



Cortland County Legislature

Legislative Session

Legislative Chambers
Cortland, NY 13045
<http://www.cortland-co.org>

~ Agenda ~

Thursday, February 23, 2023

6:00 PM

Board Room

WebEx Meeting Information

<https://cortlandny.webex.com/cortlandny/j.php?MTID=m3dd334bba16a816ef32634a595edb22e>

Meeting number: 2341 321 3864

Password: Y796RmtP4cm

Join by phone

+1-415-655-0001 US Toll

Access code: 234 132 13864

Salute to the Flag

Call to Order

Roll Call

Attendee Name	Present	Absent	Late	Arrived
Legislator Douglas Bentley	☐	☐	☐	
Minority Leader Beau Harbin	☐	☐	☐	
Legislator Cathy Bischoff	☐	☐	☐	
Legislator Ronald J. Van Dee	☐	☐	☐	
Legislator Susan Wilson	☐	☐	☐	
Legislator Richard Stock	☐	☐	☐	
Legislator Ann Homer	☐	☐	☐	
Chair of the Legislature Kevin Fitch	☐	☐	☐	
Legislator Linda Jones	☐	☐	☐	
Legislator Kelly L. Fairchild-Preston	☐	☐	☐	
Legislator Christopher Newell	☐	☐	☐	
Legislator Joseph Nauseef	☐	☐	☐	
Legislator Eugene Waldbauer	☐	☐	☐	
Legislator Sandra Price	☐	☐	☐	
Majority Leader George Wagner	☐	☐	☐	
Legislator Paul Heider	☐	☐	☐	
Legislator Mitchel Eccleston	☐	☐	☐	

Approval of Minutes

1. Cortland County Legislature - Public Hearing Meeting - Jan 19, 2023 4:00 PM
2. Cortland County Legislature - Legislative Session - Jan 26, 2023 6:00 PM

Presentation

1. Update from President Kremenek of Tompkins Cortland Community College

Privilege of the Floor

Proclamations & Recognitions

Presentation of Petitions, Communications, and Notice

Receive and File

Reports of Standing, Special and Ad Hoc Committees

Articles Postponed to Day Certain

Unfinished Business

New Business

Resolutions

Resolutions from the Chair

ON MOTION OF FITCH

AGENDA ITEM NO. 1

Appoint Member - Cortland County Planning Board

WHEREAS, due to the resignation of a member, there is a vacancy on the Cortland County Planning Board, AND

WHEREAS, applications were received and reviewed for the vacant position on the Cortland County Planning Board, AND

WHEREAS, Article III of the Cortland County Planning Board by-laws state vacancies shall be filled by appointment by the Legislature in accordance with Section 1 of Article III of said by-laws, AND

RESOLVED, that the following be and hereby appointed to the Cortland County Planning Board for the terms as provided below:

Name	Address	Municipality	Term Expiration
N. Qwynne Lackey	804 Lamont Circle Cortland, NY 13045	Town of Cortlandville	6/30/2026

ON MOTION OF FITCH

AGENDA ITEM NO. 2

Appoint Members - Central New York Regional Planning and Development Board

WHEREAS, the terms of Cortland County Representatives have expired on the Central New York Regional Planning and Development Board, NOW THEREFORE BE IT

RESOLVED, that the following be appointed in conformance with the Regional Planning and Development Board By-Laws:

Name	Capacity	Term Expiration
Garry VanGorder	At-Large Representative	12/31/23
Patrick Clune	At-Large Representative	12/31/23
Scott Steve	Local Elected Official	12/31/23

Referred from Building & Grounds Committee

ON MOTION OF HEIDER

AGENDA ITEM NO. 3

Amend Resolution No. 196-22 Authorizing Agreement with KONE, Inc. for Courthouse Elevator Replacement - Buildings and Grounds Department

