



Cortland County Legislature

Legislative Session

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

~ Agenda ~

Thursday, April 28, 2022

6:00 PM

Board Room

WebEx Meeting Information

<https://cortlandny.webex.com/cortlandny/j.php?MTID=m9e14a0e65c2e3d91dbe1ba1becc2d2da>

Thursday, Apr 28, 2022 6:00 pm | 2 hours | (UTC-04:00) Eastern Time (US & Canada)

Meeting number: 2334 470

4583 Password: SKEerF7t2Z3

Join by phone

+1-415-655-0001 US Toll

Access code: 233 447 04583

Public Hearings

1. Local Law "C" of 2022 - a Local Law to Increase Salary of Officers Elected or Appointed

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 - Legislative Session - Mar 24, 2022 6:00 PM

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

Referred from Building & Grounds Committee

ON MOTION OF HEIDER

AGENDA ITEM NO. 1

Award Bid/Authorize Agreement for Alarm Monitoring - Buildings and Grounds Department

WHEREAS, Cortland County solicited proposals for contracting services to monitor County alarms, fire and intrusion, AND

WHEREAS, Cortland County received proposals for monitoring from the following:

<u>Company</u>	<u>Amount</u>
Chimera Integrated Security	3 years - \$15,454.20 5 years - \$24,079.80
Pleasant Valley Electric, Inc.	3 years - \$12,600.00 5 years - \$19,800.00

, AND

WHEREAS, based upon the results of the bid, the Building and Grounds Committee recommends that bid be awarded to the lowest responsible bidder, AND

WHEREAS, it would be in the best interest of Cortland County to contract for monitoring County alarm systems with Pleasant Valley Electric, Inc. of 405 Third Street, Ithaca, NY 14850 for the total proposed amount of \$19,800.00, 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 5 year agreement with Pleasant Valley Electric, Inc. of 405 Third Street, Ithaca, NY 14850 for monitoring County alarm systems, AND

BE IT FURTHER

RESOLVED that the cost shall not exceed \$19,800.00 and will be paid out of account A16205.54015.

ON MOTION OF HEIDER

AGENDA ITEM NO. 2

**Award Bid/Authorize Agreement for Roofing Contract for Cortland County Courthouse -
Buildings & Grounds Department**

WHEREAS, there is a need to address replacement, repairs and restoration of the roof at the Cortland County Court House, AND

WHEREAS, OMNIA purchasing network is a New York State approved vendor processor, AND

WHEREAS, New York State Finance Law Article 11 empowers municipalities to authorize purchases from contracts let by OMNIA, AND

WHEREAS, National Roofing Partners is currently under contract with OMNIA purchasing network, AND

WHEREAS, National Roofing Partners received bids from the following to do the work as described in the proposal:

<u>Company</u>	<u>Amount</u>
Pulver Roofing Company, Inc.	Price for General Scope: \$436,549.91
	Price for Alternate 1: \$9,142.40
	Price for Alternate 2: \$13,713.60
Diamond Roofing Company	Price for General Scope: \$542,259.17
	Price for Alternate 1: \$26,284.40
	Price for Alternate 2: \$21,427.50

, AND

WHEREAS, based upon the results of the bid, the Building and Grounds Committee recommends that the bid be awarded to the lowest responsible bidder, AND

WHEREAS, it would be in the best interest of Cortland County to contract for the roof replacement, repairs and restorations with Pulver Roofing Company, Inc of 1418 Erie Street, Utica, NY 13502, for the total proposed amount of \$459,405.91, AND

WHEREAS, the Buildings and Grounds Committee is recommending using the Buildings and Grounds Reserve, account A.386300.B&G, to fund these roof replacement, repairs and restoration costs, 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 Pulver Roofing Company, Inc of 1418 Erie Street, Utica, NY 13502 for roof replacement, repairs and restorations, AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature hereby authorizes the use of \$459,405.91 from the Buildings & Grounds Capital Reserve, account A.386300.B&G for the Cortland County Court House roof replacement, repairs and restoration, AND BE IT FURTHER

RESOLVED, that the 2022 County Budget be amended as follows:

Increase:

<u>Account</u>	<u>Amount</u>
A16205.52320 Building Improvements	\$459,405.91
A351100 Appropriated Reserves	\$459,405.91

Referred from Highway Committee

ON MOTION OF NEWELL

AGENDA ITEM NO. 3

Authorize Agreement for Environmental Monitoring with Cortland County Soil and Water Conservation District - Highway Department Division of Solid Waste

WHEREAS, Cortland County is required to monitor ground water quality at the Cortland County Landfill, AND

WHEREAS, the Cortland County Soil and Water Conservation District has submitted a proposal to provide monitoring services and the associated report preparation for the Cortland County Landfill for a three year term of January 1, 2022 through December 31, 2024, AND

WHEREAS, the costs of said services will be \$74,000.00 per year, which may be invoiced quarterly, AND

WHEREAS, in addition, the Cortland County Soil and Water District will be entitled to additional compensation in the event of a substantial increase in costs required to provide such services. A substantial increase shall be defined as an increase in excess of 5% over the prior year for laboratory testing fees, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Administrator, upon review and approval as to form by the County Attorney or designee, is hereby authorized to execute an agreement with the Cortland County Soil and Water Conservation District to perform the environmental monitoring and the associated report preparation for the Cortland County Landfill for a cost of \$74,000.00 per year, to be paid from Landfill account EL81605.54055, on a quarterly basis commencing on January 1, 2022 and ending December 31, 2024.

