planning Department Report. After the County takes title to a property, the County Administrator must ensure that the Planning Department determines the existence and significance of natural, cultural, and/or historic resources on the property and identifies significant concerns regarding zoning and local/regional strategic land use plans. The Planning Department shall request the assistance of advisory boards and community organizations as appropriate. The Planning Department must prepare a report that describes the findings of its research and recommends a course of action to the County Administrator.

C. Disposition of Property

Prior to the County voluntarily selling or leasing any real property the following steps will be followed:

1. *Planning Department Report.* The County Administrator must ensure that the Planning Department update its determination regarding the existence and significance of natural, cultural, and/or historic resources on the property and identify significant concerns regarding zoning and local/regional strategic land use plans. The Planning Department shall request the assistance of advisory boards and community organizations as appropriate. The Planning Department must prepare a report that describes the findings of its research and recommends a course of action.

2. *Tompkins County Area Development (TCAD) Report.* The County Administrator shall request that TCAD prepare a report on the economic impact of the proposed transaction.

3. *Assessment Department Report.* When the County is in the early preliminary stages of disposing of a piece of property, the Department of Assessment must be notified of such discussion and will advise of the tax liability to the County of the pending disposition of property. The County Administrator must ensure that the Assessment Department estimates the fair market value of the property at its highest and best use. The Assessment Department must advise the County Administrator if a full appraisal of the property should be contracted out.

4. *Finance Department Report.* The County Administrator shall request the Director of Finance to prepare a report on the fiscal impacts of the proposed transaction.

5. *County Administrator Recommendation.* The County Administrator must review and compile all information provided by County Departments on a particular land transaction. The County Administrator shall make a recommendation on a course of action to the appropriate committee of the Legislature.

6. *Significant Resources Identified.* It is the intention of the Legislature, when significant natural, cultural, or historic resources are identified, to allow resource stewardship organizations an opportunity to review and investigate the property to evaluate both the resource(s) and potential methods of protecting the resource.

If a significant resource is located on the property, the Legislature shall consider withholding the property from sale in order to allow organizations to perform legal, environmental, cultural, historic, and other reviews and investigations of the property. If an organization expresses an interest in taking title to the property, then the County may negotiate the sale of the land so that the significant resource shall be protected for the public good.

The County may choose to hold a conservation easement on a property. If a land conservation organization expresses interest in holding a conservation easement on the property, the County may provide for or sell a conservation easement on the property, and auction or otherwise sell or lease the property with the new easement. The County may then contract with the land conservation organization to inspect the land periodically or otherwise provide for County staff to perform such inspection to ensure that the easement is being adhered to. The Legislature must approve any such contract.

7. *Municipal Review* It is the intention of the Legislature to notify municipalities of property scheduled for foreclosure within their jurisdiction in order to allow that municipality an opportunity to review and investigate the property. If a municipality

requests, the Legislature must consider withholding the property from sale in order to allow that municipality to perform reviews and investigations of the property. If the municipality expresses an interest in taking title to the property, then the County may negotiate the sale of the land so that the public good is served.

8. *Method of Disposition.* The County Administrator shall determine which properties to sell by auction, which through a real estate broker, which through sealed bids, and which through other methods.

The County Finance Director, in consultation with the County Administrator, shall set minimum bids or upset prices for disposal of any property.

9. *Public Notice.* Prior to public auction, the County Finance Director must publicize the sale widely and make concerted efforts to notify appropriate local groups of specific lands that may be of interest to them.

- Sale to the Highest Bidder—Properties sold at auction, through sealed bids or through a real estate broker, must be sold to the person making the highest offer so long as, in the judgment of the County Administrator, the amount received by the County is reasonable in relationship to the market value of the property. All sales are contingent upon approval of the Legislature.

- Sale at Less Than Market Value—Whenever the Legislature decides to negotiate a sale for less than the fair market value for real property, the resolution conveying the property shall clearly state the public purpose served by conveying for this price and it shall include the estimate of the fair market value of the property at its highest and best use as prepared by the Assessment Department (see section C, item 3 above).

All sales of property shall, when required, comply with County Law Section 215, Local Law No. 3 of 1981, and all other applicable provisions of law.

10. *Internal Notification.* The Department of Assessment will be notified of any purchase, sale or lease of property by the County.

D. Properties Withheld From Auction

Properties may be withheld from auction for several reasons:

- The County Attorney and the County Administrator, following extensive investigation, may recommend to the appropriate committee of the Legislature that the County not take title to the property.

- The Legislature shall consider withholding the property from sale if a significant resource is located on the property, (see section C, item 6 above).

- The property subject to foreclosure is owner-occupied. Whenever residential owner-occupied property is included in a foreclosure petition, the County Finance Director must make every reasonable effort to make an arrangement with the owner to repay back taxes, penalties, interest, expenses, and fees. The property must be withheld from foreclosure when a written Delinquent Taxes Installment Agreement has been signed by the owner or legal representative that commits to a date certain when all back taxes, penalties, interest, expenses, and administrative fees will be paid. These must include payments equal to the full amount of taxes and penalties outstanding.

E. Expedited Action Required

When, in the opinion of the County Administrator, circumstances require swift action precluding the normal review process, the County Administrator, with the concurrence of the Chair of the Legislature, is authorized to ensure speedy SEQRA compliance and to bring resolutions directly to the Legislature by requesting the chair of the appropriate legislative committee to place on a Legislature agenda a resolution authorizing the County to purchase, lease or convey real property.

F. Leasing Property

Whenever the County leases out property, a copy of the lease must be given to the Department of Assessment. A copy of the lease should also be provided when the County is the tenant.

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2925
Department: Legislature Office
Category: Fiscal (Budget)
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-190

Adoption of Amendments to the 2012 Tentative Tompkins County Budget and 2012-2016 Capital Program

WHEREAS, amendments to the 2012 tentative budget and 2012-2016 capital program were recommended and filed by the Expanded Budget, Capital, and Personnel Committee on October 26, 2011, and

WHEREAS, a public hearing is scheduled for November 9, 2011, 7:00 p.m., at the Legislative Chambers, now therefore be it

RESOLVED, on recommendation of the Expanded Budget, Capital, and Personnel Committee, That the 2012 Tentative Budget and 2012-2016 Capital Program submitted by the County Administrator is hereby amended in accordance with the recommendations of the Expanded Budget and Capital Committee, the action taken by this Legislature on this date, and the Rules of the County Legislature and Article 7 of County Law, for a total tax levy amount of $42,220,798, resulting in an approximate tax-levy increase of 3.99 percent and a county-wide average tax-rate increase of 3.1 percent,

RESOLVED, further, That this action also results in an increase of $31.85 on an average home valued at $160,000, and is 1.07 percent above the estimated 2.92 percent Property Tax Cap,

RESOLVED, further, That this amended tentative budget will be presented at the November 9, 2011, Public Hearing on budget.

SEQR ACTION: TYPE II-21

* * * * * * * * * * *

RESULT:	**ADOPTED [12 TO 3]**
MOVER:	James Dennis, Member
SECONDER:	Pamela Mackesey, Member
AYES:	Burbank, Dennis, Luz Herrera, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Carol Chock, Dooley Kiefer, Leslyn McBean-Clairborne

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2958
Department: Personnel Department
Category: Agreements, Bids, Contracts, Grants
Functional Category: Personnel

ADOPTED

Resolution No. 2011-191

Ratification of the Bargaining Agreement – Civil Service Employee Association, Inc., AFSCME, Local 1000, AFL-CIO, Tompkins County Local 855

WHEREAS, Tompkins County's CSEA White Collar employees have been working without a contract since January 1, 2010, and

WHEREAS, the County and the union have been negotiated and agreed upon a collective bargaining agreement to succeed the agreement that expired December 31, 2009, and

WHEREAS, the tentative agreement specifies a change in the prescription drug formulary and salary increases, now therefore be it

RESOLVED, on recommendation of the Negotiating Committee, That the collective bargaining agreement between Tompkins County and Civil Service Employee Association, Inc., AFSCME, Local 1000, AFL-CIO, Tompkins County Local 855, is hereby ratified for the five-year period from January 1, 2010, through December 31, 2014,

RESOLVED, further, That said agreement includes the following:

- Salary increases will be zero percent from January 1, 2010, through December 31, 2011;
- Effective January 1, 2012, a one time cash payment that does not add to base wages of one thousand two hundred and fifty dollars for full time employees and pro-rated accordingly for part time employees;
- Effective January 1, 2013, a two percent salary increase from 2010 base wages; and
- Effective January 1, 2014, a two percent salary increase from 2013 base wages.

RESOLVED, further, That effective January 1, 2013, the prescription drug coverage employee co-payment for employees covered by this agreement shall increase to the following levels:

- Effective January 1, 2013 - $5 (generic), $15 (preferred brand name), $30 (non-preferred brand name);
- Effective July 1, 2014 - $5 (generic), $20 (preferred brand name), $35 (non-preferred brand name).

RESOLVED, further, That shift premium payments shall increase from $0.85/hour to $1.00/hour effective January 1, 2012,

RESOLVED, further, That members will be provided access to vision and dental coverage through the Greater Tompkins County Municipal Health Insurance Consortium effective January 1, 2012 (individual members who elect this coverage shall pay 100% of their premium for vision and dental coverage through payroll deduction).

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

cc: Civil Service Employee Association, Inc., AFSCME, Local 1000, AFL-CIO, Tompkins County Local 855

Resolution No. 2011-191 Ratification of the Bargaining Agreement – Civil Service Employee Association, Inc., AFSCME, Local 1000, AFL-CIO, Tompkins County Local 855

RESULT:	**ADOPTED [14 TO 1]**
MOVER:	James Dennis, Member
SECONDER:	Brian Robison, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2935
Department: Legislature Office
Category: Administrative
Functional Category: Administrative Manual Policy

ADOPTED

Resolution No. 2011-192

Adopting Revisions to Policy 01-00: Minutes of Meetings of the Legislature, Legislative Standing Committees, and Special Committees of the Legislature

WHEREAS, it is the policy of the Tompkins County Legislature to have a manual of Legislative policies and administrative procedures that govern the functioning of the County organization, and to ensure that policies are up to date, and

WHEREAS, Policy 01-00: Minutes of Meetings of the Legislature, Legislative Standing Committees, and Special Committees of the Legislature has been revised to establish procedures and standards for preparing meeting minutes to ensure consistency and to facilitate content accuracy, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That revisions to Administrative Policy 01-00: Minutes of Meetings of the Legislature, Legislative Standing Committees, and Special Committees of the Legislature are hereby adopted.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [12 TO 3]**
MOVER:	Michael Lane, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Dennis, Luz Herrera, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Carol Chock, Dooley Kiefer, Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 1, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 2, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

The Administrative Manual: The Policies and Procedures of Tompkins County Government

MINUTES OF MEETINGS OF THE LEGISLATURE, LEGISLATIVE STANDING COMMITTEES, AND SPECIAL COMMITTEES OF THE LEGISLATURE

Objective:	To establish procedures and standards for preparing meeting minutes to ensure consistency and to facilitate content accuracy.	**Policy/Procedure Number:**	01-00
Reference: *(All Applicable Federal, State and Local Laws)*	Public Officers Law, Section 106—Minutes; Tompkins County Administrative Policy 01-25: Compliance with the Open Meetings Law; Rules of the Tompkins County Legislature	**Effective Date:**	February 21, 1995
Legislative Policy Statement:	It is the policy of the Tompkins County Legislature that the minutes of its meetings and of the meetings of its Committees shall: ▪ Provide a timely, accurate, and understandable record of the actions of those groups for members of the public, for future readers, and for those who are not able to attend those proceedings; ▪ Ensure that requests for follow-up actions are recorded; ▪ Ensure that the group itself has confirmed what are its own decisions; and ▪ Ensure that a Legislature member's record is clear to the public.	**Responsible Department:** **Modified Date (s):** **Resolution No.:** **Next Scheduled Review:**	Clerk of the Legislature November 2016

I. Definitions:

Minutes—The official record of the meetings of an established body.

Meeting—The official convening of a public body for the purpose of conducting public business, including the use of videoconferencing for attendance and participation by the members of the public body.

Notes—An annotation, description, or explanatory comments provided for future reference.

Public Body—Any entity, for which a quorum is required in order to conduct public business and that consists of two or more members, performing a government function for the County or for an agency or department thereof, or for a committee or subcommittee or other similar body of such public body.

Executive Session—That portion of a meeting not open to the general public.

II. Policy:

A. Guidelines

1. Chairs should provide guidance in adhering to the minutes policy**.** Legislators and staff designated to take minutes should feel free to refer to the policy when it is being disregarded and to invoke its use.

2. Minutes will include only resolutions, motions proposed, actions taken, and any statement that a member of the Legislature specifically requests to be included.

3. Staff designated to provide draft minutes of the meeting will take meeting notes according to the Standards outlined in Section B. Of these notes, only the items specified in Section B will be presented to the Legislature or legislative committee for approval, and once approved, shall become the official minutes. Staff will keep notes of the meeting on file.

4. All persons who prepare minutes and notes of meetings of the Committees of the Legislature shall forward for filing a copy of the approved minutes and a copy of the notes to the office of the Clerk of the Legislature with a copy of all resolutions acted on by the Committee.

B. Standards for Preparing Meeting Minutes

All staff that prepares minutes of meetings of the Legislature, its legislative standing (program) committees, and special committees of the legislature must adhere to the following standards:

1. Each set of minutes should include a heading that includes the name of the group that is meeting; the location and date of the meeting; the names of all members of the group and whether they are present, absent, or excused; the names and affiliation or identification of any other persons who attend and participate in the deliberations of the group; and the time the meeting started.

2. Where the group allows Privilege of the Floor for the Public, there should be included a list of the names of the person(s) who spoke and his/her topic of discussion.

3. Each set of minutes should be organized and formatted according to the meeting agenda, but all subjects (i.e., action items, discussion items, and reports) included in the minutes shall appear in the actual order that they occurred in the meeting if the agenda published prior to the meeting has been changed.

4. Each set of minutes should include the point in the meeting where members arrive and leave.

5. Each set of minutes should include every action taken and subject raised as these relate to the following:

    - Formal resolutions and motions of all kinds, including mover, seconder, the vote of each person present or other action taken.

    - Any formal or informal action; this shall include an action as informal as, for example, the Chair stating that a particular subject will appear on the next agenda. This also includes any formal or informal decision of the group for which follow-up is expected; any such notation should include the name(s) of the person(s) expected to follow up and the date by which the follow up is expected to be completed.

6. Each set of minutes should include any statement that a member of the Legislature specifically requests to be included as a matter of record.

7. Each set of minutes should include at the conclusion of the document the time the meeting adjourned and the name of the preparer.

8. Minutes shall be taken at Executive Sessions of any action that is taken by formal vote, which shall consist of a record or summary of the final determination of such action, and the date and vote thereon; provided, however, that such summary need not include any matter that is not required to be made public by the Freedom of Information Law.

9. Approved minutes must include the word "Approved" at the top and the date of approval.

III. Procedure

Attendance Sheet

An attendance sheet that includes a place for names, addresses, and affiliations may be circulated at meetings. If this is done, this sheet shall be filed with the original copy of the Minutes of the meetings in the office of the Clerk of the Legislature.

Draft Minutes

Draft minutes must include the word "Draft" at the top of the document and the date that the draft is submitted.

Every effort must be made to provide draft minutes quickly enough so that members not in attendance can know what happened and so that the draft and any proposed amendments to it can be reviewed prior to the next regularly scheduled meeting of the group and approved at that meeting. The goal shall be to provide draft minutes of committee meetings within one to two working days, and of Legislature meetings within five working days.

Revising Meeting Minutes

Corrections of Fact
When a group member has a request for a correction of fact (e.g., dollar amounts or dates), the group member should notify the minute-taker as soon as possible after receipt of the minutes and not less than 24 hours before minutes are to be approved. There should not be an expectation that revised draft minutes reflecting the corrected information will be produced before the meeting; however, the changes should be noted and incorporated into the final form.

Only the body that originally approved the minutes may amend minutes. If approved, the amendment will be incorporated to the originally approved minutes.

Corrections of Errors
Errors such as typographical, grammatical, spelling, and non-substantive changes may be accepted by the minute-taker without committee approval. Such changes should be submitted in a timely and easy-to-read manner. Changes the minute-taker feels to be substantive shall be presented to the body for which the minutes were prepared.

Preservation of Minutes

Once approved the Minutes will be archived in an electronic searchable format and the Minutes of the Legislature will become part of the County's Annual Proceedings. Once finalized, the Notes will also be archived in an electronic searchable format. Once archived, each document will be available to the public on-line.

Comments and Additions to the Meeting Notes

Legislators and staff present at the meeting can submit comments or additions to the meeting Notes. Persons with comments or additions will need to identify the original agenda item, section, and line number of the Notes to which the additions or comments refer. Comments or additions must be submitted to the staff person who prepared the minutes. This staff person will give the comment or addition a number and shall add the same number as a footnote at the referenced section and line of the original with the submitter's name and identification in parentheses; the comment or addition together with the name and identity of the person submitting same shall be appended to the end of the notes. Comments and additions may be accepted up to 45 days after the notes are distributed.