WHEREAS, Resolution No. 196-22 authorized the County Administrator to execute a contract, for an amount not to exceed \$250,000, with KONE, Inc. of 836 North State Street, Syracuse, New York 13208 for the replacement of the elevator at the Cortland County Courthouse, AND

WHEREAS, the cost of the elevator replacement came in at a cost of \$265,000, NOW THEREFORE BE IT

RESOLVED, that Resolution No. 196-22 be and hereby is amended to authorize the County Administrator, upon approval of the County Attorney, or their designee, to execute a contract for an amount not to exceed \$265,000, with KONE, Inc. of 836 North State Street, Syracuse, New York 13208 for the replacement of the elevator at the Cortland County Courthouse, AND BE IT FURTHER

RESOLVED, the 2023 budget be amended as follows:

INCREASE:

A16205.52320 BUILDING IMPROVEMENTS \$15,000

A359900 APPROPRIATED FUND BALANCE \$15,000

ON MOTION OF HEIDER

AGENDA ITEM NO. 4

Authorize Agreement with Bell & Spina Architects for Cortland County Courthouse Renovations for City Court Move - Buildings & Grounds Department

WHEREAS, Cortland County requested proposals for Architectural services to accommodate City Court renovations at the Cortland County Court House, AND

WHEREAS, Cortland County received 3 proposals from Architectural firms, AND

WHEREAS, the proposal submitted by Bell and Spina Architects of 215 Wyoming Street, Syracuse, NY 13204 was the only proposal to include a total cost on services identified, AND

WHEREAS, the Cortland County Legislature's Buildings and Grounds Committee has reviewed the proposal and has recommended moving forward with this proposal, NOW THEREFORE BE IT

RESOLVED, that the Cortland Legislature hereby authorizes the County Administrator, upon review and approval of the County Attorney or designee, to enter into an agreement with Bell and Spina Architects of 215 Wyoming Street, Syracuse, NY 13204 for a cost not to exceed \$109,150.00, AND BE

IT FURTHER

RESOLVED, the 2023 budget be amended as follows:

INCREASE:

A162043.43021 COURT FACILITIES INCENTIVE \$109,150.00

A16205.52320 BUILDING IMPROVEMENTS \$109,150.00

Referred from Highway Committee

ON MOTION OF NEWELL

AGENDA ITEM NO. 5

Appoint Members to the Dwyer Memorial Park Advisory Board - Highway Department

WHEREAS, the Cortland County Legislature adopted Resolution No. 298-18 to Establish The Dwyer Memorial Park Citizen's Advisory Committee, AND

WHEREAS, the Committee provides recommendations and feedback regarding current and future use of the park, NOW THEREFORE BE IT

RESOLVED, that in accordance with the recommendation of the Cortland County Legislature's Highway Committee, the following names are hereby approved for service on said Committee for a term to expire on December 31, 2023:

Linda Jones - 2087 E. River, Cortland, NY 13045

Larry Jones - 2087 E. River, Cortland, NY 13045

Judah Currie - 6559 Steger Rd, Preble, NY 13141

Daron Foster - 5771 Hights Gulf Rd, Cortland, NY 13045

Kaidon Foster - 5771 Hights Gulf Rd, Cortland, NY 13045

Mike Thayer - 280 Route 90 Cortland, NY 13045

Gary Lawrence - 1805 Mountain View Dr, Homer, NY 13077

ON MOTION OF NEWELL

AGENDA ITEM NO. 6

Authorize 2023 Landfill Amnesty Credit for Municipalities - Highway Department/Landfill

WHEREAS, the Highway Committee of this Legislature believes that the municipalities of Cortland County will be better served by authorizing a credit to be used at the Cortland County Landfill for the disposal of waste other than garbage at no charge, AND

WHEREAS, the Highway Committee has previously recommended that there be a 30-ton limit per municipality, AND

WHEREAS, the Cortland County Landfill no longer accepts tires at their facility, AND