ON MOTION OF NEWELL

AGENDA ITEM NO. 4

Transfer Funds/Establish 2022 Projects for the Consolidated Local Street and Highway Improvement Program (CHIPS) PAVE-NY Funds and Extreme Winter Recovery Program (EWR) Funds/Create Projects - Highway Department

WHEREAS, the 2022 County Road Fund Budget included \$1,992,703 in funding for the Consolidated Local Street and Highway Improvement Program (CHIPS), \$555,598 under the program known as PAVE-NY, and \$369,997 in Extreme Winter Recovery (EWR), for a total of \$2,918,298, AND

WHEREAS, the County Road Rehab Projects were not yet determined at the time of the passing of the 2022 County Road Fund Budget, AND

WHEREAS, an amount of \$2,918,298.00 was budgeted in expense account D51125.54077 to be used when the projects were determined, AND

WHEREAS, the Cortland County Highway Superintendent has recommended that the following new projects be established for the 2022 Construction Season:

Fisher Avenue, Project # 7150
 Health Camp Road, Project # 7151
 McGraw Marathon Road Section G, Project # 7152
 McGraw Marathon Road Section H, Project # 7153
 Penelope Road, Project # 7233
 Texas Valley Road, Project # 7155

, AND

WHEREAS, the following projects were established in 2021, and will be completed in 2022:

Page Green Road Section 1 Project # 7149
 Preble Road, Project # 7146
 Highland Road, Project # 7148

, NOW THEREFORE BE IT

RESOLVED, that the 2022 County Road Fund Budget be amended as follows:

DECREASE:				
D51125	54077		CHIPS EXPENSES	\$ 2,106,863.00
INCREASE:			PROJECTS	
			PREBLE ROAD	
D51125	51005	7146	PERSONAL SERVICES	\$ 8,990.00
D51125	54065	7146	EQUIPMENT	\$ 26,028.00
D51125	54077	7146	MATERIALS	\$ 94,068.00
D51125	58020	7146	RETIREMENT	\$ 2,374.00
D51125	58030	7146	FICA	\$ 1,297.00
D51125	58040	7146	WORKERS COMP	\$ 678.00
D51125	58060	7146	HEALTH	\$ 3,591.00
D51125	58062	7146	DENTAL	\$ 22.00
D51125	58065	7146	VISION	\$ 4.00
			TOTAL PROJECT	\$ 137,052.00
			HIGHLAND ROAD	
D51125	51005	7148	PERSONAL SERVICES	\$ 18,151.00
D51125	54065	7148	EQUIPMENT	\$ 48,060.00
D51125	54077	7148	MATERIALS	\$ 162,432.00
D51125	58020	7148	RETIREMENT	\$ 4,793.00
D51125	58030	7148	FICA	\$ 2,619.00
D51125	58040	7148	WORKERS COMP	\$ 1,369.00
D51125	58060	7148	HEALTH	\$ 7,251.00
D51125	58062	7148	DENTAL	\$ 45.00
D51125	58065	7148	VISION	\$ 8.00
			TOTAL PROJECT	\$ 244,728.00

			PAGE GREEN ROAD SECTION A	
D51125	51005	7149	PERSONAL SERVICES	\$ 11,280.00
D51125	54065	7149	EQUIPMENT	\$ 29,916.00
D51125	54077	7149	MATERIALS	\$ 201,960.00
D51125	58020	7149	RETIREMENT	\$ 2,979.00
D51125	58030	7149	FICA	\$ 1,628.00
D51125	58040	7149	WORKERS COMP	\$ 851.00
D51125	58060	7149	HEALTH	\$ 4,506.00
D51125	58062	7149	DENTAL	\$ 28.00
D51125	58065	7149	VISION	\$ 5.00
			TOTAL PROJECT	\$ 253,153.00
			FISHER AVE	
D51125	51005	7150	PERSONAL SERVICES	\$ 8,818.00
D51125	54065	7150	EQUIPMENT	\$ 45,036.00
D51125	54077	7150	MATERIALS	\$ 39,420.00
D51125	58020	7150	RETIREMENT	\$ 2,328.00
D51125	58030	7150	FICA	\$ 1,272.00
D51125	58040	7150	WORKERS COMP	\$ 665.00
D51125	58060	7150	HEALTH	\$ 3,523.00
D51125	58062	7150	DENTAL	\$ 22.00
D51125	58065	7150	VISION	\$ 4.00
			TOTAL PROJECT	\$ 101,088.00
			HEALTH CAMP ROAD	
D51125	51005	7151	PERSONAL SERVICES	\$ 33,096.00
D51125	54065	7151	EQUIPMENT	\$ 103,572.00
D51125	54077	7151	MATERIALS	\$ 152,604.00
D51125	58020	7151	RETIREMENT	\$ 8,739.00
D51125	58030	7151	FICA	\$ 4,775.00
D51125	58040	7151	WORKERS COMP	\$ 2,497.00
D51125	58060	7151	HEALTH	\$ 13,221.00
D51125	58062	7151	DENTAL	\$ 81.00
D51125	58065	7151	VISION	\$ 14.00
			TOTAL PROJECT	\$ 318,599.00
			MCGRAW MARATHON ROAD SECTION G	
D51125	51005	7152	PERSONAL SERVICES	\$ 16,462.00
D51125	54065	7152	EQUIPMENT	\$ 110,538.00
D51125	54077	7152	MATERIALS	\$ 149,418.00
D51125	58020	7152	RETIREMENT	\$ 4,347.00
D51125	58030	7152	FICA	\$ 2,375.00
D51125	58040	7152	WORKERS COMP	\$ 1,242.00
D51125	58060	7152	HEALTH	\$ 6,576.00
D51125	58062	7152	DENTAL	\$ 40.00
D51125	58065	7152	VISION	\$ 7.00