Availability of Meeting Minutes to the Public

Minutes of meetings of all public bodies shall be available to the public in accordance with the provisions of the Freedom of Information law and generally within two weeks from the date of such meeting except that minutes of an Executive Session when action was taken shall be available to the public within one week from the date of the executive session.

Draft minutes of legislature meetings are available within two weeks of the meeting. Draft minutes of legislative standing committees and special committees must also be available to the public within two weeks.

Availability of Meeting Notes

Notes of Legislative and Legislature Standing and Special Committee meetings shall be marked "Draft" and posted on-line for the public within two business days of completion. After the forty-five day period for modification has elapsed, the Notes plus any additions/corrections and the word "draft" removed shall be posted on-line in a searchable format for the public.

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2989
Department: Legislature Office
Category: Fiscal
Functional Category: Office for the Aging, Public Safety, Social Services, Transfers and Adjustments

ADOPTED

Resolution No. 2011-193

Budget Adjustment - Various Departments

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Public Safety and Health and the Human Services Committees, That the Director of Finance be directed to make the following budget adjustments on his books:

Probation and Community Justice

Revenue Acct	Title	Amount	Approp. Account	Title(s)
3142.42771	Interdepartmental Revenue	-$52,453	3142.51000597	Sr. Probation Officer
3142.42771	Interdepartmental Revenue	-$26,961	3142.58800	Fringe

Explanation: No Probation staff assigned to DSS Family Treatment Court Program effective 3/12/11.

Office for the Aging

Revenue Acct	Title	Amount	Approp. Account	Title(s)
6773.44772	Federal Revenue	$8,334	6773.54400	Program Expense

Explanation: Revenue increase for Community Living Program.

Revenue Acct	Title	Amount	Approp. Account	Title(s)
6793.44772	Federal Revenue	$5,000	6793.54491	Subcontract

Explanation: Revenue increase for HIICAP Program.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-193 Budget Adjustment - Various Departments

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2979
Department: Department of Emergency Response
Category: Public Safety
Functional Category:

ADOPTED

Resolution No. 2011-194

Budget Adjustment - Emergency Response

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Public Safety Committee, That the Director of Finance be directed to make the following budget adjustments on his books:

Emergency Response

Revenue Acct	Title	Amount	Approp. Account	Title(s)
3411.42681	Legal Settlements	$30,000.00	3411.54311	Maintenance
3411.42681	Legal Settlements	$30,000.00	3411.54425	Service Contracts
3411.42681	Legal Settlements	$37,923.23	3411.52222	Communications Equipment

Explanation: Relocation expenses have been secured from a telecommunications company that has been awarded radio frequencies previously utilized by Tompkins County. The licensed systems must be moved in an expedited fashion to the new system with costs fully reimbursed; including system maintenance costs related to retirement of Legacy communications sites and relocation of equipment and systems components; to complete demobilization of former Legacy radio tower sites and shelters; structures removed; to complete replacement of microwave link of Legacy site for Statewide interoperable communications; spare equipment for recently completed communication sites.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2927
Department: Highway Division
Category: Highways
Functional Category:

ADOPTED

Resolution No. 2011-195

Allow New York State Department of Transportation to Use CR135, Cayuta Road, as a Detour in Calendar Year 2012

WHEREAS, the New York State Department of Transportation (NYSDOT) proposes to reconstruct the State Route 224 over Cayuta Creek Bridge, in the Town of Cayuta, Schuyler County, NYSDOT project identification number 6017120, and

WHEREAS, in conformance with Section 40 of the New York State Highway Law, the NYSDOT proposes to utilize the following road as a detour during the period of construction: Tompkins County Route 135, also known as Cayuta Road, between Tompkins/Schuyler County Line and State Route 13, and

WHEREAS, the NYSDOT will provide traffic-control devices and make improvements to CR135, Cayuta Road, prior to and during its use as a State detour, to make it adequate to handle additional detour traffic, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Tompkins County Legislature does hereby authorize the NYSDOT to utilize CR135, Cayuta Road, during 2012, as a detour during the period of construction,

RESOLVED, further, That the County of Tompkins will continue to provide routine maintenance on CR135, Cayuta Road, including snow and ice control but excluding traffic control,

RESOLVED, further, That the County of Tompkins will own and maintain the permanent improvements on CR135 Cayuta Road,

RESOLVED, further, That the Clerk of the Tompkins County Legislature is hereby directed to transmit five (5) certified copies of the Resolution to the NYSDOT.

SEQR ACTION: TYPE II-15

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-195 Allow New York State Department of Transportation to Use CR135, Cayuta Road, as a Detour in Calendar Year 2012

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Corey, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2938
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-196

Authorizing Acceptance of a New York State Department of Transportation (NYSDOT) Grant to Perform Sustainable Master Plan Update (Phase II- GIS Component) - Ithaca Tompkins Regional Airport PIN 3902.20)

WHEREAS, the County has received a grant offer from the New York State Department of Transportation (NYSDOT) in the amount of $2,025 to assist with the above-mentioned project, and

WHEREAS, the budget for this project is as follows:

FAA Share (95.0%)	Account No. HT 5601.44592	$76,950.00
NYSDOT Share (2.5%)	Account No. HT 5601.43592	$ 2,025.00
Airport Budget (2.5%)	Account No. HT 5601.45031	$ 2,025.00
Total		$81,000.00

, and

WHEREAS, the local share of $2,025 has been factored into the 2011 Airport budget and will be paid through airlines fees, and

WHEREAS, in the event of project increases, the NYSDOT share may be increased by up to fifteen percent (15%) to a maximum of $2,328.75 based on approved eligible costs, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the NYSDOT grant is hereby accepted and that the County Administrator is authorized to execute the required documents.

SEQR ACTION: TYPE II-2

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Coert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2939 A
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-197

Authorizing Acceptance of a New York State Grant to Acquire and Refurbish Friction-Measuring Equipment - Ithaca Tompkins Regional Airport (PIN 3902.21)

WHEREAS, Resolution No. 2011-041, dated March 22, 2011, accepted a grant offer from the Federal Aviation Administration (FAA) in the amount of $28,500 to acquire and refurbish friction-measuring equipment, and

WHEREAS, said friction-measuring equipment is a vital component in determining safe operating conditions for aircraft operations at the Ithaca Tompkins Regional Airport during the winter months, and

WHEREAS, the County has received a grant offer from the New York State Department of Transportation (NYSDOT) in the amount of $750 to assist with the above-mentioned project, and

WHEREAS, the budget for this project is as follows:

FAA Share (95.0%)	Account No. HT 5601.44592	$28,500.00
NYSDOT Share (2.5%)	Account No. HT 5601.43592	$ 750.00
Airport Budget (2.5%)	Account No. HT 5601.45031	$ 750.00
Total		$30,000.00

, and

WHEREAS, the local share of $750 has been factored into the 2011 Airport budget and will be paid through airlines fees, and

WHEREAS, in the event of project increases, the NYSDOT share may be increased by up to fifteen percent (15%) to a maximum of $862.50 based on approved eligible costs, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the NYSDOT grant is hereby accepted and that the County Administrator is authorized to execute the required documents.

SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-197 Authorizing Acceptance of a New York State Grant to Acquire and Refurbish Friction-Measuring Equipment - Ithaca Tompkins Regional Airport (PIN 3902.21)

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2940
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-198

Authorizing Acceptance of a New York State Grant to Construct Sand Storage Building - Ithaca Tompkins Regional Airport (PIN 3902.22)

WHEREAS, the County has received a grant offer from the New York State Department of Transportation (NYSDOT) in the amount of $40,600 to assist with the above-mentioned project, and

WHEREAS, the budget for this project is as follows:

FAA Share (95.0%)	Account No. HT 5601.44592	$1,542,800.00
NYSDOT Share (2.5%)	Account No. HT 5601.43592	$ 40,600.00
Airport Budget (2.5%)	Account No. HT 5601.45031	$ 40,600.00
Total		$1,624,000.00

, and

WHEREAS, the local share of $40,600 has been factored into the 2011 Airport budget and will be paid through airlines fees, and

WHEREAS, in the event of project increases, the NYSDOT share may be increased by up to fifteen percent (15%) to a maximum of $46,690 based on approved eligible costs, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the NYSDOT grant is hereby accepted and that the County Administrator is authorized to execute the required documents.

SEQR ACTION: TYPE II-2

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2941
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-199

Authorizing Acceptance of a New York State Grant to Perform Engineering Design for the Rehabilitation of the Terminal Ramp - Ithaca - Terminal Ramp Rehabilitation (Design) (PIN 3902.23)

WHEREAS, the County has received a grant offer from the New York State Department of Transportation (NYSDOT) in the amount of $6,125 to assist with the above-mentioned project, and

WHEREAS, the budget for this project is as follows:

FAA Share (95.0%)	Account No. HT 5601.44592	$232,750.00
NYSDOT Share (2.5%)	Account No. HT 5601.43592	$ 6,125.00
Airport Budget (2.5%)	Account No. HT 5601.45031	$ 6,125.00
Total		$245,000.00

, and

WHEREAS, the local share of $6,125 has been factored into the 2011 Airport budget and will be paid through airlines fees, and

WHEREAS, in the event of project increases, the NYSDOT share may be increased by up to fifteen percent (15%) to a maximum of $7,043.75 based on approved eligible costs, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the NYSDOT grant is hereby accepted and that the County Administrator is authorized to execute the required documents.

SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2942
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-200

Authorizing Acceptance of a New York State Grant to Construct Apron Expansion (Approx. 40,000 Sq. Ft.) - (Phase III) - Ithaca Tompkins Regional Airport

WHEREAS, the County has received a grant offer from the New York State Department of Transportation (NYSDOT) in the amount of $31,175 to assist with the above-mentioned project, and

WHEREAS, the budget for this project is as follows:

FAA Share (95.0%)	Account No. HT 5601.44592	$1,184,650.00
NYSDOT Share (2.5%)	Account No. HT 5601.43592	$ 31,175.00
Airport Budget (2.5%)	Account No. HT 5601.45031	$ 31,175.00
Total		$1,247,000.00

, and

WHEREAS, the local share of $31,175 has been factored into the 2011 Airport budget and will be paid through airlines fees, and

WHEREAS, in the event of project increases, the NYSDOT share may be increased by up to fifteen percent (15%) to a maximum of $35,851.25 based on approved eligible costs, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the NYSDOT grant is hereby accepted and that the County Administrator is authorized to execute the required documents.

SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Cortell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2956
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-201

Establishing a Budget for Two Federal Transit Administration Capital Projects - Replacement Paratransit Buses for GADABOUT, Inc., and Wheelchair-Accessible Taxi for Ithaca Dispatch, Inc.

WHEREAS, Resolution No. 95 of 2009 authorized an application to the Federal Transit Administration for capital projects including replacing 10 paratransit buses for GADABOUT for $600,000, and

WHEREAS, Resolution No. 148 of 2008 authorized an application to the Federal Transit Administration for operating and capital projects including the purchase of one wheelchair-accessible taxi vehicle, and

WHEREAS, Resolution 2011-134 awarded a bid to purchase one wheelchair-accessible taxi vehicle to MV Sales & Leasing for $45,984, and

WHEREAS, the County received two grants from the Federal Transit Administration for these projects, for the amounts as shown:

FTA Grant	FTA	State	Operator	Total
NY-95-X017 GADABOUT buses	$480,000	$60,000	$60,000	$600,000
NY-90-X608 W/C Taxi	$50,000		$12,500	$62,500
Total	$530,000	$60,000	$72,500	$662,500

, and

WHEREAS, the budget for this project is as follows:

REVENUES:	AMOUNT
Federal Transit Administration	$ 530,000
NYSDOT	$ 60,000
Contributions from operators	$ 72,500
APPROPRIATIONS:	
Program Expense	$ 662,500

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Finance Director is authorized to establish a project within the HA Fund in order to provide appropriate grant accounting for the aforementioned project.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

Resolution No. 2011-201 Establishing a Budget for Two Federal Transit Administration Capital Projects - Replacement Paratransit Buses for GADABOUT, Inc., and Wheelchair-Accessible Taxi for Ithaca Dispatch, Inc.

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2976
Department: Health Department
Category: Fiscal
Functional Category: Contingent Fund, Health Related, Terminal Pay Reimbursement/Replacement Pay

ADOPTED

Resolution No. 2011-202

Appropriation from Contingent Fund for Terminal Pay - Health Department (CSCN)

WHEREAS, the Health Department had a Community Health Nurse resign her employment effective August 31, 2011, and

WHEREAS, the Fiscal Policy or Tompkins County allows for reimbursement of terminal pay through the Contingent Fund, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and Budget, Capital, and Personnel Committees, That the Director of Finance is hereby authorized and directed to make the following budget appropriation:

FROM:	A1990.54440	Contingent Fund	$ 8,596
TO:	A4047.51000580	Community Health Nurse	$ 5,678
	A4047.58800	Fringes	$ 2,918

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2983
Department: Health Department
Category: Public Health
Functional Category: Gas Drilling

ADOPTED

Resolution No. 2011-203

County Health Department Activities Associated with Gas Drilling in the Marcellus Shale, Utica Shale and Other Low-Permeability Gas Reservoirs in New York State

WHEREAS, there is significant public concern about potential environmental and human health impacts associated with natural gas drilling in the Marcellus Shale, Utica Shale, and other low-permeability gas reservoirs, and

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) released a revised draft Supplemental Generic Environmental Impact Statement (SGEIS) concerning natural gas drilling in these formations, and

WHEREAS, Chapter 6 of the draft SGEIS addresses potential impacts and Chapter 7 addresses potential mitigation measures that may affect public health including private and public water supplies, noise, air pollution, emergencies, and socioeconomic impacts, and

WHEREAS, Section 7 of the draft SGEIS requires testing of water supply wells near natural gas wells and identifies county health departments as having primary responsibility for investigating complaints and determining whether contamination is related to gas drilling, and

WHEREAS, the Environmental Health and Public Health professionals in New York State county health departments have responsibility at a local level for ensuring the safety of drinking water supplies and responding to a broad range of public health impacts, emergencies, nuisance complaints, including air and water contamination, chemical spills, and radiation hazards, and

WHEREAS, local health departments are the primary point of contact for members of the public that have or are concerned that they may have a health-related impact or nuisance impact caused by a gas drilling activity, and

WHEREAS, county health departments will experience a substantial increase in workload in connection with gas drilling activities, requiring an estimated addition of 1 to 2 full-time qualified staff to each department in addition to existing resources, and

WHEREAS, without additional financial support, the workload from these impacts will be a new unfunded mandate from the State in fiscally difficult times, and

WHEREAS, funding needed to support appropriate multiple-agency oversight can and should be derived from the gas well permit fees and not be a burden borne by county and state taxpayers, and

WHEREAS, NYSDEC Commissioner Martens established a High-Volume Hydraulic Fracturing Advisory Panel to consider these issues and this panel does not have representatives from county health departments, and

WHEREAS, the New York State Department of Health presented resource needs to the Advisory Panel that did not include the needs of county health departments, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the

Resolution No. 2011-203 County Health Department Activities Associated with Gas Drilling in the Marcellus Shale, Utica Shale and Other Low-Permeability Gas Reservoirs in New York State

Tompkins County Legislature requests that representatives from local health departments be directly involved in determining procedures, processes, and funding requirements for those aspects of gas drilling oversight that affect county health departments,

RESOLVED, further, That the Tompkins County Legislature requests that NYSDEC Commissioner Martens require the High-Volume Hydraulic Fracturing Advisory Panel to obtain input directly from county health departments concerning potential impacts and resource needs for gas drilling oversight that affect county health departments,

RESOLVED, further, That the Tompkins County Legislature requests that the Governor and the New York State Legislature establish financial resources to cover the entire cost of public health oversight and a contract or other mechanism to transfer needed funds to county health departments,

RESOLVED, further, That the Tompkins County Legislature requests that the Governor direct NYSDEC Commissioner Martens to negotiate procedures and a formal agreement such as a Memorandum of Understanding (MOU) between NYSDEC and involved county health departments that adequately outlines the roles and responsibilities of both NYSDEC and county health departments in the investigation and resolution of complaints related to gas drilling and impacts to water resources and public and private drinking water supplies,

RESOLVED, further, That the Tompkins County Legislature requests that the aforementioned requests be completed prior to permitting of gas wells in the Marcellus Shale or other low-permeability formations,

RESOLVED, further, That a copy of this resolution shall be sent as a hard copy to Governor Cuomo, New York State Senators Skelos, Kolb, O'Mara, Seward, and Nozzolio, Speaker Silver, Assemblywoman Lifton, Chair of Senate Committee on Environmental Conservation Grisanti, Chair of Senate Committee on Local Governments (via Andrea Stewart-Cousins), Chair of Senate Committee on Health (via Thomas Duane), Chair of Assembly Committee on Environmental Conservation Sweeney, Chair of Assembly Committee on Health (via Richard Gottfried), Chair of Assembly Committee on Local Government (via William Magnarelli), Member of Assembly Committee on NYSDEC Oversight (via Daniel Burling), New York State Association of Counties and an electronic copy to New York State Association of State County Health Officials (NYSACHO), New York State Conference of Environmental Health Directors, Tompkins County Planning, Tompkins County Water Resources Council, Tompkins County Environmental Management Council (EMC), Tompkins County Council of Governments (TCCOG), Tompkins County Soil and Water Conservation District (TCSWCD), Southern Cayuga Lake Intermunicipal Water Commission (SCLIWC - Bolton Point), Ithaca Journal, Ithaca Times, Tompkins County Board of Health, and City of Ithaca Mayor Peterson.