WHEREAS, the Superintendent of the Highway Department is authorized to establish a credit for each municipality to dispose of waste at no charge, NOW THEREFORE BE IT

RESOLVED, the Superintendent of the Highway Department shall provide each municipality in Cortland County a credit of \$2,700.00 for 2023 and allow said municipalities to dispose of their waste other than garbage at the Cortland County Landfill, AND BE IT FURTHER

RESOLVED, that only authorized municipal representatives utilizing authorized municipal vehicles may bring the waste to the County Landfill in order to make use of the above referenced credit, AND BE IT FURTHER

RESOLVED, that any metal objects (including white goods), construction and demolition waste, and tree waste shall be separated by category at the landfill site by the municipality making delivery, AND BE IT FURTHER

RESOLVED, that tires shall be excluded as an item that is accepted from the municipalities wishing to utilize the amnesty credit, AND BE IT FURTHER

RESOLVED, the Superintendent of the Highway Department shall furnish the Legislature with an accounting of all waste delivered to the landfill utilizing the amnesty credit.

Referred from Health & Human Services Committee

ON MOTION OF PRICE

AGENDA ITEM NO. 7

Appoint Members - Cayuga/Cortland Workforce Development Board - Employment and Training Grant Administration

WHEREAS, pursuant to the Workforce Innovation and Opportunity Act of 2017, the Governor of the State of New York has authorized and directed the Chief Local Elected Officials of Cortland and Cayuga Counties, which have been designated as a workforce area, to appoint/reappoint members to the Workforce Development Board for said area, AND

WHEREAS, due to a resignation from the board, a vacancy exists, NOW THEREFORE BE IT

RESOLVED, that the following be and hereby are appointed effective immediately to serve on the Cayuga/Cortland Workforce Development Board for the term and from the sector listed below:

Name	Address	Sector	Term Ending
Michelle Spadacino	14 Stewart Place Cortland, NY 13045	Business - Walden Place	6/30/2024
Kansas Underwood	134 Homer Avenue Cortland, NY 13045	Business - Guthrie Cortland Medical Center	6/30/2023

ON MOTION OF PRICE

AGENDA ITEM NO. 8

Authorize Contracts/Delegate Authority - Use of Community Impact Dollars for HEALing Community Study - Mental Health Department

WHEREAS, the Cortland County Mental Health Department has been awarded \$267,250 in one-time Community Impact Dollars (CID) as part of the Columbia HEALing Community Study (HCS), AND

WHEREAS, the HCS leadership committee has designated the funds to be used for funding evidence-based practices and communications interventions matching the approved action plan, AND

WHEREAS, it is the recommendation of the Health and Human Services Committee to authorize the Cortland County Administrator, Chair of the Cortland County Legislature's Health and Human Services Committee and the Director of Community Services for Cortland County to approve the designation of funds to various Cortland County contracted agencies, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Administrator, Chair of the Cortland County Legislature's Health and Human Services Committee and the Director of Community Services for Cortland County will approve the designation of funds to various Cortland County contracted agencies, AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review by the County Attorney or designee, be and hereby is authorized to execute agreements with approved county contracted agencies for these funds, AND BE IT FURTHER

RESOLVED, the Treasurer is authorized to pay the approved county contracted agencies from the appropriate expense account.

ON MOTION OF PRICE

AGENDA ITEM NO. 9

Authorize Agreement Blooming Health, Inc. - Area Agency on Aging

WHEREAS, the Cortland County Area Agency on Aging wishes to enter into a contract with Blooming Health, Inc., for a no cost pilot program to improve client engagement and decrease social isolation and loneliness using a digital platform, AND

WHEREAS, the State of New York has allocated funds for the care of older adults in New York which are dispersed through an Education Project Grant from the New York State Office for the Aging (NYSOFA) to the Association on Aging in New York, Inc., a New York non-profit-organization ("Aging NY"), AND

WHEREAS, Aging NY has entered into an agreement with Blooming Health, Inc. whereby Aging NY will pay Blooming Health, Inc. to provide its platform and services to Area Agencies on Aging in New York with the intent to improve older adults' awareness of community-based aging services and benefits in New York, AND

WHEREAS, the Cortland County Area Agency on Aging is a beneficiary of Blooming Health, Inc.'s agreement with Aging NY and the Cortland County Area Agency on Agency acknowledges and agrees that the provision of the platform and the services hereunder are subject to Aging NY's payment to Blooming Health, Inc. for such services, NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, and subject to any appropriation of funding by the Legislature, be and hereby is authorized to execute said agreement.