			TOTAL PROJECT	\$ 291,005.00
			MCGRAW MARATHON ROAD SECTION H	
D51125	51005	7153	PERSONAL SERVICES	\$ 16,462.00
D51125	54065	7153	EQUIPMENT	\$ 110,538.00
D51125	54077	7153	MATERIALS	\$ 149,418.00
D51125	58020	7153	RETIREMENT	\$ 4,347.00
D51125	58030	7153	FICA	\$ 2,375.00
D51125	58040	7153	WORKERS COMP	\$ 1,242.00
D51125	58060	7153	HEALTH	\$ 6,576.00
D51125	58062	7153	DENTAL	\$ 40.00
D51125	58065	7153	VISION	\$ 7.00
			TOTAL PROJECT	\$ 291,005.00
			PENELOPE ROAD	
D51125	51005	7233	PERSONAL SERVICES	\$ 14,258.00
D51125	54065	7233	EQUIPMENT	\$ 52,812.00
D51125	54077	7233	MATERIALS	\$ 41,472.00
D51125	58020	7233	RETIREMENT	\$ 3,765.00
D51125	58030	7233	FICA	\$ 2,057.00
D51125	58040	7233	WORKERS COMP	\$ 1,076.00
D51125	58060	7233	HEALTH	\$ 5,696.00
D51125	58062	7233	DENTAL	\$ 35.00
D51125	58065	7233	VISION	\$ 6.00
			TOTAL PROJECT	\$ 121,177.00
			TEXAS VALLEY ROAD	
D51125	51005	7155	PERSONAL SERVICES	\$ 21,358.00
D51125	54065	7155	EQUIPMENT	\$ 139,320.00
D51125	54077	7155	MATERIALS	\$ 169,452.00
D51125	58020	7155	RETIREMENT	\$ 5,640.00
D51125	58030	7155	FICA	\$ 3,082.00
D51125	58040	7155	WORKERS COMP	\$ 1,611.00
D51125	58060	7155	HEALTH	\$ 8,532.00
D51125	58062	7155	DENTAL	\$ 52.00
D51125	58065	7155	VISION	\$ 9.00
			TOTAL PROJECT	\$ 349,056.00
			TOTAL INCREASE	\$ 2,106,863.00

, AND BE IT FURTHER

RESOLVED, that more projects will be added as time allows during the 2022 Construction Season.

ON MOTION OF NEWELL

AGENDA ITEM NO. 5

MH-2 Hangar Lease Agreement - Cortland County Airport/Highway Department

WHEREAS, Cortland County (Lessor) currently owns, maintains and leases various hangar buildings and spaces at Cortland County Airport on a monthly basis, AND

WHEREAS, in accordance with Local Law No. 5 of 2012, the County has negotiated with DM3 of Cortland, LLC (Lessee), P.O. Box 328, Cortland, NY 13045, for the lease of a portion of Hangar Building MH-2 at Cortland County Airport, AND

WHEREAS, the Cortland County Legislature's Highway Committee recommends the lease of approximately 6,500 square feet of Hangar MH-2 with the Lessee, containing the following terms and conditions:

Rental Rate Schedule:

- Year 1 (January 1, 2022 to December 31, 2022): \$1,300.00 per month,
- Optional one (1) Year term, commencing (January 1, 2023 to December 31, 2023): During the lease extension term, the annual rent shall be Fifteen Thousand Eight Hundred Forty Dollars (\$15,840.00) and shall be paid in twelve equal monthly installments of \$1,320.00 per month on the first day of each month

Terms and Conditions:

- All other terms and conditions of the previous Lease for Hangar MH-2 as outlined in the contract with the Lessee shall apply.

, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby approves the lease of a portion of Hangar MH- 2 at Cortland County Airport to DM3 of Cortland, LLC (Lessee), P.O. Box 328, Cortland, NY 13045, in accordance with the Rental Rate Schedule, and Terms and Conditions as stated above, AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee as to form, is hereby authorized to execute the necessary Hangar Lease Agreement with the Lessee, in accordance with the Rental Rate Schedule, and Terms and Conditions as stated above.

ON MOTION OF NEWELL

AGENDA ITEM NO. 6

Allocate 2021 Fund Balance to Airport Reserve - Highway Department/Cortland County Airport

WHEREAS, the Cortland County Legislature adopted Resolution No. 269-17 which directed that the gain or loss from A5610 accounts be placed into a dedicated reserve fund, AND

WHEREAS, the Airport had a gain in 2021 of \$52,284.74, AND

WHEREAS, a Board resolution is required annually to move the funds into said Airport Reserve, NOW THEREFORE BE IT

RESOLVED that the Airport Reserve (A386300.ARPT) be increased \$52,284.74 for 2021 gains.