SEQR ACTION: TYPE II-20

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Resolution No. 2011-203 County Health Department Activities Associated with Gas Drilling in the Marcellus Shale, Utica Shale and Other Low-Permeability Gas Reservoirs in New York State

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Pamela Mackesey, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2977
Department: Health Department
Category: Public Health
Functional Category: Health Related

ADOPTED

Resolution No. 2011-204

Authorization to Submit Application and Fee to New York State Department of Health for a Licensed Home Care Services Agency (LHCSA) Operating Certificate - Health Department

WHEREAS, the County has made the decision to divest of its Certified Home Health Agency, and

WHEREAS, the Health Department is required to submit an application and fee ($2,000) to New York State Department of Health to become a Licensed Home Care Services Agency in order to maintain and provide public health services in client homes, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the department submit said application and fee for approval to New York State Department of Health,

RESOLVED, further, That no additional funds are required to complete this application.

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2991
Department: Legislature Office
Category: Legislation/Funding - State and Federal
Functional Category:

ADOPTED

Resolution No. 2011-205

Urging Passage of Senate Bill S.5889-B and Assembly Bill A.8644 that Would Implement a Multi-Year State Takeover of the Local Share of Medicaid

WHEREAS, when State lawmakers, including Senators Seward, Nozzolio, and O'Mara, enacted a property tax cap, they pledged to also enact mandate relief that would enable and empower local leaders to implement that tax cap, but that mandate relief has not materialized, and

WHEREAS, at a local state-wide cost of $7.3 billion, Medicaid is the number one mandate facing counties, and

WHEREAS, Tompkins County property taxpayers will pay approximately $11.6 million in State Medicaid costs in 2011, and

WHEREAS, if a State takeover of Medicaid is enacted, County property taxes could be reduced by over 28% percent, and

WHEREAS, Senate Bill S.5889-B/Assembly Bill A.8644 would require State legislators to take full fiscal responsibility for New York's largest-in-the-nation Medicaid program, by implementing an eight-year (8) gradual takeover of county Medicaid costs, and

WHEREAS, State lawmakers can fund the takeover with a combination of Medicaid program reforms, state-derived savings, and other spending controls, including applying the State's Medicaid Redesign Team reform savings to mandate relief and pursuing a Federal Medicaid waiver to leverage State cost-containment initiatives that can be applied to obtain property tax relief, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Tompkins County Legislature hereby calls on State lawmakers to keep their promise, by enacting Senate Bill S.5889-B/Assembly Bill A.8644 into law to provide property tax relief for citizens of New York State, in the form of an eight-year State takeover of county Medicaid costs,

RESOLVED, further, That certified copies of this Resolution be forwarded to the Governor Andrew Cuomo, Senate Majority Leader Dean Skelos, Assembly Speaker Sheldon Silver, Senators Seward, Nozzolio, and O'Mara, Assemblywoman Barbara Lifton, all New York State Counties, Tompkins County Chamber of Commerce, New York State Farm Bureau, and the New York State Association of Counties.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-205 Urging Passage of Senate Bill S.5889-B and Assembly Bill A.8644 that Would Implement a Multi-Year State Takeover of the Local Share of Medicaid

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Coard, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2961
Department: Highway Division
Category: Highways
Functional Category:

ADOPTED

Resolution No. 2011-206

Authorization to Execute a Supplemental Agreement with Erdman Anthony and Associates, Inc., for Design Services – Upstream Forest Home Drive Bridge (BIN 3047450) Over Fall Creek, Town of Ithaca - PIN 3950.41

WHEREAS, Resolution No. 227 of 2007 authorized an agreement between Tompkins County and the New York State Department of Transportation to fund historic rehabilitation of the bridge carrying Forest Home Drive, over Fall Creek (BIN 3047450) in the Town of Ithaca, (the Project), with an average vehicle usage of 9,225 vehicles per day in 2008, and

WHEREAS, Resolution No. 228 of 2007 authorized execution of a contract with Erdman Anthony and Associates, Inc., of 2165 Brighton Henrietta Town Line Road, Rochester, NY, for design services in connection with the Project, for an amount not to exceed $200,000, and

WHEREAS, Resolution No. 79 of 2010 authorized granting design approval of the Project, which was subsequently approved by the New York State Department of Transportation and the Federal Highway Administration, and

WHEREAS, the process of design development included several years of public scrutiny and numerous complexities that were not envisioned at project inception that have resulted in increased costs for the Project's design services, and

WHEREAS, the Ithaca Tompkins County Transportation Council is adjusting the Transportation Improvement Program, thereby increasing the project budget and making additional expenditures eligible for 80% federal and 15% state reimbursement, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a supplemental agreement with Erdman Anthony and Associates, Inc., of 2165 Brighton Henrietta Town Line Road, Rochester, NY, for additional design services in connection with the referenced project for an amount not to exceed $115,000, for a total contract amount not to exceed $315,000,

RESOLVED, further, That the County Administrator or his designee be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed 10% of the aforementioned total contract amount, funds to be provided from capital account HZ5103.53.14 (Forest Home Bridge Capital Project Account) and operating account D5111.54411 (Bridge Contracts).
SEQR ACTION: TYPE II-2

* * * * * * * * * * *

Resolution No. 2011-206 Authorization to Execute a Supplemental Agreement with Erdman Anthony and Associates, Inc., for Design Services – Upstream Forest Home Drive Bridge (BIN 3047450) Over Fall Creek, Town of Ithaca - PIN 3950.41

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

, Clerk
Tompkins County Legislature

ADOPTED

Resolution No. 2011-207

Establishing a Unit Charge for the 2012 Solid Waste Annual Fee (Per Action Taken on 12-20-11, the Dollar Amount for the Community College was Corrected)

WHEREAS, the unit charge for the 2012 Solid Waste Annual Fee has been recommended by the Facilities and Infrastructure Committee, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Unit Charge for the 2012 Solid Waste Annual Fee be established at $56.00 per billing unit, which is the same as the 2011 Solid Waste Annual Fee.

ATTACHMENT A: SCHEDULE OF RATES

	PROPERTY CLASS	**'USED AS' CODE**
(A)		
Single-family residences	210,240,241,242,250,280	
Mobile Homes	270,271,416	
Churches		Z32
Unit Charge:	One billing unit per church or living unit	

(B)		
Two-family residences and other residences with two living units	All 220's	
Unit Charges:	Two billing units, except if verified as owner occupied and used as a single unit, the charge is one billing unit.	

(C)		
Multi-unit residences		
3 or more units	230's	
Apartments		A01 - A07
Rooming houses:	418	
	2.5 beds = 1 billing unit	
Unit Charges:	One billing unit per living unit	

Resolution No. 2011-207 Establishing a Unit Charge for the 2012 Solid Waste Annual Fee (Per Action Taken on 12-20-11, the Dollar Amount for the Community College was Corrected)

(D)		
Colleges & Schools:	All tax-exempt parcels owned by the colleges	
Unit Charges:	Tompkins Cortland Community College	$ 23,603.00
	Cornell University	$179,993.00
	Ithaca College	$ 40,014.00
	BOCES	$ 25,022.00
	Dryden Central Schools	$ 4,467.00
	Total Schools:	**$273,099.00**

(E)	
Recreation and Warehouse (except row storage)	All K's, Z01-Z11, Z19-Z26, F01-
Unit Charges: $0.0208/sq.ft.	F04, F06, F07,F08 F10, F11

(F)	
Wholly Exempt Homes for the Aged	633
Wholly Exempt Other Health Care Facilities	642
Unit Charges: $0.0208/sq.ft.	

(G)	
All other	All property classes and 'used as' codes not listed elsewhere in a specific category
Unit Charges: $0.0415/sq.ft.	

(H)	
Seasonal Residences	260
Property must be classified as a seasonal residence by the Tompkins County Assessment Dept.	
Unit Charge: One-half (1/2) billing units per living unit.	

(I)	
No fee assessed:	
Row storage	F05
Small churches (under 20 weekly attendance)	
Non-contributive area	Z98
Local government - all tax exempt parcels owned by the city, towns, villages, and county within Tompkins County.	

SEQR ACTION: TYPE II-20

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Resolution No. 2011-207 Establishing a Unit Charge for the 2012 Solid Waste Annual Fee (Per Action Taken on 12-20-11, the Dollar Amount for the Community College was Corrected)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 28, 2011.

, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2871
Department: County Administration
Category: Smart Work
Functional Category: Contingent Fund, Planning

ADOPTED

Resolution No. 2011-208

Appropriation from Contingent Fund to Develop a "Smart Work" Training Program for Tompkins County Planning Department

WHEREAS, the adopted 2011 Tompkins County Budget earmarked contingent funding for "Smart Work Training," and

WHEREAS, this training is a results-based process that uses expert facilitators working with County employees within specific work units or program areas to identify process improvements that can enhance efficiency and effectiveness, provide employees with relief from stress, and maintain or improve services to citizens, and

WHEREAS, the Smart Work Training process has now been applied in several County operations as well as at TC3, with positive results in the form of streamlined operations and improved customer service reported by both staff and managers, and

WHEREAS, the County's Planning Department desires to apply Smart Work Training to advance its goal of becoming a more paperless office, allowing highly-efficient utilization of data and documentation that are integral to the operation of a planning agency, and

WHEREAS, the training is expected to cost approximately $5,500, and

WHEREAS, at the completion of these initial training projects, the County Administrator and Planning Department will report the results of the training to the Legislature, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That the Director of Finance is authorized to make the following appropriation from the Contingent Fund to reflect the additional spending authority:

From:	Contingent Fund	1990.54400	Program Expense	$5,500
To:	In-service Training	1987.54442	Professional Services	$5,500

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-208 Appropriation from Contingent Fund to Develop a "Smart Work" Training Program for Tompkins County Planning Department

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2990
Department: Legislature Office
Category: State Environmental Quality Review (SEQR)
Functional Category: Contingent Fund, Council of Governments, Gas Drilling

ADOPTED

Resolution No. 2011-209

Appropriation from Contingent Fund to Support the Tompkins County Council of Governments Public Hearing on the New York State Department of Environmental Conservation's DSGEIS on Hydrofracking

WHEREAS, in December 2009 the Tompkins County Council of Governments (TCCOG) held a public hearing on the Department of Environmental Conservation's (DEC) draft Supplemental Generic Environmental Impact Statement (dSGEIS) on high volume slickwater hydraulic fracturing with horizontal drilling for natural gas in the Marcellus and Utica shales, and formally submitted the comments made at the hearing to the DEC for their review, and

WHEREAS, Tompkins County supported that hearing financially and with in-kind support, and

WHEREAS, the DEC is now accepting public comment on its 2011 revised dSGEIS, through December 12, 2011, and while the DEC has scheduled public hearings in other parts of the State, there will be none within the Finger Lakes Region, and

WHEREAS, once again, to facilitate participation in the commenting process, TCCOG is sponsoring an additional public hearing for citizens within Tompkins County and the Finger Lakes Region to make comments on the 2011 revised dSGEIS, and will submit all comments to the DEC as part of the public review of the documents, and

WHEREAS, the hearing will be held on December 1, 2011, at the State Theatre in Ithaca, and a court stenographer will officially record all comments made, and

WHEREAS, there is no TCCOG budget to cover the costs for the venue and stenographer, and individual municipalities are considering voluntary contributions to make the hearing possible, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That the Finance Director is authorized to make the following budget adjustment from the Contingent Fund to provide support for an additional public hearing on the Department of Environmental Conservation's (DEC) draft Supplemental Generic Environmental Impact Statement (dSGEIS) on high volume slickwater hydraulic fracturing with horizontal drilling for natural gas:

FROM:	1990.54400	Contingent Fund	$500
TO:	1010.54400	Legislature Program Expense	$500

SEQR ACTION: TYPE II-20

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Resolution No. 2011-209 Appropriation from Contingent Fund to Support the Tompkins County Council of Governments Public Hearing on the New York State Department of Environmental Conservation's DSGEIS on Hydrofracking

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2988
Department: Legislature Office
Category: Fiscal (Budget)
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-210

Adoption of 2012 Tompkins County Budget and 2012-2016 Tompkins County Capital Program

WHEREAS, the tentative Budget for the year 2012 and the proposed 2012-2016 Capital Program have been presented to the Legislature by the Budget Officer on September 6, 2011, and a revised tentative budget for the year 2012 and the proposed 2012 - 2016 Capital Program were adopted by the Legislature for public review on November 1st , and a public hearing was held on November 9, 2011, and all persons desiring to be heard concerning same have been heard, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That pursuant to Section 5.07 of the County Charter, the said proposed budget as amended is adopted, subject to the correction of manifest errors by the Clerk of the Legislature and the Budget Officer, as the budget of Tompkins County for the year 2012,

RESOLVED, further, That pursuant to Sections 5.03, 5.04, and 5.05 of the County Charter, the several amounts specified in such budget opposite each item of expenditure set forth in the column adopted are appropriated for the objects and purposes specified, effective January 1, 2012,

RESOLVED, further, That the sum of $42,220,798 required to meet the local share of expenses and costs of county government in Tompkins County for the fiscal year 2012 as set forth in the budget be assessed against, levied upon, and collected from the taxable property of the nine towns and the city liable therefore,

RESOLVED, further, That this change will result in an approximate tax-levy increase of 3.99 percent and a county-wide average tax-rate increase of 3.1 percent and an increase of 1.8 percent in local spending,

RESOLVED, further, That this tax change will result in a $31.85 increase on an average $160,000 home,

RESOLVED, further, That pursuant to Section 5.07 of the County Charter, the said proposed Capital Program as amended is adopted, subject to the correction of manifest errors by the Clerk of the Legislature and Budget Officer, as the Capital Program of Tompkins County for the years 2012-2016.
SEQR ACTION: TYPE II-21

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RESULT:	**ADOPTED [13 TO 2]**
MOVER:	James Dennis, Member
SECONDER:	Michael Lane, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Lane, Mackesey, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Dooley Kiefer, Leslyn McBean-Clairborne

Resolution No. 2011-210 Adoption of 2012 Tompkins County Budget and 2012-2016 Tompkins County Capital Program

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on November 15, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on November 16, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3005
Department: Highway Division
Category: Highways
Functional Category:

ADOPTED

Resolution No. 2011-211

Authorization to Execute Funding Agreement with New York State Department of Transportation (NYSDOT) – Newfield Covered Bridge Preservation Project, BIN 3210210

WHEREAS, a Project for the preservation of the Newfield Covered Bridge over Cayuga Inlet West Branch, BIN 3210210, P.I.N. 3755.03, (the Project) in the Town of Newfield, is eligible for funding under Title 23 United States Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, in order to expedite advancement of the Project and realize potential total project cost reductions, the Highway Division sought permission from the New York State Department of Transportation to administer the project locally, and

WHEREAS, the New York State Department of Transportation requires for locally administered projects that the County appropriate one hundred (100%) percent of the project costs and then file for reimbursement of eligible costs, and

WHEREAS, the County of Tompkins desires to advance the above project by making a commitment of 100% of the non-Federal share of the costs of Design, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Tompkins County Legislature hereby approves the above-subject project,

RESOLVED, further, That the Tompkins County Legislature hereby authorizes the County of Tompkins to pay in the first instance one hundred (100%) percent of the Federal and non-Federal shares of the cost of design work for the subject Project or portions thereof,

RESOLVED, further, That the sum of $70,000.00 is hereby made available within account D5111.54411, Bridge Contracts, to cover the cost of participation in the above phase of the Project,

RESOLVED, further, That in the event the full Federal and non-Federal share costs of the project exceed the amount appropriated above, the County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof,

RESOLVED, further, That the Tompkins County Highway Manager be and is hereby authorized to execute all necessary Agreements, certifications, and reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Tompkins with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first-instance funding of Project costs and permanent funding the local share of federal-aid and state-aid-eligible Project costs and all Project costs within appropriations therefore that are not so eligible,

RESOLVED, further, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project,

Resolution No. 2011-211 Authorization to Execute Funding Agreement with New York State Department of Transportation (NYSDOT) – Newfield Covered Bridge Preservation Project, BIN 3210210

RESOLVED, further, That this resolution shall take effect immediately.
SEQR ACTION: TYPE II-2

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RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3004
Department: Highway Division
Category: Agreements, Bids, Contracts, Grants
Functional Category: Roads and Bridges

ADOPTED

Resolution No. 2011-212

Authorization to Execute Funding Agreement with New York State Department of Transportation (NYSDOT) – Upstream Forest Home Drive Bridge (BIN 3047450) Over Fall Creek, Town of Ithaca