ON MOTION OF PRICE

AGENDA ITEM NO. 10

Amend 2023 Budget - Carryover Consolidated Appropriations Act for Nutrition Services Grant Funding - Area Agency on Aging

WHEREAS, the New York State Office for the Aging has made available funds under HDC5 of the Consolidated Appropriations Act for Nutrition Services, for the period April 1, 2021 through September 30, 2023, for the purpose of COVID disaster relief services, AND

WHEREAS, the grant had funds in the amount of \$1,516.15 remaining at the end of 2022, which need to be carried over to the 2023 budget in order to be expended within the remainder of the grant year, NOW THEREFORE BE IT

RESOLVED, that the 2023 County Budget be and hereby is amended as follows:

Increase:

Revenues:

A677444-44772-HDC5	Federal Aid	\$1,516.15
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Expenses:

A67745-52015-HDC5	Department Specific Equipment	\$1,321.15
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A67745-54040-HDC5	Association/Membership Dues	\$195.00
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ON MOTION OF PRICE

AGENDA ITEM NO. 11

Appointment of Youth Board Member - Health Department

WHEREAS, the members of the Cortland County Youth Board are appointed by the Cortland County Legislature, AND

WHEREAS, due to a resignation, a vacancy exists on the Cortland County Youth Board, AND

WHEREAS, Youth Representatives on the Board serve one year terms and all other members serve three year terms, AND

WHEREAS, pursuant to the Cortland County Youth Board By-Laws any person appointed to fill a vacancy due to resignation shall be appointed for the remainder of the term, NOW THEREFORE BE IT

RESOLVED, that the following person be and hereby is appointed as members of the Cortland County Youth Board, to serve without compensation for the following terms:

NAME	CAPACITY	ADDRESS	TERM ENDING
Melissa McDermott	Catholic Charities	55 Cortland Street, Homer, NY 13077	12/31/2023

ON MOTION OF PRICE

AGENDA ITEM NO. 12

**Authorize Agreement with Community Partners for Electronic Syndromic Surveillance System
Data Sharing - Health Department**

WHEREAS, Hospitals in New York State report emergency room visits to the New York State Department of Health (NYSDOH) each day for 13 different syndromes, including but not limited to, GI, respiratory, overdose and suicide AND

WHEREAS, these visits are de-identified and put into the Electronic Syndromic Surveillance System (ESSS) by NYSDOH, AND

WHEREAS, the Cortland County Health Department (CCHD) has access to the ESSS and the reports generated by the system AND

WHEREAS, the system also gives CCHD daily alerts if there is a higher than normal number of visits for a particular syndrome, AND

WHEREAS, the ESSS is useful for situational awareness of public health events in the community and can be used in conjunction with other data sources to inform response, AND

WHEREAS, multiple partner organizations that work on the scope of the Community Health Improvement Plan/Community Health Assessment can assist in its goals by using the shared data from the ESSS in prevention strategies with the population that they serve within the community, AND

WHEREAS, there would be no cost to the County, NOW THEREFORE BE IT

RESOLVED, that the County Administrator and the Public Health Director, upon review and approval by the County Attorney or designee, are hereby authorized to sign agreements with partner organization to utilize the ESSS data in their willingness to assist the Health Department in the scope of the Community Health Improvement Plan/Community Health Assessment.