ON MOTION OF NEWELL

AGENDA ITEM NO. 7

Amend 2022 Budget/Authorize Agreement/Installation of Active Landfill Gas Collection and Control System - Highway Department

WHEREAS, the Cortland County Landfill produces methane gas that is directly vented into the atmosphere, AND

WHEREAS, methane is a greenhouse gas that is approximately 25 times more potent than carbon dioxide and produces odors at the Cortland County Landfill and surrounding areas, AND

WHEREAS, Barton & Loguidice, D.P.C. provided a preliminary analysis of the estimated landfill gas generation at the Cortland County Landfill based upon the mass of waste in place at the landfill, the type of waste at the landfill, the landfill design life, the methane generation constant, the methane generation potential, the concentration of NMOC's as hexane, the volumetric percent of landfill gas that is methane and the volumetric percent of landfill gas that is carbon dioxide, AND

WHEREAS, through voluntary destruction of landfill gas with the installation of an active gas collection and flaring system, the County is eligible to become a carbon credit provider, AND

WHEREAS, the Cortland County Highway Committee supports the installation of an active gas collection and flaring system to reduce the amount of greenhouse gases emitted into the atmosphere from the landfill and to be eligible to become a carbon credit provider, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature be and hereby approves of the installation of an active gas collection and flaring system at the Cortland County Landfill, AND BE IT FURTHER

RESOLVED, that the County Administrator and the Superintendent of Highways, upon approval from the County Attorney or designee as to form, be and hereby are authorized to enter into any agreements and award bids needed for the planning, installation and implementation of an active gas collection and flaring system at the Cortland County Landfill for a cost not to exceed \$1.7 million, AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature hereby authorizes the 2022 County Budget to be modified as necessary for said project, AND BE IT FURTHER

RESOLVED, that the funding for this project is to come from account A359900, Appropriated Fund Balance, as a loan from the General Fund to the Solid Waste Fund to be paid back with carbon credits received.

Referred from Health & Human Services Committee

Referred from Agriculture/Planning/Environment Committee

ON MOTION OF HARBIN

AGENDA ITEM NO. 8

Authorize County Support to the Cortland County Junior Fair

WHEREAS, the Cortland County Junior Fair is a staple of the Cortland County community for 68 years and promotes agriculture and the youth of the County, AND

WHEREAS, the Agriculture, Planning and Environmental Committee recommends supporting the Cortland County Junior Fair, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature be and hereby authorizes the County to provide support in the amount of \$5,000 to the Cortland County Junior Fair, AND BE IT FURTHER

RESOLVED, that the 2022 Cortland County Budget be modified as follows:

INCREASE:

A64205.54780 Sponsor Contributions \$5,000

A359900 Appropriated Fund Balance \$5,000

ON MOTION OF HARBIN

AGENDA ITEM NO. 9

Authorize Agreement for the Purchase of Five (5) 16 Passenger Transit Buses - Cortland County Planning Department

WHEREAS, Resolution No. 120-20 authorized Cortland County to sign a grant application for consolidated grant funds under Contract No. C004119 from the New York State Department of Transportation, pursuant to Federal Section 5311, Title 49 United States Code, to provide public mass transportation service for fixed route and demand responsive service throughout the County, with limited service to contiguous counties provided by First Transit, Inc., Cortland County's public transportation provider, and the purchase of capital equipment that would consist of new buses and other equipment to be used by First Transit, Inc., AND

WHEREAS, Resolution No. 79-21 indicated Cortland County's acceptance of the Mass Transportation Capital Agreement under Contract C004119, which included specific PIN Numbers for the purchase of buses and related equipment, for a total grant award of \$933,391, AND

WHEREAS, Pin 3790.02.302 is for the purchase of (5) Lot G buses and related equipment, AND

WHEREAS, Shepard Bros, Inc., 20 Eastern Blvd., Canandaigua, NY 14424 is the authorized vendor for Lot G buses under the NY State Office of Government Services Contract Number PC69003 SB, AND

WHEREAS, Cortland County is requesting to enter into an agreement with Shepard Bros. Inc., for the purchase of (5) Lot G, 16 passenger buses with (4) four wheelchair stations and related equipment in an amount not to exceed \$421,801.10, AND

WHEREAS, there is no cost to the County of Cortland, as the local share required is provided by First Transit, Inc., as stipulated in their agreement with Cortland County, NOW THEREFORE FOR BE IT

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, is authorized to sign the agreement with Shepard Bros, Inc., for the purchase of buses and related equipment, in the amount not to exceed of \$421,801.10, to be paid out of the 2022 budget appropriations account A56305.52030.

ON MOTION OF HARBIN

AGENDA ITEM NO. 10

Authorize Agreement for Purchase of (3) 26 Passenger Transit Buses - Cortland County Planning Department

WHEREAS, Resolution No. 120-20 authorized Cortland County to sign a grant application for consolidated grant funds under Contract No. C004119 from the New York State Department of Transportation, pursuant to Federal Section 5311, Title 49 United States Code, to provide public mass transportation service for fixed route and demand responsive service throughout the County, with limited service to contiguous counties provided by First Transit, Inc., Cortland County's public transportation provider, and the purchase of capital equipment that would consist of new buses and other equipment to be used by First Transit, Inc., AND

WHEREAS, Resolution No. 79-21 indicated Cortland County's acceptance of the Mass Transportation Capital Agreement under Contract C004119, which included specific PIN Numbers for the

purchase of buses and related equipment, for a total grant award of \$933,391, AND

WHEREAS, Pin 3790.01.302 is for the purchase of (3) Lot K buses, AND

WHEREAS, Matthews Bus Alliance, DBA: Matthew Buses Commercial , 4802 West Colonial Drive, Orlando, FL 32808 is the authorized vendor for Lot K buses under the NY State Office of Government Services Contract Number PC69001, AND

WHEREAS, Cortland County is requesting to enter into an agreement with Matthews Bus Alliance, d/b/a Matthews Buses Commercial., for the purchase of (3) Lot K, 26 passenger buses with (6) six wheelchair stations and related equipment in an amount not to exceed \$512,311.44, AND

WHEREAS, there is no cost to the County of Cortland, as the local share match will be displaced by the Accelerated Transit Capital in the amount of \$37,500 and the balance of the local match required is provided by First Transit, Inc., as stipulated in their agreement with Cortland County, NOW THEREFORE FOR BE IT

RESOLVED, that the County Administrator, upon review and approval by the County Attorney, is authorized to sign the agreement with Matthews Bus Alliance DBA: Matthews Buses Commercial for the purchase of buses and related equipment, in the amount not to exceed of \$512,311.44, to be paid out of the 2022 budget appropriations account A56305.52030.