WHEREAS, a Project to rehabilitate the Forest Home Drive Bridge over Fall Creek, BIN 3047450, P.I.N. 3950.41, (the Project) in the Town of Ithaca, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, in order to expedite advancement of the Project and realize potential total project cost reductions, the Highway Division, with permission from the New York State Department of Transportation, is administering the project locally, and

WHEREAS, the New York State Department of Transportation requires for locally administered projects that the County appropriate one hundred (100%) percent of the project costs and then file for reimbursement of eligible costs, and

WHEREAS, the County of Tompkins desires to advance the above project by making a commitment of 100% of the non-Federal share of the increased costs of Construction and Construction Inspection and Supervision, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Tompkins County Legislature hereby approves the above-subject project,

RESOLVED, further, That the Tompkins County Legislature hereby authorizes the County of Tompkins to pay in the first instance one hundred (100%) percent of the Federal and non-Federal shares of the cost of Construction and Construction Inspection and Supervision work for the subject Project or portions thereof,

RESOLVED, further, That the sum of $280,000.00 is hereby made available within account HZ5103.59239.53.15, Forest Home Capital Project Account, to cover the cost of participation in the above phases of the Project,

RESOLVED, further, That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof,

RESOLVED, further, That the Tompkins County Highway Manager be and is hereby authorized to execute all necessary Agreements, certifications, and reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Tompkins with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first-instance funding of Project costs and permanent funding the local share of Federal-aid and State-aid-eligible Project costs and all Project costs within appropriations therefore that are not so eligible,

RESOLVED, further, That a certified copy of this resolution be filed with the New York State

Resolution No. 2011-212 Authorization to Execute Funding Agreement with New York State Department of Transportation (NYSDOT) – Upstream Forest Home Drive Bridge (BIN 3047450) Over Fall Creek, Town of Ithaca

Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project,

RESOLVED, further, That this resolution shall take effect immediately.
SEQR ACTION: TYPE II-2

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Cult, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3008
Department: Airport
Category: Agreements, Bids, Contracts, Grants
Functional Category: Airport

ADOPTED

Resolution No. 2011-213

Authorizing a Consultant Agreement with C&S Companies of Syracuse for Design, Bidding, Administrative and Part-Time Construction Services for Partial Terminal Roof Replacement and Repair - Ithaca Tompkins Regional Airport

WHEREAS, the terminal was constructed in 1994 and various leaks and other maintenance problems have occurred over the years, and

WHEREAS, patching and other short-term remedies have increased with the passage of time and a more permanent solution has become necessary, and

WHEREAS, in consideration of planned terminal development, it is deemed prudent to replace only the central roof section and merely repair those parts that may be subject to future expansion,

WHEREAS, the C&S Companies of Syracuse, New York, have proposed designing, bidding, contract administration and part-time inspection of said contract for a fee of $53,300, and

WHEREAS, the total budget for these services and the partial roof replacement and repair is as follows:

New York State Department of Transportation Share (80.0%)	$300,000
Airport Budget (20%)	$ 75,000
Total	$375,000

, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the agreement with C&S Companies for $53,300 be and hereby is approved, and that a grant of $300,000 from the New York State Department of Transportation has already been received and accepted,

RESOLVED, further, That the local share of $75,000 will come from the airport's 2012 operational budget,

RESOLVED, further, That the County Administrator is authorized to execute the required documents and the Finance Director is authorized to advance payment for these services until reimbursement is received from the New York State Department of Transportation.

SEQR ACTION: TYPE II - 2

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Resolution No. 2011-213 Authorizing a Consultant Agreement with C&S Companies of Syracuse for Design, Bidding, Administrative and Part-Time Construction Services for Partial Terminal Roof Replacement and Repair - Ithaca Tompkins Regional Airport

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2970
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-214

Date of 2012 Organizational Meeting

WHEREAS, the Rules of the Legislature requires the organizational meeting be held on or before January 8 of each year, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That in accordance with Section 151 of County Law, the organizational meeting of the Tompkins County Legislature shall be held in the Legislative Chambers of the Tompkins County Courthouse, Ithaca, New York on Tuesday, January 3, 2012, at 5:30 o'clock in the evening thereof.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3009
Department: Planning Department
Category: Environmental
Functional Category:

ADOPTED

Resolution No. 2011-215

Submitting Comments to New York State Department of Environmental Conservation on Revised Draft Supplemental GEIS and Recommending that No New Shale Gas Extraction be Allowed in Tompkins County and New York State Until and Unless a More Benign Technology is Developed

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) has released the Revised Draft Supplemental Generic Environmental Impact Statement on the Oil, Gas and Solution Mining Regulatory Program: Well Permit Issuance for Horizontal Drilling and High-Volume Hydraulic Fracturing to Develop the Marcellus Shale and Other Low-Permeability Gas Reservoirs (hereinafter referred to as the "Document"), and

WHEREAS, the deadline for submitting comments on the Document is January 11, 2012, and

WHEREAS, the Tompkins County Health Department, the Tompkins County Planning Department, the Tompkins County Environmental Management Council, and the Tompkins County Water Resources Council, among others, are planning to submit comments to the Department of Environmental Conservation on the Document, and

WHEREAS, in addition to the important technical comments provided by those groups, the Tompkins County Legislature (hereafter "Tompkins County") has a duty to both provide leadership to the community and help reflect community concerns in evaluating the possible impacts associated with the proposed drilling of the Marcellus Shale, and

WHEREAS, it is recognized that natural gas is a finite resource and that total extraction of New York State's natural gas resources will only meet national energy needs for a limited period of time that will be measured in years or decades, yet environmental damage, particularly to water, arguably New York State's most valuable finite resource, could be permanent, and

WHEREAS, Tompkins County understands that the overall purpose of SEQR is to fully disclose, evaluate, and try to mitigate detrimental cumulative environmental impacts (in the broad sense of the word "environment"), without segmentation of projects or activities, and this Document does not rise to that required SEQR standard even for a Generic EIS since it includes only the Division of Minerals analysis plus some references to other agencies rather than holistically including all Divisions of DEC as well as other relevant state agencies (e.g., Department of Health, Public Service Commission) in the required comprehensive analysis, and

WHEREAS, Tompkins County does not believe that the Document establishes adequate specific conditions, criteria, and thresholds to allow drilling to occur in a manner that would not be significantly detrimental to the environment of New York State, and

WHEREAS, Tompkins County and its municipalities have a responsibility to preserve and protect water resources and other natural resources, highway infrastructure, economic development in many other sectors, public health, and quality of life for our residents now and in the future, now therefore be it

RESOLVED, on recommendation of the Planning, Development and Environmental Quality

Resolution No. 2011-215 Submitting Comments to New York State Department of Environmental Conservation on Revised Draft Supplemental GEIS and Recommending that No New Shale Gas Extraction be Allowed in Tompkins County and New York State Until and Unless a More Benign Technology is Developed

Committee, That the Tompkins County Legislature submits the following comments on the Document:

1. New York State taxpayers should not be required to bear the financial costs of implementing the natural-gas water-well monitoring and tracking described in the Document. This cost should be paid for by the natural-gas industry. In describing the proposed approach to tracking the results of private well monitoring and responding to complaints concerning private well-water quality, the Document states the NYSDEC's intention to rely on county health departments, potentially requiring a large commitment of County resources to undertake such an unfunded mandate. Should the final regulations continue with this approach, New York State should provide 100% funding to county health departments in order to fully provide the staffing and other resources needed to track well monitoring results and to respond to public complaints and concerns. Funds for implementing this program should be provided to local health departments through gas well permitting fees. Fees cannot be raised directly by the local health departments since the NYSDEC has sole regulatory authority over gas wells.

2. Groundwater monitoring needs to be conducted near Marcellus shale gas wells; however, the program proposed by the NYSDEC is inadequate to detect and remediate contamination of drinking water aquifers. Water quality monitoring programs should focus on monitoring the groundwater resource, not just existing drinking water-wells. Water supply wells should not be the sole means of determining if groundwater contamination has occurred near a Marcellus shale gas well due to the unknown or varying construction, operation, and availability of these wells. The permit applicant should be required to install and monitor groundwater wells to detect groundwater contamination before it reaches individual or public supply wells. At least 3 monitoring wells should be installed around each well pad and each centralized flowback water impoundment and these wells should be sampled and analyzed at the same frequency as the private water supply wells. The NYSDEC (in conjunction with the NYS Department of Health) should establish what is required to be tested for and what are the acceptable levels. Sharing the results of all sampling programs with the public should be a requirement.

3. Prevention of pollution is better and less costly than attempts at remediation. NYSDEC must analyze the existing lists of chemicals the gas developers use in their fracking fluids (Sections 5.4 and 6.1.3.2, Tables 5-6 and 6-1) and forbid the use of any substances that are, or whose breakdown products or metabolites are known or suspected to be carcinogenic, mutagenic, or endocrine disrupters.

4. In many places throughout the Document, specific mitigation measures are "proposed," "encouraged," "suggested," etc. Regulations must require the most protective mitigation measures or best management practices available to assure the protection of the public health and welfare and the natural environment.

5. The Document, on page 7-55, Section 7.1.5, recommends that regulations be adopted to "prohibit high-volume hydraulic fracturing in both the NYC and Skaneateles lake Watersheds, as well as in a 4,000-foot buffer area surrounding these watersheds, to provide an adequate margin of safety from the full range of operations related to high-volume hydraulic fracturing that extend away from the well pad." Such drilling will be prohibited because "standard stormwater control and other mitigation measures would not fully mitigate the risk of potential significant adverse impacts on water resources from high-volume hydraulic fracturing." These standards must apply

equally to all watersheds with municipal water supplies. In Tompkins County this would include the entirety of the Cayuga Lake watershed.

6. To alleviate adverse road use impacts, the Document (page 7-138) requires operators to "attempt to obtain a road use agreement with the appropriate local municipality and, if such an agreement cannot be reached, the reason(s) for not obtaining one must be documented in the Transportation Plan." The Document should require, not just the attempt, but the development and execution of binding road use agreements. Operators should be required to notify all local municipalities, including villages, towns, cities, and counties, that their vehicles will travel through, even if there is no drilling operation in the municipality itself. Operators should then be required to sign binding road-use agreements for those municipalities, as well as with municipalities where the drilling operation is located to hold municipalities harmless for damage to roads and other infrastructure by drilling-related traffic.

7. Tompkins County has established a policy to "Reduce community greenhouse gas emissions by at least 2 percent of 2008 base year emissions per year to reach, at a minimum, an 80% reduction from 2008 levels by 2050." [Tompkins County Comprehensive Plan: Energy and Greenhouse Gas Emissions Element, 2008] In response to a request from the NYSDEC Tompkins County reiterated this commitment by signing on to the DEC's Climate Smart Communities Pledge in April 2009. According to the Document, over the 30-year well lifetime, emissions from one eight-well pad would generate the same amount of greenhouse gas emissions as the entire output from the Tompkins County community annually. Therefore, anticipating that anywhere from 200 to 500 well pads could be developed in Tompkins County, emissions would be significantly increased. The result is that the proposed gas drilling, if implemented, will make it impossible for Tompkins County to meet its greenhouse gas emissions goals. The cumulative impact of drilling in the Marcellus Shale may make it impossible for New York State to meet its greenhouse gas emissions goals. This cumulative impact should be clearly evaluated in the Document. The Document should require operators to detail how their drilling operation will meet specific emissions thresholds, and what mitigation measures will be implemented to accomplish those emissions levels.

8. The Proposed EAF Addendum (Appendix 6) that would be required for application to drill the first well on a pad constructed for high-volume hydraulic fracturing, drill subsequent wells for high-volume hydraulic fracturing on the pad if any of the information changes and prior to high-volume re-fracturing of an existing well should be required to be submitted to local, county, and regional planning boards for review and comment to the DEC prior to drilling permits being issued. Page 7-144 of the Document proposes that EAF Addenda be submitted for all permits. In addition, page 7-122 of the Document states that many adverse impacts may be avoided by planning a drilling operation to fit site characteristics, like avoiding steep slopes and maintaining sufficient separation from environmentally sensitive features, such as streams and wetlands. Finally, page 7-144 of the Document indicates that "the EAF Addendum would require the applicant to identify whether the location of the well pad, or any other activity under the jurisdiction of the Department, conflicts with the local land use laws, regulations, plans, or policies. The applicant would also be required to identify whether the well pad is located in an area where the affected community has adopted a comprehensive plan or other local land use plan and whether the proposed action is inconsistent with such plan(s)." Such EAF Addenda should require that well permit applicants comply with the existing plans and the addenda should be

submitted to local, county, and regional planning boards for review and comment as such agencies are in the best position to identify the potential site-by-site environmental impacts of proposed drilling operations and are best suited for determining the consistency of proposed drilling operations with existing plans and policies.

9. The method described in the Document for disposal of flowback water and fracking fluids is totally inadequate. Although methods of disposal are discussed in the Document, it is also stated that flowback water must be characterized before the suitability of a treatment option can be determined. The problem is that the constituents of the flowback water cannot be known until after drilling activity has occurred and the wastewater produced. The Document acknowledges that some potential constituents of the flowback water could make it unsuitable for treatment at a previously designated treatment plant. In addition, the type and concentrations of flowback-water constituents can vary daily, which makes the entire concept of characterizing flowback water suspect for use by waste water treatment plants. It is helpful that the EAF Addendum will require applicants to provide proposed volume of water to be used, proppants, and each additive product (by product name and purpose/type) to be used in hydraulic fracturing in addition to ratio of both proppants and additive products to water. However, this information, which is proposed to be made available to DEC, needs to be accessible to the public, including local officials, too.

10. It is essential that all of the requirements to mitigate impacts of this activity, as described herein and in other comments, be incorporated in formal regulations issued by the NYSDEC after an additional formal comment period. The proposed regulations now being considered by the NYSDEC do not incorporate all of the mitigation measures identified in these comments. Formal regulation is the only way to assure compliance with, and consistency in the administration of, those requirements. The NYSDEC is currently considering proposed regulations. However, the parallel release of the Document and the regulations will only ensure that the regulations cannot possibly reflect any amendments made to the Document based on comments received. These regulations need to be reconsidered to include SGEIS comments and then circulated publicly after any necessary changes have been made. The regulations as proposed are limited and inadequate to protect the people and resources of the communities in which this activity would occur. NYSDEC must undertake a comprehensive formal rulemaking. and use state-of-the-art scientific standards as a basis for such rulemaking. The NYSDEC must also take the time to conduct the necessary research (and to make use of results from the ongoing Environmental Protection Agency's review) prior to proposing draft regulations.

11. The Document does not address in any meaningful way the cumulative impacts of Marcellus Shale development on a substantial region of New York State. And yet every EIS is supposed to focus on cumulative impacts rather than allowing segmentation. We recognize the challenges of this requirement, but that does not mean it should be brushed off as "difficult".

    - *Industrial use.* Gas drilling utilizing high-volume hydraulic fracturing is a heavy industrial land use that fundamentally changes the character of rural areas and potentially undermines the pillars of the rural economy - agriculture, forestry, tourism, and outdoor recreation. It would occur in areas not intended for industrial land uses. Permitted development in Tompkins County could result in a cumulative area of industrial land use equal to or greater than the entire current amount of industrially developed land in Tompkins County. Under municipal land use regulatory authority, existing industrial land use was most often sited

after years of careful planning at the municipal level and review of site plans for specific activities and sites. This planning process assured that industrial land uses were located in areas that have infrastructure sufficient to support the activity, including major highways and public water and sewer infrastructure, and that do not conflict with the protection of valued natural resources. Gas drilling, by contrast, is likely to occur in areas that are not designated or suitable for industrial land uses, that have little or no infrastructure adequate to support the activity, and that have not been subjected to a comprehensive planning process to evaluate impacts of this development.

- *Local landscapes.* The SGEIS is based on the premise that local authority to review gas-drilling activity has been precluded by the State of New York. The result will almost certainly be the degradation and fragmentation of our natural areas and rural landscape with serious negative impacts on a rural way of life and the function of some of our natural and wildlife resources. Invasive species of plants and animals thrive particularly at the "edges" of forests and fields, and the proliferation of drilling pads and centralized impoundment areas will introduce significantly more land with such edges.
- *Water resources.* Water withdrawals are insufficiently regulated and the cumulative effects of removing billions of gallons of water from the ecosystem, effectively permanently, are barely addressed in the Document. The Document acknowledges that impacts on water quality are likely and prohibits drilling in the New York City watershed, the Skaneateles Lake watershed and, on a temporary basis, over primary and principal aquifers. However, other public and private water supplies whether from surface or groundwater sources are not provided this level of protection. Although a US EPA study is underway to assess the impacts of gas drilling on water resources the Document was released without waiting for the results of that study.
- *Air quality.* The Document does not sufficiently address threats to air quality and public health from drilling operations, including emissions of nitrogen oxide (NOX) and volatile organic compounds that contribute to creation of ground-level ozone. These and other impacts on air quality and public health must be identified and prevented.
- *Gas processing and transmission.* Pipelines and compression stations are not addressed by the Document. The NYSDEC fails to recognize a responsibility to establish a mechanism to coordinate environmental review with the Public Service Commission, including regulating gathering lines that are below the size regulated by PSC, and requiring that cumulative effects of the entire industry are considered together.
- *Thresholds.* There is a recognition in the Document that thresholds of activity would be needed to set limits that the environment could sustain without permanent damage. However, it is unclear how such limits could be set or whether they actually would be established. In the Document, the spacing unit is the only limiting factor on development. The Document fails to establish a pace and level of development that the human and natural environment could tolerate.
- *Social and Economic Impacts.* The Document does not adequately address the potential negative impact on other sectors of the economy that depend on our existing environment, clean water, and viewsheds. In Tompkins County these sectors include higher education, high-tech spin-off industry, grape growing and wine production, agriculture, and tourism, each of which receives costly New York State economic development support. Nor does the Document address the serious long-term adverse effects of a boom and bust economy, or issues of equity in that the economic benefits of gas drilling will accrue to a relatively few and the negative impacts will impact many including those least able to absorb those impacts.