ON MOTION OF PRICE

AGENDA ITEM NO. 13

Authorize Agreement Code Blue Behavioral Health and Security Services - Department of Social Services

WHEREAS, the Cortland County Department of Social Services desires to purchase on-site behavioral health services to promote the safety and well-being of individuals placed in emergency shelter settings including motels and warming centers, AND

WHEREAS, Family Counseling Services and Liberty Resources are authorized providers of behavioral health counseling services, AND

WHEREAS, circumstances involving guests placed under New York State Code Blue regulations have resulted in the need for on-site behavioral health services, AND

WHEREAS, the \$12,000 needed for these agreements from February 24, 2023 - April 30, 2023 has been approved to be reimbursed as New York State Code Blue funding, AND

WHEREAS, the Cortland County Department of Social Services desires to purchase security services to monitor and promote the safety of individuals placed in emergency shelter settings including motels and warming centers, AND

WHEREAS, the services of a professional security company are being sought, AND

WHEREAS, circumstances involving guests placed under New York State Code Blue regulations have resulted in the need for on-site security, AND

WHEREAS, the \$38,000 needed for this Agreement from February 24, 2023 - April 30, 2023 has been approved to be reimbursed as New York State Code Blue funding, NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon review and approval of the County Attorney or designee, be and hereby is authorized to enter into an agreement for the time period February 24, 2023 - April 30, 2023 with Family Counseling Services and/or Liberty Resources for a combined amount not to exceed \$12,000, AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval of the County Attorney or designee, be and hereby is authorized to enter into an agreement for the time period February 24, 2023 - April 30, 2023 with a security company approved by the County Administrator and Commissioner of Social Services in an amount not to exceed \$38,000, AND BE IT FURTHER

RESOLVED, that the 2023 County Budget be amended as follows:

Increase:

Expense:

A60105.54800.4696	Code Blue	\$50,000.00
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Revenue: A601043.43689.4696	Code Blue	\$50,000.00
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ON MOTION OF PRICE

AGENDA ITEM NO. 14

Abolish Senior Caseworker/Create Case Supervisor Grade B - Department of Social Services

WHEREAS, the needs of the department will be better served by abolishing one (1) Senior Caseworker position and creating one (1) Case Supervisor Grade B, AND

WHEREAS, the Health and Human Services Committee recommends the abolition and creation of these positions, NOW THEREFORE BE IT

RESOLVED, that one (1) position of Senior Caseworker (Grade 20, \$26.4087-33.4267/hr, CSEA, full-time with benefits, competitive class) be and hereby is abolished effective February 23, 2023 at midnight, AND BE IT FURTHER

RESOLVED, that one (1) position of Case Supervisor Grade B (Grade 22, \$28.4246-35.9782/hr, CSEA, full-time with benefits, competitive class) be created with permission to fill effective February 23, 2023 at 12:01 am.

ON MOTION OF PRICE

AGENDA ITEM NO. 15

Resolution to Advocate for Immediate Changes to the Emergency Housing and Mental Health Admission Requirements

WHEREAS, Cortland County is experiencing an unprecedented homeless crisis in that there has been an increase of 57% in the past year of instances of individuals being placed in emergency housing through Temporary Assistance programs, AND

WHEREAS, this increase does not account for the numerous homeless individuals who are not seeking assistance, AND

WHEREAS, Cortland County Department of Social Services is the entity charged under New York State laws for arranging emergency housing for anyone found in their district pursuant to Article 17 of the New York State Constitution, AND

WHEREAS, various social challenges and policy changes in areas such as bail reform, incarceration rules, substance use disorder treatment, mental health treatment and inpatient medical care are resulting in more individuals with behaviors and needs that cannot be safely met with existing emergency housing resources, AND

WHEREAS, the emergency housing capacity and structure was not modified on a statewide basis prior to systemic policy reforms, AND