ON MOTION OF HARBIN

AGENDA ITEM NO. 11

Appoint Member to the Transportation Advisory Committee - Planning Department

WHEREAS, Resolution No. 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 Environmental Committee, will consist of a membership from a wide variety of community service agencies and government agencies, AND

WHEREAS, a vacancy exists on the board, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature be and hereby appoints the following community service and government agency representatives, or their designee, to the Transportation Advisory Committee for a term ending December 31, 2024:

Shannon Coffee - JM Murray Center

ON MOTION OF HARBIN

AGENDA ITEM NO. 12

Appoint Member to the Cortland County Planning Board - Planning Department

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 positions 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, NOW THEREFORE BE IT

RESOLVED, that the following be and hereby are appointed to the Cortland County Planning

Board for the terms as provided below:

Name	Address	Municipality	Term Expiration
Kevin Whitney	3689 Delaware Ave, Cortland, NY	Town of Cortlandville	6/30/2023

Referred from Judiciary & Public Safety Committee

Referred from Government Operations Committee

ON MOTION OF STOCK

AGENDA ITEM NO. 13

Create Positions - Poll Inspectors (200) - Board of Elections

WHEREAS, the needs of the Board of Elections will be better served by creating 200 Poll Inspector positions, AND

WHEREAS, the Government Operations Committee recommends the creation of these positions, NOW THEREFORE BE IT

RESOLVED, 200 positions of Poll Inspector, (unclassified service, \$16.00/HR) be created effective April 28, 2022, with approval to fill.

ON MOTION OF STOCK

AGENDA ITEM NO. 14

Mortgage Tax Disbursement October 1, 2021 - March 31, 2022 - County Clerk

WHEREAS, in accordance with NYS Tax Law, Article 11, § 261, the Semi Annual Mortgage Tax Report for October 1, 2021-March 31, 2022, has been prepared and submitted by the Cortland County Clerk and has been approved by the NYS Department of Taxation and Finance, AND

WHEREAS, the Basic Mortgage Tax has been submitted with interest to the Cortland County Treasurer, AND

WHEREAS, the mortgage tax has been calculated to apportion the basic mortgage between the towns and villages, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature authorize the County Treasurer to make payments to each of the tax districts within the County of Cortland as shown below, either by check or by electronic bank deposit based on the request of the receiving municipality.

Cortland, City of	\$130,184.39
Cincinnatus, Town of	7,104.30
Cortlandville, Town of	126,671.78
McGraw, Village of	3,538.98
Homer, Village of	378.71
Cuyler, Town of	3,343.37
Freetown, Town of	3,278.15
Harford, Town of	9,474.81
Homer, Town of	34,296.69
Homer Village of	25,851.84
Lapeer, Town of	5,224.32
Marathon, Town of	12,459.77

Marathon, Village of	6,650.31
Preble, Town of	13,781.94
Scott, Town of	16,227.03
Solon, Town of	7,386.05
Taylor, Town of	4,330.24
Truxton, Town of	17,050.71
Virgil, Town of	40,730.35
Willet, Town of	2,195.08
TOTAL	\$470,158.82

ON MOTION OF STOCK

AGENDA ITEM NO. 15

Create Position Landfill Equipment Operator for Highway Department - Solid Waste Division - Personnel

WHEREAS, the needs of the Landfill will be better served by creating one full-time position of Landfill Equipment Operator, AND

WHEREAS, the Highway Committee recommends the creation of this position, NOW THEREFORE BE IT

RESOLVED, that one full-time position of Landfill Equipment Operator (CSEA, Grade 14, \$20.6041- 26.0742/hr, non-competitive class, full-time with benefits) be created on April 28, 2022 with approval to fill.

ON MOTION OF STOCK

AGENDA ITEM NO. 16

Adopt Changes to Management Compensation Plan for Department Heads, Management Employees and Management/Confidential Employees/Reallocate Various Positions in Cortland County CSEA Unit #6550, Local 812/Abolish/Create Various Positions - Personnel Department

WHEREAS, a compensation analysis of all positions in the Cortland County Management Compensation Plan for Department Heads, Management Employees and Management/Confidential Employees and the Cortland County CSEA Unit #6550, Local 812, was conducted and completed by the Burke Group, AND

WHEREAS, the analysis recommended options for the Cortland County Legislature to implement in order to bring Cortland County employee salaries in line with current market values, AND

WHEREAS, upon conducting the analysis, additional recommendations were presented for certain positions to be abolished and created, NOW THEREFORE BE IT

RESOLVED, that effective June 27, 2022, the Management Compensation Plan for Department Heads, Management Employees and Management/Confidential Employees will be amended as attached, AND BE IT FURTHER

RESOLVED, that effective June 27, 2022, various CSEA positions will be reallocated as attached, AND BE IT FURTHER

RESOLVED, that effective June 27, 2022, the following positions will be abolished and created with approval to fill:

Abolish

Mental Health
Office Manager

Create

Executive Administrative Officer

Senior Account Clerk (2)
Medical Services Clerk (2)
Youth Project Director
Licensed Master Social Worker (9)
Licensed Clinical Social Worker (5)

Principal Account Clerk (2)
Senior Medical Services Clerk (2)
SPOA Coordinator
Mental Health Clinician (9)
Senior Mental Health Clinician (5)
Senior Account Clerk

Grant Administration

Grant Administrator

Workforce Development Director

Planning

Secretary 1

Fiscal Officer

Elections

Senior Election Clerk (2)

Deputy Election Commissioner (2)

, AND BE IT FURTHER

RESOLVED, that the 2022 County Budget be modified as needed for said changes with funds budgeted in A19905.54775 Contingency.