Resolution No. 2011-215 Submitting Comments to New York State Department of Environmental Conservation on Revised Draft Supplemental GEIS and Recommending that No New Shale Gas Extraction be Allowed in Tompkins County and New York State Until and Unless a More Benign Technology is Developed

The Document goes to great lengths to estimate and quantify the purported economic benefits of gas drilling but makes no such attempt to quantify the numerous negative impacts.

- *Failure to consider impacts on other State plans.* The Document does not address how gas drilling would impact priority protection areas identified in the New York State Open Space Plan or whether it would be consistent with the State of New York's goal to reduce greenhouse gas emissions by 80% by 2050. These failures alone require that permitting of wells using high-volume hydraulic fracturing not proceed, and

The failure to address cumulative impacts on the landscape and on communities is a fatal flaw that undermines everything else in the Document.

12. The Document fails to address conflicts between existing New York State Law, the Document, and the proposed regulations with long-standing (decades old) requirements of residential mortgage lending and secondary market standards established by Fannie Mae, Freddie Mac, the Federal Housing Administration (FHA), Veterans Administration (VA), and State of New York Mortgage Agency (SONYMA), which places property owners with mortgages who sign leases in technical default of the terms of their mortgages. Impact on real estate is acknowledged but not addressed in Section 8.4.

RESOLVED, further, That the only conclusion that can be drawn from the Document in its current form is that it does not comply with the SEQRA requirement to evaluate the impacts of Marcellus Shale drilling on the environment and public health, and does not propose mitigation measures that sufficiently protect the public health and environment to allow permitting of drilling in the Marcellus Shale to proceed. The many flaws in the Document, including failure to assess the life cycle analysis of greenhouse gas emissions from natural gas, as well as the fact that the EPA has begun a study of the risks of hydrofracturing, the results of which should be included in the New York State review, require that no new shale gas extraction be permitted in Tompkins County and New York State, until and unless a more benign technology is developed and an adequate environmental review is completed,

RESOLVED, further, That copies of this resolution shall be sent to Director Bradley J. Field of the New York State Department of Environmental Conservation Division of Mineral Resources, Governor Andrew Cuomo, NYSDEC Commissioner Joe Martens, New York State Department of Environmental Conservation Executive Deputy Commissioner Marc S. Gerstman Chair of the Senate Committee on Environmental Conservation Mark Grisanti, Chair of the Senate Committee on Energy and Telecommunications, George D. Maziarz, Senate Majority Leader Dean Skelos, Deputy Senate Majority Leader Thomas W. Libous, Senate Minority Leader John Sampson, Deputy Minority Leader Neil D. Breslin, New York State Senators James Seward, Michael Nozzolio, Thomas O'Mara, Liz Krueger, Thomas Duane, Bill Perkins, New York State Assembly Speaker Sheldon Silver, Assembly Majority Leader Ron Canestrari, Assembly Minority Leader Brian Kolb, Chair of the Assembly Committee on Environmental Conservation Robert Sweeney, Chair of the Assembly Energy Committee Kevin Cahill, Assemblywoman Barbara Lifton, Attorney General Eric Schneiderman, United States Senate Committee on Energy and Natural Resources, Chair Jeff Bingaman, United States Senate Subcommittee on Energy, Water, and Power Chair Jeanne Shaheen, United States Senators Charles Schumer and Kirsten Gillibrand, United States Representatives Energy and Water Development and Related Agencies Subcommittee Chair Rodney P. Frelinghuysen, Subcommittee on Environment and the Economy Member Diana DeGette, United States Representatives Maurice Hinchey, and Richard Hanna, and the New York State Association of Counties, the New York Association of Towns, and the New York Conference of Mayors.

Resolution No. 2011-215 Submitting Comments to New York State Department of Environmental Conservation on Revised Draft Supplemental GEIS and Recommending that No New Shale Gas Extraction be Allowed in Tompkins County and New York State Until and Unless a More Benign Technology is Developed

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3010
Department: Planning Department
Category: Environmental
Functional Category:

ADOPTED

Resolution No. 2011-216

In Support of Home Rule Authority Regarding Local Land Use and Gas Drilling in New York State

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) has released the Revised Draft Supplemental Generic Environmental Impact Statement on the Oil, Gas and Solution Mining Regulatory Program: Well Permit Issuance for Horizontal Drilling and High-Volume Hydraulic Fracturing to Develop the Marcellus Shale and Other Low-Permeability Gas Reservoirs (hereinafter referred to as the "Document"), and

WHEREAS, the Document fails to recognize the authority of local municipalities to determine where and whether such land uses as gas drilling are allowed in their communities, and

WHEREAS, this refusal is in spite of New York State court decisions upholding the authority of local municipalities to control land use including whether and where extractive industries regulated by the NYSDEC are permitted, and

WHEREAS, municipalities around the State are exercising their home rule authority in response to the legitimate concerns of their citizens and in accordance with their comprehensive plans designed to protect the public health and welfare, and protect and conserve community resources, and

WHEREAS, legal challenges to those laws are placing an inordinate burden upon municipalities, and

WHEREAS, protracted legal actions create uncertainty regarding land use protections and have the potential to undermine land values and disrupt the local economy, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature requests that the Governor, the NYSDEC and the New York State Legislature clarify and reaffirm that the authority of local municipalities to regulate land use through their historic Home Rule powers applies to all extractive industries including drilling for natural gas,

RESOLVED, further, That copies of this resolution shall be sent to Director Bradley J. Field of the New York State Department of Environmental Conservation Division of Mineral Resources, Governor Andrew Cuomo, NYSDEC Commissioner Joe Martens, New York State Department of Environmental Conservation Executive Deputy Commissioner Marc S. Gerstman, Chair of the Senate Committee on Environmental Conservation Mark Grisanti, Chair of the Senate Committee on Energy and Telecommunications, George D. Maziarz, Senate Majority Leader Dean Skelos, Deputy Senate Majority Leader Thomas W. Libous, Senate Minority Leader John Sampson, Deputy Minority Leader Neil D. Breslin, New York State Senators James Seward, Michael Nozzolio, Thomas O'Mara, Liz Krueger, Thomas Duane, Bill Perkins, New York State Assembly Speaker Sheldon Silver, Assembly Majority Leader Ron Canestrari, Assembly Minority Leader Brian Kolb, Chair of the Assembly Committee on Environmental Conservation Robert Sweeney, Chair of the Assembly Energy Committee Kevin Cahill, Assemblywoman Barbara Lifton, Attorney General Eric Schneiderman, United States Senate Committee on Energy and Natural Resources Chair Jeff Bingaman, United States Senate Subcommittee on Energy, Water, and Power Chair Jeanne Shaheen, United States Senators Charles Schumer and Kirsten Gillibrand, United States Representatives Energy and Water Development and Related Agencies Subcommittee

Resolution No. 2011-216 In Support of Home Rule Authority Regarding Local Land Use and Gas Drilling in New York State

Chair Rodney P. Frelinghuysen, Subcommittee on Environment and the Economy Member Diana DeGette, United States Representatives Maurice Hinchey, and Richard Hanna, and the New York State Association of Counties, the New York Association of Towns, and the New York Conference of Mayors.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3011
Department: Planning Department
Category: Environmental
Functional Category:

ADOPTED

Resolution No. 2011-217

Recommending Ban on Horizontal Drilling and High-Volume Hydrofracturing in the Finger Lakes Region

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) has released the Revised Draft Supplemental Generic Environmental Impact Statement on the Oil, Gas and Solution Mining Regulatory Program: Well Permit Issuance for Horizontal Drilling and High-Volume Hydraulic Fracturing to Develop the Marcellus Shale and Other Low-Permeability Gas Reservoirs (hereinafter referred to as the "Document"), and

WHEREAS, the Finger Lakes Region of New York State depends on its natural environment to sustain its people and the regional economy including: clear, clean waters, spectacular natural vistas, waterfalls, and landscapes that attracts thousands of visitors each year; a diverse and growing agricultural sector that is one of the few growing agricultural regions in New York State; public and private forests that support jobs in the forest products industry, provide multiple four season recreational opportunities and protect the headwaters of watersheds contributing to numerous public water supplies; one of the premier viticulture regions in the United States supporting wineries that annually draw thousands of visitors from around the world; and higher education institutions, regional health care facilities, and high-tech businesses that depend on the quality of life to draw needed talent to this rural region, and

WHEREAS, the Document does not adequately address the cumulative impacts of Marcellus Shale development on Tompkins County and the Finger Lakes Region of New York State:

- *Industrial use.* Gas drilling utilizing high-volume hydraulic fracturing is a heavy industrial land use that fundamentally changes the character of rural areas and potentially undermines the pillars of the rural economy - agriculture, forestry, tourism and outdoor recreation. It would occur in areas not intended for industrial land uses. Permitted development in Tompkins County could result in a cumulative area of industrial land use equal to or greater than the entire current amount of industrially developed land in Tompkins County. Under municipal land use regulatory authority, existing industrial land use was most often sited after years of careful planning at the municipal level and review of site plans for specific activities and sites. This planning process assured that industrial land uses were located in areas that have infrastructure sufficient to support the activity, including major highways and public water and sewer infrastructure, and that do not conflict with the protection of valued natural resources. Gas drilling, by contrast, is likely to occur in areas that are not designated or suitable for industrial land uses, that have little or no infrastructure adequate to support the activity, and that have not been subjected to a comprehensive planning process to evaluate impacts of this development.
- *Agriculture.* In addition to directly taking land out of production, the activities associated with high-volume hydraulic fracturing, including huge increases in truck traffic on local roads and potential impacts on water quantity and quality will directly interfere with normal farming operations. Organic farming including a significant number of organic dairies are among the growing sectors of the region's agriculture. Along with viticulturalists and winemakers these sectors depend upon the public recognition of the Finger Lakes as a pristine rural region that provides the organic soils and the clean water from which these products are derived. Agriculture in Tompkins County contributes $60 million annually to the local economy.
- *Local landscapes.* The Document is based upon the premise that local authority to review gas-drilling activity has been precluded by the State of New York. The result will almost

certainly be the degradation and fragmentation of our natural areas and rural landscape with serious negative impacts on a rural way of life and the function of some of our natural and wildlife resources. Invasive species of plants and animals thrive particularly at the "edges" of forests and fields, and the proliferation of drilling pads and centralized impoundment areas will introduce significantly more land with such edges.

- *Water resources.* Water withdrawals are insufficiently regulated and the cumulative effects of removing billions of gallons of water from the ecosystem, effectively permanently, are not sufficiently addressed in the Document. Impacts on water quality are acknowledged which have resulted in the recommendation for a prohibition of drilling in some areas such as the New York City Watershed, Skaneateles Lake Watershed, and, on a temporary basis, over primary and principal aquifers. However, other public and private water supplies, whether from surface or groundwater sources, including the remaining Finger Lakes, are not provided this level of protection. Although a US EPA study is underway to assess the impacts of hydraulic fracturing on water resources, the Document was released without waiting for the results of that study.
- *Air quality.* The document does not sufficiently address threats to air quality and public health from drilling operations, including emissions of nitrogen oxide (NOX) and volatile organic compounds that contribute to creation of ground-level ozone. These and other impacts on air quality and public health must be identified and prevented.
- *Gas processing and transmission.* Pipelines and compression stations are not addressed by the Document. The NYSDEC fails to recognize a responsibility to establish a mechanism to coordinate environmental with the Public Service Commission, including regulating gathering lines that are below the size regulated by PSC, and requiring that cumulative effects of the entire industry are considered together.
- *Thresholds.* There is recognition in the Document that thresholds of activity would be needed to set limits that the environment could sustain without permanent damage. However, it is unclear how such limits could be set or whether they actually would be established and adhered to. In the Document, the spacing unit is the only limiting factor on development. The Document fails to establish a pace and level of development that the human and natural environment could tolerate.
- *Social and Economic Impacts*. The Document does not adequately address the potential negative impact on other sectors of the economy that depend on our existing environment, clean water, and viewsheds. In Tompkins County these sectors include higher education, high-tech spin-off industry, agriculture, including grape growing and wine production, and tourism, each of which receives costly New York State economic development support. Nor does the document address the serious long-term adverse effects of a boom and bust economy, or issues of equity in that the economic benefits of gas drilling will accrue to a relatively few and the negative impacts will impact many including those least able to absorb those impacts. The Document goes to great lengths to estimate and quantify the purported economic benefits of gas drilling but makes no such attempt to quantify the numerous negative impacts.
- *Failure to consider impacts on other State plans*. The Document does not address how gas drilling would impact priority protection areas identified in the New York State Open Space Plan, including several within the Finger Lakes Region, or whether it would be consistent with the State of New York's goal to reduce greenhouse gas emissions by 80% by 2050. These failures alone require that permitting of wells using high- volume hydraulic fracturing not proceed, and

WHEREAS, these failings make it clear that the risks and known impacts of high-volume

Resolution No. 2011-217 Recommending Ban on Horizontal Drilling and High-Volume Hydrofracturing in the Finger Lakes Region

hydraulic fracturing using current technology and methods outweigh any positive economic benefits that may accrue from this industry in the Finger Lakes Region, and

WHEREAS, in spite of thousands of comments on the first draft SGEIS, many pointing out the pending US EPA study of the risks of hydrofracturing to our water and air and requesting that the SGEIS be deferred to incorporate the results of that study, the Document was released prior to obtaining this critical information, and

WHEREAS, the only conclusion that can be drawn from the Document is that there are no measures that the State of New York is willing or able to require that would mitigate the serious, severe negative impacts of Marcellus Shale drilling on the environment, public health, and socioeconomic conditions in affected regions of the State that would be sufficient to allow drilling in the Marcellus Shale to proceed, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature finds that given the many continuing flaws in the Document, including failure to assess the wholesale industrialization of our rural landscapes, the life cycle analysis of greenhouse gas emissions from natural gas, and cumulative socioeconomic impacts of a boom and bust extractive economy, as well as a recognition in the Document that horizontal drilling and high-volume hydrofracturing may pose significant risks to our water resources, that horizontal drilling and high-volume hydrofracturing should be banned in Tompkins County and the Finger Lakes Region of New York State,

RESOLVED, further, That copies of this resolution shall be sent to Director Bradley J. Field of the New York State Department of Environmental Conservation Division of Mineral Resources, Governor Andrew Cuomo, NYSDEC Commissioner Joe Martens, New York State Department of Environmental Conservation Executive Deputy Commissioner Marc S. Gerstman Chair of the Senate Committee on Environmental Conservation Mark Grisanti, Chair of the Senate Committee on Energy and Telecommunications, George D. Maziarz, Senate Majority Leader Dean Skelos, Deputy Senate Majority Leader Thomas W. Libous, Senate Minority Leader John Sampson, Deputy Minority Leader Neil D. Breslin, New York State Senators James Seward, Michael Nozzolio, Thomas O'Mara, Liz Krueger, Thomas Duane, Bill Perkins, New York State Assembly Speaker Sheldon Silver, Assembly Majority Leader Ron Canestrari, Assembly Minority Leader Brian Kolb, Chair of the Assembly Committee on Environmental Conservation Robert Sweeney, Chair of the Assembly Energy Committee Kevin Cahill, Assemblywoman Barbara Lifton, Attorney General Eric Schneiderman, United States Senate Committee on Energy and Natural Resources Chair Jeff Bingaman, United States Senate Subcommittee on Energy, Water, and Power Chair Jeanne Shaheen, United States Senators Charles Schumer and Kirsten Gillibrand, United States Representatives Energy and Water Development and Related Agencies Subcommittee Chair Rodney P. Frelinghuysen, Subcommittee on Environment and the Economy Member Diana DeGette, United States Representatives Maurice Hinchey, and Richard Hanna, and the New York State Association of Counties, the New York Association of Towns, and the New York Conference of Mayors.
SEQR ACTION: TYPE II-20

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Resolution No. 2011-217 Recommending Ban on Horizontal Drilling and High-Volume Hydrofracturing in the Finger Lakes Region