WHEREAS, the Temporary Assistance shelter rates have not been increased in over two decades and are far less than market value rental amounts therefore denying Temporary Assistance recipients the opportunity to afford any permanent housing, AND

WHEREAS, the homeless crisis is worsened by the last decade of closures of Inpatient Hospital and State Psychiatric Center (PC) beds; requiring an urgent process and timeline for the restoration of beds taken offline prior to or, as a result of, the pandemic with established fiscal incentives for reopening off-line beds, AND

WHEREAS, local mental health departments are seeing massive increases in the issuance of 730 competency restoration orders that place individuals with serious mental illness (SMI) into State PC forensic facilities at 100% of the cost to counties; and this syphons millions of dollars from county budgets needed for critical community-based resources into the State's General Fund, AND

WHEREAS, the New York State PC admission criteria and referral process via the Health Commerce System (HCS) should be urgently corrected for a prioritized transition from local hospital inpatient to State PC; to correct the bottleneck of referrals affecting hospital to state PC referral process, NOW THEREFORE BE IT

RESOLVED that the Cortland County Legislature urges and advocates that New York State leaders assist counties in immediately designing, developing, and funding emergency residential options that will provide a safe form of shelter to those individuals who are exhibiting behaviors that are unsafe and damaging in any existing emergency housing resources, AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature strongly urges the New York State leaders to prioritize the transition from local hospital inpatient to State PC and remove the mandatory fourteen (14) day requirement for hospitals to refer to a State PC to allow the individual to get the needed assistance and to protect the other members of the community, AND BE IT FURTHER

RESOLVED, the Cortland County Legislature, Commissioner of Social Services and Director of Community Services recommend immediate changes to the communication requirements of other counties when placing individuals in existing emergency housing locations outside of their County, AND BE IT FURTHER

RESOLVED, that the Clerk of the Cortland County Legislature is hereby directed to send certified copies of this resolution to the New York State Governor, the Honorable Kathy Hochul, Senate Majority Leader, the Honorable Andrea Stewart-Cousins, Assembly Speaker, the Honorable Carl Heastie, State Senator, the Honorable Peter Oberacker, Assemblymember, the Honorable Dr. Anna Kelles, and all others deemed necessary and proper.

ON MOTION OF PRICE

AGENDA ITEM NO. 16

Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds

WHEREAS, the State Fiscal Year (SFY) 2024 State Budget proposal would end the Affordable Care Act (ACA) enhanced Federal Medical Assistance Percentage (eFMAP) federal pass-thru to counties and New York City, AND

WHEREAS, the State is proposing to keep all of these federal savings going forward and use them to cover further expansions of Medicaid eligibility and benefits and to increase payments to health care providers, AND

WHEREAS, the elimination of this ACA eFMAP federal pass-thru will require the 57 counties to spend at least \$280 million more in SFY 2024, and approximately \$1 billion when New York City is included, AND

WHEREAS, the SFY 2024 costs to counties and New York City are scheduled to grow by 30 percent by SFY 2027, AND

WHEREAS, it is the strong view of Cortland County that congress intended these federal savings to be shared with counties proportional to the amount they contributed toward the nonfederal Medicaid match, AND

WHEREAS, since 2003, the state has shared the funds proportionally based on our analysis of savings we have received during periods when an enhanced federal Medicaid match was enacted by Congress, AND

WHEREAS, enacted in 2011, the Medicaid statutory cap for all 62 counties is \$7.6 billion. The Medicaid statutory cap for the 57 counties outside of New York City is \$2.25 billion, AND

WHEREAS, the additional unbudgeted cost to Cortland County for the remainder of 2023 would amount to over \$700,000, AND

WHEREAS, starting in SFY 2014, New York began sharing these federal ACA savings directly with counties. The savings for a year were provided by lowering the weekly payments each county and NYC make to the state to support the State's Medicaid program. Through February 1, 2023, the state continues to share the federal savings from the ACA eFMAP with the 57 counties and NYC, AND