ON MOTION OF STOCK

AGENDA ITEM NO. 17

Adopt Local Law "C" for the Year 2022 a Local Law to Increase Salary of Officers Elected or Appointed for a Fixed Term During the Term of Office

WHEREAS, said Local Law has been in its final form upon the desks of the members of the Legislature at least seven (7) calendar days, exclusive of Sunday, prior to this date, AND

WHEREAS, a public hearing thereon has been held before this Legislature after publication of notice thereof as legally required, NOW THEREFORE BE IT

RESOLVED, that Local Law 5 for the year 2022 is hereby adopted and shall take effect upon the filing thereof in the Office of the Secretary of State as provided by Municipal Home Rule Law, AND BE IT FURTHER

RESOLVED, that, as this local law is subject to permissive referendum, the Clerk of the Legislature shall cause an abstract of this local law to be published in the County's official newspaper at least once a week for two successive weeks, the first publication of which shall be had within ten days after the local law is adopted, NOW THEREFORE

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

SECTION 1.

LEGISLATIVE INTENT

The County Legislature hereby states the intent of this local law is to preserve the integrity of the Management Compensation Plan, the goal of which is to treat all employees equally by maintaining grade level salary increments attached to years of service to the County. It is therefore necessary for the County Legislature to extend by local law the same increase in salary for those County officers elected or appointed for a fixed term, in compliance with New York State County Law §201, as has been previously Confidential Employees through Cortland County Local Law No. 4 of 2011.

SECTION II.

The Cortland County Employment Policy Manual for Department Heads, Management and

Management/Confidential Employees includes a Grade and Step Schedule, with salary increments tied to grade levels and years of service. Certain officers are excluded pursuant to New York State County §201, as the salary of any officer elected or appointed for a fixed term may only be increased by local law subject to permissive referendum as provided for in Municipal Home Rule Law §24(2)(h).

SECTION III.

The same rate of annual salary increase for fiscal year 2022 extended to Cortland County Management and Management/Confidential Employees through the modification of the Grade and Step Schedule, shall be provided to those officers elected or appointed for a fixed term, during their term of office. The annual salary of said officers elected or appointed for a fixed term, during their term of office, is to be adjusted and paid over the balance of the 2022 calendar year, upon the effective date of this local law.

This Local Law shall function to increase the salary of the following officers elected or appointed for a fixed term, during their term of office:

Elected office include:

County Clerk
County Coroner (s)
County Sheriff
County Treasurer

Officers appointed for a fixed term include:

Clerk of the Legislature
County Attorney
Public Defender
Veteran's Services Officer
Commissioner of Social Services
Highway Superintendent
Personnel Officer
Public Health Director
Real Property Tax Services Director

SECTION IV:

This local law is subject to permissive referendum and shall not take effect until June 27, 2022, which is at least forty-five (45) days after its adoption as provided for by Municipal Home Rule Law §24.

Referred from Finance & Administration Committee

ON MOTION OF WAGNER

AGENDA ITEM NO. 18

Authorize First Quarter 2022 Sales Tax Distribution - Finance

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 provide for quarterly, AND

WHEREAS, the 2022 first quarter sales tax information has been provided by the New York State Comptroller's Office showing a total collection for first quarter 2022 to be \$9,099,336.01, AND

WHEREAS, the total amount available for distribution is \$8,724,336.01, 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 \$4,711,141.45 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 first 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	\$1,548,569.64	\$-0-	\$1,548,569.64	\$-0-
Cincinnati, Town of	\$72,340.89	\$-0-	\$72,340.89	\$-0-
Cortlandville, Town of	\$773,753.32	\$-0-	\$773,753.32	\$-0-
Cuyler, Town of	\$65,904.68	\$(28,750.00)	\$37,154.68	\$-0-
Freetown, Town of	\$49,549.03	\$-0-	\$49,549.03	\$-0-
Harford, Town of	\$78,348.22	\$(70,000.00)	\$8,348.22	\$-0-
Homer, Town of	\$263,876.33	\$-0-	\$263,876.33	\$-0-
Homer, Village of	\$187,683.22	\$-0-	\$187,683.22	\$-0-
Lapeer, Town of	\$102,152.33	\$(77,500.00)	\$24,652.33	\$-0-
Marathon, Town of	\$78,306.81	\$-0-	\$78,306.81	\$-0-
Marathon, Village of	\$39,575.64	\$-0-	\$39,575.64	\$-0-
McGraw, Village of	\$34,373.02	\$-0-	\$34,373.02	\$-0-
Preble, Town of	\$134,446.81	\$-0-	\$134,446.81	\$-0-
Scott, Town of	\$79,756.53	\$-0-	\$79,756.53	\$-0-
Solon, Town of	\$73,707.62	\$-0-	\$73,707.62	\$-0-
Taylor, Town of	\$43,246.02	\$(20,000.00)	\$23,246.02	\$-0-
Truxton, Town of	\$95,187.58	\$(90,000.00)	\$5,187.58	\$-0-
Virgil, Town of	\$228,316.95	\$(16,250.00)	\$212,066.95	\$-0-
Willet, Town of	\$64,099.92	\$-0-	\$64,099.92	\$-0-
Total	\$4,013,194.56	\$(302,500.00)	\$3,710,694.56	\$-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.