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	James Dennis, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3021
Department: County Administration
Category: Leases
Functional Category:

ADOPTED

Resolution No. 2011-218

Authorization to Enter into a Fifteen (15) Year Lease with Solar Liberty for Solar Panels Placed at Various County Facilities

WHEREAS, in the 2008 amendment to the County Comprehensive Plan addressing Energy and Greenhouse Gas Emissions Tompkins County set a goal to reduce greenhouse gas emissions at least 80% by 2050, and

WHEREAS, to reach this goal the County also established policies including to encourage development of local renewable energy sources and technologies and to construct, renovate, and maintain Tompkins County government facilities and buildings to optimize energy efficiency, utilize renewable energy where possible, and enhance environmental sustainability, and

WHEREAS, through the 2020 Energy Strategy, endorsed by the Legislature in 2010, an interim goal of at least 20% emissions reduction by 2020 was established, and

WHEREAS, photovoltaic (PV) cells utilize a locally generated, carbon neutral renewable source of energy, and

WHEREAS, Solar Liberty frames are made in Buffalo, New York, and photovoltaic solar panels are made in the United States, thus supporting American jobs, and

WHEREAS, the County has identified a cost-effective means of reducing its dependence on carbon-based energy by increasing the amount of energy provided through solar power through a low-cost lease of PV solar panels from the Buffalo-based firm Solar Liberty, a firm that has been able to creatively apply federal tax credits and New York State Energy Research and Development Authority (NYSERDA) grants to offer such low-cost solar panel leases to public and not-for-profit organizations, and

WHEREAS, Solar Liberty has proposed to the County a fifteen-year lease of 25 kilowatt photovoltaic cell solar panels on seven County-owned facilities (Public Safety Building, Emergency Communications Building, Health Department Building, Human Services Building, Human Services Annex, Annex Building C, and Public Works Facility), and

WHEREAS, Solar Liberty would install and maintain the panels throughout the lease term, and

WHEREAS, as part of this lease Solar Liberty shall retain ownership of the Renewable Energy Credits (REC), which it can sell to other electrical generators that exceed their own emissions allowances, and

WHEREAS, upon the conclusion of the fifteen-year lease term, the County may elect to have the Solar Liberty remove the panels, negotiate a lease extension, or purchase the panels at their then-market value, and

WHEREAS, the sum of annual lease payments for the seven installations shall be $10,260, and

WHEREAS, the County has reviewed the costs and savings associated with each proposed installation and have found that the aggregate savings for the seven installations are estimated to exceed the aggregate lease expenses by approximately $9,000 per year based on current energy costs and

Resolution No. 2011-218 Authorization to Enter into a Fifteen (15) Year Lease with Solar Liberty for Solar Panels Placed at Various County Facilities

consumption patterns, and

WHEREAS, it is the County's understanding and belief that Solar Liberty is the sole provider of such low-cost leased solar panels in New York State, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Tompkins County Legislature authorizes the County Administrator to enter into fifteen-year lease agreements with Solar Liberty of Buffalo, New York, as the sole source provider for the installation and maintenance of solar panels on the seven County facilities described herein for an annual aggregate lease cost not to exceed $10,260.
SEQR ACTION: TYPE II-7

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3018
Department: Solid Waste Division
Category: Solid Waste and Recycling Center
Functional Category:

ADOPTED

Resolution No. 2011-219

Award of Bid - Pavement Repair and Drainage Maintenance County Solid Waste Management Division

WHEREAS, the Department of Finance-Division of Purchasing has duly advertised and received three bids for pavement repair and drainage maintenance at the Tompkins County Recycling and Solid Waste Center, and

WHEREAS, all bids were received, publicly opened and reviewed Monday, November 28, 2011, and

WHEREAS, Economy Paving of Cortland, New York, was found to be the lowest responsible bidder with a bid of $175,180, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the bid for pavement repair and drainage maintenance be awarded to Economy Paving, as the lowest responsible bidder with a bid of $175,180,

RESOLVED, further, That funds are available in the Solid Waste Management Division Operating Budget 8163.54802,

RESOLVED, further, That the County Administrator or his designee be authorized to execute this bid on behalf of the County and contract with Economy Paving.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2994
Department: Finance Department
Category: Fees
Functional Category: Foreclosure

ADOPTED

Resolution No. 2011-220

Authorizing the Finance Director to Adjust Certain Solid Waste Charges on Tax-Exempt Properties

WHEREAS, unpaid Solid Waste Fees are enforced in the same manner as delinquent property taxes, and

WHEREAS, occasionally Solid Waste Fees on tax-exempt properties become subject to tax enforcement and become exposed to foreclosure, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the County Finance Director is authorized to adjust penalties and other charges on unpaid Solid Waste Fees through 2011 on the following tax-exempt properties: Town of Dryden 66-1-4.1 and Town of Lansing 9-1-44, in order to avoid a judgment of foreclosure,

RESOLVED, further, That the County Finance Director is authorized to charge back to the Solid Waste Fund any adjustment made in settlement of unpaid Solid Waste Fee.
SEQR ACTION: TYPE II- 2

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Lane, Member
SECONDER:	Pat Pryor, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2827
Department: County Administration
Category: Administrative
Functional Category: Administrative Manual Policy

ADOPTED

Resolution No. 2011-221

Adoption of Revised Administrative Policy 03-15 – Military Leave

WHEREAS, the Military Leave policy required revision to more accurately reflect current existing regulations, procedures, and directives, now therefore be it

RESOLVED, on recommendation of the Budget, Capital and Personnel and the Government Operations Committees, That the following Administrative Policy is hereby revised and adopted:

03 - 15 Military Leave

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [13 TO 2]**
MOVER:	Michael Lane, Member
SECONDER:	David McKenna, Member
AYES:	Burbank, Dennis, Luz Herrera, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Carol Chock, Dooley Kiefer

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 6, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 8, 2011.

Catherine Creed, Clerk
Tompkins County Legislature

MILITARY LEAVE

Objective:	To establish a policy for military leave for County employees.	**Policy/Procedure Number:**	03-15
Reference: *(All Applicable Federal, State and Local Laws)*	NYS Military Law, Article 11, §242 and Public Officers Law 86-632; resolutions 244 of 2001, 313 of 2002, 232 of 2004, and 126 of 2007.	**Effective Date:**	January 12, 1981
Legislative Policy Statement:	Employees on active military duty status shall be entitled to paid leave as allowed by NYS Military Law.	**Responsible Department:**	Personnel
General Information:		**Modified Date (s):**	June 28, 1988; December 2, 2003; November 16, 2004; July 3, 2007; February 4, 2009
I. Definitions:	Ordered Military Duty - Any military duty performed in the service of the state or of the United States, including but not limited to attendance at any service school or schools conducted by the armed forces of the United States, pursuant to orders issued by competent state or federal authority, without the consent of such public officer or employee.	**Resolution No.:**	11-118 09- 18 07-126 04-232 02-313 01-244 11-221
		Next Scheduled Review:	June 2016

II. Policy:

Any public officer or employee shall be deemed to have a leave of absence with pay while engaged in the performance of ordered military duty and while going to and returning from such duty. Such leave of absence with pay shall not exceed a total of ninety (90) days in any one calendar year. If military pay is equal to or in excess of County base salary, no payment will be made.

III. Procedure:

All public officers or employees ordered to military duty must provide a copy of such orders covering all duty days to the Personnel Department.

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3027
Department: Health Department
Category: Advisory Boards and Committees
Functional Category: Health Related

ADOPTED

Resolution No. 2011-222

Authorization to Reappoint Brooke Greenhouse to the Board of Health – Health Department

WHEREAS, the Bylaws of the Tompkins County Board of Health, Section 3.05 states "No member may be appointed for more than two consecutive terms, unless this provision is waived by a majority vote of the Board of Health and the County Legislature concurs", and

WHEREAS, Brooke Greenhouse from the community has served two terms and seeks reappointment, and

WHEREAS, Brooke Greenhouse is a valued member of the Board of Health providing valuable insight into various housing related issues as a contractor, now therefore be it

RESOLVED, on recommendation of the Board of Health and the Health and Human Services Committee, That Brooke Greenhouse is recommended for reappointment to a term of six years.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert , Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3062
Department: Legislature Office
Category: Fiscal
Functional Category: Office for the Aging, Transfers and Adjustments

ADOPTED

Resolution No. 2011-223

Budget Adjustment - Office for the Aging

WHEREAS, pursuant to Administrative Manual Policy 05-02, budget adjustments exceeding $5,000 require Legislative approval, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Director of Finance be directed to make the following budget adjustments on his books:

Office for the Aging

Revenue Acct	Title	Amt	Approp Acct	Title(s)
6778.41972	Charges-Program for Aging	$11,281	6778.51000517	Salary

Explanation: Increase in the Outreach salary for completing the early mail-out applications for the HEAP program.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3029
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-224

Award of Federal Job Access and Reverse Commute Funds to Human Services Coalition of Tompkins County, Inc., 2-1-1 Information & Referral Project

WHEREAS, the Ithaca-Tompkins County Transportation Council (ITCTC) conducted a public solicitation for JARC proposals in Spring 2011 and adopted a list of priority projects for 2011 and 2012 as an amendment to the Tompkins County Coordinated Public Transit-Human Services Transportation Plan by the ITCTC Policy Committee on June 21, 2011, and

WHEREAS, the Human Services Coalition of Tompkins County, Inc., submitted a proposal to the ITCTC to improve the 2-1-1 Information & Referral program as a call center for coordinated transportation and mobility services information, and

WHEREAS, the 2-1-1 Tompkins Transportation Data Management and Call Center Project was included on the ITCTC priority project list for 2011-2012, and

WHEREAS, Tompkins County desires to fund said project at the cost of $86,590, which includes $43,295 in Federal funds and $43,295 in local match by the Human Services Coalition, with the project expected to be completed by October 31, 2012, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality and the Health and Human Services Committees, That Tompkins County obligates $43,295 in Federal funds from FTA JARC Grant NY-90-X606-01 to be used by the Human Services Coalition of Tompkins County, Inc., to implement the 2-1-1 Tompkins Transportation Data Management and Call Center Project,

RESOLVED, further, That the County Contracts Coordinator is authorized to sign an agreement between Tompkins County and the Human Services Coalition of Tompkins County, Inc., to complete said project.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-224 Award of Federal Job Access and Reverse Commute Funds to Human Services Coalition of Tompkins County, Inc., 2-1-1 Information & Referral Project

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3030
Department: Planning Development & Env. Quality Committee
Category: Transportation
Functional Category:

ADOPTED

Resolution No. 2011-225

Amendment of County Resolution 2011-133 (ID #2780) - Authorizing 2011 Federal Transit Administration Section 5307 Grants for Job Access & Reverse Commute (JARC) and New Freedom Programs

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation projects pursuant to Section 5307 of Chapter 53, Title 49, of the United States Code (formerly Section 9, Federal Transit Act of 1964), and

WHEREAS, the County of Tompkins is the designated recipient by the Governor of New York State for certain Federal Transit Administration (FTA) funding programs, and

WHEREAS, the FTA fund sources for 2011 JARC and New Freedom Section 5307 Grants are as follows:

2010 Sec 5316 JARC	$ 75,482
2010 Sec 5317 New Freedom	$ 25,724
2011 Sec 5317 New Freedom	$ 25,857
Total Federal Funds	$127,063

, and

WHEREAS, the Ithaca-Tompkins County Transportation Council solicited proposals for projects as part of its Coordinated Transportation Plan process and the following projects were approved by the ITCTC Policy Committee and added to the 2011-2015 Transportation Improvement Program, as amended on June 21, 2011, and

WHEREAS, the County desires to submit a grant application to FTA, in the amount of $246,578 to be used for JARC and New Freedom operating assistance to receive and use said funds as follows:

Project Descriptions	***Federal JARC***	***Federal New Freedom***	***Sponsor***	***TOTAL***
Catholic Charities: Critical Needs Car Repair Loans	$26,200	n/a	$26,200	$52,400
GADABOUT: Service to Challenge Industries	$ 9,534	n/a	$ 9,534	$19,068
Ithaca Carshare Easy Access low-Income memberships	$26,200	n/a	$26,200	$52,400
TCAT: Vanpools Support	$ 6,000	n/a	$ 6,000	$12,000
County Project Administration	$ 7,548		n/a	$ 7,548
FISH Volunteer Transportation - medical trips	n/a	$ 6,000	$ 6,000	$12,000
GADABOUT Extend ADA paratransit service for employment, medical and other trips	n/a	$45,581	$45,581	$84,446
Total	$75,482	$51,581	$119,515	$246,578

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality and the Health and Human Services Committees, That the Tompkins County Legislature authorizes the County Contracts Coordinator to execute and file applications on behalf of the County of Tompkins with the United States Department of Transportation for the 2011 JARC and New Freedom Section 5307

Resolution No. 2011-225 Amendment of County Resolution 2011-133 (ID #2780) - Authorizing 2011 Federal Transit Administration Section 5307 Grants for Job Access & Reverse Commute (JARC) and New Freedom Programs

Grants, totaling $246,578,

RESOLVED, further, That the County Contracts Coordinator is authorized to sign:

1. Any and all agreements between Tompkins County and the Federal Transit Administration for the Project.

2. Any and all agreements between Tompkins County and all sub-recipients necessary to complete the project, if applicable.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3035
Department: Planning Department
Category: Tourism
Functional Category:

ADOPTED

Resolution No. 2011-226

2011 Fall Community Celebration Grants

WHEREAS, Tompkins County has a grant program for community celebrations using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grants are approved:

Applicant	Celebration	Award
Village of Trumansburg	Bicentennial Birthday Jubilee of the Ulysses Philomathic Library	$1,150
Village of Groton	25th Anniversary Celebration of Habitat for Humanity of Tompkins & Cortland Counties (HTCHFH)	$1,300
City of Ithaca	2012 MLK Jr. Day of Celebration	$935
City of Ithaca	Kwanzaa at Southside Community Center	$910
City of Ithaca	Asian Lunar New Year Celebration	$500

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3036
Department: Planning Development & Env. Quality Committee
Category: Tourism
Functional Category:

ADOPTED

Resolution No. 2011-227

Fall 2011 Tourism Project Grants

WHEREAS, Tompkins County has a grant program for Tourism Projects using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grants are approved:

Applicant	Project	Award
Ithaca Shakespeare Company	Spring 2012 Season	$6,380
Cayuga Nature Center	CNC Great Room - Permanent Exhibition	$3,637

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3037
Department: Planning Development & Env. Quality Committee
Category: Tourism
Functional Category:

ADOPTED

Resolution No. 2011-228

Award of Fall 2011 Tourism Marketing and Advertising Grants

WHEREAS, Tompkins County has a grant program for Tourism Marketing and Advertising using funds drawn entirely from Room Occupancy Tax, and

WHEREAS, Tompkins County has requested and reviewed grant applications for recommendation to the Tompkins County Legislature through the Planning, Development, and Environmental Quality Committee with the advice of the Strategic Tourism Planning Board, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the following grants are approved:

Applicant	Project	Award
Ithaca Shakespeare Company	Ithaca Shakespeare Company 2012 Season	$2,000
Hangar Theatre	2nd Winter Village Bluegrass Festival	$1,000
Paleontological Research Institution	WHALES: From the Depths of the National Geographic Archives	$2,500
Cayuga Nature Center	Maple Festival 2012	$3,000

RESOLVED, further, That the County Administrator or designee shall be authorized to sign any documents related to the aforementioned projects.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Coert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3055
Department: Planning Department
Category: Land
Functional Category:

ADOPTED

Resolution No. 2011-229

Making a Negative Declaration of Environmental Significance in Relation to Resolution No. 249 of 2011: Authorizing an Agreement with the State of New York for Transfer of Taughannock Boulevard Parcel that Buffers the Black Diamond Trail

WHEREAS, in Resolution No. 249 of 2011, the Tompkins County Legislature would authorize the County Administrator or his designee to execute agreements with the State of New York to transfer a parcel that buffers the Black Diamond Trail, and

WHEREAS, the Tompkins County Legislature has reviewed and accepted as adequate an Environmental Assessment Form with respect to that action, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That Resolution No. 249 of 2011 is an unlisted action,

RESOLVED, further, That the County Legislature hereby makes a negative declaration of environmental significance in regard to Resolution No. 249 of 2011.
SEQR ACTION: Unlisted
(Short EAF on file in the office of the Clerk of the Legislature)

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3022
Department: County Clerk
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-230

Authorization to Accept a Grant from New York State Archives

WHEREAS, the County Clerk's Office has been notified of a grant award from the State Archives in the amount of $75,000, and

WHEREAS, the State Archives grant represents a project for the County Clerk's Office to scan the 1,826 District Attorney boxes of case files into the Records Center Electronic Document Management System (Laserfiche), now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the County Administrator or his designee be authorized to execute all contracts related to this award,

RESOLVED, further, That the Director of Finance is authorized and directed to make the following budget adjustment:

BUDGET ADJUSTMENT

APPROPRIATION:	A1410.54442	Professional Services	$75,000
REVENUE:	A1410.43089	Other State Aid	$75,000