WHEREAS, Cortland County strongly disagrees with the need to cut county funding so deeply when the Governor's budget proposes to fully fund its own reserves two years ahead of schedule by depositing \$5.4 billion into reserves before the end of SFY 2023, while also projecting a general fund surplus of \$35 billion by the end of SFY 2024, NOW THEREFORE

BE IT RESOLVED, that Cortland County calls on the State to continue to share these federal funds with counties as has been the precedent for over 20 years, AND BE IT FURTHER

RESOLVED, that the Clerk of the Cortland County Legislature shall forward copies of this resolution to the Governor of the State of New York, the New York State Legislature, the New York State Congressional Delegation, and all others deemed necessary and proper.

Referred from Agriculture/Planning/Environment Committee

ON MOTION OF HARBIN

AGENDA ITEM NO. 17

Appoint Member to the Transportation Advisory Committee - Planning Department

WHEREAS, Resolution Number 289-19 authorized the formalization of the Transportation Advisory Committee as a Citizen's Advisory Committee, AND

WHEREAS, the Transportation Advisory Committee as a formal subcommittee of the Agriculture, Planning, and Environment Committee will consist of a membership from a wide variety of community service agencies and government agencies, AND

WHEREAS, the following agencies would best support the transportation system within Cortland County, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature appoint the following community service and government agency representatives or designee to the Transportation Advisory Committee for a term ending December 31, 2025:

NAME	AGENCY/CAPACITY	TERM ENDING
Darese Doskal	TC3 Representative	12/31/2025

ON MOTION OF HARBIN

AGENDA ITEM NO. 18

Reallocate Salary Grade - Director of Planning

WHEREAS, the Personnel/Civil Service Office has reviewed the salary grade for Director of

Planning in the Planning Department, AND

WHEREAS, there has been a change to the job duties for this position as reflected in the job description, AND

WHEREAS, it is recommended that the aforesaid position be reallocated from Grade 5 (\$79,412-105,698) to Grade 3 (\$91,771-122,148) in the Management Compensation Plan, NOW THEREFORE BE IT

RESOLVED, that the position of Director of Planning is hereby reallocated from Grade 5 to Grade 3 effective February 24, 2023.

Referred from Judiciary & Public Safety Committee

ON MOTION OF FAIRCHILD-PRESTON

AGENDA ITEM NO. 19

Authorize Agreement TransUnion Risk and Alternative Data Solutions - Public Defender

WHEREAS, the Cortland County Public Defender's Office requires access to an investigative, background check and people finder service in order to effectively and efficiently represent clients, AND

WHEREAS, TransUnion Risk and Alternative Data Solutions provides such a service, AND

WHEREAS, TransUnion Risk and Alternative Data Solutions will be used to run the necessary background investigative searches in-house, rather than pay an outside investigative entity to run the same background and people finder services, while paying an enhanced rate for this service to a third party and an hourly rate for the third party's time, AND

WHEREAS, TransUnion Risk and Alternative Data Solutions requires the execution a professional services agreement to establish an active account, and to install, maintain and support the program for case analysis, AND

WHEREAS, the contract will be an open ended contract, in which either party may terminate this agreement at any time for any reason upon notice to the other party, at a Flat Rate cost of One Hundred Seventy-Five Dollars (\$175.00) per month, AND

WHEREAS, the cost for the program will be paid by the Public Defender's Office and will utilize grant funds provided by New York State Office of Indigent Legal Services (ILS) for all costs associated withutilizingthisservice, NOWTHEREFORE BEIT

RESOLVED, that the Cortland County Public Defender or the Cortland County Administrator, upon review and approval by the County Attorney or designee and subject to appropriation of funding by the Legislature, be and hereby is authorized to sign the agreement with TransUnion Risk and Alternative Data Solutions for the program, ANDBEIT FURTHER

RESOLVED, that the funds for this agreement shall be taken from the Public Defender's Professional Services account# A11750.54055HH11.