Authorize County Administrator to Approve Budgeted Contracts - County Administration

WHEREAS, Cortland County enters into contracts with many organizations as part of daily business, AND

WHEREAS, during the budget process each year the funds are appropriated and approved by the Legislature, AND

WHEREAS, this is a duplication that slows down the County's contracting process and takes up valuable time for the Legislators to approve an item that has already been approved in the budget process, AND

WHEREAS, it is in the best interest of Cortland County for the County Administrator to have the authority to approve these contracts which have been approved in the County Budget, NOW THEREFORE BE IT

RESOLVED, that the County Administrator be and hereby is authorized, upon review and approval by the County Attorney or designee, to sign agreements which are approved in the current fiscal year County Budget.

Authorize County Administrator to Award Grants

WHEREAS, Cortland County receives grants and other funding on a regular basis, AND

WHEREAS, it is in the best interest of Cortland County for the County Administrator to have the authority to accept such grants and amend budgets based on grant proceeds providing the grants do not require the creation of any new positions and there is no County match required, NOW THEREFORE BE IT

RESOLVED, that the County Administrator is hereby authorized to award such grants and amend budgets based on grant proceeds providing the grants do not require the creation of any new positions and there is no County match required, AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, is hereby authorized and directed to sign agreements to accept the grant, AND BE IT FURTHER

RESOLVED, the Director of Finance shall carryover all unused grant funds to the subsequent year(s) budget covered by the grant, per the approved grant agreement.

Authorize the County Administrator to Award Food Bids

WHEREAS, Cortland County is required to bid for food and other items on a regular basis, AND

WHEREAS, it is in the best interest of Cortland County for the County Administrator to have the authority to award such bids based on adherence to the County's purchasing policy, NOW THEREFORE BE IT

RESOLVED, that the County Administrator is authorized to award such bids, AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, is hereby authorized and directed to sign agreements to award these bids to the chosen vendor.

ON MOTION OF WAGNER

AGENDA ITEM NO. 22

Authorize Allocation of American Rescue Plan Funding to the Cortland County Business Development Corporation

WHEREAS, Cortland County has been awarded over \$9,000,000 through the Federal American Rescue Plan to support projects that will provide for economic resiliency and enhance communities that have been negatively affected by the COVID-19 pandemic, AND

WHEREAS, with Resolution No. 315-21 the Cortland County Legislature approved the allocation of \$300,000 of the federal aid revenue to the Cortland County Business Development Corporation to administer a Downtown Assistance Program, a Façade Improvement Program and a Small Business Expansion Assistance Program, AND

WHEREAS, the Cortland County Business Development Corporation received over 80 applications from small businesses throughout Cortland County, AND

WHEREAS, the small businesses, through the Downtown Assistance Program, Façade Improvement Program and Small Business Expansion Assistance Program, are putting private investment into the Cortland County business community, AND

WHEREAS, the Business Development Corporation is in need of more funding to allow them to assist all eligible applications, AND

WHEREAS, the Cortland County Federal Aid Allocation Citizen's Advisory Committee has endorsed a proposal to allocate an additional \$300,000 of the federal aid revenue to the Cortland County Business Development Corporation to administer a Downtown Assistance Program, a Façade Improvement Program and a Small Business Expansion Assistance Program, AND

WHEREAS, a reporting of all monies spent and backup documentation must be submitted to Cortland County for reporting to the Federal Government, AND

WHEREAS, any funds spent that are not reported to the County and/or not utilized for the specific purposes outlined in this resolution need to be returned to Cortland County in a timely manner, AND

WHEREAS, should the project(s) outlined in this resolution not begin by December 31, 2023, all funding provided by Cortland County is to be returned to Cortland County, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby authorizes \$300,000 of the Federal American Rescue Plan funds to the Cortland County Business Development Corporation to administer a Downtown Assistance Program, a Façade Improvement Program and a Small Business Expansion Assistance Program, AND BE IT FURTHER

RESOLVED, the County Administrator, upon review and approval by the County Attorney or designee, be and hereby is authorized to sign a contract with the Cortland County Business Development Corporation for said purposes.

Authorize Use of American Rescue Plan Funds for Legislative Chambers and Committee Room Updates

WHEREAS, Cortland County has been awarded over \$9,000,000 through the Federal American Rescue Plan to support projects that will provide for economic resiliency and enhance communities that have been negatively affected by the COVID-19 pandemic, AND

WHEREAS, there is a need to update the Cortland County Legislative Chambers and committee rooms to have the ability to hold efficient virtual meetings, AND

WHEREAS, the Buildings and Grounds Committee and the Cortland County Federal Aid Allocation Citizen's Advisory Committee has endorsed the allocation of \$300,000 of the federal aid revenue for Legislative Chambers and committee room renovations at the County Office Building, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby authorizes the allocation of \$300,000 of the federal aid revenue for Legislative Chambers and committee room renovations at the County Office Building, AND BE IT FURTHER

RESOLVED, the 2022 Cortland County budget be and hereby is amended as follows:

Increase:

A132544.44089.ARP	Federal Aid Revenue	\$300,000
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A10105.52320.ARP	Building Improvements	\$300,000
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, AND BE IT FURTHER

RESOLVED, that the County Administrator is hereby authorized, upon approval by the County Attorney or designee, to enter into agreements for the Legislative Chambers and committee room renovations at the County Office Building.