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3023
Department: County Clerk
Category: Fees
Functional Category:

ADOPTED

Resolution No. 2011-231

Determination and Certification of County Clerk's Allowance - Annual Expenses for Administering Mortgage Tax

WHEREAS, pursuant to Section 262 of the Tax Law, recording officers and treasurers are entitled to receive all their necessary expenses for purposes of administering mortgage taxes in their offices on approval and allowance by the New York State Tax Commission, and

WHEREAS, the State Tax Commission, by resolution duly adopted July 1, 1946, did determine that such mortgage tax expenses be approved at the amount certified to the State Tax Commission by County Board of Representatives [Tompkins County Legislature] provided it is a reasonable and necessary allowance for such expenses, and

WHEREAS, the County Clerk has conducted a cost analysis and has recommended that the allowance for mortgage tax expenses be increased from $211,970 per annum to $226,852 per annum, and

WHEREAS, the Finance Director has conducted a cost analysis and has recommended that the allowance for the treasurer's expense for administering the mortgage tax be set at $15,000 per annum, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the sum of $226,852 per annum be, and the same hereby is, determined as a reasonable and necessary allowance of the Tompkins County Clerk, the recording officer of the County of Tompkins, for the hire of clerks and assistants and other expenses to assist in the administration of the mortgage recording tax law in her office, and that the sum of $15,000 per annum be, and the same hereby is, determined as a reasonable and necessary allowance of the Tompkins County Finance Director, to assist in the administration of the mortgage tax funds, and that said sum of $241,852 is hereby certified to the State Tax Commission as the reasonable and necessary allowance for such expenses,

RESOLVED, further, That the Clerk of the Legislature is hereby directed to send a certified copy of this resolution, with her original signature thereon, to the State Tax Commission,

RESOLVED, further, That this resolution shall take effect immediately.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-231 Determination and Certification of County Clerk's Allowance - Annual Expenses for Administering Mortgage Tax

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3046
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-232

Correction of Errors

WHEREAS, it is important that official minutes and reports be accurately written, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the Clerk of the Legislature be and hereby is authorized to correct any manifest errors in the 2012 minutes of the Legislature or in reports of any committees.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3048
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-233

Designation of Newspaper

WHEREAS, the Tompkins County Legislature must annually designate an official newspaper, and

WHEREAS, there is only one daily newspaper in Tompkins County, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the official newspaper for the County of Tompkins for the publication of all local laws, notices and other matters required by law to be published pursuant to Section 214 of County Law and Chapter 58 of the Tompkins County Code be designated from January 1, 2012, to December 31, 2012, as follows:

The Ithaca Journal, Ithaca, New York

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3051
Department: Legislature Office
Category: Personnel (Positions, Salaries, Benefits)
Functional Category: Annual Resolutions, Fiscal (Budget)

ADOPTED

Resolution No. 2011-234

Changes in Positions - Various Departments

WHEREAS, the adopted 2012 Tompkins County Budget provides for the creation, abolition, and increases or reductions in the standard work week and/or approved hours of existing incumbents, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the following positions are created effective January 1, 2012:

Airport

- .5 Account Clerk Typist, White Collar Grade F (6), Job Code 513. Create one new 50% position at 17.5 hours based on a 35-hour standard work week.

Information Technology Services

- .5 Programmer/Analyst,, Position #1198, White Collar Grade M (13), Job Code 622. Create one new 50% position at 20.0 hours based on a 40-hour standard work week.

RESOLVED, further, That the hours of the following positions are changed as follows effective January 1, 2012:

Health Department

- Director Children with Special Care Needs, Position #433, Management Grade R-88, Job Code 292, increase the standard workweek and the approved hours from 35 to 37.5 hours per week.

- Team Leader, Position #1302, White Collar Grade P (16), Job Code 656, increase the standard work week and the approved hours from 35 to 37.5 hours per week.

- Administrative Coordinator, Position #530, White Collar Grade M (13), Job Code 674, increase the standard work week and the approved hours from 35 to 37.5 hours per week.

- Sr. Account Clerk Typist, Positions #464 and 444, White Collar Grade I (9), Job Code 529, increase the standard work week and the approved hours from 35 to 37.5 hours per week.

- Keyboard Specialist, Position #471, White Collar Grade F (5), Job Code 507, increase the standard work week and the approved hours from 35 to 37.5 hours per week.

- Community Health Nurse, Positions #510, 484, 1331, 501, 491, 1169, White Collar Grade O (15), Job Code 580, increase the standard work week and the approved hours from 35 to 37.5 hours per week.

Personnel

- Personnel Assistant, Position #652, Confidential Grade K (61), Job Code 333, increase the

standard work week and approved hours from 37.5 to 40 per week.

- Secretary, Position #655, Confidential Grade J (60), Job Code 330, increase the standard work week and approved hours from 37.5 to 40 per week.

Planning

- Senior Planner, Position #680, White Collar Grade N (14), Job Code 609, increase standard work week and the approved hours from 35 to 37.5 per week.

Social Services

- Social Welfare Examiner, Position #1371, White Collar Grade K (11), Job Code 538, increase standard work week and the approved hours from 35 to 40 per week.

- Senior Caseworker, Position #1126, White Collar Grade O (15), Job Code 581, increase standard work week and the approved hours from 35 to 40 per week.

Health Department

- WIC Program Director, Position #474, White Collar Grade N (14), Job Code 598, decrease standard workweek and the approved hours from 40 to 37.5 hours per week.

Planning

- Secretary, Position #683, White Collar Grade J (10), Job Code 671, decrease standard work week and the approved hours from 40 to 37.5 per week.

Information Technology Services

- Microcomputer Specialist, Position #390, White Collar Grade L (12), Job Code 638, decrease the standard work week and the approved hours from 40 to 35 hours per week.

- GIS Technician, Position #386, White Collar Grade J (10), Job Code 713, decrease the standard work week and the approved hours from 40 to 35 hours per week.

RESOLVED, further, That the following positions are abolished effective January 1, 2012:

Probation Department

- Administrative Assistant, 35 hours per week, Position #829, White Collar Grade L (12), Job Code 535.

- Keyboard Specialist, 35 hours per week, Position #696, White Collar Grade E (5), Job Code 507.

- Registered Professional Nurse, 20 hours per week, Position #851, White Collar Grade N (14), Job Code 565.

- Secretary, 35 hours per week, Position #1220, White collar grade J (10), Job Code 671.

Resolution No. 2011-234 Changes in Positions - Various Departments

- Secretary, 17.5 hours per week, Position #844, White collar grade J (10), Job Code 671.
- Senior Probation Officer, 40 hours per week, Position #839, White Collar Grade of P (16), Job Code 597.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3050
Department: County Administration
Category: Fees
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-235

Implementation of the 2012 Budget - Departmental Fees

WHEREAS, various departments are authorized to charge assorted fees for various services, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That all changes and increases in fees and changes in methods of charging fees specifically identified in the departmental budget requests and included in the 2012 budget adopted by the Tompkins County Legislature, are hereby authorized and approved.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3049
Department: County Administration
Category: Membership
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-236

Implementation of 2012 Tompkins County Budget - Memberships

WHEREAS, it is in the best interest of the County to have County personnel be members of a variety of organizations, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That memberships in all municipal and professional organizations specifically listed in 2012 budget requests and included in the 2012 budget adopted by the Tompkins County Legislature, are hereby authorized and approved.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3047
Department: Legislature Office
Category: Fees
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-237

Delegation of Authority to Authorize Certain Tax and Solid Waste Fee Refunds Under $500

WHEREAS, Section 556 of the Real Property Tax Law authorizes a tax-levying body to delegate the payment of tax refunds due to a clerical error or an unlawful entry (an unlawful entry is any information on the tax roll that violates the Real Property Tax Law), and

WHEREAS, Solid Waste Fee refunds are authorized under Resolution No. 181 of 1996, and

WHEREAS, it is the opinion of the Budget, Capital, and Personnel Committee, that the delegation to the County Administrator would be more efficient in processing said refunds and therefore beneficial to the taxpayer, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the County Director of Assessment shall transmit refund recommendations to the County Administrator,

RESOLVED, further, That the County Administrator is hereby authorized to make payments of any refunds of less than $500 as if the Tompkins County Legislature had performed this audit in compliance with Paragraph 1-7 of Section 566 of the Real Property Tax Law,

RESOLVED, further, That any refund of $500 or more must be approved by the Tompkins County Legislature pursuant to Paragraph 8(b) of Section 556 of the Real Property Tax Law,

RESOLVED, further, That the County Administrator shall transmit on or before the 15th day of each month a report to the Tompkins County Legislature of all the refunds processed,

RESOLVED, further, That this resolution shall only be in effect during the calendar year 2012.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-237 Delegation of Authority to Authorize Certain Tax and Solid Waste Fee Refunds Under $500

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3045
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-238

Authorization to Disburse Funds - County Administration

WHEREAS, it is necessary to specify annually the manner of disbursement of appropriated funds, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the County Administrator be and hereby is authorized and directed to disburse all appropriated funds up to the amount of the appropriation included in the 2012 budget, provided that whenever a contract is required funds will be disbursed in accordance with the terms of said agreement.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2972
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-239

Delegating to the Finance Director of the County of Tompkins, New York, the Power To authorize the Issuance of and to Sell $10,000,000 Revenue Anticipation Notes of Said County in Anticipation of Receipt of State Aid During the Fiscal Year of Said County Commencing January 1, 2012

WHEREAS, it is prudent to allow for the possible issuance of revenue anticipation notes should there be a cash flow problem resulting from delays in State Aid during 2012, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, by the Legislature of the County of Tompkins, New York as follows:

Section 1. The power to authorize the issuance and to sell $10,000,000 revenue anticipation notes of the County of Tompkins, New York, including renewals thereof, in anticipation of the receipt of State Aid due said County during the fiscal year of said County commencing January 1, 2012, is hereby delegated to the Finance Director, the chief fiscal officer of such County. Such notes shall be of such terms, for and contents, and shall be sold in such manner as may be determined by the Finance Director, consistent with the provisions of the Local Finance Law.

Section 2. This resolution shall take effect immediately.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Cortez, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2971
Department: Legislature Office
Category: Annual or Biennial Resolution
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-240

Worker's Compensation Budget and Apportionment - Mutual Self-Insurance Plan

WHEREAS, the Budget, Capital, and Personnel Committee estimates that the sum of $2,000 will be required during the year 2012 for the payment of compensation in old and pending cases on behalf of the County and participating municipalities under the Mutual Self-Insurance Plan and for the expenses of administering same, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That there be raised from the County and participating municipalities in 2012 the total sum of $2,000, the same to be apportioned to the County and the participating municipalities in the proportion that their equalized valuation bears to the aggregate valuation of the County and all participating municipal corporations, as follows:

Municipality	Taxable Full Value	Apportionment
Caroline	$ 192,773,560	$ 30.48
Danby	$ 246,099,831	$ 38.91
Dryden	$ 728,275,378	$ 115.14
Enfield	$ 166,721,034	$ 26.36
Groton	$ 168,251,834	$ 26.60
Ithaca (Town)	$ 894,784,317	$ 141.46
Lansing (Town)	$ 709,814,711	$ 112.22
Newfield	$ 245,413,682	$ 38.80
Ulysses	$ 323,067,702	$ 51.08
Ithaca (City)	$ 1,512,832,421	$ 239.17
Dryden (Village)	$ 106,452,423	$ 16.83
Freeville (Village)	$ 24,391,583	$ 3.86
Trumansburg (Village)	$ 113,656,068	$ 17.97
Lansing (Village)	$ 435,812,574	$ 68.90
Groton (Village)	$ 79,223,258	$ 12.52
Cayuga Heights (Village)	$ 377,745,414	$ 59.72
County of Tompkins	$ 6,325,315,790	$ 1,000.00
Total	$ 12,650,631,580	$ 2,000.00

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-240 Worker's Compensation Budget and Apportionment - Mutual Self-Insurance Plan

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2964
Department: Legislature Office
Category: Community College
Functional Category:

ADOPTED

Resolution No. 2011-241

Authorizing Payments for Community College Operating Budget

WHEREAS, this Legislature has heretofore and by resolution approved the 2011-2012 operating budget for the Tompkins Cortland Community College and appropriated the necessary funds to pay the Tompkins County proportionate share of the operating budget of said college, and

WHEREAS, to accommodate Tompkins Cortland Community College's fiscal year and cash-flow needs, it is important that Tompkins County's share be paid during the first half of the calendar year, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the County Administrator be and hereby is authorized and directed, pursuant to the provisions of the Education Law of the State of New York and within the authorization provided by this Legislature, to pay Tompkins Cortland Community College an amount up to but not to exceed the Tompkins County budgeted share of the operating costs of said college for the fiscal year 2011-2012 on the following dates in the following amounts:

January 1, 2012	$ 670,149
March 1, 2012	$ 670,149
May 1, 2012	$ 670,149
July 1, 2012	$ 670,149
Total:	$ 2,680,596

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Cort, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2968
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-242

Authorization for Finance Director to Make Year-End Transfers, Appropriations, and Budget Adjustments as Required

WHEREAS, it is necessary, annually, to balance Tompkins County's financial books, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That during 2012 the County Finance Director be and hereby is authorized and directed to make year-end transfers, appropriations, and budget adjustments required to clear credit balances from the books at year's end,

RESOLVED, further, That any such additional entries made by the County Finance Director shall be reported back to the Tompkins County Legislature.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Corcoran, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2963
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-243

Town and City Budgets and Printing of Tax Rates

WHEREAS, annually Tompkins County must keep a record of the adopted City and Town budgets and must, in accordance with the laws of New York State, levy and collect property taxes per those adopted budgets, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That, in accordance with the laws of the State of New York and with budgets adopted by the several town boards of the County of Tompkins now on file with the Clerk of the Legislature, there be levied upon and collected from the taxable property of the several towns of the County and the City of Ithaca the sums contained in those budgets,

RESOLVED, further, That said summaries of the budgets of the several towns of the County and the City of Ithaca be printed in the 2011 Proceedings of the Tompkins County Legislature,

RESOLVED, further, That after the tax rates are ascertained for the various towns and the City of Ithaca, the Clerk shall print such rates in the 2011 Proceedings of the Legislature following the budgets of the several towns and City.

SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2962
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-244

Approving Completed Tax Rolls and Directing the Executing and Delivery of Warrants

WHEREAS, it is necessary annually to provide for property tax collection in Tompkins County to meet expenses and the cost of county governments in Tompkins County, and to direct that upon the tax rolls of the several towns and City, the several taxes will be extended, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the tax rolls be approved as completed and that there shall be extended and carried out upon the roll the amount to be levied against each parcel of real property shown thereon,

RESOLVED, further, That there be annexed to each of said rolls a tax warrant prepared by the Director of Assessment as provided for in Section 4.00(b) of the Tompkins County Charter, that such warrants shall be the respective amounts theretofore authorized to be levied upon each of said rolls, that the several warrants be signed by the Chair and the Clerk of the Legislature under seal of the Legislature and by the Director of Assessment, and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the nine towns and City districts of the County.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Kathy Luz Herrera, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3012 A
Department: Planning Department
Category: Environmental
Functional Category:

ADOPTED

Resolution No. 2011-245

Recommending Statewide Ban on High-Volume Hydraulic Fracturing

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) has released the Revised Draft Supplemental Generic Environmental Impact Statement (SGEIS) on the Oil, Gas and Solution Mining Regulatory Program: Well Permit Issuance for Horizontal Drilling and High-Volume Hydraulic Fracturing to Develop the Marcellus Shale and Other Low-Permeability Gas Reservoirs (hereinafter referred to as the "Document"), and

WHEREAS, the Document does not adequately address the cumulative impacts of Marcellus Shale development on a substantial region of New York State:

- *Industrial use.* Gas drilling utilizing high-volume hydraulic fracturing is a heavy industrial land use that fundamentally changes the character of rural areas and potentially undermines the pillars of the rural economy - agriculture, forestry, tourism, and outdoor recreation. It would occur in areas not intended for industrial land uses. Permitted development in Tompkins County could result in a cumulative area of industrial land use equal to or greater than the entire current amount of industrially developed land in Tompkins County. Under municipal land use regulatory authority, existing industrial land use was most often sited after years of careful planning at the municipal level and review of site plans for specific activities and sites. This planning process assured that industrial land uses were located in areas that have infrastructure sufficient to support the activity, including major highways and public water and sewer infrastructure, and that do not conflict with the protection of valued natural resources. Gas drilling, by contrast, is likely to occur in areas that are not designated or suitable for industrial land uses, that have little or no infrastructure adequate to support the activity, and that have not been subjected to a comprehensive planning process to evaluate impacts of this development.
- *Local landscapes.* The SGEIS is based on the premise that local authority to review gas drilling activity has been precluded by the State of New York. The result will almost certainly be the degradation and fragmentation of our natural areas and rural landscape with serious negative impacts on a rural way of life and the function of some of our natural and wildlife resources. Invasive species of plants and animals thrive particularly at the "edges" of forests and fields, and the proliferation of drilling pads and centralized impoundment areas will introduce significantly more land with such edges.
- *Water resources.* Water withdrawals are insufficiently regulated and the cumulative effects of removing billions of gallons of water from the ecosystem, effectively permanently, are barely addressed in the document. The Document acknowledges that impacts on water quality are likely and prohibits drilling in the New York City watershed, the Skaneateles Lake watershed and, on a temporary basis, over primary and principal aquifers. However, other public and private water supplies whether from surface or groundwater sources are not provided this level of protection. Although a US EPA study is underway to assess the impacts of gas drilling on water resources the SGEIS was released without waiting for the results of that study.
- *Air quality.* The document does not sufficiently address threats to air quality and public health from drilling operations, including emissions of nitrogen oxide (NOX) and volatile organic compounds that contribute to creation of ground-level ozone. These and other impacts on air quality and public health must be identified and prevented.
- *Gas processing and transmission.* Pipelines and compression stations are not addressed by the Document. The NYSDEC fails to recognize a responsibility to establish a mechanism to

coordinate environmental review with the Public Service Commission, including regulating gathering lines that are below the size regulated by PSC, and requiring that cumulative effects of the entire industry are considered together.