Referred from Government Operations Committee

Referred from Finance & Administration Committee

ON MOTION OF WAGNER

AGENDA ITEM NO. 20

Distribution of Fourth Quarter 2022 Sales Tax

WHEREAS, the Cortland County Legislature adopted Resolution No. 221-18, which provides for the distribution of sales tax from the County to local municipalities, AND

WHEREAS, the sales tax sharing agreement provides for the deduction directly from the gross sales tax distribution received from the State of New York a fixed sum of \$1,500,000 for County purposes, with the remaining balance of the revenues to be distributed for use by the County, City of Cortland, and the various municipalities within Cortland County, AND

WHEREAS, the gross deduction for County purposes will be provided for quarterly, AND

WHEREAS, the 2022 fourth quarter sales tax information has been provided by the New York State Comptroller's Office showing a total collection for fourth quarter 2022 to be \$10,079,239.67, AND

WHEREAS, the total amount available for distribution is \$9,704,239.67, after the direct deduction for County purposes, AND

WHEREAS, individual municipalities by resolution have opted to apply a portion of their sales tax dollars to off-set the property tax levy and that amount (\$670,000.00) is to be withheld from the quarterly distribution, AND

WHEREAS, Cortland County receives (54%), or \$5,240,289.42 of the total net quarterly distribution, AND

WHEREAS, respective payments are now ready for disbursement, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature authorizes the County Treasurer or designee to release sales tax payments for the fourth quarter of 2022 as so stated below from Account No. A19855.54101 in either the form of a county check or by direct bank transfer as per the request of the receiving municipality:

Municipality	Distribution Amount Pre-Tax Credit	Applied Tax Credits	Net Distribution After Tax Credit	Balance Owed Against Tax Credits
Cortland, City of	\$1,722,502.54	\$-0-	\$1,722,502.54	\$-0-
Cincinnatus, Town of	\$80,466.11	\$-0-	\$80,466.11	\$-0-
Cortlandville, Town of	\$860,660.05	\$-0-	\$860,660.05	\$-0-
Cuyler, Town of	\$73,307.00	\$(28,750.00)	\$44,557.00	\$-0-
Freetown, Town of	\$55,114.30	\$-0-	\$55,114.30	\$-0-
Harford, Town of	\$87,148.16	\$-0-	\$87,148.16	\$-0-
Homer, Town of	\$293,514.50	\$-0-	\$293,514.50	\$-0-
Homer, Village of	\$208,763.50	\$-0-	\$208,763.50	\$-0-
Lapeer, Town of	\$113,625.91	\$(77,500.00)	\$36,125.91	\$-0-
Marathon, Town of	\$87,102.12	\$-0-	\$87,102.12	\$-0-
Marathon, Village of	\$44,020.70	\$-0-	\$44,020.70	\$-0-
McGraw, Village of	\$38,233.74	\$-0-	\$38,233.74	\$-0-
Preble, Town of	\$149,547.68	\$-0-	\$149,547.68	\$-0-
Scott, Town of	\$88,714.66	\$-0-	\$88,714.66	\$-0-
Solon, Town of	\$81,986.35	\$-0-	\$81,986.35	\$-0-
Taylor, Town of	\$48,103.34	\$-0-	\$48,103.34	\$-0-

Truxton, Town of	\$105,878.91	\$-0-	\$105,878.91	\$-0-
Virgil, Town of	\$253,961.15	\$(16,250.00)	\$237,711.15	\$-0-
Willet, Town of	\$71,299.53	\$-0-	\$71,299.53	\$-0-
Total	\$4,463,950.25	\$(122,500.00)	\$4,341,450.25	\$-0-

, AND BE IT FURTHER

RESOLVED, that the Cortland County Treasurer or designee is hereby directed to deposit the County's "off the top" sum of \$375,000 in the appropriate reserves and accounts as designated in Resolution No. 294-20.

Announcements

Adjournment