Authorize Use of American Rescue Plan Funds for County Office Building HVAC Project (3Rd Floor)

WHEREAS, Cortland County has been awarded over \$9,000,000 through the Federal American Rescue Plan to support projects that will provide for economic resiliency and enhance communities that have been negatively affected by the COVID-19 pandemic, AND

WHEREAS, the Buildings and Grounds Committee and the Cortland County Federal Aid Allocation Citizen's Advisory Committee has endorsed the allocation of \$500,000 of the federal aid revenue for HVAC renovations for the third floor of the County Office Building, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby authorizes the allocation of \$500,000 of the federal aid revenue for HVAC renovations for the third floor of the County Office Building, AND BE IT FURTHER

RESOLVED, the 2022 Cortland County budget be and hereby is amended as follows:

Increase:

A132544.44089.ARP Federal Aid Revenue \$500,000

A16205.52320.ARP B&G - Building Improvements \$500,000

, AND BE IT FURTHER

RESOLVED, that the County Administrator is hereby authorized, upon approval by the County Attorney or designee, to enter into agreements for HVAC renovations for the third floor of the County Office Building for an amount not to exceed \$500,000.

ON MOTION OF WAGNER

AGENDA ITEM NO. 25

Authorize Use of American Rescue Plan Funds for the Cortland County Mental Health Building

WHEREAS, Cortland County has been awarded over \$9,000,000 through the Federal American Rescue Plan to support projects that will provide for economic resiliency and enhance communities that have been negatively affected by the COVID-19 pandemic, AND

WHEREAS, the Cortland County Federal Aid Allocation Citizen's Advisory Committee has endorsed the allocation of \$2,000,000 of the federal aid revenue for renovations to the Cortland County Mental Health Building, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby authorizes the allocation of \$2,000,000 of the federal aid revenue for renovations to the Cortland County Mental Health Building located at 111 Port Watson St., Cortland, NY, AND BE IT FURTHER

RESOLVED, the 2022 Cortland County budget be and hereby is amended as follows:

Increase:

A132544.44089.ARP Federal Aid Revenue \$2,000,000

A43115.52320.ARP Building Improvements \$2,000,000

, AND BE IT FURTHER

RESOLVED, that the County Administrator is hereby authorized, upon approval by the County Attorney or designee, to enter into agreements for renovations to the Cortland County Mental Health Building, AND BE IT FURTHER

RESOLVED, the Director of Finance shall carryover all unused funds to subsequent years until the project is completed or funds are expended, no later than fiscal year 2026.

ON MOTION OF WAGNER

AGENDA ITEM NO. 26

Authorize Use of American Rescue Plan Funding for Broadband & Dissolution of Federal Aid Allocation Citizen's Advisory Committee

WHEREAS, Cortland County has been awarded over \$9,000,000 through the Federal American Rescue Plan to support projects that will provide for economic resiliency and enhance communities that have been negatively affected by the COVID-19 pandemic, AND

WHEREAS, Resolution No. 142-21 established the Federal Aid Allocation Citizen's Advisory Committee to formulate a clear plan for the use of the Federal Aid being received, AND

WHEREAS, Resolution No. 14-22 reestablished the Federal Aid Allocation Citizen's Advisory Committee to continue allocating the Federal Aid received, AND

WHEREAS, the Federal Aid Allocation Citizen's Advisory Committee endorses the allocation of all unspent American Rescue Plan funds to broadband expansion in Cortland County, AND

WHEREAS, upon approval of the Cortland County Legislature, all American Rescue Plan funding received by Cortland County is allocated, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature be and hereby allocates all unspent American Rescue Plan funding to broadband expansion in Cortland County through December 31, 2024, AND BE IT FURTHER

RESOLVED, that the Federal Aid Allocation Citizen's Advisory Committee be and hereby is dissolved as of April 28, 2022 and all future spending of American Rescue Plan funds be approved by the Finance and Administration Committee.

ON MOTION OF WAGNER

AGENDA ITEM NO. 27

Authorize Agreement for Auctioneer Services for the Sale of County Tax Foreclosure Properties - Treasurer's Office

WHEREAS, The Treasurer's Office of Cortland County advertised for bids for Auctioneer services for the auction of tax foreclosures properties, Index No._____, AND

WHEREAS, sealed bids were opened on April 1, 2022 at 11:30 a.m. at the Office of the Clerk of the Legislature, AND

WHEREAS, the Treasurer's Office received three proposals from the following New York State licensed auctioneers:

Bidder	Buyer's Premium	County's Cost
Auctions International d/b/a AuctionsInternational.com 11167 Big Tree Road East Aurora, NY 14052	6% Cash or Check 11% Credit Card No Reclaimed Property Fee	\$0
Absolute Auctions & Realty, Inc. d/b/a NYSAuctions.com 45 South Avenue, PO Box 1739 Pleasant Valley, NY 12569	10% Cash or Check 11% Credit Card 10% Reclaimed Property Fee	\$0
Collar City Auctions d/b/a CollarCityAuctions.com 9423 Western Turnpike Delanson, NY 12053	6% Cash or Check Unspecified Credit Card No Reclaimed Property Fee	\$0

, NOW THEREFORE BE IT

RESOLVED, that in accordance with the recommendation of the Cortland County Treasurer, the Cortland County Legislature be and hereby awards the Auctioneer agreement to the lowest qualified bidder being Auctions International, 11167 Big Tree Road, East Aurora, NY 14052 for the 2018 foreclosed properties, AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval of the County Attorney or designee, is hereby authorized to execute a contract with Auctions International, 11167 Big Tree Road, East Aurora, NY 14052 for the 2018 foreclosed properties.

Announcements

Adjournment