- *Thresholds.* There is a recognition in the Document that thresholds of activity would be needed to set limits that the environment could sustain without permanent damage. However, it is unclear how such limits could or whether they actually would be established. In the Document, the spacing unit is the only limiting factor on development. The Document fails to establish a pace and level of development that the human and natural environment could tolerate.
- *Social and Economic Impacts*. The Document does not adequately address the potential negative impact on other sectors of the economy that depend on our existing environment, clean water, and viewsheds. In Tompkins County these sectors include higher education, high-tech spin-off industry, grape growing and wine production, agriculture, and tourism, each of which receives costly New York State economic development support. Nor does the document address the serious long-term adverse effects of a boom and bust economy, to issues of equity in that the economic benefits of gas drilling will accrue to a relatively few and the negative impacts will impact many including those least able to absorb those impacts. The document goes to great lengths to estimate and quantify the purported economic benefits of gas drilling but makes no such attempt to quantify the numerous negative impacts.
- *Failure to consider impacts on other State plans*. The Document toes not address how gas drilling would impact priority protection areas identified in the New York State Open Space Plan or whether it would be consistent with the State of New York's goal to reduce greenhouse gas emissions by 80% by 2050. These failures alone require that permitting of wells using high-volume hydraulic fracturing not proceed, and

WHEREAS, these failings make it clear that the risks and known impacts of high-volume hydraulic fracturing using current technology and methods outweigh any positive economic benefits that may accrue from the industry in New York State, and

WHEREAS, in spite of thousands of comments of the first draft SGEIS, many pointing out the pending US EPA study of the risks of hydrofracturing to our water and air and requesting that the SGEIS be deferred to incorporate the results of that study, the Document was released prior to obtaining this critical information, and

WHEREAS, the only conclusion that can be drawn from the Document is that there are no measures that the State of New York is willing or able to require that would sufficiently mitigate the serious, severe negative impacts of Marcellus Shale drilling on the environment, public health, and socioeconomic conditions in affected regions of the State that would be sufficient to allow drilling in the Marcellus Shale to occur, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature finds that given the many continuing flaws in the Document, including failure to assess the wholesale industrialization of our rural landscapes, the life cycle analysis of greenhouse gas emissions from natural gas, and cumulative socioeconomic impacts of a boom and bust extractive economy, as well as a recognition in the Document that horizontal drilling and high-volume hydrofracturing pose significant risks to our water resources, that horizontal drilling and high-volume hydrofracturing should be banned in New York State,

RESOLVED, further, That copies of this resolution shall be sent to Director Bradley J. Field of

Resolution No. 2011-245 Recommending Statewide Ban on High-Volume Hydraulic Fracturing

the New York State Department of Environmental Conservation Division of Mineral Resources, Governor Andrew Cuomo, NYSDEC Commissioner Joe Martens, New York State Department of Environmental Conservation Executive Deputy Commissioner Marc S. Gerstman Chair of the Senate Committee on Environmental Conservation Mark Grisanti, Chair of the Senate Committee on Energy and Telecommunications, George D. Maziarz, Senate Majority Leader Dean Skelos, Deputy Senate Majority Leader Thomas W. Libous, Senate Minority Leader John Sampson, Deputy Minority Leader Neil D. Breslin, New York State Senators James Seward, Michael Nozzolio, Thomas O'Mara, Liz Krueger, Thomas Duane, Bill Perkins, New York State Assembly Speaker Sheldon Silver, Assembly Majority Leader Ron Canestrari, Assembly Minority Leader Brian Kolb, Chair of the Assembly Committee on Environmental Conservation Robert Sweeney, Chair of the Assembly Energy Committee Kevin Cahill, Assemblywoman Barbara Lifton, Attorney General Eric Schneiderman, United States Senate Committee on Energy and Natural Resources Chair Jeff Bingaman, United States Senate Subcommittee on Energy, Water, and Power Chair Jeanne Shaheen, United States Senators Charles Schumer and Kirsten Gillibrand, United States Representatives Energy and Water Development and Related Agencies Subcommittee Chair Rodney P. Frelinghuysen, Subcommittee on Environment and the Economy Member Diana DeGette, United States Representatives Maurice Hinchey, and Richard Hanna, and the New York State Association of Counties, the New York Association of Towns, and the New York Conference of Mayors.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [14 TO 1]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Carol Chock, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Cheet, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3060
Department: Legislature Office
Category: Bonds
Functional Category: Buildings and Facilities, Capital Program, Office for the Aging

ADOPTED

Resolution No. 2011-246

A Bond Resolution Authorizing the Issuance of Up to $1,300,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street

WHEREAS, the County of Tompkins, New York, (the "County") is a local agency pursuant to the New York State Environmental Quality Review Act ("SEQRA"), ECL Section 8-0101, *et seq.,* and implementing regulations, 6 NYCRR Part 617 (the "Regulations"), and

WHEREAS, the County is considering undertaking a capital improvement project (the "Project") consisting of certain renovations, reconstruction, and additions to the County's building located at 214 West Martin Luther King, Jr., Street/West State Street, and

WHEREAS, the Project consists of replacement, rehabilitation, and reconstruction of a facility, in kind, on the same site, and

WHEREAS, the County reviewed the classifications of actions contained in the Regulations, and

WHEREAS, on May 17, 2011, the County Legislature of the County adopted a bond resolution (the "May 17, 2011, Bond Resolution") entitled:

> "A Bond Resolution Authorizing the Issuance of Up to $750,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street", and

WHEREAS, the estimated cost of the Project authorized in the May 17, 2011, Bond Resolution has since increased, and

WHEREAS, the Legislature of the County wishes to modify the May 17, 2011, Bond Resolution for the primary purpose of increasing the maximum estimated cost of the proposed project and the plan for the financing thereof from $750,000 to $1,300,000, representing an increase of $550,000, and

WHEREAS, the County Legislature of the County intends hereby to amend and restate (in its entirety) the May 17, 2011, Bond Resolution for the reason identified above, and to make other modifications to the May 17, 2011, Bond Resolution as may be consistent with law, and

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the County Legislature of the County of Tompkins, New York, (by favorable vote of not less than two thirds of said County Legislature) as follows:

Section 1. The County hereby ratifies its prior determination that the Project constitutes a Type II Action pursuant to Part 617.5(c)(2) of the Regulations and as such is not subject to review under SEQRA.

Section 2. For the class of objects or purposes of paying a portion of the cost of the Project and all other necessary costs incidental to such work, including related construction, demolition,

Resolution No. 2011-246 A Bond Resolution Authorizing the Issuance of Up to $1,300,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street

renovations, site improvements, original furnishings, fixtures and equipment required for such purposes, architectural and engineering fees, and all other cost incidental to such work, there are hereby authorized to be issued up to $1,300,000 serial bonds of the County of Tompkins, New York, pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is $1,300,000 and that the plan for the financing thereof is by the issuance of up to $1,300,000 serial bonds hereby authorized to be issued pursuant to this bond resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years under subdivision 12(a)(2) of paragraph a. of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the County Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Director of Finance, consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Tompkins, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. Such bonds shall be in fully registered form and shall be signed in the name of the County of Tompkins, New York, by the manual or facsimile signature of the County Director of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 8. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the County Director of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the County Director of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 9. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds,

Resolution No. 2011-246 A Bond Resolution Authorizing the Issuance of Up to $1,300,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street

prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the County Director of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the County Director of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping, and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the County Director of Finance shall determine.

Section 10. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 2 of this resolution. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 3 of this resolution shall be from the County's General Fund. It is intended that the County shall then reimburse expenditures from the General Fund with the proceeds of the bonds and bond anticipation notes authorized by this resolution and that the interest payable on the bonds and any bond anticipation notes issued in anticipation of such bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the County's "official intent" within the meaning of Treasury Regulation Section 1.150-2 to reimburse the expenditures authorized by this resolution with the proceeds of the bonds and bond anticipation notes authorized herein. Other than as specified in this resolution, no monies are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 11. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 12. This resolution, which takes effect immediately, shall be published in full in The Ithaca Journal, the official newspaper of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.
SEQR ACTION: TYPE II-20

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Resolution No. 2011-246 A Bond Resolution Authorizing the Issuance of Up to $1,300,000 Serial Bonds and Notes of the County of Tompkins, New York, to Pay a Portion of the Cost of a Capital Improvement Project at 214 West Martin Luther King, Jr., Street/West State Street

RESULT:	**ADOPTED [12 TO 3]**
MOVER:	James Dennis, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Burbank, Chock, Dennis, Kiefer, Lane, McBean-Clairborne, McKenna, Pryor, Robertson, Robison, Shinagawa, Stein
NAYS:	Kathy Luz Herrera, Pamela Mackesey, Frank Proto

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3025
Department: Health Department
Category: Fees
Functional Category: Health Related

ADOPTED

Resolution No. 2011-247

Authorizing Changes in Charge Structure - Tompkins County Home Health Care - Health Department

WHEREAS, Tompkins County's accounting consultant, Michael McCarthy, CPA, of McCarthy & Conlon, LLP, has recommended changes in the Certified Home Health Agency fee structure to maximize Medicaid and Medicare revenues, and

WHEREAS, New York State currently promulgates rates on the day the County Legislature approves them and it is therefore, desirable for Tompkins County to adopt the 2012 rates in December 2011 for implementation on January 1, 2012, and

WHEREAS, all changes proposed were made to align charges with actual costs per unit of service as determined during Mr. McCarthy's most recent review of our financial and statistical data, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital, and Personnel Committees, That the Tompkins County Health Department implement the charge structure below, as recommended by Michael McCarthy, CPA, in order to maximize Medicaid, Medicare, and other third-party revenues:

2012 Tompkins County Home Health Care Fee Schedule

	2009	2010	2011	2012
Skilled Nursing	$175.00	$215.00	$242.00	$245.00
High Tech Nursing	$200.00	$240.00	$275.00	$275.00
Physical Therapy	$115.00	$155.00	$162.00	$165.00
Speech Therapy	$120.00	$120.00	$120.00	$120.00
Occupational Therapy	$115.00	$118.00	$127.00	$135.00
Home Health Aide	$48.00/hr	$53.00/hr	$53.00/hr	$53.00/hr
	$96.00/visit	$95.00/visit	$95.00/visit	$95.00/visit

RESOLVED, further, That the Department sets the per hour Nursing Administrative Charge at ninety-two dollars ($92.00) per hour, for services as appropriate (e.g., rabies post exposure, immunization administration, etc.).

SEQR ACTION: TYPE II - 20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Frank Proto, Member
SECONDER:	Will Burbank, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

Resolution No. 2011-247 Authorizing Changes in Charge Structure - Tompkins County Home Health Care - Health Department

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Cabot, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2924
Department: Highway Division
Category: Highways
Functional Category: Contingent Fund

ADOPTED

Resolution No. 2011-248

Appropriation from Contingent Fund - Terminal Pay - Highway Division

WHEREAS, in the Highway Division, one Heavy Equipment Operator (Roger Ganoung), retired effective February 28, 2011, one Motor Equipment Operator (John Navarro) retired effective August 2, 2011, and one Sign Mechanic (Sidney Dense), retired (disability) effective October 1, 2011, and

WHEREAS, the Fiscal Policy of Tompkins County allows for terminal-pay reimbursement to the department from the Contingent Fund, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Budget, Capital, and Personnel Committees, That the Director of Finance is hereby authorized and directed to make the following budget adjustment for 2011:

FROM:	A1990.54400	Contingent Fund	$11,859.54
TO:	D5110.51000810	Heavy Equipment Operator	$ 1,730.05
	D5110.51000809	Motor Equipment Operator	$ 8,891.07
	D3310.51000813	Sign Mechanic	$ 1,238.42

SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Carol Chock, Member
SECONDER:	Frank Proto, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Cortese, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3054
Department: County Administration
Category: Real Property
Functional Category:

ADOPTED

Resolution No. 2011-249

Authorizing an Agreement with the State of New York for Transfer of Taughannock Boulevard Parcel that Buffers the Black Diamond Trail

WHEREAS, sixteen (16) parcels were subject to foreclosure proceedings by Tompkins County in 2010, and

WHEREAS, Town of Ithaca Tax Parcel #25.-1-8 was one of the parcels subject to foreclosure, and

WHEREAS, the parcel is a vacant, 0.05-acre parcel located on Taughannock Boulevard, adjacent to the Black Diamond Trail, and

WHEREAS, the parcel is located in the Lakeshore Natural Features Focus Area and the Indian Creek Gorge and Lake Slope Unique Natural Area (UNA-97), and

WHEREAS, the parcel is bordered to the west and south by New York State Park property, and

WHEREAS, the County Planning Department recommended that the Government Operations Committee withhold the parcel from the 2010 foreclosure auction in order to study options for the parcel's protection, and

WHEREAS, the Government Operations Committee voted to withhold the parcel from the 2010 foreclosure auction, and

WHEREAS, New York State Parks expressed interest in acquiring the parcel for $1,000 to serve as a buffer to the Black Diamond Trail, and

WHEREAS, the Tompkins County Legislature has reviewed and accepted as adequate the Environmental Assessment Form with respect to this property transfer, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County Administrator or his designee be authorized to execute an agreement with the State of New York,

RESOLVED, further, That the County Administrator or his designee is also authorized to execute other agreements necessary for the County to implement the transfer to the State of New York.

SEQR ACTION: Unlisted
(Short EAF on file in the office of the Clerk of the Legislature)

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Resolution No. 2011-249 Authorizing an Agreement with the State of New York for Transfer of Taughannock Boulevard Parcel that Buffers the Black Diamond Trail

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Pamela Mackesey, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Corell, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 3061
Department: Legislature Office
Category: Agreements, Bids, Contracts, Grants
Functional Category:

ADOPTED

Resolution No. 2011-250

Authorizing the Extension of Audit Contract with Ciaschi, Dietershagen, Little, & Mickelson, LLP

WHEREAS, the current auditor, Ciaschi, Dietershagen, Little, & Mickelson, LLP, was selected by an RFP (Request for Proposals) process in 2009, and

WHEREAS, the current auditor has submitted a proposal to extend their contract with the County for three additional years at the current cost structure, and

WHEREAS, extension of the agreement at current contract price level of $68,000 would be fiscally prudent and reduce pressure on the budget of the Finance Department, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, and the Audit Sub-Committee, That the Director of Finance is authorized to accept a proposal for contract extension of the audit engagement with Ciaschi, Dietershagen, Little, & Mikelson, LLP, for the years 2012-2014,

RESOLVED, further, That the County issue an RFP for auditing services upon the expiration of the aforementioned contract extension.
SEQR ACTION: TYPE II-20

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RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Kathy Luz Herrera, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature

Tompkins County Legislature
320 North Tioga Street, Ithaca, NY 14850
www.tompkins-co.org/legislature

DOC ID: 2969
Department: Legislature Office
Category: Administrative
Functional Category: Annual Resolutions

ADOPTED

Resolution No. 2011-251

Authorization to Sign Drafts - County Administrator

WHEREAS, it is necessary, annually, to authorize a Tompkins County official to sign all Tompkins County drafts, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That during 2012 the County Administrator be and hereby is authorized to sign all drafts of the County of Tompkins and to delegate this authority to the Finance Director,

RESOLVED, further, That County Officials acting in their official capacity as custodians or other representatives of clients have authority to sign checks in furtherance of their fiduciary responsibilities.
SEQR ACTION: TYPE II-20

* * * * * * * * * * *

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Dennis, Member
SECONDER:	Brian Robison, Member
AYES:	Burbank, Chock, Dennis, Luz Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna, Proto, Pryor, Robertson, Robison, Shinagawa, Stein

STATE OF NEW YORK)
) ss:
COUNTY OF TOMPKINS)

I hereby certify that the foregoing is a true and correct transcript of a resolution adopted by the Tompkins County Legislature on December 20, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Legislature at Ithaca, New York, on December 21, 2011.

Catherine Covert, Clerk
Tompkins County Legislature